



SPECIAL MEETING

AGENDA

26 JULY 2022

Your attendance is required at a Special meeting of Council to be held in the Council Chambers, 4 Lagoon Place, Yeppoon on 26 July 2022 commencing at 8.30am for transaction of the enclosed business.

Cale Dendle
CHIEF EXECUTIVE OFFICER
20 July 2022

Next Meeting Date: 16.08.22

Please note:

In accordance with the *Local Government Regulation 2012*, please be advised that all discussion held during the meeting is recorded for the purpose of verifying the minutes. This will include any discussion involving a Councillor, staff member or a member of the public.

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING.....	1
2	ATTENDANCE.....	1
3	LEAVE OF ABSENCE / APOLOGIES	2
	NIL	2
4	DECLARATION OF INTEREST IN MATTERS ON THE AGENDA.....	2
5	BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS	2
	NIL	2
6	PRESENTATION OF PETITIONS.....	2
	NIL	2
7	COUNCILLOR/DELEGATE REPORTS	2
	NIL	2
8	QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM COUNCILLORS	2
	NIL	2
9	AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS.....	2
	NIL	2
10	REPORTS.....	3
10.1	LGAQ CONFERENCE MOTIONS AND VOTING DELEGATIONS	3
10.2	COUNCILLOR ATTENDANCE AT THE LGAQ COASTAL LEADERS FORUM	12
11	URGENT BUSINESS/QUESTIONS	22
12	CLOSURE OF MEETING.....	22

1 OPENING

Acknowledgement of Country

"I would like to take this opportunity to respectfully acknowledge the Darumbal People. The traditional custodians and elders past, present and emerging of the land on which this meeting is taking place today."

2 ATTENDANCE

Members Present:

Mayor, Councillor Andrew Ireland (Chairperson)
Deputy Mayor, Councillor Adam Belot
Councillor Nigel Hutton
Councillor Pat Eastwood
Councillor Glenda Mather
Councillor Andrea Friend
Councillor Rhodes Watson

Officers in Attendance:

Cale Dendle - Chief Executive Officer
Andrea Ellis – Chief Financial Officer

3 LEAVE OF ABSENCE / APOLOGIES

Nil

4 DECLARATION OF INTEREST IN MATTERS ON THE AGENDA

5 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

Nil

6 PRESENTATION OF PETITIONS

Nil

7 COUNCILLOR/DELEGATE REPORTS

Nil

8 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM COUNCILLORS

Nil

9 AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS

Nil

10 REPORTS

10.1 LGAQ CONFERENCE MOTIONS AND VOTING DELEGATIONS

File No:	GV14.4.1
Attachments:	<ol style="list-style-type: none">1. Proposed Motion - Mayor Ireland - Harsher Juvenile Penalties ↓2. Proposed Motion - Mayor Ireland - COVID Mandates ↓3. Proposed Motion - Cr Hutton - Road Closures ↓
Responsible Officer:	Amanda Ivers - Coordinator Executive Support Cale Dendle - Chief Executive Officer
Author:	Justine Schofield - Executive Assistant to the Mayor

SUMMARY

To provide Council with the opportunity to consider submission of motions to the Annual Conference of the Local Government Association of Queensland (LGAQ) to be held on 17 – 19 October 2022 in Cairns.

RECOMMENDATION

THAT Council resolve to present the following motion proposed by Mayor Ireland to the LGAQ Annual Conference for discussion and debate:

THAT: The Local Government Association of Queensland (LGAQ) lobbies the Queensland Government to change the judicial system in Queensland to allow for harsher penalties for juvenile offenders that appear before the courts on more than one occasion for similar offences.

RECOMMENDATION

THAT Council resolve to present the following motion proposed by Mayor Ireland to the LGAQ Annual Conference for discussion and debate:

THAT the introduction of any future Pandemic (COVID-19) mandates by the Queensland Government that are likely to have negative impacts on councils and their local businesses be discussed with the LGAQ Executive prior to introduction.

RECOMMENDATION

THAT Council resolve to present the following motion proposed by Councillor Hutton to the LGAQ Annual Conference for discussion and debate:

THAT the Local Government Association of Queensland (LGAQ) seeks changes to the legislative and policy environment that would see a return to the common-sense arrangements whereby suitably experienced (but not necessarily qualified) traffic controllers such as State Emergency Services and local government personnel could effect road closures for community events in areas deemed low risk by local authorities, including local Police.

