



ORDINARY COUNCIL

PUBLIC MINUTES

TUESDAY 17 DECEMBER 2013 AT 9.00AM

Council Members >>

The Mayor, Councillor Jenny Hill
Councillor Suzanne Blom
Councillor Colleen Doyle
Councillor Gary Eddiehausen APM
Councillor Pat Ernst
Councillor Ray Gartrell
Councillor Jenny Lane
Councillor Anthony Parsons
Councillor Trevor Roberts
Councillor Vern Veitch
Councillor Les Walker

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Goals and Strategies of Townsville City Council >>

Corporate Plan >>

Goal 1 - Economic Sustainability. A robust, diverse and sustainable economy

The outcomes we want to achieve:

A robust, prosperous economy which provides opportunities for business and investment.

- 1.1 Promote investment and assist the development of emergent industries and businesses.
- 1.2 Engage with regional, state and national stakeholders in the creation of a strong and resilient economy.
- 1.3 Increase the city's profile through marketing initiatives, the delivery of festivals and events and support for other community based activities.
- 1.4 Promote the city's distinctive physical character and strong sense of place and identity.

An integrated approach to long term planning which supports a growing city.

- 1.5 Develop an integrated approach to the long term provision of infrastructure.
- 1.6 Undertake city and regional planning to reflect the aspirations of the community and create an attractive place to live, work and visit.

Infrastructure that meets community needs.

- 1.7 Provide and maintain timely and sustainable infrastructure.
- 1.8 Provide asset management practices which reflect the community's expectations regarding service levels and its ability to pay.

Goal 2 - Environmental Sustainability. Our environment is valued, protected and healthy

The outcomes we want to achieve:

Effective management and protection of our natural and built environment through sustainable growth and development.

- 2.1 Provide strategic and integrated planning and policy development to sustain our environment.
 - 2.2 Effective management, protection and conservation of our natural environment.
 - 2.3 Preserve and protect places of natural and heritage significance.
- ##### **Demonstrated environmental leadership.**
- 2.4 Develop and implement an Integrated Water Management Strategy.
 - 2.5 Develop and implement innovative waste management and recycling strategies.
 - 2.6 Minimise greenhouse gas emissions from council's infrastructure, operations and services through sustainable energy practices.
 - 2.7 Partner with the community and industry stakeholders to develop and promote environmental protection and sustainability initiatives.
 - 2.8 Develop and implement environmental compliance programs and promote community awareness.

Climatic effects on our community, natural and built environment are minimised.

- 2.9 Mitigate and communicate the risks and effects of climate change.

Goal 3 - Social Sustainability - Enhancement of opportunities for social engagement and wellbeing

The outcomes we want to achieve:

A safe and healthy community.

- 3.1 Improve the safety and well-being of the community through the management of public health risks.
- 3.2 Plan for and provide active and healthy lifestyle opportunities.
- 3.3 Coordinate council's response to natural disasters to minimise the effects on the community.

A cohesive and self reliant community.

- 3.4 Foster the development of the city as a learning community.
- 3.5 Encourage and facilitate the participation and integration of residents into the community.
- 3.6 Strengthen community networks to collaboratively deliver community services.

A community with access to services and facilities.

- 3.7 Plan for community facilities and services to meet the community's current and future needs.
- 3.8 Provide community services and facilities to meet the needs of the community.
- 3.9 Provide community support services to meet the needs of the community.

A creative community.

- 3.10 Facilitate and showcase artistic learning and expression through performances, exhibitions, activities and programs.
- 3.11 Support community participation in cultural activities, programs and events.

Goal 4 - Responsible Governance - Responsible leadership where decisions are made in a considered and transparent manner

The outcomes we want to achieve:

Transparent and accountable local government.

- 4.1 Develop and implement council's Corporate Governance Framework to ensure strategic planning, compliance with all legislation, policies, Codes of Practice and Standards.
- 4.2 Implement robust risk management strategies.
- 4.3 Encourage community participation and ensure that the community is informed and educated about matters that impact their lives.

A competent, productive and contributing workforce.

- 4.4 Foster a culture of employee health, safety and well-being.
- 4.5 Implement human resource strategies to become an employer of choice.
- 4.6 Foster diversity, merit and equity, reward and recognition in the workplace.

Excellence in customer service delivery and organisational management.

- 4.7 Provide responsive and efficient systems to enable the delivery of council services.
- 4.8 Establish and manage long term financial planning to ensure the future sustainability of council.

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REPORT	COUNCIL MEETING
DATE	Tuesday 17 December 2013 at 9.03am
ITEMS	1 TO 39
PRESENT	The Mayor, Councillor J Hill Councillor V Veitch Councillor S Blom Councillor C Doyle Councillor G Eddiehausen APM Councillor P Ernst Councillor R Gartrell Councillor J Lane Councillor A Parsons Councillor T Roberts Councillor L Walker

Opening of Meeting and Announcement of Visitors

The Mayor, Councillor J Hill opened the meeting at 9.03 am.

Prayer

Norton Challenor, retired Anglican Minister, delivered the opening prayers.

Apologies and Leave of Absence

There were no apologies or leave of absence.

Confirmation of Minutes of Previous Meetings:

It was MOVED by Councillor V Veitch, SECONDED by Councillor C Doyle:

"that the minutes of the Ordinary Council meeting of 26 November 2013 be confirmed:"

CARRIED

Disclosure of Interests

- (i) Conflict of interest - for the items concerning Townsville Enterprise Limited - The Mayor, Councillor J Hill sits on the Townsville Enterprise Limited Board as council's representative.
- (ii) Perceived conflict of interest – Item 30 – Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch – NQ Excavations Pty Ltd donated to the Townsville First election campaign.

Deputations

Item 38 - David Kippen (CEO Townsville Enterprise), Patricia O'Callaghan (General Manager Tourism and Events, Townsville Enterprise Limited).

General Business - Highway Information Centre - Bill Condon.

Committee Items

Infrastructure Committee

*It was **MOVED** by Councillor T Roberts, **SECONDED** by Councillor A Parsons:*

"that the committee recommendations to items 1 to 3 be adopted."

CARRIED UNANIMOUSLY

Councillor L Walker referred to item 1 and asked that it be noted in the minutes that council needs to be more aware of the condition of pedestrian bridges around the city as public safety is an issue.

The Director Infrastructure Services responded that there is a maintenance program for bridges. He noted that the repairs are substantial and far in excess of the annual budget for minor repairs and that these costs will need to be built into the Asset Management plan for the bridge network.

1 Engineering Services - Riverside Gardens Footbridges - Ashburton, Honeyeater

REPORT TO COUNCIL

Authorised by Director Infrastructure Services
Department Engineering Services
Date 19/11/2013

Executive Summary

Following concerns about maintenance requirements to some footbridges in Riverside Gardens a number of inspections have been carried out by council officers.

Two (2) footbridges, located at 2 Honeyeater Circuit and 15 Ashburton Place Douglas, have suffered accelerated degradation that was not anticipated and therefore have not been included in a renewal programme.

A structural assessment including recommendations for remediation or replacement including a cost estimate was sought. In the interim pedestrian traffic has been restricted to the footbridges resulting in loss of service to the community by restricting access to some shared pathways. This report outlines council's recommendation for the rectification of these two (2) bridges.

Officer's Recommendation

That council consider immediate renewal or replacement of the foot bridges located at 2 Honeyeater Circuit and 15 Ashburton Place Douglas under the current 2013/14 financial year at an estimated cost of \$60,000.00.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 on the council minutes (page 6815) where council resolved that the committee recommendation be adopted.

2 Engineering Services - Permanent Road Closure Flinders Street East

REPORT TO COUNCIL

Authorised by Director Infrastructure Services

Department Engineering Services

Date 15 November 2013

Executive Summary

The Department of Natural Resources and Mines - State Land Asset Management Unit have requested council to comment on an application for the permanent closure of an area approximately 156m³ (volumetric) abutting Lot 1 on RP701610.

The road closure, if approved, would allow for the building of a first-floor extension to an existing building over the footpath in Flinders Street East. This report outlines the investigation into the request and identifies the impact on adjacent land use, council assets and the road network in the area.

Officer's Recommendation

That council advise the Department of Natural Resources and Mines - State Land Asset Management Unit that it offers no objection to the permanent closure and sale of the volumetric area (of approximately 156m³), abutting Lot 1 on RP701610 and shown as plan of Lot 1, proposed permanent road closure on Drawing TSV2013-54 (2013/004631), subject to the following conditions:

1. Any proposed building footings are designed and constructed to ensure no additional loadings are placed on council's underground infrastructure; and
2. The location of any footings and columns to be constructed on the footpath to support the building are of a design and spacing satisfactory to council.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 on the council minutes (page 6815) where council resolved that the committee recommendation be adopted.

3 Engineering Services - PSA00005 Supply and Place Concrete Kerb and Channel

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Infrastructure Services
Department Engineering Services
Date 19 November 2013

Executive Summary

The current Preferred Supplier Arrangement for Supply and Place Concrete Kerb and Channel has expired. Therefore council is seeking to engage a preferred supplier to supply and place concrete kerb and channel for a period of twelve (12) months with an option for an additional two (2) twelve (12) month terms.

The contract is formed by Separable Portions 1 for capital works and Separable Portions 2 for maintenance works. The tender description is PSA00005 Supply and Place Concrete Kerb and Channel. This report outlines the assessment of the three (3) proposals and provides a recommendation to council for awarding this Preferred Supplier Arrangement.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council award the Preferred Supplier Arrangement PSA00005 for twelve (12) months with an option of a twelve (12) month extension as follows:
 - Separable Portion 1 – Capital Works – Munday's Contractors,
 - Separable Portion 2 – Maintenance Works – Kerbways.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 1 on the council minutes (page 6815) where council resolved that the committee recommendation be adopted.

Planning and Development Committee

*It was **MOVED** by Councillor A Parsons, **SECONDED** by Councillor P Ernst:*

"that the committee recommendations to items 4 and 5 be adopted."

