



Dedicated to a better Brisbane

MINUTES OF PROCEEDINGS

**The 4363 meeting of the Brisbane City Council,
held at Roy Harvey House
157 Ann Street, Brisbane
on Tuesday 15 November 2011
at 2pm**

**Prepared by:
Council and Committees Support
Chief Executive's Office
Office of the Lord Mayor and the Chief Executive Officer**

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THE 4363 MEETING OF THE BRISBANE CITY COUNCIL, HELD AT ROY HARVEY HOUSE, 157 ANN STREET, BRISBANE, ON TUESDAY 15 NOVEMBER 2011 AT 2PM

PRESENT:

The Right Honourable the LORD MAYOR (Councillor Graham QUIRK) – LNP

The Chairman of Council, Councillor Krista ADAMS (Wishart) – LNP

LNP Councillors (and Wards)

Matthew BOURKE (Jamboree)
Amanda COOPER (Bracken Ridge)
Margaret de WIT (Pullenvale)
Steven HUANG (Macgregor)
Fiona KING (Marchant)
Geraldine KNAPP (The Gap)
Peter MATIC (Toowong)
Ian McKENZIE (Holland Park)
David McLACHLAN (Hamilton)
Angela OWEN-TAYLOR (Parkinson) (Deputy
Chairman of Council)
Adrian SCHRINNER (Chandler) (Deputy Mayor)
Julian SIMMONDS (Walter Taylor)
Norm WYNDHAM (McDowall)
Andrew WINES (Enoggera)

ALP Councillors (and Wards)

Shayne SUTTON (Morningside) (The Leader of the
Opposition)
Helen ABRAHAMS (The Gabba)
John CAMPBELL (Doboy)
Peter CUMMING (Wynnum Manly)
Milton DICK (Richlands)
Kim FLESSER (Northgate)
Gail MacPHERSON (Karawatha)
Victoria NEWTON (Deagon)

Independent Councillor (and Ward)

Councillor Nicole JOHNSTON (Tennyson)

OPENING OF MEETING:

The Chairman, Councillor Krista ADAMS, opened the meeting with prayer, and then proceeded with the business set out in the Agenda.

APOLOGIES:

280/2011-12

An apology was submitted on behalf of Councillor Ian McKENZIE (Holland Park Ward), and he was granted leave of absence from the meeting on the motion of Councillor Andrew WINES, seconded by Councillor Fiona KING.

281/2011-12

Apologies were then submitted on behalf of Councillors Steve GRIFFITHS (Moorooka Ward), David HINCHLIFFE (Central) and Gail MacPHERSON (Karawatha), and they were each granted leave of absence from the meeting on the motion of Councillor Victoria NEWTON, seconded by Councillor Helen ABRAHAMS.

MINUTES:

282/2011-12

The Minutes of the 4363 meeting of Council held on Tuesday, 8 November 2011, copies of which had been forwarded to each Councillor, were presented, taken as read and confirmed on the motion of Councillor WINES, seconded by Councillor KING.

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order; Councillor JOHNSTON.

- Councillor JOHNSTON: Yes, Madam Chairman. I am just seeking clarification of the Meetings Subordinate Local Law. We have just had a motion moved in this Chamber to confirm the Minutes, which I understand is the practice. Can you confirm that that is the way in which Minutes of Council are confirmed by motion and vote?
- Chairman: Yes, Councillor JOHNSTON.
- Councillor JOHNSTON: Thank you very much.

PUBLIC PARTICIPATION:

Mr Roger Marks - Proposal for an aviation museum at Heritage Hanger 7, Eagle Farm

- Chairman: I would like to call on Mr Roger Marks who is going to speak on a proposal for Aviation Museum and Heritage Hangar 7 in Eagle Farm. Clerk, if you could escort Mr Marks in, please.

Councillors, Mr Marks has a booklet for you to read. Mr Marks, when you are ready; you have five minutes.

- Mr Roger Marks: Is this live?

- Chairman: Yes, it is.

- Mr Roger Marks: Thank you. Madam Chairman, LORD MAYOR and Councillors: have you ever visited Hanger 7 at the Old Brisbane Airport? From Schneider Road, you see its east end, which was not duly recognised in Council's request for proposal CNP 2010. The July 1943 photo of that end shows the re-birthed Japanese Zero fighter plane rolled out ready to take to the skies over Brisbane. What you won't have seen is Eagle Farm Aviation Society's member architect, Richard Huxley's fly-through. I cannot screen it, but you will see snatches in the handout. You will see what EFAS (Eagle Farm Aviation Society) put to Council in its response to your RFP (request for proposal), contract V100307. You will see how EFAS proposed the east end should be given back its wide aircraft door, returning functionality for large museum exhibit entry, in addition to a new focus for visitor introduction.

Don't miss the future planned observation tower where visitors can experience the view to our current Brisbane Airport, something not allowed since September 11 changed the world. That only happens at the Smithsonian Institution's annexe next to Dallas International Airport. It is hugely popular there, and will be a first for Australia. But it will need statutory nursing through building height hurdles as well as heritage requirements.

One of your officers watched the fly-through and said, 'It would look better with some aircraft in it.' Hence the F-111 requested by Council's 7 October 2008 letter to the Minister for Defence. The other aircraft Hanger 7 deserves is a Zero, and what you will not have seen is my project brief offered to EFAS sometime back to put a Zero back in Hanger 7 (a copy in your handout). Hanger 7 belongs to us all. Council owns it on our behalf. EFAS tried to attract private and corporate funding to repair and operate it as the Aviation Museum nucleus of its proposed Eagle Farm Community Heritage Centre. Important to Trade Coast's Local Amenity Planning has been this heritage precinct, the grouping together of the three heritage listed sites—WW2 Allison Testing Stands, this Hanger 7, and between them, the 1830s Convict Women's Prison.

With real encouragement, potential for this community heritage centre is enormous. EFAS has withdrawn from Council's RFP, citing principally a dismal response to its funding appeal. December last, an American woman and her husband visited Hanger 7 after finding EFAS's website. Linda Grow handed over a \$10,000 cheque from herself and her sister to kick off the appeal. That was gratifying, but the dismal response was to follow after approaches to Queensland based philanthropic identities. Funding therefore is the key.

My private suggestion is that Council should approach the State Government to have a one cent levy applied to every go card trip as a mechanism by which the community can painlessly swell its own State Government funds for capital works on Hanger 7 and, indeed, for all eligible public owned heritage buildings in Queensland over time. This is a game changer. Governments will always struggle with upgrades of public transport fare structure, and this addition can be a sweetener.

We have lived with the rounding up loss of one and two-cent coins. The piggy bank idealism of encouraged saving is still something we strive to develop in our children. You can all be members of a Council which history will see as far-sighted in applying these principles of painless saving to the end that public-owned—that is you and I—heritage buildings can have an ordered future. EFAS still has the ideas to make Hanger 7 live. Not only can the east wall renewal become a timber odyssey bridging from the urgent innovation of 1942 to the engineered timber future of tomorrow. But, after 70 years, I want to put a Zero back in Hangar 7.

Page 10 shows the other widely known photo of the Zero flying over Brisbane. My Google Earth today view lacks the Zero, and I cannot promise a flying one. What I can offer is a credible replica, built by our youth, guided and supervised by adult techs and enthusiasts who I believe are just there waiting to be asked. You will have seen what James May's Toy Stories did for awakening healthy interests and group spirit in today's kids. But remember: I won't be inspired to do this if there is no finance for Hanger 7.

Perhaps you have never set foot in Hanger 7. Perhaps you do not know the value of the combined US and Australian intelligence work carried out in that very building during the one period in our history when we were under real threat of invasion. This is part of the legend of Hanger 7. I ask this Council to save Hanger 7. Remember the warning Joni Mitchell enshrined in her lyric, when she wrote, 'Don't it always seem to go, that you don't know what you've got till it's gone.'