RECOMMENDATION

THAT Council nominates Mayor Ireland and Councillor _____ as voting delegates at the 2022 Local Government Association Queensland Annual Conference.

BACKGROUND

The Local Government Association of Queensland will be hosting the 2022 Annual Conference on 17 – 19 October in Cairns. The Annual Conference is a valuable networking forum with most Queensland Councils participating. The Annual Conference provides an opportunity for Queensland Councils to come together once a year to debate issues of importance to their local communities.

The LGAQ are seeking submission of motions from Council's interested in presenting a motion to the conference for consideration. The debated motions also provide input into the LGAQ policy agenda and informs priorities for local government in the State.

COMMENTARY

Approval is sought to present the motions proposed by Mayor Ireland and Cr Hutton to the 2022 LGAQ Annual Conference.

PREVIOUS DECISIONS

Council regularly submits motions to the LGAQ Annual Conference for consideration and these are supported by resolutions of Council each year.

ACCESS AND INCLUSION

Not applicable.

ENGAGEMENT AND CONSULTATION

LGAQ's Annual Conference is Queensland local government's collective engagement opportunity. The event brings together elected officials from across the State to deliberate on matters of common interest.

HUMAN RIGHTS IMPLICATIONS

Not applicable.

BUDGET IMPLICATIONS

Council has previously resolved to have all councillors attend the conference.

LEGISLATIVE CONTEXT

As with many motions that will be presented at conference, legislative changes are being sought in at least two of Council's proposed motions.

LEGAL IMPLICATIONS

Not applicable.

STAFFING IMPLICATIONS

Nil.

RISK ASSESSMENT

There is limited risk in lobbying local government's peak body to advocate on behalf of the sector.

CORPORATE PLAN REFERENCE***Leading Livingstone***

Community Plan Goal 4.2 - Collaboration and partnerships to advocate for the needs of the community

4.2.2 Identify opportunities for alignment between Council's interests and objectives with those of Federal and State Governments.

CONCLUSION

This report identifies proposed motions for discussion and endorsement before submitting to LGAQ for consideration.

10.1 - LGAQ CONFERENCE MOTIONS AND VOTING DELEGATIONS

Proposed Motion - Mayor Ireland - Harsher Juvenile Penalties

Meeting Date: 26 July 2022

Attachment No: 1

NOTICE OF MOTION FOR JULY 2022 ORDINARY MEETING OF COUNCIL

THAT: The Local Government Association of Queensland (LGAQ) lobbies the Queensland Government to change the judicial system in Queensland to allow for harsher penalties for juvenile offenders that appear before the courts on more than one occasion for similar offences.

Background:

Residents and business owners within the Livingstone community have often expressed concern at the apparent lack of consequences for juvenile offenders appearing before Magistrates for identical or similar offences.

The view is that the penalties handed out are inadequate, and do little to discourage future offending.

The author's discussions with local Queensland Police Officers also reveal a level of frustration when dealing with juvenile offenders. One cannot help being frustrated when following efficient and effective investigation the offender is charged, only to have a seemingly inadequate penalty applied by the Court.

The "light" penalties may be seen as a representation of fairness to juveniles who are first time offenders, but can the same be said for repeat offenders who continually flout the law?

In these circumstances, the concept of fairness also needs to be applied to the victims of crimes. That is, the business owners and residents whose property has been stolen and often damaged in the conduct of the crime. How is "fairness" to be extended to them when there appears to be no compensation requirement for juvenile offenders, and insurance costs rise as a result of claims against the crime?

This Notice of Motion seeks Council's support in asking the LGAQ to support the residents and business owners of Livingstone Shire Council and other councils in Queensland who suffer from heightened juvenile crime. We ask for the LGAQ's assistance in lobbying for harsher penalties for juvenile offenders that repeatedly demonstrate a lack of regard and respect for the law, property and individual rights.

10.1 - LGAQ CONFERENCE MOTIONS AND VOTING DELEGATIONS

Proposed Motion - Mayor Ireland - COVID Mandates

Meeting Date: 26 July 2022

Attachment No: 2

MOTION

THAT the introduction of any future Pandemic (COVID-19) mandates by the Queensland Government that are likely to have negative impacts on councils and their local businesses be discussed with the LGAQ Executive prior to introduction.