CARRIED UNANIMOUSLY

4 Outcome of Appeal No. 1212 of 2012, Stockland Development Pty Ltd v TCC & Dexu Wholesale Property Ltd, 13 Hervey Range Road, Thuringowa Central

REPORT TO COUNCIL

Authorised by Director Planning and Development
Department Development Governance
Date 14 November 2013

Executive Summary

A submitter appeal was filed by Stockland Development Pty Ltd in the Planning and Environment Court in Brisbane on 28 March 2012 against council's decision to approve the co-respondent's development application for a Material Change of Use (Extensions to a Shopping Centre) and Preliminary Approval for Building Works at 13 Hervey Range Road, Thuringowa Central.

The matter proceeded to trial on 22 October 2012 to 25 October 2012 and 29 November 2012 to 30 November 2012. On 7 December 2012 the Planning and Environment Court delivered its decision that the appeal should be dismissed. Stockland Development Pty Ltd then filed an application for leave in the Queensland Court of Appeal on 25 January 2013 to appeal the court's decision. This application was refused by the Court of Appeal on 2 August 2013.

The final Judgment allowing the co-respondent's application for a Material Change of Use (Extensions to a Shopping Centre) and Preliminary Approval for Building Works was sealed by the court on 16 October 2013.

This matter is now at an end.

Officer's Recommendation

That council receive this report.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 on the council minutes (page 6818) where council resolved that the committee recommendation be adopted.

5 Strategic Planning - City Planning Unit - Prepare a Temporary Local Planning Instrument for land parcels designated as Non-Strategic Port Land

REPORT TO COUNCIL

Authorised by Director Planning and Development

Department Planning and Development

Date 21 November 2013

Executive Summary

Council has a Temporary Local Planning Instrument (TLPI) in place for a number of sites located within Townsville's Central Business District and South Townsville which previously were not subject to the requirements of the City Plan 2005. The TLPI allows for council to apply the provisions of the City Plan 2005 over the subject sites.

In February 2014, the existing TLPI will lapse. Accordingly, another TLPI is required for a further 12 months as an interim measure until the new City Plan is adopted by council.

Officer's Recommendation

1. That council resolve to prepare a proposed Temporary Local Planning Instrument for the *Townsville City Plan 2005*, as set out in Attachment 1 of the Report to Council.
2. That council resolve to write to the Minister requesting authorisation for council to adopt the proposed Temporary Local Planning Instrument.
3. Subject to receiving only administrative advice from the Minister's consideration, council resolve to adopt the proposed Temporary Local Planning Instrument and authorise the Chief Executive Officer to finalise administrative matters to complete the Temporary Local Planning Instrument.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 4 on the council minutes (page 6818) where council resolved that the committee recommendation be adopted.

Smart City Sustainable Future Committee

*It was **MOVED** by Councillor V Veitch, **SECONDED** by Councillor T Roberts:*

"that the committee recommendations to items 6 to 10 be adopted."

CARRIED UNANIMOUSLY

The Mayor, Councillor J Hill commended the Executive Manager of Integrated Sustainability on the report - Smart Building and Analytics Trial and Blueprint.

6 Great Northern CleanUp

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Integrated Sustainability Services
Date 27 November 2013

Executive Summary

Council supports both Clean Up Australia Day in March and Great Northern Clean Up Day in September to raise awareness of waste and littering and the impacts these have on the local natural environment. Townsville City Council – Integrated Sustainability Services held a clean-up event as part of Great Northern Clean Day – 22 September 2013 at Three Mile Creek – Pallarenda. As in previous years, the council also provide supports for this national initiatives by providing free rubbish pick up from all registered clean-up events in Townsville and Magnetic Island.

The Great Northern Clean Day event was also used as an awareness launch for the new Townsville City Council Waste Wise Campaign “Rub Out Rubbish”, which is a new marketing campaign linking Integrated Sustainability Services, Health Services and Waste Services under the new Marketing and Communication Plan to raise awareness of littering, illegal dumping, waste management and impacts of waste and littering on the environment and the city in general.

A total of thirty five volunteers including adults and young people attended Townsville City Council clean-up event at Pallarenda. Overall, there were ten community organised clean-up sites and one school cleanup site in Townsville and Magnetic Island.

Officer's Recommendation

1. That council continue to support both the Great Northern Clean Up Day and Clean Up Australia Day initiatives for all community organised clean-up sites, including:
 - a) Provides free rubbish pick up and disposal service to all community organised events both on mainland Townsville and Magnetic Island as part of its/Waste Services' Community Services Obligation (CSO) and;
 - b) Holding a council run clean-up site/event during March Clean Up Australia Day to capitalise on the extensive national campaign and marketing by the national organiser Clean Up Australia.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 6 on the council minutes (page 6820) where council resolved that the committee recommendation be adopted.

7 Reef Guardian Councils Action Plan (2013/14)

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Integrated Sustainability Services
Date 27 November 2013

Executive Summary

The Reef Guardian Councils (RGC) Program is a Great Barrier Reef Marine Park Authority (GBRMPA) program that recognises the role of local government in helping to protect the Great Barrier Reef (GBR) from the impacts of declining water quality and climate change. Council was one of the first Reef Guardian Councils in the Great Barrier Reef region to be recognised through this program.

On 21 November 2006 council accepted the invitation from Great Barrier Reef Marine Park Authority to participate in the Reef Guardian Council Program. This participation was re-affirmed by the current council on the 23rd April 2013 with the signing of a Memorandum of Understanding with the Great Barrier Reef Marine Park Authority.

The Reef Guardian Councils program requires councils to prepare an Action Plan annually.

The Reef Guardian Councils Action Plan attached to the agenda item represents actions currently being undertaken by the relevant divisions and departments of council for the 2013/14 financial year.

Officer's Recommendation

That council endorse the 2013/14 Reef Guardian Councils Action Plan.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 6 on the council minutes (page 6820) where council resolved that the committee recommendation be adopted.

8 Reef Rescue Project Update

REPORT TO COUNCIL

Authorised by Director Community and Environment
Prepared by Coordinator Strategic Sustainability Programs
Department Integrated Sustainability Services
Date 27 November 2013

Executive Summary

Townsville City Council initiated and chairs the Reef Urban Stormwater Quality Management Improvement Group (RUSMIG). The group is an officer level collaborative network of the major local governments and other stakeholders in the reef region. The group is working together to help reduce the impact pollutants from urban areas have on the water quality entering the Great Barrier Reef.

Reef Urban Stormwater Quality Management Improvement Group was successful in attracting approx. \$830,000 in funding from Reef Rescue for the project entitled: 'Collaboration to the Rescue: Better Reef WQ through smart urban water management'. These approaches include a focus on stormwater quality measures such as enhanced sediment and erosion control and water sensitive urban design.

The project will help enhance the willingness, ability and capability (i.e. capacity) of:

- Local government and other stakeholders to incorporate smart, integrated approaches to urban water management into instruments such as Water Quality Improvement Plans (WQIP) and planning schemes; and
- Local and State government and industry to implement smart, integrated approaches through urban development, infrastructure upgrades, and retrofits of existing urban catchments.

This project builds on the work already undertaken by the Reef Urban Stormwater Quality Management Improvement Group, including promoting the priorities that have been identified since the inception of the group. Healthy Waterways, through the Water by Design team will lead the implementation of this project under the guidance and direction of the Reef Urban Stormwater Quality Management Improvement Group.

Officer's Recommendation

That council note the information provided and endorse council's involvement in the Reef Rescue Project.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 6 on the council minutes (page 6820) where council resolved that the committee recommendation be adopted.

9 Smart Building and Analytics Trial and Blueprint

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Integrated Sustainability Services
Date 27 November 2013

Executive Summary

In 2012 Townsville City Council obtained funding under the Community Energy Efficiency Program (CEEP) under previous Australian Government Clean Energy Fund (CEF) for Energy Transformation Townsville: An innovative adaptive system of smart energy demand management, energy efficiency and community engagement.

To develop this project and incorporate appropriate innovation in smarter city technology Council worked with project partners, including IBM Research Lab staff and James Cook University. The project is developed around three key essential elements, being:

1. Energy Conservation Measures at council facilities: with clear measureable reductions in energy use.
2. Smarter Instrumentation and data management: reducing energy use by innovative technology, sensors and development of an enterprise wide energy management system.
3. Community Education and Capacity Building: engage the community in ways that promote real behaviour change.

The CEEP funding submission and smart technology components built upon previous project concepts "Qld Smarter Buildings – Smart City Projects IBM and TCC for Townsville Multit-Building Sensory Analytics Proposal" (Council Report dated 7 June 2013) and further subsequent in-kind contributions from IBM Research Lab and other IBM staff.

It was identified that for this research project that as well as the usual assessment of architecture and requirements for integration with existing systems, it would be necessary to investigate how this system will deliver the high level of innovation required (a prerequisite for the funding received) and accelerate councils activities in this area into the future. This would create the pathway for addressing transitional, hereditary, and future objectives via a "*Smart Technology (building and energy) Blueprint*" would ensure innovation and cost effective solutions are achieved.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve, pursuant to Section 235 (b) of the Local Government Regulation 2012, to appoint IBM Australia for the development of the Smart Technology (building and energy) Blueprint and Smart Analytics trial to aid the development of an Enterprise Energy Management System to the maximum value of \$ 150,000 because of the specialised and confidential nature of the services that would be impractical or disadvantageous for council to invite quotes or tenders and;
3. That council proceed to develop an Enterprise Energy Management System.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 6 on the council minutes (page 6820) where council resolved that the committee recommendation be adopted.

10 Smart Infrastructure & Sustainable Energy Framework

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Integrated Sustainability Services
Date 27 November 2013

Executive Summary

This progress report seeks to update council and collate all current directions and activities being undertaken to support implementation of the Townsville CBD Smart Infrastructure and Sustainable Energy Framework (refer Attachment 1 and Council Report (dated 23 April 2013)).