Response by Councillor Julian SIMMONDS, Chairman of the Public and Active Transport Committee

Chairman: Thank you, Mr Marks. Is there a Chair of committee that would like to respond? Councillor SIMMONDS.

Councillor SIMMONDS: Thank you very much, Madam Chairman, and thank you to you, Mr Marks, for taking the time to come and address this Council today. We do appreciate your making the time available. As Chairman for Public and Active Transport, I will be responding to your concerns this afternoon. At the outset I would like to thank you and your fellow members of the Eagle Farm Aviation Society for the way you have championed this issue. I think that all Councillors in this place would agree you have just spoken with a lot of passion. You are obviously very passionate about Hanger 7 and about aviation history. I know that you and other members of the society have been constructively engaging with Council officers and Councillors on this side of the Chamber for a fair while on this issue.

For the record, I have visited Hanger 7. As part of the constructive interaction with Council, I know you touched on the tender process. But for those Councillors in this place who are not aware, there was a tender process which started in May 2010 where Council asked for requests for tender for the ongoing tenancy of Heritage Hanger 7 at Eagle Farm. The tender was designed to provide a 25-year lease at a peppercorn rent, with the tenant incurring the operational costs.

As you would be aware, when the tender was closed in October 2010, Eagle Farm Aviation Society was appointed the preferred proponent. That status was designed to enable the society to seek financial and corporate support, and to develop a business plan on how a museum style operation would financially work. I would also mention at this point that I have also read your tender document, and I fully appreciate the work, creativity and commitment that went into preparing it.

I know that Council continued to support the concept, and further extended the tender process until 30 June this year to provide as much time as possible for the society to seek that financial assistance. I think it is probably, unfortunately, a reflection of the economy in which we operate at the moment and the tough times that we live in, that despite everyone's best efforts, appropriate financing could not be sourced. Indeed, I understand following representations from the previous Lord Mayor, Campbell Newman, to the Federal Government, that they advised that the costs of securing an F1-11 would be over \$1 million alone in decommissioning costs, with additional costs on top of that for asbestos removal, transport and mounting.

I commend you for thinking outside the square in terms of financing and proposing the levy that you have. However, it is the case that we live in tough economic times, and household budgets are already hurting with rising costs of water, registration and, of course, public transport. In fact, the State Government has already foreshadowed a 15 per cent fare increase for public transport each year for the next three years. It is also the case, as you point out, that the State Government sets the fares for public transport under integrated ticketing, and it would be their decision to impose such a levy.

However, it would not be the intention of this Administration to ask the State Government to impose such a levy at this time, when Brisbane residents are already asked to dig too deep in their pockets to subsidise public transport. We believe public transport should be offered as a service to the people, not as a revenue raising exercise. But, Mr Marks, I encourage you to continue your advocacy and, if you wish, to put your suggestion directly to the State Government.

As for the future of Hangar 7, this Administration will do what it has always done, and it remains committed to protecting our heritage, we will move to make the hangar safe and provide access to it as part of the work we are doing with the bus depot on the adjacent site. While it is not Council's intention to reopen the tender process now, it having just recently concluded, I would encourage you to continue the positive dialogue that you have enjoyed between yourself and the Councillors on this side of the Chamber. So, once again, thank you very much, Sir, for coming in to speak to us.

Chairman: Thank you, Mr Marks.

QUESTION TIME:

Chairman: Are there any questions of the LORD MAYOR or a Chairman of any Standing Committees? Councillor WINES.

Question 1

Councillor WINES: Thank you, Madam Chairman. My question is to the LORD MAYOR. I refer to remarks by the State Transport Minister, Anastasia Palaszczuk, that the decline in public transport patronage revealed in the latest TransLink Tracker in October was simply due to the flood impact. Does evidence available to Brisbane City Council support this contention in relation to its bus, CityCat and ferry services?

LORD MAYOR: Thanks very much, Madam Chairman, and thank you Councillor WINES. It is now four months in a row that we have seen a decline in the patronage of Brisbane City Council buses. After four months, you have to start to ask yourself the question: why is it so? In fact, 230,000 passengers has been the level of fall over that first four months of this financial year.

While it is that other governments are trying to increase bus patronage, the Queensland Government seems to be doing what it can, perhaps unintentionally, to drive down the numbers. To suggest that flooding is a factor, is a reason, why there would be a poor patronage in the months July through to the end of October I think is simply absurd. If that had been a proposition put forward in January, in February, in March, I could understand it. But to suggest that this

significant decline has occurred because of flooding I think is simply to ignore a problem.

Today I launched a campaign, together with Councillor SIMMONDS, which was about encouraging people to catch public transport, be it a bus or be it a CityCat. It was recognition that we have a very modern fleet of buses, CityCats and ferries in this city. It was a recognition that we have taken the bus fleet from some 35 per cent air-conditioned back in 2004, now through to 99 per cent. Nearly 85 per cent of those buses are capable of taking wheelchairs, and so make it easier for mothers with prams, wheelchairs, people with walking frames and the like.

So this campaign will be one to promote patronage on buses. We have seen some very, very strong growth over the years, and up to a year ago, that growth had been from 48 million patrons back in 2004 up to 79 million passengers. It is an unfortunate thing that we have now seen decline. We have got to ask the question: why is it so? Because the reality is there are more buses being put out on the road continually. There are new services being put out on the road continually, ordered by the state and delivered through these new buses that are out there. So the question has to be asked: what is the cause? Why is there a decline in patronage take-up?

Madam Chairman, to me it leads back to one thing, and that is that this equation between price of public transport versus that of the use of the motor vehicle has now hopped in favour of the motor vehicle. We need to look at this very seriously. Under the arrangements, of course, the State Government take the fare revenue and sets the prices. I say today that a proposition which is going to suggest a fare increase of 15 per cent each and every year through to 2014 is simply not sustainable. It will not work. It will force more cars on to the road, more congestion on to this city.

We have been having a four-pronged offensive in terms of getting this city mobile. It has been about, certainly, developing more roads and improving the road network. I make no apology for that. We have maintained a momentum in that regard. It has been about putting more buses and CityCats out there into the network. It has also been about cycling, and the quadrupling of spending around the cycling opportunity and, of course, that of pedestrian movement making up the four modes.

But there needs to be a very serious re-think on where things are going in terms of pricing, and in terms, I think also, of the menu of tickets availability. I have been calling for some time for a daily ticket. It is an important part of the mix. This Chamber recently moved a resolution which was one where we collectively held the view that it would be not practical to increase fares by what would amount to around four to five times that of the growth in CPI (Consumer Price Index) each and every year.

We know that CPI this year is 3.6 per cent. So, to put against that an increase in fares of 15 per cent, it is just going to drive people back into their cars in droves. So, Madam Chairman, we will continue to do what we can at a Council level.

Chairman: LORD MAYOR, your time has expired. Councillor SUTTON.

Question 2

Councillor SUTTON: Thank you, Madam Chair; my question is to the LORD MAYOR. On 9 June 2009 your LNP Administration awarded a contract to Global Integrated Solutions for the supply and installation of new parking meters in Brisbane. Prior to voting for this contract, did you receive any legal advice indicating that there may be problems with awarding this contract to this particular company?

LORD MAYOR: Thanks very much, Madam Chairman. No, I am not aware of any legal advice to the contrary in terms of offering a contract to Global Solutions. I did have a phone call from Jim Soorley, I can recall, around that time, wanting to have some sort of urgent meeting with me. It was at very, very short notice. I can recall it was extremely late in the process.

