



**Redland**  
CITY COUNCIL

# **MINUTES**

## **GENERAL MEETING**

**Wednesday, 14 August 2019**

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, 14 AUGUST 2019 AT 9.30AM**

**1 DECLARATION OF OPENING**

The Deputy Mayor declared the meeting open at 9.30am and acknowledged the Quandamooka people, who are the traditional custodians of the land on which Council meets.

The Deputy Mayor also paid Council's respect to their elders, past and present, and extended that respect to other indigenous Australians who are 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 Lance Hewlett (Deputy Mayor, Chair and Division 4), Cr Mark Edwards (Division 5), Cr Julie Talty (Division 6), Cr Murray Elliott (Division 7), Cr Tracey Huges (Division 8), Cr Paul Gleeson (Division 9), Cr Paul Bishop (Division 10)

**EXECUTIVE LEADERSHIP TEAM:** Andrew Chesterman (Chief Executive Officer), John Oberhardt (General Manager Organisational Services), Louise Rusan (General Manager Community & Customer Services), Deborah Corbett-Hall (Chief Financial Officer), Andrew Ross (General Counsel), Peter Best (General Manager Infrastructure & Operations)

**MINUTES:** Debra Weeks (Corporate Meetings & Registers Coordinator)

**2.1 LEAVE OF ABSENCE – CR PAUL GOLLÈ****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/274**

**Moved by:** Cr Peter Mitchell

**Seconded by:** Cr Paul Bishop

**That a leave of absence is granted for Cr Paul Gollè.**

**CARRIED 8/0**

Wendy Boglary, Peter Mitchell, Lance Hewlett, Mark Edwards, Julie Talty, Tracey Huges, Paul Gleeson and Paul Bishop voted FOR the motion.

Crs Karen Williams (Mayor ) and Murray Elliott had not yet joined the meeting.

Cr Paul Gollè was absent from the meeting.

**2.2 TELECONFERENCING – CR KAREN WILLIAMS (Mayor)****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/275**

Moved by: Cr Mark Edwards

Seconded by: Cr Julie Talty

**That Councillor Karen Williams be permitted to participate in the meeting by teleconferencing.**

**CARRIED 8/0**

Wendy Boglary, Peter Mitchell, Lance Hewlett, Mark Edwards, Julie Talty, Tracey Huges, Paul Gleeson and Paul Bishop voted FOR the motion.

Crs Karen Williams (Mayor ) and Murray Elliott had not yet joined the meeting.

Cr Paul Gollè was absent from the meeting.

**COUNCILLOR ABSENCES DURING THE MEETING**

Cr Karen Williams (Mayor) entered the meeting via teleconference at 9.32am (after Item 2).

Cr Murray Elliott entered the meeting at 9.36am (after Item 3).

**3 DEVOTIONAL SEGMENT**

Pastor Peter Grieve of C3 Church, Redland Bay, also a member of the Minister's Fellowship, led Council in a brief Devotional segment.

**4 RECOGNITION OF ACHIEVEMENT**

Nil

**5 RECEIPT AND CONFIRMATION OF MINUTES****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/276**

Moved by: Cr Tracey Huges

Seconded by: Cr Paul Bishop

**That the minutes of the General Meeting held on 31 July 2019 be confirmed.**

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

**6 MATTERS OUTSTANDING FROM PREVIOUS COUNCIL MEETING MINUTES****6.1 OPPORTUNITY TO PARTICIPATE IN A JOINT LOCAL GOVERNMENT ACTIVITY – REGIONAL APPROACH TO WASTE AND RESOURCE MANAGEMENT**

At the General Meeting 12 December 2018 (Item 19.8 refers), Council resolved as follows:

*That Council resolves as follows:*

- 1. In accordance with section 228 2(b) of the Local Government Regulation 2012 to invite Expressions of Interest for the provision of waste disposal services, including the use of alternative waste disposal and recycling technologies, to service the needs of the Redland City*

*Council (Council) Local Government Area, or as part of a regional arrangement, joint government entity or joint local government with other Councils in South East Queensland.*

2. *To record its reasons for making the resolution, as detailed in Clause 1 above, as follows:*
  - a) *A regional waste management solution may make alternative waste technologies feasible and economical where those technologies would not otherwise be viable options for Council due to the relatively small volume of waste disposed of by Council each year;*
  - b) *A regional waste management solution may enable Council to implement an advanced solution to waste disposal not seen before in Queensland or Australia and be at the forefront of advanced alternative waste technology in Australia;*
  - c) *Redland City Council and the SEQ-West region of councils are each involved in the management of recyclables and residual waste in their respective local government area;*
  - d) *Redland City Council recognises that some existing methods of waste treatment and disposal including landfill disposal may not be sustainable in the long term;*
  - e) *Redland City Council wishes to understand and compare all available options for long term treatment and/or disposal solution(s) for residual waste under their management;*
  - f) *Redland City Council wishes to be positioned to benefit from and respond to developments in Queensland's new Waste Strategy and associated regulatory frameworks and local industry developments. Notably, the recently announced landfill levy (to be introduced in July 2019) may provide direct or indirect incentives for resource recovery projects; and*
  - g) *Redland City Council believes that it is in its interests and its community's interests to investigate a regional approach to waste treatment and disposal, consider alternative waste treatment technologies and solutions, including energy from waste solutions, and derive the benefits from greater waste volumes. Noting that this investigation opportunity does not preclude RCC from pursuing or participating in other market based waste collection and disposal service delivery options and/or maintaining an active engagement with BCC, to understand future waste disposal contract opportunities and costs that may be offered by BCC.*
3. *To delegate to the Chief Executive Officer under s.257 (1)(b) of the Local Government Act 2009, the authority to prepare and adopt a Tender Consideration Plan in accordance with section 230 of the Local Government Regulation 2012 outlining how Redland City Council can proceed to implement a local solution if required following the EOI process;*
4. *To delegate to the Chief Executive Officer under s.257 (1)(b) of the Local Government Act 2009, the authority to execute any agreements between councils participating in the Expression of Interest process, as detailed in Clauses 1 and 3 above; and*
5. *The Group Manager Water and Waste Infrastructure be requested to submit a report to a future meeting detailing the outcomes of the Expressions of Interest, as detailed in Clause 1 and 3 above.*

A report will be presented to Council at the end of the year.

**6.2 SOUTHERN MORETON BAY ISLANDS (SMBI) PASSENGER FERRY TERMINAL UPGRADE**

At the General Meeting 19 June 2019 (Item 19.3 refers), Council resolved as follows:

*That Council resolves as follows:*

- 1. To accept the Queensland State Government's (the State's) Southern Moreton Bay Islands passenger ferry terminal upgrade funding offer and future ownership proposal, made by letter dated 28 March 2019, by the State Minister for Transport and Main Roads to the Mayor of Redland City Council.*
- 2. To request the Mayor and Chief Executive Officer to write to the State Minister for Transport and Main Roads and the Director General Department of Transport and Main Roads respectively, confirming Council's acceptance of the State's offer.*
- 3. To bring back to Council for approval, a Deed of Agreement between the Department of Transport and Main Roads and Council, for the upgrade of the Southern Moreton Bay Islands passenger ferry terminals, which may include, but not be limited to, passenger ferry terminal upgrade funding arrangements, post upgrade ownership and tenure arrangements and post upgrade commercial and development opportunities.*
- 4. That this report and attachments remain confidential until a Deed of Agreement for the upgrade of the Southern Moreton Bay Islands passenger ferry terminals between the State and Council has been executed, subject to maintaining the confidentiality of legally privileged, private and commercial in confidence information.*

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

**7 MAYORAL MINUTE**

Nil

**8 PUBLIC PARTICIPATION****MOTION TO ADJOURN MEETING AT 9.38AM****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/277**

**Moved by:** Cr Wendy Boglary

**Seconded by:** Cr Mark Edwards

**That Council adjourn the meeting for a 15 minute public participation segment.**

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

- Ms Kathy Clark, resident of Capalaba and representative of Birdlife Queensland, addressed Council regarding Moreton Bay Ramsar sites and the exclusion of these wetlands from the Toondah Harbour Priority Development Area.
- Ms Judith Hoyle, a representative of Birdlife Southern Queensland, addressed Council regarding the governance of the Moreton Bay Pumicestone Ramsar site.