The objective is to foster clarity around a complex system-based approach to up taking sustainability in our CBD to support city building and sustainable development – *Townsville Smart City Solar City*. The framework represents a key and innovative sustainability and resilient city initiative linking energy and disaster management and recovery and is a “*City Building Model for Townsville*” in support of implementing CBD Master Plan and associated Sustainable City Framework. The update provides insight into current directions and seeks support from Council for synergistic directions in innovative financing measures.

The report demonstrates action-based, learning and performance driven sustainability - resiliency by:

1. Innovative and collaborative approaches to tackling rising energy and infrastructure costs, energy security and resilience and improved commercial and liveability;
2. Models for new financing options that provide value for money, whilst reducing costs to Council and community whilst minimising risk; and
3. Utilise local and international expertise in products and services in delivering energy efficiency and demand management to benefit of city.

The framework and implementation seeks to create markets for sustainability, manage assets and renewals by bundling services and functions to achieve economies of scale of wide commercial interest.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council accept the update report including Identified Priority Projects as detailed: LED Street Lighting; Renewable Energy Micro-Grid and Solar Thermal/Storage; Smart Buildings Trial and Sensor Networks; and CBD District Cooling (Stage 1 and Vision).
3. That council proceed to develop detailed project planning and implementation for the priority projects outlined above, including progressing innovative financing opportunities for sustainability projects through the CBD Smart Infrastructure and Sustainable Energy Framework.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 6 on the council minutes (page 6820) where council resolved that the committee recommendation be adopted.

Community and Cultural Committee

It was *MOVED* by Councillor S Blom, *SECONDED* by Councillor G Eddiehausen:

"that the committee recommendations to items 11 to 22 be adopted."

CARRIED UNANIMOUSLY

Councillor C Doyle referred to item 18 and acknowledged the work that has been carried out by Townsville Multicultural Support Group, assisting refugee families to make the transition to life within Australia by providing short term accommodation options and noted her disappointment that the State Government has refused to remove the caveat that was placed on the building which prevents council from continuing with the current arrangements.

Councillor A Parsons referred to item 21 and requested that the renewal dates for the three leases for Wanderers Cricket Club that include the clubhouse, storage shed and toilet block, be amalgamated into one lease.

Councillor L Walker referred to item 17 and thanked staff for the great work that they have done in relation to producing a framework around the community garden, the new fence to go around the site and the policy that embraces community organisations and cultural groups.

11 Community Services - Regional Arts Development Fund October 2013 Round of Assessments

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services - Community Development
Date 5 December 2013

Executive Summary

On Wednesday, November 20, the Regional Arts Development Fund (R.A.D.F.) Committee convened to assess the October 2013 round of applications. Thirteen applications were received. Grant money available for distribution in this October 2013 round amounted to \$60,000. Grant money *awarded* to successful applicants amounted to \$40,400. The total financial request of applications to the R.A.D.F. programme in this round amounted to \$52,517. This amount contrasts with the *total* cost of these arts/cultural projects and activities reaching \$139,033.

Of the 13 applications assessed, 10 were approved for funding (three not approved). The applications received and assessed in this R.A.D.F. round comprised proposals for music (4), visual arts (3), writing (2), new media (1), design (1), dance (1), and festivals (1). Four categories were applied to in this round (number of applications awarded funding is indicated in parenthesis) with *Building Community Cultural Capacity* – 4 (3) and *Cultural Tourism* – 4 (2) yielding the highest number of applications, followed by *Concept Development* – 2 (2), Contemporary Collections/Stories – 2 (2), and Regional Partnerships – 1 (1).

Officer's Recommendation

That Council approves the amounts recommended by the Regional Arts Development Fund Committee and the Financial Assistance & Events Group (F.A.E.G.) for the October 2013 round of the Regional Arts Development Fund Programme, totalling \$40,400 (ex. G.S.T.) as detailed in the tables below.

Building Community Cultural Capacity		
North Queensland Ensembles	Hosting a one and a half day orchestral conducting workshop delivered by conductor Raymond Yong	\$2,000
La Luna Youth Arts	Production and delivery of a digital technology art projection by Robbie Paul on the Holiday Inn building as part of the first Townsville Digital Projection Festival to be held in October 2014	\$5,000
T.C.C. Theatre Services (Civic Theatre)	Employment of a choir master, stage manager and pianist who will work with Opera Queensland and a local community chorus to stage 'La Bohème' in Townsville	\$5,000

Concept Development		
Maritime Museum	Pre-production research and planning of a film about the Maritime Museum and the museum collection	\$5,000
Recre8ive Recycled Art	Research and public consultation to determine appropriate sites and themes for urban beautification in Deeragun that will be followed by a second phase to carry out the works in 2014	\$4,300

Cultural Tourism		
Alexandre Christopher	Costs for artists' and co-ordinators' fees, and promotional material, to develop and exhibition that will showcase works and processes of Townsville graphic designers	\$5,000
Umbrella Studio	Building a promotional and educational website dedicated to showcasing participating artists of 'Compact Prints', which is the touring, biennial, signature exhibition organised by Umbrella Studio	\$3,000

Contemporary Collections/Stories		
Ariella van Luyn	Development of a collection of original short stories based on little-known aspects of Townsville's history, which will be made accessible to readers using digital technology	\$5,000
Fairlie Sandilands	Playwrighting 'Duty First', which will examine the issues that modern era service personnel face when returning from combat and re-integrating with society	\$3,300

Regional Partnerships		
Youth With a Mission (Y.W.A.M.)	Employment of a facilitator to provide art mentoring for youth leaders and skills development for young artists, which will be a partnership between Townsville artists and Umbrella Studio	\$2,800

Applicants not recommended for funding through March 2013 round

Projects or Activities NOT Approved for Funding (and amount sought)		
Townsville Music and Performing Arts Space/Services (T.M.P.A.S.)	<p>Providing emerging and experienced musicians of diverse musical genres that create original North Queensland-bred music with a live and inclusive arena in which to share their skills with residents and visitors.</p> <p><i>The committee considered the project to support Townsville's established and emerging musicians very worthwhile and commended it for aligning with the Arts</i></p>	\$5,000

	<p><i>and Culture Strategic Action Plan. The application appeared rushed, however, and in need of proof-reading. Many of the questions on the application were not directly addressed. The budget lacks integrity. No revenue from the sale of tickets caused concern and in-kind support was not identified. The question of fundraising through barbeques was raised: Where would these occur and would these be part of an event promoting the T.M.P.A.S. suite of services. Project personnel need to be secured prior the application is submitted. Planning is imperative and will instil greater confidence in the potential grant-giver. The concept to develop cultural tourism is commendable but more information, and references, are needed. The committee encourages an application to be submitted to the March round for reconsideration.</i></p>	
Youth Network	<p>Raising awareness of youth music events to high school students to continue growth of the local music industry and to document the history of Untitled for use by local bands in their own marketing.</p> <p><i>The committee valued the awareness-raising of Townsville popular music in high schools, and considered the application to be well written. The rationale was considered to be clear but pertinent information, however, was absent. The name of the project co-ordinator was not indicated in the application. The committee looks forward to the application being submitted to a future round when more performers are sourced and agree to participate in the tour programme, and a list of schools are included for the itinerary with accompanying statements of agreement to support the proposal.</i></p>	\$5,000
Burdekin Celtic Dancers	<p>Developing young students of Irish Dancing in Townsville with technical abilities as well as understanding the importance of grooming, physical well-being and injury prevention.</p> <p><i>Whilst the committee recognised the need to support the development of technique and appreciation of dance, no funds can be offered to projects that have been funded in previous rounds. In the future, the committee advises that consideration be given to changing the project personnel. Applications should specifically outline a series of public performances that will occur after the workshops have concluded. Consider a joint-application between Townsville and Burdekin (and Charters Towers and Hinchinbrook R.A.D.F. programmes) so that such a performance might tour regionally as 'regional partnerships' category.</i></p>	\$2,117

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

12 Community Services - Partnerships & Sponsorships Program Recommendations

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 26 November 2013

Executive Summary

Council has received an application for financial support through the Partnerships and Sponsorships Program. This program is part of the Community Grants and Sponsorships Scheme which is the responsibility of the Community Development Section of the Community Services Department. The following recommendations are made in accordance with the Financial Assistance Policy adopted by council in April 2010.

The following report outlines recommendations from the Financial Assistance and Events Group (FAEG) held 27 November 2013. It is recommended that council provide support for one applicant.

Council has also received four requests from community organisations for the acquisition of surplus council assets. All four of these requests are from local Sport & Recreation clubs, which will utilise the assets for general club ground maintenance and field preparation.

As per the established asset disposal procedure, these assets will be placed at an Action House with an auction reserve value to be determined by TCC Fleet. The clubs who pay the reserve price prior to the auction to the Auction House are given access to these items due to them providing community activities in the use of council spaces. Should the groups not pay the reserve price the items proceed to be auctioned.

The following report makes recommendations on the four asset disposal requests received during October/November 2013. It is recommended that council provide support for these applicants.

Officer's Recommendation

1. That council approve the amounts recommended by the Financial Assistance and Events Group (FAEG) through the Partnerships and Sponsorships Program as detailed in the following table.

Partnerships & Sponsorships Recommendations:

Organisation	Activity/Project	Recommendation (Ex GST)
Rollingstone & District Community Association	To cover the cost of paper (140 Reams) for the production of the monthly <i>Rolly Rag</i> newsletter for three years	2013/2014 - \$1,895 2014/2015 - \$1,895 2015/2016 - \$1,895

2. That council approve the asset disposals recommended by the Financial Assistance and Events Group (FAEG) through the Partnerships and Sponsorships Program as detailed in the following table.