This contract that Councillor SUTTON is referring to, of course, on 9 June, that would be the contract which they voted in this Chamber supporting the introduction of parking meters in this city. In fact, I have that document here, of 9 June, and there it is, on page 65, which shows that 27 Councillors in this Council Chamber supported the introduction of those additional parking meters through the purchase of that said 9 June recommendation to this Council Chamber.

So, Madam Chairman, the files would have been available to the Opposition at that time. If they had anything at all that they were concerned about at that time, I would have hoped that they might have raised that. I would have hoped that they might have raised it. So, that is the situation. So this Council formally approved that contract at that time.

Question 3

Councillor OWEN-TAYLOR: Thank you, Madam Chairman. My question this afternoon is to Councillor McLACHLAN as Chairman of Field Services Committee. I refer to the fact that the Queensland State Government will be imposing a new waste tax from 1 December this year. What impact will this have on Brisbane City Council's operations, Brisbane residents and businesses?

Councillor McLACHLAN: Thank you, Madam Chairman, and I would like to thank Councillor OWEN-TAYLOR for the question. It is a fact that the State Government's new tax takes effect from 1 December. This new impost on doing business in Queensland came into force via the very Orwellian phrased legislation, the Waste Reduction and Recycling Bill 2011. Under the guise of talking about waste reduction and recycling, what on 1 December 2011 comes in, what is introduced, is another money-gouging, red-tape generating T-A-X, a tax. The State Labor Government claims the new tax is needed to stop the cross-border transfer of waste from New South Wales where the cost of disposal to landfill is higher.

It is interesting, then, that the new tax is imposed along the eastern seaboard rather than along the border between New South Wales and Queensland. Here is a map of where it is imposed. Two-thirds of the border is unprotected from cockroach derived waste. There is no evidence to support the claim of cross-border trade in waste. It is just another excuse to whack on a new tax that goes straight to the Queensland Treasury.

Of course, the State Labor Government has legislated to make Councils collect the new tax and remit it to the State. So, from 1 December, the Brisbane City Council transfer stations and our landfill at Rochedale will become State tax collection points. Anything deemed to be commercial waste, all construction and demolition waste, anything described as regulated waste, will be charged \$35 a tonne. Low hazard regulated waste gets taxed at \$50 a tonne, and the food industry will be particularly interested in that one. High hazard regulated waste cops a tax of \$150 a tonne.

The State Government is saying that municipal solid waste and green waste is tax exempt. In fact, the new tax has been imposed on this waste stream; it is just that for the time being the rate of the tax has been set for \$0. All these rates can be adjusted at any time the State Government needs to tweak up its revenue stream, and these are just the regulations in regards to the bill. The legislation is another folder full.

There is an old saying from the north of England: where there's muck, there's money. The king of muck in this State is the Queensland Treasurer. He said, 'Oh look, there's a tax they've got in other States; that's a good idea.' The question is: what does this tax mean for Brisbane City Council operations? There are a number of ordinary course of business operations that will attract the new tax that will go straight to Andrew Fraser's coffers. These are things like construction projects. Field Services Group construction projects generate around 200,000 tonnes per annum of clean fill. Taxing this at \$35 a tonne adds an additional cost of around \$3.1 million for the remainder of this financial year alone for construction projects; an annual liability of about \$7 million straight to the State Labor Government.

Of course, work undertaken on behalf of the Council by other contractors will be equally liable for the new tax, and that additional cost will be passed through to Council as well. There is no doubt the new tax will increase Council's Waste Services Branch administration costs. The tax requires the recording and reconciliation of numerous customer exemption cards, data reporting, DERM (Department of Environment and Resource Management) audit compliance, preparation of monthly tax liability statements, training of transfer station gatehouse staff, financial management and systems management, to name just a few of Council's costs.

Some of the other costs to Council, things like the disposal of material collected through the recycling program that cannot be recycled by our partner Visy, the residual of this is treated and taxed as commercial waste. Approximately 6 per cent of all rateable properties in Brisbane are classed as commercial and are eligible for a weekly wheelie bin collection. These properties have their bins collected by the same SITA contractors picking up the domestic wheelie bins. Telling the difference between what should be classed as commercial waste and taxed at \$35 a tonne, and what should have zero tax applied to it is an impossible task.

DERM has allowed a formula to apply, and that is to tax 6 per cent of everything the SITA contractors pick up at \$35 a tonne. At around 285,000 tonnes collected annually in Brisbane via the SITA contract, that is a cool \$600,000 per annum to the State's coffers for doing no more on 1 December compared to 30 November. Other costs will include dealing with an expected increase in illegal dumping; that has been the track record in other states where this tax has been introduced, and while the material collected from illegal dump sites will not be taxed, there will be extra costs that the Council will have to bear for collection and disposal.

This is just the top line assessment from the perspective of Field Services of the impact of the State's new tax brought in under the guise of waste reduction and recycling. There will be other areas that will take a collateral damage hit from the new tax, such as increased compliance costs. We know the collateral damage that will extend to ordinary people going about their daily lives will be scooped up under the commercial category and who will be obliged to meet the costs of the new tax.

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order; Councillor JOHNSTON.

Councillor JOHNSTON: On the first point of order, I made a note of what time that question commenced, and it was at 2:21:57. We are now passed five minutes, and I would ask you to enforce the five-minute rule with respect to the answer.

Chairman: Thank you. Yes, Councillor McLACHLAN, your time has expired.

Councillor McLACHLAN: Thank you very much.

Question 4

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: Thank you, Madam Chairman; my question is to Councillor de WIT. What is the name of the transport corridor study being undertaken between Indooroopilly and Oxley, and when is this study due to be completed? If it has, what is the date?

Councillor de WIT: Thank you, Madam Chairman. That is a very interesting question. I do not know if Councillor JOHNSTON is referring to the South-West Corridor study that she has been asking questions about. If she is, I do not have a date as to when it will be completed. I have not seen whatever work has been done to this point in time.

Chairman: Councillor JOHNSTON, you asked a question; you listen in silence, please.

Councillor de WIT: I can only assume it is the South-West Corridor, and as I say, as far as I know, there is no study; there certainly has not been any study that has come to Civic Cabinet or to me for any sort of approval at this stage. Thank you.

Chairman: Councillor HUANG.

Question 5

Councillor HUANG: Thank you, Madam Chair. My question is to Councillor COOPER, Chair of Neighbourhood Planning and Development Assessment Committee. The Planning Institute of Australia, Queensland Division, presented its awards for excellence in planning last Friday night. What success did Brisbane City Council enjoy on that occasion?

Councillor COOPER: Thank you very much, Madam Chair. I note that you were also at the Planning Institute of Australia's awards night Friday night. I know that, because you were sitting right next to me. So clearly I think this is a great opportunity, and thank you, Councillor DICK, but unfortunately you did not seem to be in attendance at the event, and I think it was a great opportunity to really hear about some of the achievements that have been made over the last 12 months by Brisbane City Council.

In particular, Urban Renewal Brisbane was recognised with a whole suite of awards at the 2011 awards ceremony. I think particularly this body, as the national professional body representing qualified planners throughout Australia, these are some of the most prestigious awards for Brisbane City Council to be the recipients of. I note that we won five awards. This is an example of the awards that we actually achieved. I did not bring them all with me, because I will do my work-out later on and not right now, carrying these heavy awards around.

In particular, we were delighted to pick up the Excellence Award for Best Planning Ideas – Large, Regional or Urban Project for 'Urban Renewal Brisbane – 20 Years'. Rebecca Arnaud and her very diligent team of officers were excited to pick that one up. We also got the award for Excellence for From Plan to Place for 'Turning Plans into Places: Urban Renewal Brisbane – 20 Years. We got another award for Excellence, Great Place for 'Brisbane's Inner North East: Urban Renewal Brisbane – 20 years'. Again they were really grabbing the glad bag of awards on Friday night.