**MOTION TO RESUME MEETING AT 9.51AM****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/278**

Moved by: Cr Peter Mitchell

Seconded by: Cr Wendy Boglary

That the meeting proceedings resume.

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

**9 PETITIONS AND PRESENTATIONS****9.1 CR WENDY BOGLARY – PETITION REQUESTING COUNCIL IMPLEMENT A RANGE OF MEASURES TO IMPROVE ITS STEWARDSHIP OF THOSE PARTS OF THE MORETON BAY RAMSAR SITE WHICH ARE LOCATED WITHIN REDLAND CITY****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/279**

Moved by: Cr Wendy Boglary

Seconded by: Cr Paul Bishop

That the petition be received and referred to the Chief Executive Officer for consideration and report to local government.

**CARRIED 8/2**

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Lance Hewlett, Mark Edwards, Murray Elliott, Tracey Huges and Paul Bishop voted FOR the motion.

Crs Julie Talty and Paul Gleeson voted AGAINST the motion.

Cr Paul Gollè was absent from the meeting.

**9.2 CR TRACEY HUGES - AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION LEADERSHIP FORUM**

*It was with pleasure that both Cr Talty and myself attended the Australian Local Government Women's Association Leadership Forum held in Brisbane on 1 and 2 August 2019.*

*The forum's two day program was hosted by Greg Meek Business Development Director of Gadens Lawyers who opened with the Forum with the topic of Authenticity Matters: Leadership is an inside-out practice. This was presented by the vivacious Jilinda Lee, Director of Vital Leaders. The statement 'Wrong is always Wrong' rendered the 50 plus attendees united as one in agreement.*

*Jilinda was a perfect segway to the key note speaker Kim Skubris, Broadcast Journalist, Media Trainer and Facilitator who shared her personal insight on the value of presenting a powerful message that combines with a real story. We know that statistics are important but they are not memorable. Her engaging manner and strong presence drove home the value of personality in presentation.*

*Mr Greg Hallam, CEO of the Local Government Association Queensland (LGAQ) led a discussion on the future of Local Government and Engagement by the LGAQ with a lively question and answer session.*

*Kylie Lamb a quiet and beautiful lady who has worked in local government for 19 years in a variety of roles and is currently the Director Organisational Services at Mackay Regional Council, was empowered to stand before her peers and share her journey within local government and the importance of mentoring and opportunity, the dream to have leadership aspirations and the make or break of having senior managers believing in the value of their employees and supporting them along their career paths.*

*Day two opened with an overview on the Legislative Reform that is currently underway with the State Government, presented by Bronwyn Blagoev, Executive Director Strategy and Service Delivery, Department of Local Government Racing and Multicultural Affairs. Bronwyn shared the legislative challenges before the department and local government.*

*Following was Dr Tim Baker, Managing Director, Winners at Work. Dr Tim lead a loud and lively discussion on maximising influence as a leader, with a short Capabilities Profile review and focus on leadership types of Investigators, Calculators, Motivators and Collaborators.*

*An important superannuation discussion highlighted the need for each of us to assess and review our superannuation on a regular basis and we finished the afternoon with a panel discussion on leadership, with panel guests Mt Isa Mayor Joyce McCulloch, Dr Tim Baker and Peta Irvine, CEO of Local Government Managers Australia (Qld).*

*Our appreciation to the Australian Local Government Women's Association President Cr Judy Peters and her amazing and supportive committee for the preparation and quality of this year's Queensland Women's Conference, it was again an inspiring and thought provoking two days.*

**10 MOTION TO ALTER THE ORDER OF BUSINESS**

Nil

**11 DECLARATION OF MATERIAL PERSONAL INTEREST OR CONFLICT OF INTEREST ON ANY ITEMS OF BUSINESS**

Nil

**12 REPORTS FROM THE OFFICE OF THE CEO**

Nil



**13 REPORTS FROM ORGANISATIONAL SERVICES****13.1 AUDIT COMMITTEE 23 JULY 2019****Objective Reference:** A3989881**Authorising Officer:** John Oberhardt, General Manager Organisational Services**Responsible Officer:** Tony Beynon, Group Manager Corporate Governance**Report Author:** Kailesh Naidu, Principal Adviser Internal Audit**Attachments:** 1. [Audit Committee Minutes 23 July 2019](#) ↓**PURPOSE**

The purpose of this report is to present the minutes of the Audit Committee held on 23 July 2019 to Council for adoption in accordance with Section 211 of the *Local Government Regulation 2012*.

**BACKGROUND**

The primary objective of the Audit Committee is to assist Council in fulfilling its corporate governance role and oversight of financial measurement and reporting responsibilities imposed under the *Local Government Act 2009* and other relevant legislation. To fulfil this objective and in order to enhance the ability of Councillors to discharge their legal responsibility, it is necessary that a written report is presented to Council as soon as practicable after a meeting of the Audit Committee about the matters reviewed at the meeting and the Committee's recommendations about these matters.

**ISSUES**

Refer to the attached Minutes of the Audit Committee held on 23 July 2019.

**STRATEGIC IMPLICATIONS****Legislative Requirements**

This report has been prepared in accordance with the requirements of the *Local Government Act 2009* and the *Local Government Regulation 2012*.

**Risk Management**

There are no opportunities or risks for Council resulting from this report.

**Financial**

There are no financial implications impacting Council as a result of this report.

**People**

There are no implications on people as a result of this report.

**Environmental**

There are no environmental impacts resulting from this report.

**Social**

There are no social implications as a result of this report.

**Alignment with Council's Policy and Plans**

Audit Committee Policy (POL-3008)

Internal Audit Policy (POL-3009)

Corporate Plan 2018-2023 *Outcome 8 Inclusive and ethical governance*

**CONSULTATION**

Consulted	Consultation Date	Comments/Actions
Audit Committee members	25 July 2019	Audit Committee members were consulted to review the minutes prior to being finalised.

**OPTIONS****Option One**

That Council resolves to note this report, which summarises the issues discussed at the Audit Committee of 23 July 2019.

**Option Two**

That Council resolves to note this report and requests additional information.

**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/280**

**Moved by:** Cr Peter Mitchell

**Seconded by:** Cr Mark Edwards

**That Council resolves to note this report, which summarises the issues discussed at the Audit Committee of 23 July 2019.**

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.



**Redland**  
CITY COUNCIL

# MINUTES

## AUDIT COMMITTEE MEETING

**Tuesday, 23 July 2019**

The Council Chambers  
91 - 93 Bloomfield Street  
CLEVELAND QLD



## AUDIT COMMITTEE MEETING MINUTES

23 JULY 2019

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**AUDIT COMMITTEE MEETING MINUTES**

23 JULY 2019

**AUDIT COMMITTEE MEETING  
HELD AT THE COUNCIL CHAMBERS, 91 - 93 BLOOMFIELD STREET, CLEVELAND QLD  
ON TUESDAY, 23 JULY 2019 AT 9.30AM**

**1 DECLARATION OF OPENING**

The Chair declared the meeting open at 9.30am.