Asset Disposal Recommendations:

Organisation	Activity/Project	Asset Details
Teachers West Rugby Union Football Club	Purchase of one ride-on mower to be used for club and field maintenance at Warrina Park, Currajong	Brand = Kubota; Model = F2880
Western Suburbs Cricket Club	Purchase of one ride-on mower to be used for field maintenance of Mick Downey Oval and adjacent two cricket ovals at Cutharinga Park, West End	Brand = Kubota; Model = F2880
Black River Pony and Hack Club Inc.	Purchase of one ride-on mower to be used for ground maintenance at the club, Black River	Brand = Kubota; Model = F2880
Townsville Cricket	Purchase of one All-Terrain Vehicle to be used for club ground and field maintenance	Toro All-Terrain Vehicle from TIS

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

13 Community Services - Festivals and Events Program Recommendations

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 26 November 2013

Executive Summary

Council has received a number of applications for financial support through the Festivals and Events Grant Program. This program is part of the Community Grants and Sponsorships Scheme which sits under the Community Development Section of the Community Services Department.

The aim of council's Festivals and Events Grant Program is to support festivals, community events and celebrations which showcase Townsville's talent and enhance community identity and pride; and bring economic and tourism opportunities to the region.

The following report outlines recommendations from the Financial Assistance and Events Group meeting held 27 November 2013. There was one (1) application submitted through this program during October 2013 and it is recommended that council provide support for one (1) application.

Officer's Recommendation

That council approve the amounts recommended by the Financial Assistance and Events Group (FAEG) through the Festivals and Events Grant Program as detailed in the following table:

Organisation	Activity/Project	Recommendation 2013/2014 (Ex GST)
Event Category: Community Event		
Townsville PCYC (Aitkenvale)	Delivery of the 2013 'Active Families and Fitness Expo' to be held at the Aitkenvale PCYC on Sunday 2 February 2014	\$1,500 Towards table hire costs

The following applications are not recommended for funding: Nil

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

14 Community Services - FAEG Minutes November 2013

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 27 November 2013

Executive Summary

Council's Financial Assistance and Events Group (FAEG) meeting was held 27 November 2013. The minutes are presented for information.

Items to note:

1. Community Heritage Grants Program – October 2013 Round
2. Festivals and Events Program & Partnerships & Sponsorships Recommendations
3. Asset Disposal
4. Regional Arts Development Fund – October 2013 Round
5. Performing Arts Annual Report 2012/13 (Refer 'Attachments Folder' ECM 30354017)

Officer's Recommendation

That council note the minutes of the Financial Assistance and Events Group meeting held 27 November 2013.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

15 Community Services - Community Heritage Grants October 2013

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 26 November 2013

Executive Summary

The Community Heritage Grant Program provides grants of up to \$5,000 to assist organisations that play an active role in preserving Townsville's history and heritage. The program currently has one round in October each year, with \$10,000 available for distribution in 2013/2014.

Through the October 2013 round of the Community Heritage Grants Program, council has received seven (7) applications requesting a total of \$16,100.59 (ex GST). The grant applications received in this round have been assessed and it is recommended that council fund six (6) applications totalling \$12,987.94 (ex GST). The difference between the Grants Budget and the Recommendation will be funded by the Heritage and Urban Planning Unit.

Council's Special Projects (Heritage) Unit made the initial assessments of these seven applications, which were recommended to the Managerial Assessment Meeting and then the Financial Assistance and Events Group (FAEG).

Officer's Recommendation

That council approve the amounts recommended by the Financial Assistance and Events Group (FAEG) on 27 November 2013 through the Community Heritage Grants Program as detailed in the following table.

Organisation	Activity/Project	Recommendation (Ex GST)
Military & Historic Vehicle Club Townsville Inc.	Purchase of display banner (\$630) for use at the Townsville Show	\$630.00
Kissing Point Military Foundation	Towards and interpretive display depicting World War I conditions and North Queenslanders involvement in that war	\$4,764.94
Sacred Heart Cathedral Parish (Auspiced by Roman Catholic Trust Corporation for the Diocese of Townsville)	Contribution towards the various costs involved in stage two of the St Mary's Catholic Church Restoration Project	\$5,000.00
Family History Association of North Queensland	Purchase of books for research (\$491) and materials for displays (\$300) & advertising (\$150) and brochures (\$100) promoting the resources of the Library	\$1,041.00
Magnetic Island History and Craft Centre Inc.	For the purchase of cabinet (\$330 + \$80 Freight) & acid free tissue (\$67 + \$20 Delivery) for archival storage of works	\$497.00
North Qld Military Aviation Museum Inc.	Towards the purchasing of 3 exhibition banners (\$652), a folding platform truck (\$45) and a projector (\$358) for the facilitation of public displays	\$1,055.00
	Total	\$12,987.94

Applications **not recommended** for funding through the program include:

Organisation	Activity/Project
The Roman Catholic Trust Corp for the Diocese of Townsville	Towards the purchase of sound recorder (\$2206) and a camcorder (\$906.29) for use in an oral history project Request: \$3,112.65

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

16 Community Services - Inclusive Community Policy

REPORT TO COUNCIL	
Authorised by	Director Community and Environment
Department	Community Services
Committee	Community and Cultural
Date	5 December 2013

Executive Summary

As per the schedule of regular policy review, the Townsville City Council's Community Services Department has reviewed and revised the original advisory committee policies to create one Inclusive Community Policy for Townsville City Council, the Inclusive Community Policy.

The purpose of the policy will ensure Townsville City Council is committed to provide its information, services, facilities and activities, in a manner that ensures equality of access and opportunity, adhering to the approaches adopted by the Australian Social Inclusion Board.

The policy aims to create an environment that fosters community inclusion, values diversity and encourages participation regardless of their individual circumstances, characteristics, abilities, culture, or background.

Officer's Recommendation

That council adopt the Inclusive Community Policy.

POLICY

COMMUNITY AND ENVIRONMENT

COMMUNITY SERVICES

1412 – INCLUSIVE COMMUNITY POLICY >>

1. POLICY STATEMENT >>

Townsville City Council is committed to facilitating a welcoming and inclusive community.

Townsville City Council believes in building on existing strengths within the community to enable Townsville to be a city that fosters community inclusion, values diversity and encourages participation by all in their community.

2. PRINCIPLES >>

The Townsville City Council Inclusive Community Policy will:

- value all people in the community
- recognise and build on individual and community strengths
- increase social, civic and economic participation by helping everyone acquire the skills and support they need to contribute and connect with the community
- provide a greater voice and greater responsibility by giving people a say in decisions that affect their lives and the opportunities to take responsibility for these
- ensure that Townsville City Council contributes to an inclusive community across the city by delivering accessible and equitable services, activities and programs
- ensure that Council meets its legislative requirements under the various relevant Acts of the State and Federal Government (see Legal Parameters)
- promote participation and inclusiveness in the community
- recognise and celebrate diversity in the community

3. SCOPE >>

This policy applies to all facets of Townsville City Council's programs, projects, events, services and activities.

4. RESPONSIBILITY >>

The Director of Community and Environment has a responsibility for monitoring the implementation of the policy.

This policy applies to councillors, Townsville City Council staff, and contractors.

5. DEFINITIONS >>

Access – is the practice of ensuring that all members of the community will have the opportunity to access information, services, facilities and activities regardless of individual circumstances, characteristics, abilities, culture, or background.

Equity – is the practice or act of ensuring that information, services, facilities, and activities are provided to the community in a fair manner regardless of individual circumstances, characteristics, abilities, culture, and background.

Discrimination - is the practice or act of treating a person unfavourably because of certain prescribed attributes, or because of their association with a person with those attributes. The attributes are prescribed by State and Federal discrimination legislation.

Inclusive – is the practice or act of creating an environment where people feel included regardless of their individual circumstances, characteristics, abilities, culture, or background.

Organisation – refers to government organisations, community groups, not-for-profit organisations, for-profit organisations and service providers.

6. POLICY >>

Townsville City Council will provide its information, services, facilities and activities, in a manner that ensures equal access and opportunity to all, in a supportive manner.

Council will achieve this through:

- Supporting community events, activities, organisations, and services that encourage and enhance diversity, participation and well-being and which address weaknesses and gaps in equality of access and opportunity.
- Delivering council information, services, facilities, and activities in a manner that adheres to the approaches adopted by the Australian Social Inclusion Board and promoted by the Australian Council of Local Government:
 - **Building on individual and community strengths** – making the most of individual's and community's strengths.
 - **Building partnerships** – governments, organisations and communities working together to get the best results for the community as a whole.
 - **Developing tailored services** – services working together in new and flexible ways to meet the needs of the community.
 - **Building joined-up services and whole of government(s) solutions** – different parts and different levels of government to work together in new and flexible ways to achieve better outcomes and services for the community.

The Inclusive Communities Advisory Committee established to promote and encourage an inclusive community providing advice to council on current and emerging issues supporting equity, access and inclusiveness.

7. LEGAL PARAMETERS >>

The Disability Discrimination Act 1992 (Commonwealth)(DDA)

The Queensland Anti-Discrimination Act 1991 (QADA)

The Building Code of Australia (BCA)

The Queensland Building Act 1975 (QBA)

8. ASSOCIATED DOCUMENTS >>

Townsville City Council's:

- Community Plan
- Corporate Plan
- Operational Plans
- Aboriginal and Torres Strait Islander, Multicultural, Women's, Youth, Families, Disability, Senior's, Community Safety, Cultural, and Sport and Recreation Strategic Action Plans
- Community Engagement Policy and Framework
- Inclusive community approaches of the Australian Social Inclusion Board <http://www.socialinclusion.gov.au/about/principles>
- Inclusive Community Advisory Committee Terms of Reference

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

17 Community Services - Community Garden Program

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 25 November 2013

Executive Summary

The TCC Community Garden was established by Council in 2001 after a successful seed-funding application was made to Multicultural Affairs Queensland by the Community Services Dept.

There are 49 large plots at the Community Garden, assigned to 30 groups (six community service organisations and 24 individuals). The groups and individuals utilising these plots represent several demographic groups in Townsville.