BACKGROUND

A meeting of approximately four hundred local business owners was held in Yeppoon on 15 November 2021 to raise concerns about the restrictions being introduced by the Queensland Government apparently curb the spread of COVID-19 in the community, and to increase vaccination rates. This number represented the majority of businesses in Livingstone Shire.

The attendees were extremely concerned that the proposed mandates would result in the loss of employment for many workers, particularly in the hospitality industry, and would negatively affect trade to the point that their businesses would become unviable.

Concerns were also raised in relation to the lack of clarity around some of the mandates, particularly the potential liability relating to workcover and workplace health and safety obligations.

The meeting sought assistance from Council to advocate for the mandates scheduled for introduction on 17 December 2021 to be reviewed, and hopefully withdrawn.

At a Special Meeting of Council on 17 December 2021, council resolved as follows:

THAT:

1. Following the Premier's offer to Queensland Councils to provide feedback on her government's proposal to introduce COVID-19 restrictions for unvaccinated persons from 17 December 2021 Livingstone Shire Council advises that:

- a. several hundred business owners within the Central Queensland region attended a meeting at Yeppoon on Monday 15 November 2021 and expressed strong and unreserved concern about the impacts that the new restrictions will have on business, patrons and employees;*
- b. vaccination should be an individual's choice and employers should not be forced to exclude valued employees from the workplace for exercising that choice;*
- c. these restrictions will hinder Queensland's economic recovery by not allowing full participation following the re-opening of borders;*
- d. the restrictions will also hinder business (to the point of closure in some instances) operating at full potential as regional Queensland's pool of employee candidates will be reduced by the new restrictions;*
- e. local businesses remain unsure about their obligations and liabilities for employees under Work Health and Safety legislation;*

2. Council respectfully requests that the Premier takes the concerns of the business community into account, and reconsiders the decision to introduce restrictions for unvaccinated people from 17 December 2021.

Post the December 17, 2021 resolution leading up to Christmas, holiday makers brought good business to the shire's retail, accommodation, and hospitality operators. However, with constant messaging from state governments about the risks of contracting Covid-19 if moving around the community, and further messaging to "stay at home unless you absolutely need to go out", the traditional school holiday peak period ceased following New Year's Day.

This is a situation not unique to Queensland. It is a situation occurring in all states of Australia. The motion in this instance seeks cooperation from the Queensland Government in discussing proposed future mandates with the LGAQ Executive prior to the implementation of future mandates affecting councils and their local businesses, so that member councils can be made aware of likely impacts on their communities' businesses, and to allow appropriate planning to occur.

10.1 - LGAQ CONFERENCE MOTIONS AND VOTING DELEGATIONS

Proposed Motion - Cr Hutton - Road Closures

Meeting Date: 26 July 2022

Attachment No: 3

NOTICE OF MOTION FOR JULY 2022 ORDINARY COUNCIL MEETING

That the Local Government Association Queensland (LGAQ) seeks changes to the legislative and policy environment that would a return to the common-sense arrangements whereby suitably experienced (but not necessarily qualified) traffic controllers such as State Emergency Services and local government personnel could effect road closures for community events in areas deemed low risk by local authorities, including local Police.

Cr Hutton

10.2 COUNCILLOR ATTENDANCE AT THE LGAQ COASTAL LEADERS FORUM

File No: GV13.4
Attachments: 1. Coastal Leaders Forum Program 2022 [↓](#)
Responsible Officer: Amanda Ivers - Coordinator Executive Support
Cale Dendle - Chief Executive Officer
Author: Justine Schofield - Executive Assistant to the Mayor

SUMMARY

This report is seeking a decision regarding elected member attendance at the 2022 Local Government Association Queensland Coastal Leaders Forum in Gladstone on the 10th – 11th August 2022.

OFFICER'S RECOMMENDATION

THAT Council approves attendance for Mayor Ireland, Cr Eastwood, Cr Friend and Cr Watson at the Local Government Association Queensland Coastal Leaders Forum in Gladstone on the 10th – 11th August 2022.

BACKGROUND

The 2022 Local Government Association Queensland Coastal Leaders Forum has been announced for 10 - 11 August 2022 to be held in Gladstone.

COMMENTARY

A Council resolution is sought regarding elected members to attend the Local Government Association Queensland Coastal Leaders Forum.