**2 RECORD OF ATTENDANCE AND APOLOGIES****MEMBERS PRESENT:**

Cr Paul Gleeson	Councillor Member and Chair
Virendra Dua	External Member
Peter Dowling	External Member

**SECRETARY:**

Kailesh Naidu	Principal Adviser Internal Audit
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**APOLOGIES:**

Cr Karen Williams	Councillor Member (Mayor)
Amanda Daly	Head of People and Culture
Joy Manalo	Service Manager Corporate Finance
Anita Kubler	Senior Manager – PwC

**ATTENDEES:**

Andrew Chesterman	Chief Executive Officer
John Oberhardt	General Manager Organisational Services
Peter Best	General Manager Infrastructure & Operations
Louise Rusan	General Manager Community & Customer Services
Deborah Corbett-Hall	Chief Financial Officer
Andrew Ross	General Counsel
Tony Beynon	Group Manager Corporate Governance
Glynn Henderson	Chief Information Officer
Mark Davis	Service Manager Risk & Liability Services
Arun Varghese	Internal Auditor
Julie O'Brien	Queensland Audit Office (QAO)
Ashley Carle	Bentleys – QAO Audit Representative
Peter Paterson	Bentleys – QAO Audit Representative
Sean Rooney	Partner – PwC
Gabriella Soares	Director - Deloitte
Michelle Lacey	Manager – Deloitte

**OBSERVERS**

Cr Peter Mitchell	Councillor
Cr Tracey Huges	Councillor
Megan Praeger	Executive Officer – Office of the CEO
Jen Myers	Senior Portfolio Delivery Adviser
Richard Brouwer	Insurance Claims & Business Continuity Support Coordinator

**MINUTES:**

Lizzi Striplin	Corporate Meetings & Registers Supervisor
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**AUDIT COMMITTEE MEETING MINUTES****23 JULY 2019****3 CONFLICT OF INTEREST DECLARATION**

Nil.

**4 RECEIPT AND CONFIRMATION OF MINUTES****4.1 AUDIT COMMITTEE MINUTES 13 MARCH 2019**

The minutes of the previous Audit Committee were presented for confirmation.

**COMMITTEE DECISION****The minutes of the Audit Committee of 13 March 2019 were confirmed.****5 BUSINESS ARISING FROM PREVIOUS MINUTES**

Business arising from the minutes of the meeting from 13 March 2019 of the Audit Committee is presented:

- 5.1 The Committee requested that a report on capital and operational projects was presented.

*Carried forward to the next Audit Committee*

- 5.2 The Committee requested that an issues register is presented.

*Carried forward to the next Audit Committee*

- 5.3 The Committee requested that the audit universe is updated to demonstrate alignment between assurance activities and the Corporate Plan outcomes.

*An update was provided by the Principal Adviser Internal Audit in Item 12.1**Item completed*

- 5.4 The Committee requested that the reporting is streamlined, retaining the briefing note with detailed updates on recommendations which are significantly past the due date.

*An update was provided by the Principal Adviser Internal Audit in Item 10.1**Item completed*

- 5.5 The Audit Committee requested that the Internal Audit Charter is to be expanded to include the accountabilities of the Internal Audit co-sourced partner.

*The item was closed prior to the Audit Committee Meeting.**Item completed***6 UPDATE FROM THE CHIEF EXECUTIVE OFFICER****6.1 UPDATE FROM THE CHIEF EXECUTIVE OFFICER**

A comprehensive verbal update on general organisational and Council matters was provided by the Chief Executive Officer.

**COMMITTEE DECISION****The Audit Committee noted the update as presented.**

**AUDIT COMMITTEE MEETING MINUTES****23 JULY 2019****7 COUNCIL FINANCIAL REPORTS****7.1 END OF MONTH FINANCIAL REPORT FOR MAY 2019**

Council's End of Month Financial Report for May 2019 was presented to the Audit Committee and an update was provided by the Chief Financial Officer. The Chief Financial Officer acknowledged feedback from an external member and talked to the annual review that Financial Services conducts, to look at the monthly financials.

**COMMITTEE DECISION**

The Audit Committee noted the report and attachments.

**7.2 BUDGET 2019-2020**

Council's Budget for 2019-2020 and Financial Strategy 2019-2029 were presented to the Audit Committee by the Chief Financial Officer.

**COMMITTEE DECISION**

The Audit Committee noted the report and attachment.

**7.3 ASSET VALUATION 2018-2019**

An update on the 2018-2019 Asset Valuations was presented to the Audit Committee by the Chief Financial Officer.

**COMMITTEE DECISION**

The Audit Committee noted the report and attachment.

**8 INTERNAL AUDIT PLAN****8.1 INTERNAL AUDIT PLAN 2018-2019**

The status of Council's Audit Plan for 2018-2019 was presented to the Audit Committee by the Principal Adviser Internal Audit.

**COMMITTEE DECISION**

The Audit Committee noted the status of the Internal Audit Plan for 2018-2019 and activities undertaken by the Internal Audit Unit.

**8.2 INTERNAL AUDIT PLAN 2019-2020**

Council's Audit Plan for 2019-2020 was presented to the Audit Committee by the Principal Adviser Internal Audit.

**COMMITTEE DECISION**

The Audit Committee endorsed the Internal Audit Plan 2019-2020.

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**AUDIT COMMITTEE MEETING MINUTES****23 JULY 2019****9 INTERNAL AUDIT REPORTS****9.1 INTERNAL AUDIT REPORTS ISSUED**

Internal Audit reports issued since the last Audit Committee were presented by the Principal Adviser Internal Audit and PwC.

**COMMITTEE DECISION**

The Audit Committee noted the reports as presented.

**10 AUDIT RECOMMENDATIONS DUE FOR IMPLEMENTATION****10.1 STATUS OF AUDIT RECOMMENDATIONS**

An update on the status of the Internal Audit recommendations was presented to the Audit Committee by the Principal Adviser Internal Audit.

**COMMITTEE DECISION**

The Audit Committee noted the update provided on the recommendations currently tracked for implementation.

**11 UPDATE FROM EXTERNAL AUDITORS****11.1 UPDATE FROM EXTERNAL AUDITORS**

An update was presented to the Audit Committee by Bentleys and Queensland Audit Office.

**COMMITTEE DECISION**

The Audit Committee noted the Interim Management Letter for the Year Ending 30 June 2019 and update as presented.

**12 RISK MANAGEMENT****12.1 RISK MANAGEMENT**

An update on Council's risk management activities was provided by the Service Manager Risk & Liability.

**COMMITTEE DECISION**

The Audit Committee noted the update on risk management activities.

**13 OTHER BUSINESS****13.1 CONTRACT MANAGEMENT AND PROCUREMENT SERVICES**

A comprehensive report was presented on Council's contract management and procurement activities by the Procurement Transformation Manager.

**COMMITTEE DECISION**

The Audit Committee noted the update on Council's contract management and procurement activities as presented.



**AUDIT COMMITTEE MEETING MINUTES**

**23 JULY 2019**

**14 CONFIDENTIAL REPORT**

A confidential verbal report was presented in closed session.

**COMMITTEE DECISION**

The Audit Committee noted the confidential report.

**15 MEETING CLOSURE**

The meeting closed at 11.20am.

**14 REPORTS FROM COMMUNITY & CUSTOMER SERVICES****14.1 DECISIONS MADE UNDER DELEGATED AUTHORITY FOR CATEGORY 1, 2 AND 3 DEVELOPMENT APPLICATIONS**

**Objective Reference:** A3989886

**Authorising Officer:** Louise Rusan, General Manager Community & Customer Services

**Responsible Officer:** David Jeanes, Group Manager City Planning & Assessment

**Report Author:** Jill Driscoll, Group Support Officer

**Attachments:** 1. Decisions made under delegated authority 07.07.2019 to 20.07.2019 [↓](#)

**PURPOSE**

The purpose of this report is for Council to note that the decisions listed below were made under delegated authority for Category 1, 2 and 3 development applications only.

This information is provided for public interest.

**BACKGROUND**

At the General Meeting of 21 June 2017, Council resolved that development assessments be classified into the following four categories:

Category 1 – minor code and referral agency assessments;

Category 2 – moderately complex code and impact assessments;

Category 3 – complex code and impact assessments; and

Category 4 – major assessments (not included in this report)

The applications detailed in this report have been assessed under:-

**Category 1** - Minor code assessable applications, concurrence agency referral, minor operational works and minor compliance works; minor change requests and extension to currency period where the original application was Category 1 procedural delegations for limited and standard planning certificates.

Delegation Level: Chief Executive Officer, General Manager, Group Managers, Service Managers, Team Leaders and Principal Planners as identified in the officer's instrument of delegation.