We also got awards for Merit for Improving Planning Processes and Practice with Urban Renewal, again, getting it for their 20 years, and we got another order for Merit, Best Planning Ideas – Small or Local Project, so that was Preserving Bulimba's Character, the Draft Bulimba District Neighbourhood Plan.

Madam Chair, I think that it is great with all great accolades, particular to the Urban Renewal and Neighbourhood Planning teams. They were seated right at the very front, and I think it was great because the number of times they were getting up to collect awards was quite extraordinary Friday night. The achievements certainly have been quite impressive since the establishment of Urban Renewal some 20 years ago.

In particular I note the quotes from the citations are, 'Plans have been flexible and adaptable over time to respond to community change, economic change and the advent of new ideas.' Another one says, 'Among the aspects which set this project apart from others is the successful engagement of stakeholders to create partnerships and implement a vision for the inner suburbs.' I think it is very clear that these sorts of opportunities to work closely with residents and with owners of property really have delivered some great results for our city, and also noting that the draft Bulimba District Neighbourhood Plan was really showcased in terms of some of the protections that that plan is implementing in terms of character provisions. I note it says, 'The identification of the many iconic Queensland housing styles that must be protected and the various ways in which new housing can be constructed to preserve the character of the local area is highly commendable.'

So, Madam Chair, these awards are not the only awards we have been the recipient of recently. We have also won the Australian Award for Urban Design. That is a national award, and that was a commendation to Urban Renewal. Again, I think that was a Federal Government award, so congratulations to the Urban Renewal team, and the National Trust of Queensland receiving the Governor's Heritage Award for Local Heritage Projects for Pinkenba Heritage Trail, and of course picking up UDIA (Urban Development Institute of Australia) Women in Development Award, and yes, again, PIA Award and I am delighted to be able to see the officers reap the awards that they so richly deserve. Thank you.

Chairman: Councillor SUTTON.

Question 6

Councillor SUTTON: Thank you, Madam Chair; my question is to the LORD MAYOR. Since awarding the contract for the supply and installation of the new parking meters in Brisbane to Global Integrated Solutions, has your LNP Administration varied or extended the contract in any way and, in particular, with regard to the number of meters that have been purchased by this Council under this contact, and the price that Council has paid for them?

LORD MAYOR: Well, Madam Chairman, this Council approved any contractual arrangements that existed with regards to Global Integrated Solutions. I am not sure where the Opposition Leader is heading in relation to her questioning today. I do know that, as she mentioned earlier, when she raised the issue of legal advice, I have just been thinking back in the intervening few minutes, and I recall that when Jim Soorley had contacted me, he had been involved in that of a paid role with parking meter operators. He had been representing parking meter operators, and I understand he is in constant contact—I do not know whether it has been the case in recent times. I have not bothered to inquire. But certainly I know that there had been fairly regular contact between Jim Soorley and our parking meter operations section of this Council.

I cannot say for certain, but I think he is a registered lobbyist, but he has been in this parking meter space for a long time. In fact, I can recall him saying to me on one occasion that it is one thing he never got around to finishing. He really would have liked to have put parking meters out for private operation.

Councillor interjecting.

LORD MAYOR: No, I have had no private operation of parking meters, Councillor DICK. That is simply wrong, what you have just said by way of an interjection.

All I know is that this Council approved a contract. I have said continuously the parking meter rollout is finished. That it was a rollout which occurred in the first three kilometres of this city, and that is the way it would be. That is where the high demand for parking space was. I also again reiterate to the Leader of the Opposition that the number of parking meters in the CBD has dropped from 2,000 in the 1960s to 450 today. In terms of the parking meters themselves, there has not been—

Councillor SUTTON: Point of order, Madam Chair—

Chairman: Point of order; Councillor SUTTON.

Councillor SUTTON: I think it is important, as these Minutes go on the public record, that Councillor QUIRK be asked to clarify that remark. Because clearly the number of parking metered spaces—

Chairman: Thank you, Councillor SUTTON.

Councillor SUTTON: —parking metered spaces has significantly increased, and the LORD MAYOR is being at best misleading, and at worst deliberately deceptive, in making that comment, and I ask you to get him to clarify that.

Chairman: Councillor SUTTON, I do not uphold your point of order. You have asked a question; you will hear the answer. LORD MAYOR.

LORD MAYOR: No, I am happy to clarify it for the Leader of the Opposition anyway, Madam Chairman, just in case if I did leave a word out of it. I do not think I did. What I said was that, in the CBD of Brisbane, the number of parking meter spaces have dropped from 2,000 in the mid-1960s to 450 today. They are the numbers, and that has been because there has been more take-up of bus stops, more take up of courier spaces, more take-up of taxi zones, and as we know in more recent times, take-up of CityCycle spaces, where we have offset—

Councillor interjecting.

Chairman: Order!

LORD MAYOR: —where we have offset to make sure that courier spaces received an offset against that.

So, Madam Chairman, that is the reality. But I notice, Councillor SUTTON, that your team is running around saying that there has been a rollout of 6,200 parking meters, not parking spaces but parking meters, in this city. Even if you had said ‘spaces’ you would be overstating it, but you are talking about parking meters, so do not come in here talking to me in some smart aleck way that I might have talked about parking meters, not parking spaces. I was talking about spaces, and that is a fact, Madam Chairman, in terms of the CBD. So that is the position. There was a contract. We had purchased certain meters in relation to that contract with Global Integrated Solutions, and that is where it sits.

Chairman: Councillor OWEN-TAYLOR.

Question 7

Councillor OWEN-TAYLOR: Thank you, Madam Chairman. My question this afternoon is to Councillor SCHRINNER as Chairman of Finance, Economic Development and Administration Committee. I refer to continuing efforts by residents of the Moreton Bay Regional Council to be included within the boundary of Brisbane City. What evidence is there that Brisbane’s record of responsible financial management is making our city an even more attractive place to live?

DEPUTY MAYOR: I thank Councillor OWEN-TAYLOR for the question. It is a very pertinent question. It is interesting, because there is a common misconception that is actively worked on by Councillors opposite that somehow, because Brisbane is a large local government, that our rates must be more expensive. We know this is not the case. There are residents all around South-East Queensland who also know this is not the case. Anyone that owns properties in multiple council areas will be able to attest that, in many cases, the rates in Brisbane are significantly cheaper than the rates in other council areas.

Locally, we have a case which has been going on for quite some time where some residents in Moreton Regional Council actually want to become part of Brisbane. They want to become part of Brisbane because they know that the rates are cheaper. We have seen this dating back to 2009 where articles appeared, ‘A street divided’, where one side of the street was paying more in rates than the other side. It just so happened that the side that was paying more was not in Brisbane City Council. In more recent times, we have had articles confirming that view. The article says, ‘Moreton residents want out. More than 400 people have called for their suburb to be seceded from the Moreton Bay Regional Council area to join Brisbane City Council.’ This same group got on the radio recently and said, ‘The rates and water and sewerage charges in the Moreton Bay Regional Council is approximately 50 per cent higher than in BCC.’ That is just incredible.

We see a clear example of where rates in Brisbane are reasonable, and we have been working actively to keep them that way. We know in the last budget that we had the lowest rate increase in many, many years, and indeed the lowest rate increase in South-East Queensland. We had across the city an average increase of 1.79 per cent, or approximately \$21 and just under \$22. This was the lowest rate increase in South-East Queensland. If you look at Moreton rates, Moreton rates increased by 4.63 per cent or an extra \$50. Logan rates increased by 6.91

per cent or an extra \$75. Ipswich rates increased by 5.15 per cent or an extra \$60. Redland rates increased by 3.94 per cent or an extra \$56.