PREVIOUS DECISIONS

No previous decisions have been made on councillors attending the 2022 Coastal Leaders Forum.

ACCESS AND INCLUSION

There are no foreseen access and inclusion implications associated with Councillor attendance to the Annual Conference.

ENGAGEMENT AND CONSULTATION

No engagement or consultation has been undertaken regarding this matter.

HUMAN RIGHTS IMPLICATIONS

Section 4(b) of the *Human Rights Act 2019* requires public entities such as Council 'to act and make decisions in a way compatible with human rights'.

There are no human rights implications associated with Councillor attendance to the Annual Conference.

BUDGET IMPLICATIONS

The cost of registration is \$110 per attendee. Accommodation ranges from \$95 - \$152 (approx.)

LEGISLATIVE CONTEXT

There is no legislative context associated with the consideration of this matter.

LEGAL IMPLICATIONS

There are no legal implications associated with the consideration of this matter.

STAFFING IMPLICATIONS

Nil.

RISK ASSESSMENT

Nil.

CORPORATE PLAN REFERENCE***Leading Livingstone***

Community Plan Goal 4.2 - Collaboration and partnerships to advocate for the needs of the community

4.2.2 Identify opportunities for alignment between Council's interests and objectives with those of Federal and State Governments.

CONCLUSION

A Council resolution is sought regarding elected member attendance at the 2022 Local Government Association Queensland Coastal Leaders Forum.

10.2 - COUNCILLOR ATTENDANCE AT THE LGAQ COASTAL LEADERS FORUM

Coastal Leaders Forum Program 2022

Meeting Date: 26 July 2022

Attachment No: 1

Coastal Leaders Forum

Our Coast, Our Future

11th – 12th
AUG 2022
Gladstone Entertainment
Convention Centre

Program



Every Queensland
community deserves
to be a liveable one

SPONSORS

PLATINUM



Hastings Deering



GOLD



NETWORKING
DRINKS PARTNER

COFFEE
PARTNER



HOSTED BY



Welcome to LGAQ's Coastal Leaders Forum 2022



The 2022 LGAQ Coastal Leaders Forum is the first of its kind, bringing together leaders from Queensland's 41 coastal councils with other tiers of government and industry stakeholders to advance the liveability and resilience of our coastal cities and regions.

With more than half of Queensland's local governments situated along the coastline, this forum presents a timely opportunity for councils to discuss particular and shared challenges which impact their communities.

The theme for the inaugural event is Our Coast, Our Future and the two-day forum will focus on the changing risk profiles of our coastal communities and the economic transition many of these councils are pursuing. Councils will be able to discuss and share insights into how they are responding to new and emerging issues, including the threat of long-term environmental impacts of a changing climate.

Our host this year is Gladstone Regional Council Mayor, Matt Burnett, who is very much looking forward to welcoming you to a region that is known not only for its coastal towns and island destinations, but also for its strong, diverse economy. Gladstone Regional Council has some exciting things in store for delegates which only add to the opportunities available from this event.

Alongside elected members and senior officers, we will also welcome the project managers of the LGAQ's QCoast2100 program, which has assisted 31 coastal councils to advance coastal hazard adaptation planning in Queensland, and who will have their own dedicated workshop stream on day two.

The Coastal Leaders Forum also provides a chance for us to meet with new Federal Ministers and hear from the Queensland Government on how they are planning to better support our coastal councils.

This event has been designed to be both informative and interactive, with a variety of session formats, including workshops, panel sessions and networking opportunities.

As always with an LGAQ event, this is a great opportunity to catch up with your council colleagues from elsewhere, to share experiences and insights, and to spend some time with our valued sponsors and industry partners.