**Category 2** - In addition to Category 1, moderately complex code assessable applications, including operational works and compliance works and impact assessable applications without objecting submissions; other change requests and variation requests where the original application was Category 1, 2, 3 or 4\*. Procedural delegations including approval of works on and off maintenance, release of bonds and full planning certificates.

*\*Provided the requests do not affect the reason(s) for the call in by the Councillor (or that there is agreement from the Councillor that it can be dealt with under delegation).*

Delegation Level: Chief Executive Officer, General Manager, Group Managers and Service Managers as identified in the officer's instrument of delegation.

**Category 3** - In addition to Category 1 and 2, applications for code or impact assessment with a higher level of complexity. They may have minor level aspects outside a stated policy position that are subject to discretionary provisions of the planning scheme. Impact applications may involve submissions objecting to the proposal readily addressable by reasonable and relevant conditions. Assessing superseded planning scheme requests and approving a plan of subdivision.

Delegation Level: Chief Executive Officer, General Manager and Group Managers as identified in the officer's instrument of delegation.

**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/281**

**Moved by:** Cr Julie Talty

**Seconded by:** Cr Wendy Boglary

**That Council resolves to note this report.**

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

## Decisions Made Under Delegated Authority 07.07.2019 to 13.07.2019

## CATEGORY 1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR19/0240	Design and Siting/BOS - Shed	Strickland Certifications Pty Ltd	9 Rankin Street Wellington Point QLD 4160	Referral Agency Response - Planning	10/07/2019	N/A	Approved	1
MCU17/0161.01	Change to Development Approval - MCU17/0161 - Dwelling and Retaining Wall	The Certifier Pty Ltd, Mr Mark A MENZIES	18 Duke Street Wellington Point QLD 4160	Minor Change to Approval	10/07/2019	N/A	Approved	1
MCU19/0064	Dwelling house	Devalign	6 Old Ballow Street Amity QLD 4183	Code Assessment	09/07/2019	N/A	Development Permit	2
RAL19/0015.02	Change to Development Approval - Standard Format 1 into 2	Aston Grove Pty Ltd As Trustee	148 Shore Street North Cleveland QLD 4163	Minor Change to Approval	10/07/2019	N/A	Approved	2
MCU19/0068	Dwelling house	Ms Sharon P FISHER	85 Tramican Street Point Lookout QLD 4183	Code Assessment	09/07/2019	N/A	Development Permit	2
CAR19/0237	Design and Siting - Dwelling House X 4	Phillip James PARKES	56-58 Panorama Drive Thornlands QLD 4164	Referral Agency Response - Planning	09/07/2019	N/A	Approved	3
CAR19/0241	Design and Siting - Carport/Patio	DG Certifiers Pty Ltd	197 Waterloo Street Cleveland QLD 4163	Referral Agency Response - Planning	10/07/2019	N/A	Approved	3
RAL19/0032	Reconfiguring a Lot - Standard Format - 1 into 2 lots	Building Code Approval Group Pty Ltd	7-9 Benfer Road Victoria Point QLD 4165	Code Assessment	11/07/2019	N/A	Development Permit	4
CAR19/0246	Design and Siting - Shed	Gold Coast Building Approvals	8 Kay Street Russell Island QLD 4184	Referral Agency Response - Planning	11/07/2019	N/A	Approved	5

### Decisions Made Under Delegated Authority 07.07.2019 to 13.07.2019

#### CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR19/0243	Design and Siting - Carport	Bay Island Designs	102 Kate Street Macleay Island QLD 4184	Referral Agency Response - Planning	11/07/2019	N/A	Approved	5
DBW18/0090.01	Change to Development Approval - DBW18/0090 - Domestic Additions	Jeremy Salmon Architect, The Certifier Pty Ltd	61 Penulpa Drive Lamb Island QLD 4184	Minor Change to Approval	11/07/2019	N/A	Approved	5
CAR19/0247	Design and Siting - Carport	The Certifier Pty Ltd	74 Wimborne Road Alexandra Hills QLD 4161	Referral Agency Response - Planning	12/07/2019	N/A	Approved	7
CAR19/0256	Design and Siting - Patio	Fastrack Building Certification	70 Congreve Crescent Thornlands QLD 4164	Referral Agency Response - Planning	12/07/2019	N/A	Approved	7
MCU19/0059	Change to Development Approval - C1003 Patio	Pearson Brothers Pty Ltd	TUDOR COURT 6 Aramac Court Capalaba QLD 4157	Minor Change to Approval	09/07/2019	N/A	Approved	9
CAR19/0242	Design and Siting - Fence	Bartley Burns Certifiers & Planners	6 Frank Street Thorneside QLD 4158	Referral Agency Response - Planning	10/07/2019	N/A	Approved	10

### Decisions Made Under Delegated Authority 07.07.2019 to 13.07.2019

#### CATEGORY2

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
MCU19/0076	Change to Development Approval - MCU013661 Apartment Building	Javica Pty Ltd	16 Wharf Street Cleveland QLD 4163	Minor Change to Approval	08/07/2019	N/A	Approved	2
MCU19/0069	Extension to Currency Period - MCU013527 Multiple Dwelling x 3	Mr Clyde T SAVAGE Building Code Approval Group Pty Ltd	144 Russell Street Cleveland QLD 4163	Minor Change to Approval	10/07/2019	N/A	Approved	2
OPW19/0029	Operational Works for RAL - 1 into 48 Lots	Andiworth Pty Ltd	88-90 Kinross Road Thornlands QLD 4164	Code Assessment	12/07/2019	N/A	Development Permit	7

## Decisions Made Under Delegated Authority 14.07.2019 to 20.07.2019

## CATEGORY 1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR19/0250	Design and Siting - Dwelling	A1 Certifier	26 Cleveland Terrace Ormiston QLD 4160	Referral Agency Response - Planning	19/07/2019	N/A	Approved	1
RAL19/0015.02	Change to Development Approval - Standard Format 1 into 2	Aston Grove Pty Ltd As Trustee	148 Shore Street North Cleveland QLD 4163	Minor Change to Approval	15/07/2019	N/A	Approved	2
RAL19/0038	Standard Format - 1 into 2 Lots	Kamilla Grace GROWTHER	31 Wilson Esplanade Victoria Point QLD 4165	Code Assessment	16/07/2019	N/A	Development Permit	4
CAR19/0253	Design and Siting - Shed	Approvet Building Certification Pty Ltd	88 Glendale Road Russell Island QLD 4184	Referral Agency Response - Planning	19/07/2019	N/A	Approved	5
CAR19/0267	Design and Siting - Patio	Five Star Energy Efficiency Pty Ltd	8 Serpentine Creek Road Redland Bay QLD 4165	Referral Agency Response - Planning	18/07/2019	N/A	Approved	5
CAR19/0272	Build Over or Near Relevant Infrastructure - Dwelling House	Building Code Approval Group Pty Ltd	90 Main Street Redland Bay QLD 4165	Referral Agency Response - Engineering	19/07/2019	N/A	Approved	5
RAL19/0014	Standard Format 1 into 2	Siras Pty Ltd As Trustee	255 Colburn Avenue Victoria Point QLD 4165	Code Assessment	15/07/2019	N/A	Approved	5
OPW19/0053	Operational Works - Domestic Driveway Crossover	Barr-Brown Pty Ltd As Trustee	3 Roger Street Birkdale QLD 4159	Code Assessment	16/07/2019	N/A	Development Permit	10

## Decisions Made Under Delegated Authority 14.07.2019 to 20.07.2019

## CATEGORY2

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
OPW19/0035	Operational Works - Prescribed Tidal Works - Pile Mooring	Jodi ROBERTS Leon Alexander ROBERTS	24 Mainroyal Court Cleveland QLD 4163	Code Assessment	15/07/2019	N/A	Development Permit	2
OPW19/0066	Operational Works - Excavation & Fill - Retaining wall	Wc Designs	12 Riseborough Terrace Cleveland QLD 4163	Code Assessment	16/07/2019	N/A	Development Permit	3
MCU17/0088.03	Change to development approval - MCU17/0088 - Multiple Dwelling x 8	JDC Designs & Planning	116 Mount Colton Road Capalaba QLD 4157	Minor Change to Approval	16/07/2019	N/A	Approved	9
MCU18/0211.02	Change to Development Approval - MCU18/0211 - Community Facility, Shop & Place of Worship	The Rock Christian Church Inc	6 Hook Street Capalaba QLD 4157	Minor Change to Approval	17/07/2019	N/A	Approved	9



**14.2 LIST OF DEVELOPMENT AND PLANNING RELATED COURT MATTERS AS AT 25 JULY 2019****Objective Reference:** A3989891**Authorising Officer:** Louise Rusan, General Manager Community & Customer Services**Responsible Officer:** David Jeanes, Group Manager City Planning & Assessment**Report Author:** Christy Englezakis, Senior Appeals Planner**Attachments:** Nil**PURPOSE**

The purpose of this report is for Council to note the current development and planning related appeals and other related matters/proceedings.