So the closest to Council was the Gold Coast, but this year the Gold Coast had a one-off rebate of \$50, and that is a one-off rebate that will not be there next year or the year after. So, if you take that rebate away, Gold Coast would have seen an increase of over \$70 in their rates, compared to \$21 here. So it is no wonder that people want out of those other council areas and into Brisbane. I say they are welcome to come. They are welcome to come, Madam Chairman.

If you look at the financial situation of those councils as well, there is also an interesting comparison. In the current financial year, the Moreton Bay Regional Council has a budget of \$570 million—that is their annual budget—and a debt of \$470 million. So their debt is almost equivalent to their annual budget. In contrast, Brisbane City Council has a \$2.9 billion budget, and debt by the end of the year will be \$1.4 billion. Every cent of that will be spent on long-term infrastructure, but our debt is half of our annual budget, not almost the same like Moreton.

Those figures are also repeated in Ipswich. Ipswich City Council has a budget of \$570 million, and their debt is \$400 million. So, our financial situation is better; our residential rates in most cases are lower, and do not even get me started on parking meters. When you have a look at the comparison between Brisbane and other comparable cities in Australia, you will see that parking meters make a very small percentage of revenue for this Council. Just 1 per cent of our revenue comes from parking meters, 1 per cent, Madam Chairman. That is equivalent of around \$20 million a year. In Sydney City Council—now, we are talking about not all the councils in Sydney, just the central Sydney Council—they are making \$38.5 million a year out of parking meters. Some \$20 million in Brisbane, \$38.5 million for a much smaller council.

Melbourne City Council also makes \$38 million a year out of parking meters. Perth City Council makes a whopping \$57 million a year out of parking meters. We make \$20 million. Even Port Phillip Bay Council, a very small council, makes more money out of parking meters than Brisbane. Any way you look at the figures, Brisbane City Council is making less money out of parking meters.

Chairman: DEPUTY MAYOR, your time has expired. Councillor SUTTON.

Question 8

Councillor SUTTON: Thank you, Madam Chair, and I am pleased the DEPUTY MAYOR has confirmed that parking meters is about making money for this Council, not about managing parking demand.

Chairman: The question, Councillor SUTTON.

Councillor SUTTON: Yes. My question is to the LORD MAYOR. Why on the same day that you are releasing your Brisbane Business Battle Plan, or apparent Brisbane Business Battle Plan, are you outsourcing two Council contracts to Victorian suppliers for the management of Council's animal shelters and maintenance and the repair of faulty parking meters? Why don't you support Ray Smith's Brisbane First procurement policy?

LORD MAYOR: Thank you very much, Madam Chairman. That was a very predictable question, and if you go to item B in today's E&C Report, you will see a couple of contracts where that is the case.

This is, of course, a group of people who want to charge the ratepayers of Brisbane more for the privilege of having a secluded Brisbane-own contract arrangement. That is a formula which will lead to more rates in this city—

Councillor interjecting.

Chairman: Councillor SUTTON!

LORD MAYOR: —courtesy of the Labor Party. Are they saying today that they are having a clear policy where they are only going to provide contracts to Brisbane based companies? Is that what they are saying? If they are, that would be a very, very

significant form reversal. You see, I can remember these people actually bringing people in from New Zealand to cut the grass in Brisbane. Manukau City Council came here, in all their glory—

Councillor interjecting.

LORD MAYOR:

You remember it, Councillor KNAPP. We saw the grass growing up and everything. So, Madam Chairman, let's be serious. Councillor CAMPBELL was there, Councillor HINCHLIFFE was there. I am not sure if Councillor FLESSER—I think you were around at that stage, when Manukau was adopted by this Council under Jim Soorley. So, again, a bit of a cheap stunt today.

My business announcement today was about creating genuine opportunities for economic growth in this city. They are about doing the things that are sustainable in the interests of ratepayers, and about growing the Brisbane economy in a way which does not leave the ratepayers out of pocket as are suggested by Labor Councillors here today.

Madam Chairman, this is a program which will see a number of actions being taken by this Council. It will be about delivering on the things that are important to the future economic development of this Council. In terms of a couple of contracts which they point out today—and there will be more contracts in the future that will go to interstate businesses—they are being assessed on the merits. They are being assessed by the Stores Board of this Council, a group of people that are appointed as officers of this Council who make recommendations to the Cabinet and in turn those recommendations to this full Council, or by way of information.

The way in which that is done is by an assessment for value in terms of the ratepayers, in terms of the needs, in terms of the capacity of those companies to deliver a good outcome. That is why those recommendations exist in item B of the E&C Report today.

Chairman:

Councillor BOURKE.

Question 9

Councillor BOURKE:

Thanks very much, Madam Chairman; my question goes to the Chairman of the Infrastructure Committee. Councillor de WIT, how is this Administration progressing the important flood recovery works, including steps towards the rebuilding of Brisbane's popular Riverwalk?

Councillor de WIT:

Thank you, Madam Chairman, and thank you Councillor BOURKE for the question. I will deal with Riverwalk first. Last week, as we all know, LORD MAYOR Graham QUIRK announced that Riverwalk would be rebuilt as a fixed structure with an opening span to allow passage for boats moored on the river bank. We had a presentation on this, this morning at the committee.

As you would be aware, Madam Chairman, the fixed structure was chosen from five different options. About 1,300 people provided feedback to the public consultation that we did, and there was extensive consultation in that New Farm Peninsula area, and also with bike user groups and other organisations that had an interest. Of course, the wider public also had the opportunity to respond. It was interesting that 73 per cent of responses were in support of replacing the project in some way.

The new Riverwalk will be built on the same alignment as the previous one, but of course it will be a fixed structure, not floating. The width will be increased from 5 metres to 6 metres, so it will be a superior pedestrian and cycling facility, and there will be segregated walking and cycling paths. It is going to be a big project to build the new Riverwalk because, as we heard this morning, the riverbed has actually been gouged out significantly in that area. There have been hydrographical studies which show that, for example, some of the Energex cables which used to be buried way beneath the riverbed can now be seen.

The other really interesting picture that was shown this morning was one of a yacht lying on the bed of the Brisbane River, right in the path of where Riverwalk is going to go. So that is an interesting find as well. When they build

this Riverwalk, because it is going to have a one in 2000 year flood resilience, they will have to drill down until they hit rock. So it is a big project.

It is hard to give an exact price at the moment. In fact, it is impossible, because until detailed design is done, and all of the geotechnical issues are assessed and taken into account, we cannot be certain. But we are fairly sure that we will get it in under \$70 million, and of course, the NDRRA (Natural Disaster Relief and Recovery Arrangements) funding has provided up to \$75 million, so we will be doing all we can to save as much of that federal and State Government money as we can on this project. But a lot of work still has to be done.

The next step will be going out to tender for preliminary design, and then we will have detailed design following that. It will actually be 2013 by the time we start construction. That seems like a long time, and I have looked into that, and there are very valid reasons. As I mentioned, the riverbed has changed significantly as a result of the floods. It is going to take quite a bit of time once the design is done to then go down into the river to find out exactly what is going to be required.

Of course, the other aspect to this fixed structure is that the maintenance of it will be far less than what the ratepayers had to incur on the floating structure which was always a flawed design. We were up to around \$650,000 per year for replacement and maintenance of the fixtures. That does not involve standard cleaning and maintenance. This was the additional maintenance that we had to do on the floating Riverwalk just to keep the thing together.