Mayor Mark Jamieson
LGAQ President
Sunshine Coast Council

Day One

Thursday 11 August

Time	Program
8:30am	Registrations open Tea and coffee on arrival. Coffee sponsored by LGMS
9:00am	Delegate welcome Tim Cox, LGAQ Communications Advisor
9:05am	Welcome to Gladstone Mayor Matt Burnett, Gladstone Regional Council
9:20am	Keynote 1: Riding the wave, or missing the tide? What's next for Coastal Qld in the post-COVID-19 recovery? Rob Hall, Economist, id Consulting
9:50am	Keynote 2: Insurance Council of Australia
10:20am	Implementing a Nature-Based Shoreline Strategy whilst meeting engineering requirements Dan Rogers, JBPacific
10:30am	Getting the regulatory balance right for short-term rentals Eacham Curry, Director Government and Corporate Affairs, Expedia Group
10:45am	Morning tea
11:15am	<div> Concurrent workshops </div> <div> Stream 1: Emerging industries and economic transitions in coastal communities What economic challenges, opportunities and transitions are over the horizon? How can we prepare for this and what is needed to further support our coastal communities? </div> <div> Stream 2: Building resilience in coastal communities What are the changing risk profiles facing our coastal communities? How can we prepare for this and what further support is needed to help build social, economic and environmental resilience? </div>
12:45pm	Lunch Wave demonstration tank sponsored by JBPacific

Day One

Continued...

Time	Program
1:45pm	Coastal Hazard Adaptation Strategies (CHAS) Each CHAS is as individual, unique and varied as our Queensland councils. This session will discuss implementation challenges, opportunities and insights from a council perspective
2:45pm	A Brighter Super update Matt Hogno, Manager Stakeholder Engagement, Brighter Super
2:50pm	Study Tour – Boyne Island and Tannum Sands (optional – no additional cost) The Gladstone Local Government Area includes over 150 km of coastline. Erosion and accretion of the shoreline and inundation are part of the natural processes. However, these processes are accelerating as a result of climate change and sea level rise and have become coastal hazards where they impact on infrastructure, access, services, cultural heritage, our lifestyle and economy. The Study Tour includes visits to Boyne Island and Tannum Sands to learn about council's response to the heavy impact of coastal erosion and cyclonic storm events on these locations.
5:00pm	Close of day 1
5:45pm - 7:45pm	Networking drinks and canapes (optional – additional cost) Auckland House, Gladstone Sponsored by King & Company Solicitors

Day Two

Delegates Only.
Closed to sponsors and media
Friday 12 August

Time	Program	
8:30am	Registration - tea & coffee on arrival	
8:45am	Day Two Welcome Tim Cox, LGAQ Communications Advisor	
9:00am	Keynote 3: Fostering innovation for large-scale impact in coastal communities Anna Marsden, Managing Director, Great Barrier Reef Foundation	
9:30am	A word from BMT Group	
9:45am	Concurrent sessions Stream 1: QCoast2100 Delegates ONLY QCoast2100 Program Update Update on the latest news from the QCoast2100 Program, including a spotlight on QCoast2100 2.0 CHAS Implementation approved projects	Stream 2: Elected members and CEO's ONLY Roundtable #1 Hon Kristy McBain MP, Minister for regional development, Local Government and Territories
10:30am	Morning tea	
11:00am	Concurrent Sessions Stream 1: QCoast2100 Delegates ONLY We've completed our CHAS... now what? Hear more about the funding landscape for coastal resilience and discuss opportunities to further support CHAS implementation in your council	Stream 2: Elected members and CEO's ONLY Roundtable #2 (11-11:45am) Hon. Stephen Jones MP – Assistant Treasurer, Minister for Finance (Invited) Roundtable #3 (11:45-12:30pm) Senator Anthony Chisholm - Senator for Queensland, Assistant Minister for Education and Assistant Minister for Regional Development
12:30pm	Lunch	

Day Two

Continued...

Time	Program
1:15pm	<p>Concurrent sessions</p> <p>Stream 1: QCoast2100 Reference Group Members ONLY</p> <p>QCoast2100 Reference Group Meeting - CLOSED SESSION</p> <p>Stream 2: Elected members and CEO's ONLY</p> <p>Roundtable #4 (1:15-2:00pm) Jamie Merrick, Deputy Director General – Department of Environment and Science (Invited)</p> <p>Roundtable #5 (2:00-2:45pm) Hon. Stirling Hinchliffe MP – Minister for Tourism, Innovation and Sport and Minister Assisting the Premier on Olympics and Paralympics Sport and Engagement</p>
2:45pm	Forum wrap up and next steps
3:00pm	Official close

*Program subject to change

11 URGENT BUSINESS/QUESTIONS

Urgent Business is a provision in the Agenda for members to raise questions or matters of a genuinely urgent or emergent nature, that are not a change to Council Policy and can not be delayed until the next scheduled Council or Committee Meeting.

12 CLOSURE OF MEETING