**BACKGROUND**

Information on appeals may be found as follows:

**1. Planning and Environment Court**

a) Information on current appeals and declarations with the Planning and Environment Court involving Redland City Council can be found at the District Court web site using the "Search civil files (eCourts) Party Search" service:

<http://www.courts.qld.gov.au/services/search-for-a-court-file/search-civil-files-ecourts>

b) Judgments of the Planning and Environment Court can be viewed via the Supreme Court of Queensland Library web site under the Planning and Environment Court link:

<http://www.sclqld.org.au/qjudgment/>

**2. Court of Appeal**

Information on the process and how to search for a copy of Court of Appeal documents can be found at the Supreme Court (Court of Appeal) website:

<http://www.courts.qld.gov.au/courts/court-of-appeal/the-appeal-process>

**3. Department of State Development, Manufacturing, Infrastructure and Planning (DSDMIP)**

The DSDMIP provides a Database of Appeals that may be searched for past appeals and declarations heard by the Planning and Environment Court.

<https://planning.dsdmip.qld.gov.au/planning/spa-system/dispute-resolution-under-spa/planning-and-environment-court/planning-and-environment-court-appeals-database>

The database contains:

a) A consolidated list of all appeals and declarations lodged in the Planning and Environment Courts across Queensland of which the Chief Executive has been notified.

b) Information about the appeal or declaration, including the appeal number, name and year, the site address and local government.

**4. Department of Housing and Public Works (DHPW)**

Information on the process and remit of development tribunals can be found at the DHPW website:

<http://www.hpw.qld.gov.au/construction/BuildingPlumbing/DisputeResolution/Pages/default.aspx>

## PLANNING &amp; ENVIRONMENT COURT APPEALS

<b>1.</b>	<b>File Number:</b>	CA11075/17 (MCU013296)
<b>Appellants:</b>		<b>Lipoma Pty Ltd</b>
		<b>Lanrex Pty Ltd</b>
		<b>Victoria Point Lakeside Pty Ltd</b>
<b>Co-respondent (Applicant)</b>		<b>Nerinda Pty Ltd</b>
<b>Proposed Development:</b>		Preliminary Approval for Material Change of Use for Mixed Use Development and Development Permit for Reconfiguring a Lot (1 into 2 lots) 128-144 Boundary Road, Thornlands (Lot 3 on SP117065)
<b>Appeal Details:</b>		Submitter appeal against Council approval
<b>Current Status:</b>		A directions hearing was held on 1 August 2018. A further directions hearing was held on 5 October 2018 to confirm the matters to be determined by the Court. The matter was heard before the Court over four days, commencing 4 March 2019. The Court has reserved its decision.

<b>2.</b>	<b>File Number:</b>	Appeal 1506 of 2018 (MCU17/0149)
<b>Applicant:</b>		<b>Barro Group Pty Ltd</b>
<b>Proposed Development:</b>		Request to Extend the Currency Period (relating to the Development Permit for a Material Change of Use for Extractive Industry and Environmentally Relevant Activities 8 (Chemical Storage), 16 (Extractive and Screening Activities) and 21 (Motor Vehicle Workshop Operation)) 1513 and 1515 – 1521 Mount Cotton Road and 163-177 and 195 Gramzow Road, Mount Cotton (Lot 162 on S31962, Lot 238 on SP218968, Lot 370 on S311071, Lot 1 on RP108970, Lot 17 on RP108970, Lot 1 on SP272090, Lot 2 on SP272091, Lot 3 on SP272092 and the land comprising part of Greenhide (California) Creek located between Lot 162 on S31962 and Lot 238 on SP218968, which is the property of the State).
<b>Appeal Details:</b>		Appeal against Council refusal
<b>Current Status:</b>		Appeal filed on 24 April 2018. A without prejudice meeting was held on 29 October 2018. A pre-call over review was held on 20 February 2019. Further reviews were held on 21 February 2019, 21 March 2019 and 21 June 2019. A review was held on 25 July 2019, at which the Court made orders allowing the appeal, setting aside Council's decision to refuse the extension application and extending the currency period of the development approval for a period of three years, and requiring each party to bear its own costs. The appeal is now resolved.

<b>3.</b>	<b>File Number:</b>	Appeal 2171 of 2018 (ROL006209)
<b>Applicant:</b>		<b>Lorette Margaret Wigan</b>
<b>Proposed Development:</b>		Reconfiguring a Lot for 1 into 29 lots and road 84-122 Taylor Road, Thornlands (Lot 1 on RP123222)
<b>Appeal Details:</b>		Appeal against Council decision to issue Preliminary Approval
<b>Current Status:</b>		Appeal filed on 13 June 2018. Mediation was held on 29 June 2018. A second mediation was held on 2 October 2018. A third mediation was held on 22 October 2018. A fourth mediation was held on 8 April 2019. A review was held on 12 April 2019. A further review was held on 19 July 2019 and the matter has been listed for another review on 23 August 2019.

<b>4.</b>	<b>File Number:</b>	Appeal 135 of 2018 (MCU013917)
<b>Applicant:</b>		<b>Maureen Joan Chapman</b>
<b>Proposed Development:</b>		Material Change of Use for a Dwelling House 42 Magnolia Street, Russell Island (Lots 77, 78, 104 & 105 on RP129012)
<b>Appeal Details:</b>		Appeal against Council refusal
<b>Current Status:</b>		Appeal filed on 21 September 2018. The Appellant filed an application in pending proceedings on 10 May 2019, for orders to progress the appeal. A review was held on 30 May 2019. A without prejudice mediation was held on 11 July 2019. A further review is scheduled for 2 August 2019.

<b>5.</b>	<b>File Number:</b>	Appeal 1452 of 2019 (ENF007717)
<b>Applicant:</b>		<b>John Bonett</b>
<b>Enforcement Action:</b>		Unlawful Use of Premises 45 Arthur Street and 47 – 49 Arthur Street, Macleay Island (Lot 76 RP124837 and Lot 77 SP162705)
<b>Appeal Details:</b>		Appeal against Council enforcement notice
<b>Current Status:</b>		Appeal filed on 26 April 2019.

#### APPEALS TO THE QUEENSLAND COURT OF APPEAL

<b>6.</b>	<b>File Number:</b>	Appeal 8114 of 2018 (MCU012812)/ (QPEC Appeal 3641 of 2015)
<b>Appellant:</b>		<b>Redland City Council</b>
<b>Respondent (applicant):</b>		<b>King of Gifts Pty Ltd and HTC Consulting Pty Ltd</b>
<b>Proposed Development:</b>		Material Change of Use for Service Station (including car wash) and Drive Through Restaurant 604-612 Redland Bay Road, Alexandra Hills
<b>Appeal Details:</b>		Appeal against the decision of the Planning and Environment Court to allow the appeal and approve the development.
<b>Current Status:</b>		Appeal filed by Council on 30 July 2018. Council's outline of argument was filed on 28 August 2018. The appellant's outline of argument was filed on 20 September 2018. The matter was heard before the Court on 12 March 2019. The Court has reserved its decision.