This will be a great asset for the city. We know that about 3,000 people per day were using Riverwalk before the floods, and no doubt that will increase significantly. We did extensive consultation with the residents who are along the riverbank there. We knew that they were going to be significantly—well, since January, of course they have had no Riverwalk in the river, and we needed to make sure that we were taking into account any of their concerns. I met personally with a number of them for a lengthy period of time.

Council officers met one-on-one with them several times, and some of the photographs that they showed, the simulated drawings that they had, made it very clear to me that whilst we would have liked to have an option that was closer to the riverbank, in the interests of preserving the amenity for those residents, we have put the Riverwalk back on its original alignment. So we did listen to what they had to say.

In terms of the flood recovery in general, as Chairman of the Infrastructure Recovery Subcommittee, we are at the difficult end of flood recovery, without any doubt. But we have made incredible progress. For example, more than 90 per cent of the flood affected stormwater pipes have been cleaned, and that includes 99.8 per cent—

Chairman: Councillor de WIT, your time has expired.

Question 10

Councillor de WIT: Thank you.

Chairman: Councillor SUTTON.

Councillor SUTTON: Thank you, Madam Chair; my question is to the LORD MAYOR. Why won't you immediately commence the process to introduce a TLPI to stop the rollout of paid parking at Westfield Carindale and other suburban shopping centres?

LORD MAYOR: Madam Chairman, I could be asking that same rhetorical question of the Labor Party. Why was it, when they brought down the City Plan in 2000, that they wrote that City Plan in such a way that managed parking by way of paid park at shopping centres was allowable.

Councillor interjecting.

Chairman: Councillor SUTTON, if you continue to interject, I will warn you.

LORD MAYOR: I would ask them again, as I have asked them here in weeks gone by, why their planning chairman, in the form of Councillor HINCHLIFFE, allowed the

provision for paid parking by way of managed parking at the Barracks. They have got form in this area. Here at the eleventh hour, they decide, 'Oh, wouldn't it be convenient to have a TLPI?' Where have they been? Where have they been if they were serious—

Councillors interjecting.

Chairman: Order!

LORD MAYOR: —if they were serious about this? Managed parking—

Councillor SUTTON: Point of order, Madam Chair.

Chairman: Point of order; Councillor SUTTON.

Councillor SUTTON: I just feel we need to warn the LORD MAYOR that he is the Lord Mayor and in control of this city, and he can introduce a plan if he wants to—

Councillors interjecting.

Chairman: Order!

Councillors interjecting.

Chairman: Order!

Councillor SUTTON: This City Plan Review was actually due to be delivered this term and has not been delivered by his Administration.

Chairman: Councillor SUTTON, that is not a correct point of order, and as such I rule that as an act of disorder.

Warning – Councillor Shayne SUTTON

The Chairman then formally warned Councillor SUTTON that if she continued the acts of disorder she would be suspended from the service of the Council for a period of up to eight days. Furthermore, Councillor SUTTON was warned that, if she were suspended from the service of the Council, she would be excluded from the Council Chamber, ante-Chamber, public gallery and other meeting places for the period of suspension.

LORD MAYOR: Madam Chairman, I note Labor's campaign around town at the moment, trying to scare the people of this city, suggesting that every shopping centre in this city might be coming out with some sort of a managed parking scheme. I have heard the disdain from shop owners around this city also at the stupidity with which Labor is trying to conduct this campaign.

I suppose they have to go on something, because they have nothing else to go on. It is more about trying to whip people up into a frenzy than it is about anything else. You have noticed all of the questions today, with the exception of one, have been around parking. I will say a little bit more about Jim Soorley on the issue of parking when the E&C Report comes up, as I recall more and more of the background to that.

I just say this: the Labor Party introduced the plan. I have made it clear that there will not be a TLPI. This is a managed car parking arrangement. It is an arrangement also which the Labor Party could have introduced to prevent the Barracks situation. They had their own reasons for not doing so. It is a very convenient timing for them to want to introduce it now.

Chairman: That ends Question Time.

CONSIDERATION OF COMMITTEE REPORTS:

ESTABLISHMENT AND COORDINATION COMMITTEE

The Right Honourable the LORD MAYOR (Councillor Graham QUIRK), Chairman of the Establishment and Coordination Committee, moved, seconded by the DEPUTY MAYOR (Councillor Adrian SCHRINNER), that the report of the meeting of that Committee held on 7 November 2011, be adopted.

- Chairman: Is there any debate? LORD MAYOR.
- LORD MAYOR: Thanks very much, Madam Chairman. During the course of the Question Time period today, the Opposition raised the issue of Global Integrated Solutions. I was thinking back trying to recall the detail around—
- Councillor JOHNSTON: Point of order, Madam Chairman.
- Chairman: Point of order; Councillor JOHNSTON.

Seriatim - Clause D

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| Councillor JOHNSTON requested that Clause D, PROPOSED BRISBANE PRIORITY INFRASTRUCTURE PLAN 2011 (UNDER THE INTEGRATED PLANNING ACT 1997), be taken seriatim for voting purposes. |
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- LORD MAYOR: Madam Chairman, I was just trying to recount the detail around that. I can recall—
- Councillor CAMPBELL: Point of order, Madam Chair.
- Chairman: Point of order, LORD MAYOR. Sorry, Councillor CAMPBELL.
- Councillor CAMPBELL: Is the LORD MAYOR's microphone on? I cannot hear him.
- Chairman: It is not, sorry, LORD MAYOR.
- LORD MAYOR: I am sorry, I thought I was speaking loudly enough as well. Sorry about that, Councillor CAMPBELL, and thank you for raising it.

At the time, I can recall the way in which the conversations went. The proposal that Councillor Soorley had come to me with, and it wasn't Councillor Soorley at that time, it was Mr Soorley after he had left the Lord Mayoralty, it was a proposal which would have privatised parking meters. It would have allowed the company to actually install those meters free of charge for the City of Brisbane on the basis that Council received a return of revenue commensurate with what we were receiving plus additional in terms of those additional meters. The company, through its own innovations and approach to opportunities in terms of those meters, through technology would have received their profits through that mechanism.

That was a privatising essentially of the parking meter use. That would have been for a given period of time. It would have been a tenure of 10 years or 15 years or the like. Why would today the Labor Party come into this place asking about Global Integrated Solutions when the fundraiser for Ray Smith is Jim Soorley? Why would they do that? I am starting to just smell a little rat, a big rat.

Today we have a number of items also that I want to comment about. The first of those is to do with water. I notice that the State Government has announced a 10-day opportunity for people with relaxed water restrictions.

Madam Chairman, that is a move that I am supportive of. I think that it's a good move. I just, however, remind people that water is not free, that while they have the flexibility over the 10 day period people just need to be reminded that they will be paying for that water, for each and every drop that they use.

So it is not a matter of going silly about this, it's a matter of making sure that people still conserve water where they can, though I think the opportunity for flexibility in that 10 day period, given the release of water from the dam that's proposed I think is a good thing and is one which will be welcomed by the people of this city.

Madam Chairman, I want to congratulate the Gold Coast on the Commonwealth Games being awarded to them. I congratulate the bid team. Madam Chairman, I also look forward in that vein to the fact that there will be some events that will be held in Brisbane.

But the Belmont Rifle Range, I think, will become the venue for one of those events. I understand the—there will be a new upgrading of the Velodrome at Chandler. I think it's a new construction altogether they're proposing there. These are developments which are certainly welcome.

It will also, of course, provide a need for further hotel accommodation, Madam Chairman, that will be a flow-on. Brisbane and the hotel accommodation requirements for the games will certainly extend beyond the Gold Coast and I'm sure that Brisbane will see an opportunity for a pickup in demand of that during the course of the Games period.

Madam Chairman, a couple of events I attended on the weekend, I was fortunate to be able to attend the Sherwood Festival. I attended that with Mr Matt Brodie and some other councillors from Council.

