



MINUTES

General Meeting

Tuesday 26 June 2018
commencing at 10.44am

Strathpine Chambers
220 Gympie Road, Strathpine

ENDORSED GM20181703

Adoption Extract from General Meeting – 3 July 2018 (Page 18/1471)

**4.1 General Meeting - 26 June 2018
(Pages 18/1379 to 18/1393)**

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Koliana Winchester

CARRIED 13/0

That the minutes of the General Meeting held 26 June 2018 be confirmed.

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Moreton Bay Regional Council

GENERAL MEETING - 436
26 June 2018

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1. OPENING PRAYER

The Mayor recited the Opening Prayer and invited Councillors to join him in the recitation of the Lord's Prayer.

2. ATTENDANCE & APOLOGIES

Cr Allan Sutherland (Mayor) (Chairperson)
Cr Brooke Savige
Cr Adam Hain
Cr Julie Greer
Cr Kolianna Winchester
Cr Denise Sims
Cr Mick Gillam
Cr Mike Charlton (Deputy Mayor)
Cr Matthew Constance
Cr Darren Grimwade
Cr Adrian Raedel

Officers

Chief Executive Officer	(Mr Daryl Hitzman)
Acting Director Community & Environmental Services	(Mr Mark McCormack)
Director Planning & Economic Development	(Mr Stewart Pentland)
Director Engineering, Construction & Maintenance	(Mr Tony Martini)
Meeting Support Officer	(Ms Larissa Kerrisk)

Apologies

Cr Peter Flannery
Cr James Houghton

3. MEMORIALS OR CONDOLENCES

Cr Adrian Raedel made special mention of the late **Mr Brian King** who was the victim of an unfortunate accident at the end of the Woodford Show over the preceding weekend. Cr Raedel said that Mr King was well known in the rodeo circuit.

The Mayor (Cr Allan Sutherland) concurred adding that Mr King was from Mundubbera however, had substantial business and land interests in the Dayboro area.

The Mayor asked Council to spare a thought for Cr Peter Flannery who was also dealing with personal matters at this time.

Councillors observed a moment's silence in memory of residents who have passed away, noting Council's sympathy.

4. CONFIRMATION OF MINUTES

4.1. General Meeting - 19 June 2018
(Pages 18/1309 to 18/1313)

RESOLUTION

Moved by Cr Julie Greer

Seconded by Cr Mick Gillam

CARRIED 11/0

That the minutes of the General Meeting held 19 June 2018 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

There were no petitions for tabling by Councillors.

6. CORRESPONDENCE

There was no correspondence for tabling.

7. COMMUNITY COMMENT

There were no participants in the Community Comment session.

8. NOTIFIED MOTIONS

There were no Notified Motions for tabling.

9. NOTICES OF MOTION (Repeal or amendment of resolutions)

(s262 of the Local Government Regulation 2012)

There were no Notices of Motion for consideration.

10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION
COMMITTEE MEETING

RESOLUTION

Moved by Cr Koliana Winchester
Seconded by Cr Adrian Raedel

CARRIED 11/0

That the meeting be adjourned to enable the conduct of the Coordination Committee meeting.

The meeting adjourned at 10.53am.

11. RECONVENE GENERAL MEETING

RESOLUTION

Moved by Cr Mick Gillam
Seconded by Cr Brooke Savage

CARRIED 11/0

That the General Meeting be reconvened.

The General Meeting reconvened at 2.31pm.

ATTENDANCE

Cr Allan Sutherland (Mayor) was not in attendance when the General Meeting reconvened. The Deputy Mayor (Cr Mike Charlton) assumed the Chair at this time.

Cr Koliana Winchester and Cr Adam Hain were not in attendance when the General Meeting reconvened.

RESOLUTION

Moved by Cr Julie Greer
Seconded by Cr Denise Sims

CARRIED 8/0

That Cr Mick Gillam be appointed as Chairperson of the General Meeting for the balance of today's General Meeting, in the absence of the Mayor and Deputy Mayor.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

12.1. Coordination Committee Meeting - 26 June 2018
(Pages 18/1394 to 18/1469)

RESOLUTION

Moved by Cr Matt Constance
Seconded by Cr Adrian Raedel

CARRIED 8/0

That the report and recommendations of the Coordination Committee meeting held 26 June 2018 be adopted, excluding Items 4.1, 4.2, 4.3, 4.4, 4.5, 4.6 and 4.9 to be considered separately.

12.2. Coordination Committee Meeting - 26 June 2018 - Items considered separately

ITEM 4.1: SUPPLY AND DELIVERY OF FOUR (4) 23T GVM SINGLE CAB TIPPER TRUCKS - REGIONAL (Page 18/1410)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.1 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Grimwade has considered his position and taking into consideration advice from the Queensland Integrity Commissioner, was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.1 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Greer has considered her position and was of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.1 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Charlton has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.1 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Constance has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.1 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Adrian Raedel

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.1 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for the supply and delivery of four 23T GVM single cab tipper trucks (Isuzu Giga CXZ AMT with Big Rigs Body).