#### DEVELOPMENT TRIBUNAL APPEALS AND OTHER MATTERS

No current matters.

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**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/282**

Moved by: Cr Mark Edwards

Seconded by: Cr Julie Talty

**That Council resolves to note this report.**

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

**15 REPORTS FROM INFRASTRUCTURE & OPERATIONS****15.1 SOLE SUPPLIERS****Objective Reference:** A3989895**Authorising Officer:** Peter Best, General Manager Infrastructure & Operations**Responsible Officer:** Kevin McGuire, Group Manager Water & Waste Operations**Report Author:** Anne Jones, Group Support Officer**Attachments:** 1. Sole Suppliers Infrastructure & Operations [↓](#)**PURPOSE**

The purpose of this report is to seek resolution from Redland City Council (Council) to enter into contractual arrangements with various suppliers (suppliers) for a period of 12 months from 23 August 2019, without inviting written quotes or tenders, pursuant to section 235 of the *Local Government Regulation 2012* (LGR2012). Current Council approval of sole supplier arrangements provided in FY18/19, concludes on 22 August 2019.

Section 235 of the LGR2012 provides a number of exceptions to inviting written quotes or tenders in relation to medium-sized (\$15,000 or more but less than \$200,000 in a financial year) and large-sized (\$200,000 or more in a financial year) contractual arrangements. Many of the goods and services that may be procured from sole source suppliers during the authorised period, will cost less than these threshold limits.

The relevant exceptions in section 235 are where Council resolves that:

- It is satisfied that there is only one supplier who is reasonably available (s235(a))
- Because of the specialised nature of the supplies and services that are sought, it would be impractical or disadvantageous for Council to invite quotes or tenders (s235(b)).

**BACKGROUND**

Council's Infrastructure & Operations (I&O) Department uses specialised equipment and materials manufactured, supplied and installed by the suppliers, that can only be reasonably supplied, serviced and maintained by a sole supplier.

The Water & Waste Operations (WWO) Group may require goods and services from suppliers to meet operational requirements and regulatory compliance, or the specialised nature of maintenance works to be performed at Council's various Wastewater Treatment Plants (WWTP) and sewerage pumping stations.

Further, the proprietary nature of specialised equipment means that servicing and maintenance can only be provided by the supplier, or parts can only be supplied by the supplier. Further, these goods and services are not reasonably available from other suppliers, either because there is only one supplier, or because the supply from alternative suppliers will not result in a value for money procurement.

In particular:

- Council's Water & Waste Infrastructure and Water & Waste Operations groups uses various equipment that requires ongoing servicing, maintenance, renewal and repair;

- the use of non-original or non-proprietary products often results in reduced reliability or failure, and consequential cost implications;
- the cost benefit of using the suppliers to supply the goods and services;
- the consequences of failure are an unacceptable risk to Council, including the unavailability of Council's water and wastewater infrastructure, environmental impact, environmental protection obligations and safety;
- the increased costs, reduced reliability and risk of failure associated with servicing and maintenance carried out by suppliers not familiar with the original or proprietary equipment or products, or from the use of non-original or non-proprietary parts during servicing and maintenance;
- Council's requirements in having repairs carried out reliably and without delay; and
- The impact on the Redlands community, in the event of interruption to Council's water and wastewater operations and services.

Wastewater Assets Engineering Unit purchase specific pumps to meet specific applications and specifications, and performance criteria at waste water pumping and processing assets across Redland City. These pumps also have to fit to existing infrastructure constraints, minimising the need for alternative pump types being purchased.

Similarly, Wastewater Network purchases a small number of specialised parts that have to fit existing infrastructure.

Council's Roads Drainage & Marine Unit (RDM) uses a small number of specialised products that are not available from other suppliers due to patents and licensing arrangements. Alternative products that purport to fulfil a similar function have been either trialled or investigated and found to be inferior.

Facilities Services Unit (FSU) uses a small number of specialised products for partitions and building management systems, available from sole suppliers.

## ISSUES

### Sound contracting principles

These sole supplier arrangements have been developed in accordance with the Sound Contracting Principles set out in section 104(3) of the *Local Government Act 2009*. Particular focus was given to the principles of value for money and environmental protection noting that there is only one supplier who is reasonably available (and credentialed) for each of the goods and services required and in some cases, there are no comparable products available from other suppliers.

It should also be noted that notwithstanding the resolution, if made, and the establishment of this arrangement, consideration will be given to the sound contracting principles throughout the period of the arrangement and on each occasion that goods or services are procured. In particular:

- Infrastructure & Operations will monitor the performance of the suppliers, and the value for money achieved from the suppliers, throughout the period of the arrangement; and
- Where practical (principally dependent on urgency of need of the supply or service), a written quote will be sought from a supplier before goods or services are procured.

**STRATEGIC IMPLICATIONS****Legislative Requirements**

In accordance with sections 235(a) and (b) of LGR2012, a local government may enter into a medium-sized contractual arrangement or large-sized contractual arrangement without first inviting written quotes or tenders if:

- a) the local government resolves it is satisfied that there is only one supplier who is reasonably available; or
- b) the local government resolves that, because of the specialised or confidential nature of the services that are sought, it would be impractical or disadvantageous for the local government to invite written quotes or tenders.

Legal Services was consulted and have advised that references to legislation and the practices proposed in this report are correct.

**Risk Management**

The resolution, if made, and the establishment of these arrangements, will assist in the management of the following identified risks:

- reduced reliability or failure, and the resulting cost implications resulting from the use of non-original or non-proprietary products;
- consequences of failure, including the unavailability of council's water and waste infrastructure, environmental impact, environmental protection obligations and safety;
- increased costs - reduced reliability and risk of failure associated with servicing and maintenance carried out by suppliers not familiar with the original or proprietary equipment or products, or from the use of non-original or non-proprietary parts during servicing and maintenance;
- Council's requirements in having repairs carried out reliably and without delay, and the unacceptable risk of the unavailability of Council's water and waste infrastructure, environmental impact, environmental protection obligations and safety; and
- impact on the Redland's community in the event of any interruption to Council's water and waste operations.

**Financial**

There are no financial implications.

**People**

There are no people implications.

**Environmental**

Environmental issues and potential impacts have been considered, including Council's obligations to meet Queensland Environmental Protection Agency (EPA) and relevant licence requirements, general environmental considerations and staff and public safety. As noted above, various suppliers have been identified to assist with meeting Council's obligations, including the selection of suppliers to:

- meet Queensland EPA and WWTP licence requirements;
- ensure reliability of equipment, maintenance, servicing, parts and products;
- ensure the supply of equipment, chemicals and consumables to monitor and control odour; and
- ensure repairs are carried out reliably and without delay to avoid the unavailability of Council's water and waste infrastructure, environmental impact and breaches of safety obligations.

### Social

There are no social implications.

### Alignment with Council's Policy and Plans

This report is consistent with Council's procurement policy and legislative requirements.

### CONSULTATION

Consulted	Consultation date	Comments/Actions
General Manager Infrastructure & Operations	1 August 2019	Approved report
Group Manager Water & Waste Operations	30 July 2019	Approved report
Group Manager Water & Waste Infrastructure	3 July 2019	Reviewed attachment – no action required
Principal Wastewater Engineer, Infrastructure and Operations	5 July 2019	Added supplier to list
Group Manager Project Delivery	12 July 2019	Reviewed attachment – no action required
Group Manager City Infrastructure	10 July 2019	Reviewed attachment – no action required
Supervisor Wastewater Network, Infrastructure and Operations	5 July 2019	Added supplier to list
Service Manager Operations Maintenance, Infrastructure and Operations	5 July 2019	Removed two suppliers from list as no longer used
Senior Procurement Officer	19 June 2019	Confirmed this process is still the same as last year
Service Manager Legal Services	29 July 2019	Reviewed by Legal Services - Legal request 8444 refers

### OPTIONS

#### Option One

That Council resolves to enter into contractual arrangements with various suppliers detailed in Attachment 1 to this report, for a period of 12 months from 23 August 2019, without inviting written quotes or tenders, pursuant to section 235 of the *Local Government Regulation 2012* (LGR2012).