Madam Chairman, I also attended the Everton Park Girl Guides and Scouts Huts at Teralba Park, I attended that with Councillor Norm WYNDHAM, and it was great to see that facility, a significant facility there at Teralba Park, being opened and available for their use for many, many years to come.

Significantly today, Madam Chairman, I also became the recipient of a report from the Lord Mayor's Economic Development Steering Committee. This is a report which brings together a range of recommendations from a group of people involved in the steering committee and around 200 companies across industry sectors that were engaged in the process leading to today's report.

Madam Chairman, I'm happy to table a copy of that report for councillors. I think the report is online as well.

Madam Chairman, it's covered under three themes, the themes being growth, leadership and identity. Madam Chairman, out of those three particular items are a range of recommendations which set a platform to take this city forward, to look at those opportunities, to create hope and confidence and new economic opportunities in our city.

Madam Chairman, this is not a report that will sit on a shelf, it's a report that we will enact. It is one which provides a number of very practical measures. It will require commitments on the part of this city.

But the outcome, the outcome I think will be for a stronger, more dynamic Brisbane economy and that is in everybody's interest into the future.

So, Madam Chairman, I want to take this opportunity to thank Mr Ian Klug, for chairing that committee. I thank the group of people that were around him regularly, over that short period of time from September to now, to bring this report together. I thank all of those 200 companies and individuals who are in engaged in the sessions leading up to the culmination of this report.

Madam Chairman, the three items or four items, I should say, before us today are firstly the adoption of a Zero Harm policy. Zero Harm has been part of the culture of this organisation now for a significant period of time. This is a refresh, Madam Chairman, in line with the Work Health and Safety Act of 2011 and, Madam Chairman, the particular policy I think will be obviously ongoing in terms of the education that we provide to our employees around zero harm.

There are a number of tenders and contracts which are there in item B. The ones which the Opposition were referring to earlier, one there is the Lost Dogs Home, Madam Chairman, is about the management of companion animals. Madam Chairman, it is about making sure that we have a good outcome in relation to the treatment of animals and where we can possibly do so to rehouse animals that are lost or abandoned.

Madam Chairman, the other items before us today is the approval of a lease for Australand to operate North Shore Riverside Café. Now that will provide a return to the ratepayers of this city, Madam Chairman, a return in fact of \$693,000 over a five year period in terms of revenue projections.

Finally, Madam Chairman, there is the Brisbane Priority Infrastructure Plan. This is a plan that sets out the what to do, Madam Chairman. It's a rollout from the Neighbourhood Plans and the various planning work undertaken by Councillor COOPER and her division around the planning needs for this city.

So that is a very comprehensive document. That's why it's on CD and, Madam Chairman, we look forward very much to rolling that out over the years ahead.

Chairman: Councillor FLESSER.

Councillor FLESSER: Thank you, Madam Chair. I'd like to talk briefly to item A, that's the adoption of the Zero Harm policy.

Madam Chair, this is a matter very close to my heart as a former Workplace Health and Safety Officer in a previous employment. Madam Chair, it is extremely important that this Council takes workplace health and safety extremely seriously. Madam Chair, when you read the words in the policy here it certainly sounds okay but I do have a few concerns.

Madam Chair, the first one is that one of the absolute must haves when it comes to good workplace health and safety practice in any organisation is for there to be good staff morale and a good trust in management.

Now, Madam Chair, I along with other councillors here, I'm sure, on a day-to-day basis speak to Council employees and some of these employees work in reasonably dangerous situations working heavy machinery or out on the road all the time and, Madam Chair, I had detected a large drop in staff morale in recent times and certainly a very large drop in trust in management.

Madam Chairman, if we are going to be serious about workplace health and safety, Madam Chair, we have to not only do the mechanical things out there to ensure health and safety as far as protective equipment is concerned but, Madam Chair, we also have to have that good staff morale and that trust in management so that our employees can go to work in a good environment where they are not worried about their job disappearing out the window, where they cannot be distracted in their day to day duties.

Now, Madam Chair, in recently—the other matter, as far as this is concerned, we all know that the LORD MAYOR is getting rid of 450 frontline staff this financial year, Madam Chair, and that is placing strains on those frontline staff that are working out in the suburbs in our Wards, in our streets and in our parks and libraries and so on.

Madam Chair, one of the things we need to make sure we don't do and that is outsource our workplace health and safety responsibilities. Madam Chair, this is a large employer, it's fine for us to look after our own employees but, Madam Chair, if there are core Council services that this LORD MAYOR and the LNP Administration should be outsourced, Madam Chair, we need to continue our responsibility for those workers who are doing the Council's jobs, Madam Chair.

Now those small companies, and in my experience as a Workplace Health and Safety Officer, Madam Chair, those small companies they don't necessarily have the good resources to ensure good workplace health and safety.

Madam Chair, my staff were recently talking to a Council officer he was doing his job, and as the conversation went it was revealed that he'd recently taken a redundancy and immediately was employed by a smaller company and now he's doing exactly the same job in Council for Council, exactly the same role.

So, Madam Chair, but however while before he had the full resources of the Council to look after his workplace health and safety matters, now it's only a very small company.

So, Madam Chair, it is extremely important that if we're going to follow Zero Harm policy we need to take our responsibility seriously not only for our own staff, but also for staff who are working for sub-contractors.

Now, Madam Chair, I notice the words in here certainly talk about it, about taking those responsibilities but, Madam Chair, in my experience the reality is that usually when large employers want to outsource work, they want to get rid of the staff and they want to get rid of their responsibilities as well.

Now, Madam Chair, I would hope that's not the case for this organisation and I think that Council should continue with a very strong focus on Zero Harm for our employees and for our contractors' employees. Thank you.

Chairman: Further debate? Councillor JOHNSTON.

Councillor JOHNSTON: Yes. I rise to speak on item A, item C and item D.

Firstly, with respect to item A, this Council might say that it believes in safe workplaces but that's not my experience, Madam Chairman.

I don't think this policy is worth the paper that it's written on. I'll vote for it because that's what we do here, but let me say whenever I've raised issues with this Council about providing safe work practices and safe workplaces every single time, almost, they've been ignored or are not acted upon.

There's no point, in my view, having a policy if you do not, if you do not follow it, enforce it and ensure that that is made available to everybody. My experience is that's not the case.

With respect to item C, I read this item with some interest and I am disappointed that we couldn't find a local business to takeover running this café. I note that Council has gone through a process to assess a number of applications and it's clear from that there were two that were certainly the best.

One of those is a major, I believe, possibly multinational interstate based construction and development company who are clearly holding it for the asset value. But there are local businesses who applied for this, really genuinely local businesses including one in my Ward at Annerley. I'm extremely disappointed that this Council in this case, given the quality of the application from Zen Catering, has not looked at the importance of promoting local business.

We've just heard the LORD MAYOR stand up and talk about how important that is, he's released a policy and a report. Yet here we are giving a multinational company from Sydney a local contract to provide services.

Well there is absolutely no point, in my view, in standing up and publicly preaching that you want to support Brisbane business and then turning around and awarding contracts to companies that are based interstate and that are very, very large businesses.

There is a small Brisbane business here that, by this Council's own recommendation, has put in a quality application and is more than capable of delivering this contract and it is appalling, appalling that on the day the LORD MAYOR has stood up and says he will do whatever he can to generate economic growth in this city that the first thing he's doing is putting dollars back in the pocket of an interstate business.

That is hypocrisy in my view. That is I think the clearest indication that the councillors to my left are only interested in putting a few headlines out there about what they believe is good for our city. But when it comes to actually supporting local businesses and giving good local businesses opportunities to grow, to develop, to employ local people and to put that revenue back into our own State and our own city they have failed at the first item of business on this Council agenda today and I think that is very sad.