It has been identified that the current use of the Community Garden achieving its potential and would benefit from use by community service organisations, rather than individual plot holders, in order to maximise the garden's use, and make it a space that is inclusive and benefits the wider Townsville community.

From July to Sept 2013, a review of the Community Garden at Railway Estate was undertaken by the Community Development section. This review was intended to develop recommendations, which would revise the current use of the Community Garden to achieve a future vision of being inclusive and to benefit the wider community.

A Community Garden Working Group was formed to review the existing Community Garden program and develop guidelines to enhance use of the garden. The guidelines developed are intended to be a model for other community gardens in Townsville. Among the recommendations is to re-establish a Management Committee which will lead the implementation of short and long-term strategies to provide better allocation and management of the existing plots, to improve the selection of new plot holders, and to become more environmentally sustainable.

Officer's Recommendation

1. That council endorse the continued delivery of the TCC Community Garden in Railway Estate for the benefit of the Townsville community under the oversight of the Community Services Department.
2. That council endorse that plot holders for the TCC Community Garden should be community service organisations that represent identifiable portions of the wider Townsville community.
3. That council endorse the re-establishment of a Community Garden Management Committee to establish and implement short and long-term strategies to transition the garden to organisational allocation of plots in an equitable manner, and to implement environmentally and financially sustainable operational practices.
4. That council endorse the ongoing expenditure of \$33,000 per annum for program operational costs for the TCC Community Garden, and endorse a one-off enhancement cost in 2014-15 of approximately \$28,000 for building a 1.8 metre high fence, signage, and water conservation system at the garden.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

18 Community Services - 62 Anne Street, Aitkenvale

REPORT TO COUNCIL

Authorised by Director Community and Environmental Services
Department Community Services
Date 18 November 2013

Executive Summary

The Queensland Department of Housing has contacted council in regard to the implementation of the National Standards Regulation which commences on 1 January 2014 and relates to social housing. This regulation will impact the current management arrangements and reporting requirements of the property at 62 Anne Street, Aitkenvale (Lot 1 on RP 722043).

Council entered a Local Government and Community Housing Program agreement with the Queensland Housing Commission on 29 September 1993, under which financial assistance of \$120,000 was provided to council to construct a dwelling for the purpose of low cost rental housing to youth at risk. A caveat was lodged by the state to secure the investment under the agreement. The caveat remains in place while any part of the monies (\$120,000) provided remain outstanding.

In order to manage the use of the property, council has been required to be registered as a community housing provider. Under the National Standards Regulation council must meet certain new obligations as a registered provider from 1 January 2014. Council must also abide by the Program Guidelines for Local Government and Community Housing, which stipulates the following:

1. housing assistance provided under this program will be available to all sections of the community irrespective of age, sex, marital status, race, religion, disability or life situation. However, priority in granting assistance shall be determined by the need for assistance;
2. the management of an approved project will be required to ensure that those on public housing waiting lists have the opportunity to apply for housing provided through the project, but priority is to be given to those most in need who meet the eligibility criteria for participation in the project.

Townsville Multicultural Support Group (TMSG) has managed the occupancy of this property on behalf of council since approximately 1995, TMSG is not an approved community housing provider and utilise the premises as transitional housing for short term placement of Humanitarian Entrants (new immigrants / refugees). A new lease with TMSG was previously approved by council and is currently being negotiated.

It is not viable for council to be a social housing provider as the property at Anne Street is council's only such property. It is not appropriate for council to be active in the social housing sector as it has neither the capacity nor the expertise to do so. In addition, the compliance requirements are onerous, and there are several not-for-profit community organisations that are active in this sector in Townsville.

Officer's Recommendation

1. That council cease its registration as a community housing provider.
2. That council enter into negotiations with the Queensland Department of Housing to determine an appropriate arrangement to continue to make the property at 62 Anne Street, Aitkenvale (Lot 1 on RP 722043) available for the purpose of social housing.
3. That the community group that currently makes use of the property at 62 Anne Street, Aitkenvale (Lot 1 on RP 722043) be provided with sufficient notification so that the change in management arrangements does not negatively impact the provision of their service.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

19 Community Services - La Luna Lease

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 26 November 2013

Executive Summary

La Luna Youth Arts Inc. are a youth arts development incorporated association that have operated from the Riverway Arts Centre (RAC) since the facility's inception in 2006. They conduct community arts programs, workshops, activities, and performances and are a highly regarded arts development facilitator.

La Luna initially operated from space in the RAC under a two year lease agreement, the term of which was linked at their request to the term of the group's state government grant. Since the expiration of that lease, a new lease document has not been executed and the group has continued to occupy and use the RAC facilities under the same terms as the original lease.

One change was made to the lease terms in 2010 - the original lease included an annual rental payment by the group to Council of \$24,000 and this was waived so that the rental became a peppercorn (\$1 per year if demanded). Effective January 1st 2014, La Luna will be charged community rate fees and charges for their use of spaces at the RAC which are NOT included in the leased area.

It is the intention of this report to seek Council's approval to enter into a new lease agreement with La Luna for up to a ten year period at a peppercorn rental (in line with other similar agreements with comparable groups including the Townsville Music Centre and Full Throttle Theatre. This lease will be for the same space in the RAC, and the use of other spaces in the RAC will incur payment in accordance with Council's fees and charges.

Officer's Recommendation

That council approves the renewal of a lease for office, storage, and activity spaces at the Riverway Arts Centre (as identified in the previous lease) to La Luna Youth Arts Incorporated for a period of up to 10 years at the rent of \$1 per year, if requested.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

20 Community Services - Koolkuna Kindergarten and Preschool lease

REPORT TO COUNCIL

Authorised by	Director Community and Environment
Department	Community Services
Date	5 December 2013

Executive Summary

Advice has been received from Koolkuna Kindergarten and Preschool on 26 November 2013 that the management committee have applied to The Creche and Kindergarten Association Limited (C&K) to become a branch structure instead of the current affiliate structure. Koolkuna Kindergarten has been a C&K affiliate for more than 11 years.

The current lease of 61 Davidson Street, South Townsville, also known as Lot 766 on Crown Plan T11868 RES 985 expires on 30 June 2014. The current lessee, Townsville Children's Day Centre Association Inc. was dissolved on 28 October 2013.

The Creche and Kindergarten Association Limited are willing to assume all rights and responsibilities of the existing lease until expiry on 30 June 2014. All appropriate insurance, licences, permits and staffing requirements are in place to provide this service.

Officer's Recommendation

1. That council approve the transfer of the lease over the premises located at 61 Davidson Street, South Townsville (Lot 766 on CP T11868 RES 985) which is currently held by Townsville Children's Day Centre Association Inc. to The Creche and Kindergarten Association Limited (C&K) for the remaining term of the lease until 30 June 2014, under the existing terms and conditions.
2. That council approve the commencement of a tender process prior to expiration of the lease over the premises located at 61 Davidson Street, South Townsville (Lot 766 on CP T11868 RES 985) seeking to select a community child care service operator to ensure continuity of community child care service provision at the premises.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

21 Community Services - Toilet Block Lease for Wanderers Cricket Club

REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Community Services
Date 5 December 2013

Executive Summary

The Wanderers Cricket Club have their home sports ground and clubhouse established at Gill Park and are currently in the process of renewing their lease over their clubhouse and establishing a new lease over their storage shed. The club has recently expressed interest in taking responsibility for the toilet block that exists in Gill Park by entering into a lease arrangement. As the clubhouse, shed and toilet block are separate buildings, the toilet block lease will be separate to the other leases on Lot 1 SP 148260.

Officer's Recommendation

That council approve entering into a lease arrangement with Wanderers Cricket over the existing toilet block in Gill Park (a portion of Lot 1 on SP 148260) for a period of up to 10 years at a rental amount of \$1 per year if demanded, on the condition that the club accepts responsibility for the maintenance of the building.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

22 Community Services - Full Throttle Lease

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Community and Environment

Department Community Services

Date 26 November 2013

Executive Summary

The council-owned, Old Magistrates Court building in Sturt Street operates as a venue for the staging of performances and community activities and is a premises currently occupied by Full Throttle Theatre (formerly Tropic Sun Theatre) who in turn host the activities of a number of community arts groups and individuals in an ad-hoc manner.

This report seeks council approval to invite expressions of interest from community groups regarding the best use of the premises.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council invite expressions of interest from performing arts, theatre, visual arts, historical or other community groups for the occupancy and use of the Old Magistrates Court Building.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 11 on the council minutes (page 6826) where council resolved that the committee recommendation be adopted.

Governance and Finance Committee

It was MOVED by Councillor J Lane, SECONDED by Councillor P Ernst:

"that the committee recommendations to items 23 to 28 be adopted."

CARRIED UNANIMOUSLY

23 Corporate Governance - Special Audit Committee Minutes - 28 October 2013

REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Corporate Governance
Date 21 November 2013

Executive Summary

Please find the minutes of the Special Audit Committee meeting held on 28 October 2013 attached to the agenda item.

Officer's Recommendation

That council receive the minutes of the Special Audit Committee meeting held on 28 October 2013.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

24 Revised Procurement Policy

REPORT TO COUNCIL

Authorised by Director Corporate Services

Department Finance

Date 29 October 2013

Executive Summary

Council policies are reviewed at least every two years. This review of the Procurement Policy has been completed and the revised policy is presented for council for consideration.

Officer's Recommendation

That council resolve to:

1. Rescind the current Procurement Policy details being:
 - a. Document Number – 1030
 - b. Version Number – 2
 - c. Date of Adoption – 23.03.10
2. Adopt the revised Procurement Policy details being:
 - a. Document Number – 1030
 - b. Version Number - 3

POLICY

CORPORATE SERVICES

Finance



PROCUREMENT POLICY >>

1. POLICY STATEMENT >>

This policy records the Townsville City Council's approach to the procurement of goods and services, and the disposal of assets including land.