#### Option Two

That Council does not resolve to approve contractual arrangements to be entered into with various suppliers detailed in Attachment 1 to this report, for a period of 12 months from 23 August 2019, without inviting written quotes or tenders, pursuant to section 235 of the *Local Government Regulation 2012* (LGR2012).



**OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/283**

Moved by: Cr Tracey Huges

Seconded by: Cr Peter Mitchell

That Council resolves to enter into contractual arrangements with various suppliers detailed in Attachment 1 to this report, for a period of 12 months from 23 August 2019, without inviting written quotes or tenders, pursuant to section 235 of the Local Government Regulation 2012 (LGR2012).

**CARRIED 10/0**

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

Cr Paul Gollè was absent from the meeting.

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**SOLE SUPPLIERS - INFRASTRUCTURE & OPERATIONS**

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In accordance with Section 235(a) and (b) of the *Local Government Regulation 2012*, Redland City Council is satisfied that the suppliers numbered 1 to 51 are the only suppliers reasonably available to supply the goods or services required by Council:

**1. Air Met Scientific Pty Ltd – ABN 73 006 849 949**

Provides maintenance and renewal of Council's existing gas detection equipment and parts. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**2. Aildos Oceania Pty Ltd – ABN 53 106 582 665**

Supply and maintenance of existing dosing pumps and equipment renewal. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**3. Biolab Australia Pty Ltd – ABN 17 005 878 017**

Services for online analysers of ammonia and nitrate as well as chemical cassettes for odour detection. It provides unique chemicals to support all their instrumentation equipment. Biolab is the only supplier of these chemical cassettes and is the supplier of the compatible components required for the cassettes to work.

**4. Bioremedy Pty Ltd - ABN 49 027 112 101**

Supplies calcium nitrate chemical for odour control. Only some chemicals work in certain of Council's catchments to reduce odour in particular circumstances and this is the only supplier of this chemical.

**5. Burkitt Pty Ltd – ABN 98 087 732 116**

Provides maintenance and renewal of existing (liquid) process control valves. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**6. Cleantec International – ABN 43 105 668 951**

Provides maintenance and renewal of existing odour control chemicals and equipment at sewer pumping stations and wastewater treatment plants (WWTPs). The existing equipment was manufactured and supplied by this supplier, and the maintenance and renewal is carried out by the supplier using trained tradespeople and proprietary equipment and parts.

**7. Danfoss Australia P/L – ABN 93 004 385 997**

Provides maintenance and renewal of existing variable speed drives. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**8. DHI Water & Environment Pty Ltd – ABN 69 086 137 911**

Australian supplier of hydraulic software modules used by Council for network analysis of water supply and wastewater network systems and flood watch software. Modification of the software can only be undertaken by the supplier because of the software licence and licence renewal, upgrades and support must be provided by the supplier. This software is required to undertake water supply and wastewater network analysis.

**9. Ecotox Services Australasia Pty Ltd – ABN 45 094 714 904**

The only laboratory in Australia that can provide the services (sample analysis in relation to toxicity) needed to meet Environmental Protection Agency (EPA) and WWTP licence requirements.

**10. Flottweg Australia – ABN 89 147 749 095**

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**SOLE SUPPLIERS - INFRASTRUCTURE & OPERATIONS**

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Parts and maintenance for the Capalaba WWTP centrifuge. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**11. Grundfos Pumps Pty Ltd – ABN 90 007 920 765**

Supplies and maintains existing dosing pumps and equipment renewal. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**12. Hach Pacific Pty Ltd – ABN 45 114 408 838**

Provides maintenance and replacements for water network pressure loggers. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**13. HMA Group – ABN 48 010 489 086**

Provides maintenance and renewal of existing valves and non-return valves. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**14. Xylem Water Solutions Australia Ltd – ABN 28 000 832 922**

Custom-made manufacturing of pumps, mixers and other mechanical equipment for sewer pumping stations and WWTPs. This company provides a range of standard and custom-made pumps and other equipment for the treatment of wastewater within Redland City. Pumps are manufactured to meet Council's performance requirements and to fit well sizes as necessary for the location. The company is required to undertake OEM parts supply, maintenance, servicing and renewals as required using qualified tradespeople and the supplier's proprietary parts and equipment.

**15. KSB Australia – ABN 29 006 414 642**

Manufactures submersible pumps for wet wells. KSB has custom built pumps to fit dry wells at Council's pump stations and WWTPs. The company is required to manufacture custom-made pump parts for critical spares and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**16. Magytec International Pty Ltd – ABN 96 003 490 006**

The only agent for the manufacturer of Council's specialist belt filter press equipment and the only supplier that can supply the proprietary parts and has the expertise to perform the service and maintenance on the equipment.

**17. Mann's Logan Crane Hire – ABN 95 879 142 306**

The only local supplier with the proven ability to respond in planned and emergent timeframes, and is also the only local supplier of Franna (light mobile cranes). When Council requires these services, they are often required urgently to avoid environmental impact and comply with environmental and licence obligations, e.g. from overflow. The cost and time implications of engaging a non-local supplier will not satisfy Council's requirements.

It is also noted that Council has established an approved contractor list under section 231 of the *Local Government Regulation 2012*, however there are no local suppliers on the list that supply Franna plant.

**18. MEP Instruments – ABN 93 081 861 645**

Australian agent for Metrohm pH meters used in Council's laboratory and WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment, parts and consumables.

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**19. Merck Pty Ltd – ABN 80 001 239 818**

Manufacturer of laboratory deioniser. Sole supplier of parts, consumables and servicing. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment, parts and consumables.

**20. Mono Pumps Australia – ABN 77 004 449 478**

Manufactured and supplied Council's sludge handling pumps, dosing pumps and critical spares for pumps already custom fitted in Council's reticulation systems. The maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**21. Multitrode Pty Ltd – ABN 43 010 679 419**

Manufactures critical backup system components required for pump stations and reservoir level sensors. Critical spares and sensors are needed to contain appropriate water levels at the pump stations. The maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**22. Perten Instruments Australia P/L - ABN 98 002 954 243**

Australian agent for Gerhart instruments, being the existing instruments, and the maintenance and renewal is required to be carried out by the supplier using the proprietary equipment and parts.

**23. Prominent Fluid Control – ABN 83 080 688 795**

Manufactures dosing pumps that have been customised for critical dosing applications at Dunwich and Point Lookout WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**24. Schneider Electric – ABN 42 004 969 304**

Distributor for Clear SCADA software, and the supply of licensing and annual support for Clear SCADA software used in water and sewerage telemetry licences. Schneider also provides services to maintain licences for control of SCADA systems to several WWTPs.

**25. SEW Eurodrive – ABN 27 006 076 053**

Supplies gearboxes and motors for WWTPs and is used for repair and replacement of several motors and gearboxes installed in several of Council's WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**26. Sibelco Australia Limited – ABN 20 000 971 844**

Supplies hydrated lime used at Council's WWTPs and the only supplier in Australia for this product. The market was tested by conducting a tender (T-1571-11/12-RDW Provision of a Preferred Supplier/s Arrangement for the Supply, Delivery and Unloading of Chemicals for Redland Water WWTPs). The results from this tender showed that no other tendering company was able to supply hydrated lime to Council. Hydrated lime is a vital chemical that is used in the treatment of wastewater at several WWTPs.

**27. Siemens Ltd – ABN 98 004 347 880**

Supplies PLC hardware, specialised activated carbon for odour control facilities and chlorine residual analyser equipment. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**28. SMC Pneumatics Aust Pty Ltd– ABN 64 000 543 519**

Provides maintenance and renewal of existing (pneumatic) process control valves. The existing equipment was manufactured and supplied by the supplier and the maintenance



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and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**29. Spirac Pty Ltd – ABN 69 119 874 038**

Manufactures dewatering equipment for screw wash presses and grit collection bins and is used for the replacement of liners for existing screw conveyors, and designed template wear plates. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**30. Thermo Fischer Scientific P/L – ABN 52 058 390 917**

Provides maintenance and renewal of existing auto samplers. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts. The supplier is the sole supplier of the equipment and parts.