ITEM 4.2: SUPPLY AND DELIVERY OF LIGHT COMMERCIAL AND PASSENGER VEHICLES MBRC007244 - REGIONAL (Page 18/1415)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.2 as follows:

- a) The owner of Newcombe Holdings Pty Ltd (Village Motors) who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Marlene Newcombe who owns Newcombe Holdings Pty Ltd is the mother of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

Cr Grimwade, taking into consideration advice from the Queensland Integrity Commissioner, elected to retire from the meeting.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.2 as follows:

- a) Newcombe Holdings Pty Ltd who submitted a tender allowed the Councillor to place election signage located on vacant land owned by Village Motors (owned by Newcombe Holdings Pty Ltd); and the Councillor received an election donation from Moreton Futures Trust of which Newcombe Holdings Pty Ltd was a contributor.
- b) Because of the receipt of a gift as follows:
 - i) Newcombe Holdings Pty Ltd contributed \$20,000 to Moreton Futures Trust
 - ii) \$2,488.35 received on 19 March 2016 from Moreton Futures Trust
 - iii) Moreton Futures Trust was a contributor to the Councillor's 2016 election campaign

- c) Because of the receipt of a gift as follows:
 - i) Village Motors (owned by Newcombe Holdings Pty Ltd)
 - ii) Election signage located on vacant land owned by Village Motors during the 2016 election campaign

Cr Greer elected to retire from the meeting.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.2 as follows:

- a) Newcombe Holdings Pty Ltd, who submitted a tender, was a contributor to Moreton Futures Trust. Moreton Futures Trust made an interest free loan to the Councillor's 2012 election campaign as follows:
 - i) Newcombe Holdings Pty Ltd (a contributor to Moreton Futures Trust)
 - ii) \$5,000 interest free loan from Moreton Futures Trust received on 2 September 2011 (repaid on 25 January 2012)
 - iii) Moreton Futures Trust was a lender to the Councillor's 2012 election campaign

Cr Charlton elected to retire from the meeting.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.2 as follows:

- a) The owner of Newcombe Holdings Pty Ltd (Village Motors) who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Marlene Newcombe who owns Newcombe Holdings Pty Ltd is the mother of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

Cr Constance elected to retire from the meeting.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.2 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr Denise Sims

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.2 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

1. To award Separable Portion 1 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
2. To award Separable Portion 2 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
3. To award Separable Portion 3 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
4. To award Separable Portion 4 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
5. To award Separable Portion 5 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
6. To award Separable Portion 6 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
7. To award Separable Portion 7 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
8. To award Separable Portion 8 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).
9. To award Separable Portion 9 of the Supply and Delivery of Light Commercial and Passenger vehicles tender (MBRC007244).

ITEM 4.3: SUPPLY AND DELIVERY OF THREE SINGLE CAB MINI GARBAGE COMPACTORS - REGIONAL (Page 18/1427)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.3 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Grimwade has considered his position and taking into consideration advice from the Queensland Integrity Commissioner, was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.3 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Greer has considered her position and was of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.3 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Charlton has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.3 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Constance has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.3 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Matt Constance

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.3 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for the supply and delivery of three 8m³ single cab mini garbage compactors with hydraulic bin lifters.

ITEM 4.4: SUPPLY AND DELIVERY OF EIGHT 8.5T GVM SINGLE CAB WALK-IN TOOLBOX CRANE TRUCKS - REGIONAL (Page 18/1432)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.4 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Grimwade has considered his position and taking into consideration advice from the Queensland Integrity Commissioner, was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.4 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Greer has considered her position and was of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.4 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Charlton has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.4 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Constance has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.4 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr Darren Grimwade

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.4 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for the supply and delivery of eight 8.5T GVM single cab walk-in toolbox crane trucks (Isuzu NQR 87-190 AMT with Custom Truck Body).

ITEM 4.5: SUPPLY AND DELIVERY OF FIVE 11T - 12T GVM CREW CAB 3-WAY TIPPING TRUCKS - REGIONAL (Page 18/1437)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.5 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Grimwade has considered his position and taking into consideration advice from the Queensland Integrity Commissioner, was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.5 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Greer has considered her position and was of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.5 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Charlton has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.5 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Constance has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.5 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr Matt Constance

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.5 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for the supply and delivery of five 11T - 12T GVM crew cab 3-way tipping trucks (five Isuzu FRR 110-260 AMT with Custom Truck Body).