2. PRINCIPLES >>

By conducting procurement activities in compliance with this policy Council aims to:

- a) Add value by assisting the council to achieve the mandate, goals and objectives outlined in its corporate and operational plans;
- b) Demonstrate that procurement decisions are environmentally, socially and economically responsible;
- c) Procure environmentally preferred products whenever they perform satisfactorily, are of similar quality and are available on a value for money basis;
- d) Support economic development within the local government area;
- e) Ensure fairness, integrity, transparency and competition;
- f) Ensure the organisation is fulfilling its safety obligations;
- g) Ensure best value for money.

3. SCOPE >>

This policy covers all procurement activity irrespective of funding source and acquisition process. The principles outlined in this policy and associated procedure will be followed by all employees (full time, part time, temporary and casual) as well as all consultants and contractors engaged by Council.

4. RESPONSIBILITY >>

The Chief Executive Officer, Directors, Executive Managers and Managers are responsible for ensuring the policy is understood and adhered to by council staff.

The Procurement Manager is responsible for collating information to assist in monitoring procurement activity.

5. DEFINITIONS >>

Consultant - a professional (or business) that provides professional or expert advice in a particular area or specialised field.

Contract - an agreement with specific terms between two or more persons or entities in which there is a promise to do something in return for consideration.

Contract Delegated Authority - the financial level that the Chief Executive Officer delegates to Council staff, in accordance with the Register of Delegations for the purposes of signing a contract on Council's behalf.

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Document No. >> <Corporate Governance to Enter>

Authorised by >> <Enter Director>

Document Maintained by >> <Enter Operational area name>

Version No. <Enter Version>

Initial Date of Adoption >> <Insert date>

Current Version Adopted >> <Corporate Governance to Enter>

Next Review Date >> <Insert date>

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POLICY

CORPORATE SERVICES

Finance



Contractor - an individual (or business) that contracts with Council to provide goods, services and/or construction activity under terms specified in a contract.

Employee - a person who is hired to provide services to Council on a regular basis in exchange for compensation and who does not provide these services as part of an independent business.

Financial Delegation - The financial level (dollar amount) that the Chief Executive Officer delegates to council staff, in accordance with the Register of Delegations for the purposes of authorising Council expenditure.

Goods - an inherently useful and tangible item (article, commodity, material, merchandise)

Procurement - is the acquisition of goods and services and it commonly involves purchase planning, standards determination, specifications development, supplier research and selection, value analysis, supply contract administration, inventory control and stores and disposals and related functions.

Product - a good idea, method, information, object or service that is the end result of a process and serves as a need or want satisfier. It is usually a bundle of tangible and intangible attributes (benefits, features, functions, uses) that a seller offers to a buyer for purchase.

Services - include intangible products such as accounting, banking, cleaning, consultancy, education, expertise, medial treatment and transportation.

Supplier - a party that supplies goods and services and will be distinguished from a contractor or consultant who commonly add specialised input to deliverables.

6. POLICY >>

When carrying out procurement activities the council will:

- a) act ethically and in full compliance with applicable laws;
- b) exercise responsible financial management, including by identifying and managing risk associated with procurement;
- c) assess value over the whole of the operational life of the goods or services;
- d) be focused on achieving the council's financial, social, local economic and environmental objectives;
- e) establish procedures that ensure fair, open and effective competition that deliver value for money and are easy to use;
- f) foster relationships with suppliers, consultants and contractors in a manner that is ethical, efficient, effective, fair and transparent;
- g) support the establishment of a diverse supply chain with particular focus on entities that deliver and/or have the potential to deliver social, economic and environmental benefit to the Townsville region;
- h) support Australia- based manufacturers and Australian-owned suppliers, consultants and contractors where possible focusing on those in the Townsville Region; and
- i) establish performance agreements with key suppliers, consultants and contractors and

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monitor their performance over time;

7. LEGAL PARAMETERS >>

Local Government Act 2009

Local Government Regulation 2012

8. ASSOCIATED DOCUMENTS >>

Procurement Procedure

Code of Conduct for Staff

Corporate Plan

Operational Plan

Register of Financial Delegations

Delegations Register

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Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

25 Request for Concession - Property Number 360342

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Finance
Date 28 November 2013

Executive Summary

A request has been received to grant a rates concession for property number 360342 in accordance with Section 120 (1)(c)(d) and (f) of the *Local Government Regulation 2012*.

This property was assessed as being within rating category 23 for 2013/14. The inclusion of the land within that category was a specific objective of the creation of the new rate category 23, because the identification of the land as a development area distinguished it from land that was currently under the same use (generally farming) but which was not identified as a development area.

During the 2013/14 budget process the council adopted the new rate category 23 – and a similar and related rate category 22 - to incentivise development of land previously identified as within an urban development area. The category 22 and 23 properties are located in the State Development Area, predominantly in the Rocky Springs Area, and have been identified as being within the city's urban growth boundary as a residential development area for more than a decade without substantive progress being made for the development of that land.

Council has previously resolved not to agree to an objection by the land owner about the categorisation of this land.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve to refuse the request for concession made by Lancashire General Investment Co Ltd concerning 37027 Bruce Highway, Julago Qld 4816 – property number 360342.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

26 Request for Concession of Rates - Property number 104200

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Corporate Services

Department Finance

Date 28 November 2013

Executive Summary

A request has been received for a concession for the general rates on property number 104200. In accordance with Part 10, Section 119 of the *Local Government Regulation 2012*, council may grant a concession for rates or charges under certain eligibility criteria.

The organisation has made application to council for a concession in accordance with the *Local Government Regulation 2012* and meets the criteria for granting a concession, specifically in relation to a land parcel owned by an entity whose objects do not include making a profit and it is recommended a concession be granted.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council resolve a concession be granted for the general rates for the property number 104200 and that the concession include general rates from the 1st January 2014.
3. That council resolve the concession will continue to be granted until such time that the land use changes or a change of ownership for the property is recorded.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

27 Proposal to Acquire Land - Property Number 511494

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Finance
Date 25 November 2013

Executive Summary

The owner of property number 511494 has requested the land be transferred to council as public use land for drainage purposes. The Saunders Creek watercourse runs through this parcel of land and constitutes the creek, buffer and flood area. The adjoining parcel of land downstream has been dedicated to council for this purpose. Acquisition of the land will be a consistent and logical extension of the Saunders Creek corridor allowing council to carry out co-ordinated flood mitigation works in the corridor

The owner of property number 511494 has also requested that council agree to waive any and all outstanding rates and charges in exchange for the transfer of land to council. It should be noted that the outstanding rates and charges have accumulated over more than 10 years, whilst this matter has been with the council for investigation and consideration.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That Council accept the proposed transfer of property number 511494 as open space, reserve for drainage purposes in lieu of payment of the total outstanding rates and charges levied to 31 December 2013 in accordance with Part 11 Section 126 of the *Local Government Regulation 2012*

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

28 Recommendation for Labour Hire Panel

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Human Resources People Performance
Date 27 November 2013

Executive Summary

On 16 August 2013 Local Buy commenced a Request for Quotation process on behalf of Townsville City Council, with the objective of creating a "sub-panel" of the Local Buy arrangement BUS234-0113 – Recruitment Services. A total of 15 organisations were invited to respond, and 14 of those provided responses.

The responses received have been evaluated based on their compliance with the specification, demonstrated capability to deliver the service required and the quoted margins. This document provides the recommendation to appoint a panel based on the outcome of this evaluation process.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council appoint Adecco Australia Pty Limited, Protech Working Recruitment and Bluestone Recruitment to the Townsville City Council "Labour Hire Panel", identifying them as preferred providers for the provision of casual agency labour for a period of two years commencing 1 January 2014. This arrangement carries no commitment regarding exclusivity or minimum spend with any provider.
3. That council appoint Hays Recruitment as an additional provider for specialist technical and senior roles.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 23 on the council minutes (page 6843) where council resolved that the committee recommendation be adopted.

Townsville Water and Waste Committee

In accordance with section 173 of the Local Government Act 2009, Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch declared a perceived conflict of interest in regards to item 30.

- (a) the name of the councillors who have the real or perceived conflict of interest:**
Councillors S Blom, G Eddiehausen, R Gartrell, J Lane, A Parsons, T Roberts and V Veitch.
- (b) the nature of the conflict of interest as described by the Councillor:**
NQ Excavations Pty Ltd donated to the Townsville First election campaign.
- (c) how the Councillors dealt with the real or perceived conflict of interest:**
The councillors dealt with the conflict by disclosing the perceived conflict of interest and proposing to exclude themselves from the meeting throughout consideration of the item, but noted that this would leave the meeting without a quorum and therefore in reliance upon Section 173(6) of the Local Government Act 2009, remained in the meeting and participated in the discussion about and voting upon the item.
- (d) if the Councillor voted on the issue – how the Councillor voted:**
The councillors voted as per the recommendation.
- (e) how the majority of persons who were entitled to vote at the meeting voted on the matter.**
The majority of persons entitled to vote at the meeting voted as per the recommendation.

It was MOVED by Councillor R Gartrell, SECONDED by Councillor V Veitch:

"that the committee recommendations to items 29 to 32 be adopted."

CARRIED

29 Programs and Technical Support - Tender Evaluation - TCW00038 Stuart Drive Water Main Augmentation

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Townsville Water and Waste
Department Programs and Technical Support
Date 27 November 2013

Executive Summary

Townsville City Council has identified the requirement for the augmentation of the Stuart Drive Water Main to secure the water supply of the growing areas around Oonoonba and Wulguru. Hydraulic water modelling has shown that in the current situation the pressure under a fire flow scenario falls below the minimum pressure head of 12m in some locations in Oonoonba. Furthermore several pipe breaks of the existing DN375 MSCL along Stuart Drive have revealed that there is an increased risk of failure of the existing water main. Such a pipe failure would worsen the pressure problems in the above mentioned locations. The new DN500/450 water main, located between Glenlyon Drive in Wulguru and the intersection of Stuart Drive and Racecourse Road, will provide a reliable water pressure for the current situation and the future.