**31. Vega Australia – ABN 55 003 346 905**

Manufactures level control systems in reticulation systems. This supplier is used for repair of existing equipment in several WWTPs and pump stations. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**32. Wallace & Tiernan Pty Ltd – ABN 82 000 130 414**

Manufactures chlorine monitoring equipment in reticulation systems and used to repair and replace existing equipment at the Dunwich and Point Lookout WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**33. Wilo Australia Pty Ltd - 87 150 449 540**

Manufactures submersible pumps for wet wells. The supplier has custom built pumps to fit dry wells at Council's pump stations and WWTPs. The company is required to manufacture custom made pump parts for critical spares and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**34. Weir Services Australia Pty Ltd – ABN 53 000 114 910**

Manufactures aerator gearboxes for WWTPs. These gearboxes are critical assets for Council's WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**35. WestWater Enterprises – ABN 26 101 692 504**

Provides maintenance and equipment for the recently supplied proprietary chlorine shutdown and metering system installed at Cleveland, Victoria Point, Capalaba and Thorneside WWTPs. WestWater also provides critical spares and specialised servicing as required.

**36. YSI Australia Pty Ltd – ABN 14 128 153 168**

Sole supplier of dissolved oxygen meter parts and consumables used in laboratories and WWTPs. The existing equipment was manufactured and supplied by the supplier and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**37. Abberfield Industries – ABN 61 000 112 569**

Provides specialist water dispensing units utilising credit card, stored value or account card accessibility, for the supply of potable and non-potable water to Redland City industries and customers. The company is required to manufacture custom made water filling stations and

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the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**38. Eneraque Pty Ltd – ABN 81 605 908 549**

Required to provide OEM parts supply, maintenance, servicing and renewals to Eneraque generators using qualified tradespeople and the suppliers' proprietary equipment and parts.

**39. PR Power Pty Ltd – ABN 25 124 009 614**

Required to provide OEM parts supply, maintenance, servicing and renewals to PR Power generators using qualified tradespeople and the suppliers' proprietary equipment and parts.

**40. Ecotech Environmental Monitoring Solutions – ABN 32 005 752 081**

Provides specialist service, maintenance and repair of automatic water samplers used in RCC's WWTPs.

**41. Hidrostal Australia Pty Ltd – ABN 64 607 570 534**

Supply, maintenance and renewal of existing centrifugal impellor pumps in WWTPs and sewer pumping stations. The existing equipment was manufactured and supplied by this company with maintenance and renewal being carried out by the supplier's skilled staff, using proprietary parts and equipment.

**42. MAK Water – ABN 32 134 829 280**

Specialist provider of sand filtration equipment, media, spare parts and servicing for RCC's existing sand filters at Capalaba, Point Lookout and Dunwich WWTPs.

**43. AC Hargreaves Pty Ltd – ABN 36 139 017 360**

Provides specialist condition monitoring, vibration analysis and reporting on aerators, gearboxes and large motors.

**44. R & D Technology Pty Ltd – ABN 79 002 145 324**

Provides specialist automation and integration services to RCC's WWTPs and sewer pumping stations. This company has an intimate knowledge of Council's telemetry and SCADA systems, and undertakes routine system maintenance, equipment upgrades and day to day troubleshooting.

**45. Ixom – ABN 51 600 546 512**

Supplies chlorine gas for disinfection of effluent at RCC's WWTPs. Ixom is the only supplier of this chemical.

**46. Tripstop Pty Ltd – ABN 45 099 500 384**

Provides a concrete joint product called "Tristop" which is unique in the market and creates a hinge at concrete joints allowing the adjoining concrete slabs to rotate without displacing vertically across the joint. This function is particularly useful on concrete footpaths where tree root uplift is a problem. There are many other construction jointing products available on the market but none that allows the joint to remain functional while being lifted by tree roots (sometimes in excess of 50mm). Tristop has been successfully used by RCC since 2007 and is only available from Tristop Pty Ltd.

**47. The Britstop – ABN 16 044 541 688**

Provides "Viafix", a bagged asphaltic material for use in pothole repairs. RCC has used many cold asphaltic products for pothole repairs over the years with varying degrees of success. With the exception of Viafix, all have demonstrated average to poor durability, resulting in rework and complaints from the public. Viafix is more expensive than other products used, in some cases, substantially more expensive but the whole-of-life benefits provided by longevity of repair and lack of rework more than compensate for the additional initial cost of the product. Since first using Viafix in 2012, pothole repair failures have been limited to extreme circumstances such as ongoing road pavement failure

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adjacent to the pothole. Viafix is an imported product and is only available through Britstop.

**48. Leading Edge – ABN 39 058 251 906**

Maintains the Building Management System (BMS) mechanical services controls (air conditioning systems software). Leading Edge Automation (LEA) are part of Alerton Australia, LEA are the sole authorised dealer of the Alerton range of products in Queensland. The RCC Heating Ventilation and Air Conditioning systems (HVAC) are operated by a series of field devices (controllers located throughout our plant rooms) which are in turn controlled by Alerton software network. Due to the proprietary nature of the Alerton system, it would be cost prohibitive, operationally onerous with limited vendors in this specialist field.

**49. UCI – ABN 37 604 540 700**

Provides the latest type of screen partitions that we use in our office fit outs. UCI manufactures the screens in South Australia and holds the patent. It would be cost deficient to purchase these through another company. In saying that, this year, FSU will be meeting with other screen partition suppliers to see what innovations have been introduced over the last several years so we may move away from UCI depending on what benefits there are to Council.

**50. Dynapumps – Dynamic Pump Solutions – ABN 49 102 833 956**

Manufactures submersible pumps for RCC infrastructure. Dynapumps has custom built pumps to fit Council's pump stations and WWTPs. The company is required to manufacture custom-made pump parts for critical spares and the maintenance and renewal is carried out by the supplier using the supplier's proprietary equipment and parts.

**51. Odour Technologies – ABN 49 162 877 377**

Manufactures "VS-4 Smartvalve" Air Release Valves, an efficient and low-maintenance air valve which will be installed throughout RCC's sewer network to standardise the air valve fleet. This company manufactures these valved, and RCC is unable to purchase this equipment via any other means.

**16 NOTICES OF MOTION TO REPEAL OR AMEND A RESOLUTION**

Nil

**17 NOTICES OF MOTION**

Nil

**18 URGENT BUSINESS WITHOUT NOTICE**

Nil



**19 CONFIDENTIAL ITEMS****19.1 SMART CITY JOINT DEVELOPMENT PROJECT****OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION 2019/284**

Moved by: Cr Julie Talty

Seconded by: Cr Peter Mitchell

That Council resolve as follows:

1. Because of the funding arrangement with the specialised supplier, it would be impractical for Council to invite tenders or quotes to deliver the services.
2. To invite the specialised supplier to enter a contractual arrangement with Council in accordance with section 235(b) of the *Local Government Regulation 2012* to deliver the Smart City Development Project.
3. To delegate to the Chief Executive Officer pursuant to section 257 (1)(b) of the *Local Government Act 2009* (Qld) power to negotiate, make, vary, or discharge all relevant documents.
4. That this report remains confidential until the contract has been signed and awarded to the potential specialised supplier.

**CARRIED 9/1**

Crs Karen Williams, Wendy Boglary, Peter Mitchell, Lance Hewlett, Mark Edwards, Julie Talty, Murray Elliott, Tracey Huges and Paul Gleeson voted FOR the motion.

Cr Paul Bishop voted AGAINST the motion.

Cr Paul Gollè was absent from the meeting.

**20 MEETING CLOSURE**

The Meeting closed at 10.11am.

The minutes of this meeting were confirmed at the General Meeting held on 28 August 2019.

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**CHAIRPERSON**