ITEM 4.6: SUPPLY AND DELIVERY OF TWO (2) 15T GVM SINGLE CAB TIPPER TRUCKS - REGIONAL (Page 18/1442)

Conflict of Interest - Declaration - Cr Darren Grimwade

Pursuant to s175E of the *Local Government Act 2009*, Cr Grimwade declared a perceived conflict of interest in Item 4.6 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Grimwade has considered his position and taking into consideration advice from the Queensland Integrity Commissioner, was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Greer declared a perceived conflict of interest in Item 4.6 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Greer has considered her position and was of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Charlton declared a perceived conflict of interest in Item 4.6 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Charlton has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Constance declared a perceived conflict of interest in Item 4.6 as follows:

- a) The owner of Brisbane Isuzu who submitted a tender is related to a friend of the Councillor.
- b) The Councillor's personal interest arises because of a relationship as follows:
 - i) Alan Newcombe who owns Brisbane Isuzu is the father of Mr Shane Newcombe.
 - ii) Mr Shane Newcombe is a friend of the Councillor.

However, Cr Constance has considered his position and was of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As four of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.6 under section 175E(2) of the *Local Government Act 2009* (the Act), and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

All Councillors remained in the meeting as permitted under section 175E(7)(a) of the Act to delegate the following matter.

RESOLUTION

Moved by Cr Brooke Savige

Seconded by Cr Adrian Raedel

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.6 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for the supply and delivery of two 15T GVM single cab tipper trucks (Hino FG1628 Medium Auto with Custom Truck Bodies body).

ITEM 4.9: KURWONGBAH - LAKESIDE DAM - DAM WALL UPGRADE - DIVISION 7 (Page 18/1455)

Conflict of Interest - Declaration - Cr Mike Charlton (Deputy Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Mike Charlton declared a real conflict of interest in Item 4.9 as follows:

- a) Queensland Raceways, who receive the benefit of the works, was a contributor to Moreton Futures Trust. Moreton Futures Trust made an interest free loan to the Councillor's 2012 election campaign and provided various other gifts as follows:
- b) Because of the receipt of a gift as follows:
 - i) Queensland Raceways (a contributor to Moreton Futures Trust)
 - ii) \$5,000 interest free loan from Moreton Futures Trust received on 2 September 2011 (repaid on 25 January 2012)
 - iii) Moreton Futures Trust was a lender to the Councillor's 2012 election campaign
- c) Because of the receipt of a gift as follows:
 - i) Various gifts from Queensland Raceways
 - ii) VIP event pass, track and motor sport drive days, aerial inspections of Moreton Bay Regional area, and loan of utility vehicle in the 2008 and 2012 election campaigns
- d) The CEO/Owner of Queensland Raceways (Mr John Tetley) who receive the benefit of the works, is a friend of the Councillor.
- e) The Councillor's personal interest arises because of a personal relationship as follows:
 - i) Mr John Tetley is CEO/Owner of Queensland Raceways
 - ii) Mr John Tetley is a friend of the Councillor

Cr Mike Charlton (Deputy Mayor) retired from the meeting at 2.37pm.

At this time, Cr Mick Gillam assumed the Chair in the absence of the Mayor and the Deputy Mayor, as resolved previously.

Conflict of Interest - Declaration - Cr Denise Sims

Pursuant to s175E of the *Local Government Act 2009*, Cr Denise Sims declared a perceived conflict of interest in Item 4.9 as follows:

- a) Queensland Raceways, who receive the benefit of the works, provided a gift to the Councillor as follows:
 - i) An aerial inspection of Lakeside Raceway and surrounding area in May 2016

However, Cr Denise Sims had considered her position and was firmly of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Matt Constance

Pursuant to s175E of the *Local Government Act 2009*, Cr Matt Constance declared a perceived conflict of interest in Item 4.9 as follows:

- a) Queensland Raceways, who receive the benefit of the works, provided a gift to the Councillor as follows:
 - i) An aerial inspection of Lakeside Raceway and surrounding area

However, Cr Matt Constance had considered his position and was firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

As three of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.9 under section 175E(2) of the Act, and a quorum cannot be formed, section 175E(6) of the Act is enlivened permitting all Councillors (including those declaring a conflict of interest) to vote for the purpose of delegating deciding the matter.

Cr Mike Charlton (Deputy Mayor) having made a declaration and left the meeting, returned to the meeting at 2.40pm and all Councillors as permitted under section 175E(7)(a) of the Act delegated the following matter.

The Deputy Mayor (Cr Mike Charlton) resumed the Chair at this time.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Matt Constance

CARRIED 8/0

That in accordance with section 175E(6) of the *Local Government Act 2009* (the Act), as a majority of the councillors at the meeting of Council have informed the meeting about personal interests in Item 4.9 under section 175E(2) of the Act, Council delegates power regarding the matter under section 257 of the Act and authorises the Chief Executive officer, as follows:

To award the tender for 'Kurwongbah - Lakeside Dam - Dam Wall Upgrade' project (VP106167).

13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

There was no General Business or Response to Questions Taken on Notice.

14. SPECIAL GENERAL BUSINESS (Closed Session)

(s275 of the Local Government Regulation 2012)

There was no Special General Business.

15. CLOSURE

There being no further business the meeting closed at 2.43pm.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 18/1379 to 18/1469 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 26 June 2018.

Daryl Hitzman
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Tuesday 3 July 2018.

Daryl Hitzman
Chief Executive Officer

Councillor Allan Sutherland
Mayor