The new water main will have to be constructed before the Department of Transport and Main Roads upgrades the Bruce Highway around the intersection of Stuart Drive and Racecourse Road, which is scheduled for April to September 2014. The construction of the water main at a later stage would make the work much more costly and would leave the old existing main unprotected under the embankments of the upgraded highway.

The tender discussed in this evaluation report covers the supply and construction of the Stuart Drive Water Main Augmentation.

The Tender was advertised on 5 and 9 October 2013 in the Townsville Bulletin. The closing date for the tender was at 10.00am on Wednesday, 30 October 2013, at the Tender Box located at Townsville City Council, 103 Walker Street.

Seven tenders were submitted for the works with submissions ranging from \$2.4 to \$2.9 million.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council award Tender TCW00038 for the Supply and Construction of Stuart Drive Water Main Augmentation to CivilPlus Constructions Pty Ltd for the lump sum price of \$2,477,136 excluding GST.
3. That council delegate authority to the Chief Executive Officer, or his delegate, to award variations up to the approved budget provided the variations are for the completion of the work under the contract.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 29 on the council minutes (page 6852) where council resolved that the committee recommendation be adopted.

30 Programs and Technical Support - Construction Tender Evaluation - TCW00032 Lotus Glen Pump Station Upgrade

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Townsville Water and Waste
Department Programs and Technical Support
Date 22 November 2013

Executive Summary

Tenders were invited by Townsville City Council for the TCW00032 Lotus Glen Pump Station Upgrade. TCW00032 is a lump sum contract for supply and construction under the AS4000-1997 framework.

Tenders closed at 10am Wednesday 6 November 2013 at the tender box located at Townsville City Council Chambers, 103 Walker Street, Townsville.

TCW00032 covers the supply of materials and the construction of the Lotus Glen Pump Station Upgrade. This includes the replacement of the existing pump station with a new pump station with higher capacity pumps and connecting the incoming sewer lines and the existing rising main to the new pump station.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council award contract Tender TCW00032 for the Supply and Construction of Lotus Glen Pump Station Upgrade to NQ Excavations Pty Ltd for the lump sum price of \$1,246,393.50 including GST.
3. That council delegate authority to the Chief Executive Officer, or his delegate, to award variations up to the approved budget provided the variations are for the completion of the works under the contract.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 29 on the council minutes (page 6852) where council resolved that the committee recommendation be adopted.

31 Townsville Water and Waste - RPS00004 (RPS8130) Tender Recommendation - Register for Pre-qualified Suppliers for Provision of Sewer Relining, Maintenance Hole Rehabilitation and Other Associated Works

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Townsville Water and Waste
Department Programs and Technical Support
Date 27 November 2013

Executive Summary

A tender was called to set up a pre-qualified panel for Townsville Water and Waste as per Section 232 3b and 3d: Exception for register of pre-qualified suppliers under *Local Government Regulation 2012*. The tender was called on 5 October 2013 by an advertisement in the Townsville Bulletin. Tenders were closed on 30 October 2013.

The panel is intended to provide the resource pool for Townsville Water and Waste's annual sewer relining and maintenance hole rehabilitation requirements. The panel will also provide a pool of preapproved contractors to resource other miscellaneous sewer system rehabilitation works as required. The objective of setting up this panel is to gain efficiencies in the delivery of Townsville Water and Waste's annual sewer relining and maintenance hole rehabilitation programs. Establishing this panel of service providers will enhance flexibility in the delivery of works and will reduce the time taken in the contractor procurement process associated with the annual sewer relining and maintenance hole rehabilitation programs.

Seven tender responses were received and reviewed by the Tender Evaluation Panel over two service areas. The Tender Evaluation process reviewed the tender submissions against the selection criteria, stated in the Request for Tender, to identify those Tenderers to include in the proposed panel of service providers.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council, pursuant to Section 232 of the *Local Government Regulation 2012*, resolve to create a Register of Pre-qualified Suppliers for the Provision of Sewer Relining, Maintenance Hole Rehabilitation and Other Associated Works RPS00004 (RPS8130) for Townsville Water and Waste on the following basis:
 - a. Rehabilitation of reticulation and trunk sewers and associated works:
 - (i) Insituform Pacific Pty Limited
 - (ii) Interflow Pty Limited
 - (iii) Kembla Watertech Pty Ltd
 - (iv) Underground Asset Services Pty Ltd
 - b. Rehabilitation of maintenance holes and associated works:
 - (i) FlowPro Pty Ltd
 - (ii) Insituform Pacific Pty Limited
 - (iii) Interflow Pty Limited
 - (iv) JPD Applications Pty Ltd
 - (v) Kembla Watertech Pty Ltd
 - (vi) Underground Asset Services Pty Ltd
3. That council delegate the authority to the Chief Executive Officer, or his delegate, to award variations up to the approved project budget provided the variations are for the completion of works offered to any service provider selected from this panel.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 29 on the council minutes (page 6852) where council resolved that the committee recommendation be adopted.

32 TWW Business Management and Compliance - Monthly Report Card - November 2013

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Townsville Water and Waste
Department TWW Business Management and Compliance
Date 10 December 2013

Executive Summary

Townsville Water and Waste's monthly report card containing year to date operating results for 2013/2014 for the month of November 2013 was tabled at the meeting.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council note the report card from Townsville Water and Waste for the month of November 2013.

Committee Recommendation

That the officer's recommendation be adopted.

Council Decision

Refer to resolution preceding item 29 on the council minutes (page 6852) where council resolved that the committee recommendation be adopted.

Officers Reports

Corporate Services

Deputation - Highway Information Centre

DEPUTATION

Raised by	Mr Bill Condon
Committee	Ordinary Council
Date	17 December 2013

Mr Bill Condon addressed council regarding the closure of the Highway Information Centre, located on the southern entrance to Townsville. Mr Condon suggested that council take control of the Information Centre, re negotiate with the Department of Transport and Main Roads to have northbound highway exit lanes installed and reopen the Centre until a satisfactory long term outcome is resolved.

The Director of Planning and Development noted that there have been negotiations with the Department of Transport and Main Roads in regards to the Southern Access Corridor realignment which has compromised the site of the Highway Information Centre location.

Ms Patricia O'Callaghan, General Manager Tourism and Events, Townsville Enterprise Limited (TEL) noted that there is a study underway to determine the most favourable site for the Information Centre. The decision to close the centre on 9 December was made due to the number of complaints that were made due to the levy construction and flora clearing by the Department of Transport and Main Roads and safety concerns for volunteers and visitors to the site.

Ms O'Callaghan advised that a review is underway to find a suitable alternative long term location for a visitor information centre and that an advisory committee is to be set up to ensure that community and tourism representatives will have an opportunity to contribute to the review. There are currently negotiations for a short term solution to capture the highway drive market. Ms O'Callaghan noted that there is a major opportunity to create an Information Centre that is not a standalone centre but to provide a purpose for visitors to stop.

Councillor L Walker noted his support for the work that TEL has done to date and noted his appreciation to Mr Condon for his involvement and efforts to champion a good outcome for the Information Centre.

Councillor V Veitch noted that there is a safety aspect with signage that needs to be removed as quickly as possible to prevent large vehicles from turning into the information centre site and then needing to reverse out.

Patricia O'Callaghan advised that the Department of Transport and Main Roads have been notified that the signage needs to be removed.

The Mayor noted that council is awaiting the completion of the study before moving forward on this matter.

33 Ordinary Council and Committee Meeting Schedule - 2014

REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Corporate Governance
Date 29 November 2013

Executive Summary

In accordance with Section 277(1) of the *Local Government Regulation 2012*, council is required on an annual basis to publish in a newspaper circulating generally in its area a notice of the days and times when its ordinary meetings, and the ordinary meetings of its standing committees, will be held.

Council meetings are currently held on the fourth (4th) Tuesday of each month with the Standing Committees being held across the two weeks preceding the Ordinary Council Meeting. All meetings are held at the Administration Building located at Walker Street, Townsville.

Council adopted its meeting schedule at its meeting 26 November however the following committee meetings scheduled in May and October were incorrect and the correct dates are shown in the recommendation for adoption.

Officer's Recommendation

1. That all meetings be held at council's public office located at 103 Walker Street, Townsville.
2. That council, in accordance with Section 277(1) of the *Local Government Regulation 2012*, adopt and publicly notify the following schedule of Ordinary Council and Standing Committee Meetings for the months May and October 2014:

May 2014		
Date	Time	Committee
15 May 2014	9.30am	Healthy and Safe City
15 May 2014	10.00 am	Smart City Sustainable Future
15 May 2014	11.00 am	Sports Recreation and Parks
15 May 2014	11.30 am	Community and Cultural
October 2014		
Date	Time	Committee
15 October 2014	12.00 pm	Planning and Development
16 October 2014	9.30 am	Healthy and Safe City
16 October 2014	10.00 am	Smart City Sustainable Future
16 October 2014	11.00 am	Sports Recreation and Parks
16 October 2014	11.30 am	Community and Cultural

Council Decision

It was **MOVED** by Councillor V Veitch, **SECONDED** by Councillor C Doyle:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

34 2013/14 Quarter 1 Corporate Performance Report

REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Corporate Governance
Date 30 October 2013

Executive Summary

The Chief Executive Officer is required to provide a written assessment of council's Corporate and Operational Plans on a quarterly basis. The Corporate Performance Report, under separate cover, provides an assessment of council's progress towards implementing council's Corporate and Operational Plans.

Officer's Recommendation

That in accordance with section 174 of the *Local Government Regulation 2012*:

1. That council adopt the Corporate Performance Report for the first quarter of 2013/14, being the period from 1 July 2013 to 30 September 2013; and
2. That council note the changes made to programmes in the first quarter as detailed in Attachment 2.

Council Decision

It was MOVED by Councillor J Lane, SECONDED by Councillor V Veitch:

1. That council received the 2013/14 Quarter Performance Report.
2. That in accordance with section 174 of the *Local Government Regulation 2012* council note the changes made to programmes in the first quarter as detailed in Attachment 2.
3. That the 2013/14 Quarter Performance Report be brought back to council in January 2014.

CARRIED UNANIMOUSLY

35 Budget Variance Report - Whole of Council - November 2013

REPORT TO COUNCIL

Authorised by Director Corporate Services
Department Financial Services
Date 27 November 2013

Executive Summary

On behalf of the Chief Executive Officer, the Director of Corporate Services will present and discuss the Budget Variance Report for the whole of council for November 2013, pursuant to section 204 of the *Local Government Regulation 2012*.

The Director of Corporate Services will circulate separately to the Agenda the Budget Variance Report for the whole of council for November 2013.

Officer's Recommendation

That council note the financial report for November 2013 and budget variance explanations, pursuant to section 204 of the *Local Government Regulation*.

Council Decision

It was MOVED by Councillor G Eddiehausen, SECONDED by Councillor C Doyle:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

Confidential Items

It was MOVED by Councillor V Veitch, SECONDED by Councillor J Lane:

"that council RESOLVE to close the meeting in accordance with Section 275 (c)(e) of the *Local Government Regulation 2012* which permits the meeting to be closed to the public for business relating to the following:

- Section 275(1) (c) the local government's budget. (Items 36 and 38)
- Section 275(1) (e) contracts proposed to be made by it." (Items 37 and 39)

CARRIED

The council discussed the items.

It was MOVED by Councillor V Veitch, SECONDED by Councillor J Lane:

"that council RESOLVE to open the meeting."

CARRIED

Council agreed to change the order of business to consider item 38 as the next item of business.

38 Strategic Planning - Economic Development and Strategic Projects - Tough Mudder

CONFIDENTIAL REPORT TO COUNCIL	
Authorised by	Director Planning and Development
Department	Strategic Planning, Planning & Development Department
Date	9 December 2013

Council Decision

That this item be withdrawn for further negotiations to take place. An amended report will come back to council.

36 Townsville Waste Services - New Policy - Waiver of Disposal Fees for Charity Bin Waste

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Acting Director Townsville Water and Waste
Department Townsville Waste Services
Date 10 December 2013

Executive Summary

For some time Council has been waiving fees for the disposal of waste originating from charity bin operations run by local charitable organisations, on an ad hoc basis. It is proposed that the Waiver of Disposal Fees for Charity Bin Waste Policy is endorsed to clearly and transparently communicate council's commitment to assisting local charitable organisations by waiving disposal fees for charity bin waste.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That council endorse the Waiver of disposal Fees for Charity Bin waste Policy.
3. That council approve the waiver of disposal fees at an expected cost of \$76,000 for the 2013/2014 financial year, as a community Service Obligation allocated to Townsville Waste Services.

Council Decision

It was **MOVED** by Councillor J Lane, **SECONDED** by Councillor R Gartrell:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

37 NDRRA Street Tree Replacement Project

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Community and Environment
Department Integrated Sustainability Services
Date 10 December 2013

Executive Summary

The council has secured funding from the Queensland Reconstruction Authority (QRA) to replace approximately 8,936 trees in streets (including 1,200 for suburban parks) and approximately 390 trees in botanical gardens. The funding approved was a maximum of \$115 per tree regardless of actual costs.

Council called for tenders for the work, and established that the tendered amounts significantly exceeded available funding. In October 2013 council directed that staff consider alternative methods of delivering the work.

A revised delivery model has been developed which entails council assuming the head contractor role, modifying the specification of works required at time of planting, and accepting responsibility for follow-up watering. The council will directly contract with multiple tree planting contractors who will be responsible for planting the trees and the initial watering.

The works must be completed by 30 May 2014 in order to remain eligible for the funding. It is considered unlikely that the works will be completed in time if council pursues a full Request for Tender process.

The hybrid delivery model is unavoidably specialised and time-sensitive, So that the council has adequate flexibility to manage contractor engagement within the works period, council is asked to resolve that it is appropriate to depart from the traditional request for tender process for engagement of planting contractors. Because of the significant reduction in project cost from that offered by tenderers initially, it is manifest that departure from further tendering is not compromising the procurement process or reducing the value of the council's expenditure.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That pursuant to Section 235(b) of the Local Government Regulation 2012 council resolves that the manner of project delivery is so specialised as to make it impractical and disadvantageous for council to invite formal quotes or tenders for the planting work,
3. That council resolve to authorise the Chief Executive Officer to implement the Street Tree Replacement Program under the revised delivery model, including appointing appropriate tree planting contractors on terms acceptable to the Chief Executive Officer.

Council Decision

It was MOVED by Councillor V Veitch, SECONDED by Councillor T Roberts:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

The Mayor, Councillor J Hill thanked the Integrated Sustainability Staff for their work with this report.

Councillor V Veitch noted a report previously brought to council regarding trees that should never be planted near infrastructure and requested that wherever possible local native species be planted.

38 Strategic Planning - Economic Development and Strategic Projects - Tough Mudder

Refer to resolution following item 35 of the Council Minutes (page 6860) where council resolved that this item be withdrawn for further negotiations to take place. An amended report will come back to council.

Refer page 6860 of the Council Minutes for item 38 - Strategic Planning - Economic Development and Strategic Projects - Tough Mudder.

39 Landsdown Mining Compensation Agreement

CONFIDENTIAL REPORT TO COUNCIL

Authorised by Director Planning and Development
Department Economic Development and Strategic Projects
Date 13 December 2013

Executive Summary

Council has been asked to renew the compensation agreement relating to mining ML10151 which affects a small portion of the council's Landsdown grazing property at Calcium.

The request has only recently been raised with the council, and is time-sensitive because the mine operator has been advised that unless the compensation agreement is promptly renewed, the mining lease will be suspended resulting in a suspension of production that will impact upon the mine and the mine workers. Given that urgency, and because the agreement is non-controversial as it simply continues a previous arrangement, the matter is brought to council as a late item for the December council meeting.

Officer's Recommendation

1. That the report/attachment be deemed a confidential document and be treated as such in accordance with sections 171 and 200 (5) of the *Local Government Act 2009* and that the document remain confidential unless council decides otherwise by resolution.
2. That the council resolve to authorise the Chief Executive Officer to enter into a fresh compensation agreement with the BM Webb Group concerning mining activities that affect the council-owned Landsdown grazing property.

Council Decision

It was **MOVED** by Councillor G Eddiehausen, **SECONDED** by Councillor A Parsons:

"that the officer's recommendation be adopted."

CARRIED UNANIMOUSLY

General Business

(i) Townsville Entertainment Centre Funding

GENERAL BUSINESS ITEM

Raised by Councillor A Parsons
Committee Ordinary Council
Date 17 December 2013

Councillor A Parsons noted that it was reported in the media that the Federal Government, through the local member, had announced that funding was available for the upgrade for the Townsville Entertainment Centre.

The Mayor advised that she is seeking notification of the financial commitment in writing.

(ii) Castle Hill Lighting

GENERAL BUSINESS ITEM

Raised by Councillor A Parsons
Committee Ordinary Council
Date 17 December 2013

Councillor Parsons also queried the funding arrangements for the Castle Hill Lighting.

The Mayor responded that council needs to see what the funding arrangements will be as council has received no letter of intent and no contract. Councillor L Walker requested a full report on the lighting for Castle Hill. The Mayor, Councillor J Hill directed the CEO proceed to write a report to council regarding the lighting on Castle Hill, whether or not it meets pedestrian safety standards, the total cost and the cost to council.

(iii) Draft City Plan

GENERAL BUSINESS ITEM

Raised by Councillor A Parsons
Committee Ordinary Council
Date 17 December 2013

Councillor A Parsons noted the City Plan and thanked the Mayor, Councillor J Hill for the unified position on council's draft city plan, on the smart growth strategy and the containment of future growth within the current urban footprint.

(iv) Sister City visit to China

GENERAL BUSINESS ITEM

Raised by The Mayor, Councillor J Hill
Committee Ordinary Council
Date 17 December 2013

The Mayor, Councillor J Hill provided an update of the Sister City delegation's visit to Korea and China noting that our Sister City relationships are a door to trade investment.

The Mayor noted that there are significant business opportunities especially in the areas of agribusiness and sustainable services.

The Mayor thanked Simon Milcock, Council's Economic Development Officer, for the work he did while in China. The Mayor noted Simon's support and assistance for the Mayor and delegation.

David Kippen, CEO Townsville Enterprise Limited (TEL), commended The Mayor, Councillor J Hill on the way she led the delegation and noted that he appreciated the collaboration between council and TEL.

(v) Murray Sporting Area

GENERAL BUSINESS ITEM

Raised by The Mayor, Councillor J Hill
Committee Ordinary Council
Date 17 December 2013

The Mayor noted that in January 2014 she will be facilitating a meeting with all sports clubs that are involved in the Murray Sporting Area with the view of getting them to develop their own coordinating committee. Councillor Ernst has been invited to attend this meeting.

Councillor Roberts requested that as he is the elected Councillor for this division that he also be involved in this meeting.

(vi) Christmas wishes from the Mayor and CEO

GENERAL BUSINESS ITEM

Raised by
Committee Ordinary Council
Date 17 December 2013

The Mayor thanked all Councillors and staff for their work over the past year, thanked the media and the public for attending the meetings.

The Mayor wished all present a merry Christmas and an enjoyable time with their families.

The Mayor reminded councillors that over the Christmas break it would be a good time to read literature regarding conflicts of interest, matters in confidence and privacy.

The CEO wished the Mayor, Councillors and their families a safe and happy Christmas on behalf of himself and the Directors.

Close of Meeting

The Chair, Mayor Councillor J Hill declared the meeting closed at 10.50am.

CONFIRMED this

day of

2014

MAYOR

CHIEF EXECUTIVE OFFICER