There is absolutely no question that Zen Catering and I quote: Impressed the panel, as it not only fully addressed the criteria, but presented a vision on what is proposed an exciting menu, image, marketing strategy. They have strong experience in this type of establishment. The only reason, the only reason that this Council did not support them is they're not getting as much money out of their pocket as they are from Australand.

I would think, Madam Chairman, that the residents of this city would rather see a good local business that has the capacity and the capability to deliver do so, particularly when it is espoused by the LORD MAYOR that that's his intention. Well the proof is in the pudding and that is not the case today.

With respect to item D, I—this is one of those items where I just—I can't vote for this and the only reason I can't vote for it is that I tried to read as much of this as I possibly could, much of it is indecipherable, I have no idea what reference 1176 is, there's no actual reference to a street or a suburb. Much of the information that I looked at on the disc and then attempted to print out, and that—this, there were more than 50 documents on that disc. That's one of them.

Genuinely it is extremely hard to know exactly—well yes, but I couldn't read it all on screen either.

It's extremely hard to know what this all relates to. The bits of it that I read, certainly I have some concerns with and given we're about to sign off on what can only be presumed as some multimillion dollar future investment plan for this city there's been no briefing for councillors, there's been no opportunity to discuss the details of it. I've given up asking. I asked over and over again for briefings from the CEO and I get a delightful response back saying there is no briefing planned for this matter.

So the only reason that I'll be abstaining today is simply I do not have enough information in my hands to make an informed decision about this. I don't feel that I've been provided enough information. I feel the information I have been provided with there's no opportunity to seek further details and when I've attempted to do that in the past I've simply been rebuffed by the CEO of Council.

So I'm not proposing to abstain for any other reason other than, at this point, I do not want to be standing here again and have the LORD MAYOR do what he just did before, which is to say you voted for it.

I have some concerns about what's in this and I'm just very sorry that this Council is not engaging. We didn't even get any real discussion from the LORD MAYOR about what's in this thing.

I think of his E&C report today there was about 30 seconds as to what is in a major infrastructure plan that locks this Council in for the next decade or so and I just think that's appalling.

We're just ticking a very complex area of planning for this city without even the offer of a briefing and before someone stands up and criticises me, let me say I'll table all of the letters where I've asked for briefings and I've been told no, so I wouldn't expect this to be any different.

Chairman:

Further debate? LORD MAYOR.

LORD MAYOR:

Yes, thanks very much, Madam Chairman. Madam Chairman, just in relation to Councillor FLESSER'S comments on the Zero Harm policy, Madam Chairman, again I heard him say something about you know 450 frontline positions, frontline positions were the words that he used. Madam Chairman, well of course it's clearly wrong, there are not 450 frontline positions.

Madam Chairman, in terms of staff morale, of course if anybody's out to impact negatively on staff morale it's the Opposition trying to whip something up out of this.

I have been going around to worksites, Madam Chairman, and facing workers of this Council organisation and explaining to them the reasoning behind the changes that we are making and giving them an opportunity to speak with me, as I mix around with them for three quarters of an hour to an hour after those sessions.

Madam Chairman, last week I had the opportunity to go to Stafford Depot where I was recognising many people who've given long and dedicated service to this organisation. Madam Chairman, it is not what Councillor FLESSER would suggest.

Of course when you have a significant downsizing, as we are undertaking right now, there are always going to be some unhappy people. But I have to say that the organisation, as a whole, Madam Chairman, as they have been with Zero Harm policy, they have been responsible in the way that they've approached that over the years is my observation and, equally, in terms of the staff changes, Madam Chairman, they understand, they get it and they, Madam Chairman, are getting on with the job of delivering for the people of this city.

Madam Chairman, I might just remind Councillor FLESSER also just a few weeks ago he seemed to be having some problems around plants for staff workers and Council workers and also gym classes and the like, Madam Chairman.

So you know, I mean, give me a break. That's to do with quality of health and to do with making sure we have a good work environment.

Chairman: I will now put the motions with respects to items A, B and C.

Clauses A, B and C put

Upon being submitted to the Chamber, the motion for the adoption of clauses A, B and C of the report of the Establishment and Coordination Committee was declared **carried** on the voices.

Thereupon, Councillors DICK and SUTTON immediately rose and called for a division, which resulted in the motion being declared **carried**.

The voting was as follows:

AYES: 16 - The Right Honourable the LORD MAYOR, Councillor Graham QUIRK, DEPUTY MAYOR, Councillor Adrian SCHRINNER, and Councillors Krista ADAMS, Matthew BOURKE, Amanda COOPER, Margaret de WIT, Steven HUANG, Fiona KING, Geraldine KNAPP, Peter MATIC, David McLACHLAN, Angela OWEN-TAYLOR, Julian SIMMONDS, Andrew WINES, Norm WYNDHAM, Nicole JOHNSTON.

NOES: Nil.

ABSTENTIONS: 7 - The Leader of the Opposition, Councillor Shayne SUTTON, and Councillors Helen ABRAHAMS, John CAMPBELL, Peter CUMMING, Milton DICK, Kim FLESSER, Victoria NEWTON.

Clause D put

Upon being submitted to the Chamber, the motion for the adoption of clause D of the report of the Establishment and Coordination Committee was declared **carried** on the voices.

Thereupon, Councillors DICK and CUMMING immediately rose and called for a division, which resulted in the motion being declared **carried**.

The voting was as follows:

AYES: 15 - The Right Honourable the LORD MAYOR, Councillor Graham QUIRK, DEPUTY MAYOR, Councillor Adrian SCHRINNER, and Councillors Krista ADAMS, Matthew BOURKE, Amanda COOPER, Margaret de WIT, Steven HUANG, Fiona KING, Geraldine KNAPP, Peter MATIC, David McLACHLAN, Angela OWEN-TAYLOR, Julian SIMMONDS, Andrew WINES, Norm WYNDHAM, Nicole JOHNSTON.

NOES: 7 - The Leader of the Opposition, Councillor Shayne SUTTON, and Councillors Helen ABRAHAMS, John CAMPBELL, Peter CUMMING, Milton DICK, Kim FLESSER, Victoria NEWTON.

ABSTENTIONS: 1 - Councillor Nicole JOHNSTON.

The report read as follows—

ATTENDANCE:

The Right Honourable the Lord Mayor (Councillor G Quirk) (Chairman); the Deputy Mayor (Councillor A Schrinner) (Deputy Chairman); and Councillors A Cooper, G Knapp, P Matic, D McLachlan, M de Wit and J Simmonds.

**A ADOPTION OF ZERO HARM POLICY
199/268/608/2**

283/2011-12

1. The Chief Human Resources Officer, Organisational Services Division, provides the following information.
2. Approval is sought for Council's Zero Harm Policy.
3. In 2003 Council determined to become a zero harm organisation which means 'no harm to anyone, at work, at home, today and everyday'. The principal elements of the Zero Harm Policy are contained in the WH&S 101 Zero Harm Policy Statement.
4. The policy states that, "As a zero harm organisation:
 - Safety is everyone's responsibility
 - Employees can expect to come to work each day and not be harmed
 - We care for the health and safety of our employees at work, at home and at leisure
 - We think safety first in everything we do."
5. In January 2012 the *Work Health and Safety Act 2011* and associated regulations and codes of practice come into force, which includes the prescription of responsibilities for safety within organisations. Council has implemented the Organisational Work, Health and Safety Management System (OWHSMS) to ensure that safety is managed in a consistent manner across the organisation. Council is revising the OWHSMS to ensure that it meets its obligations under the new legislation and can demonstrate due diligence.
6. The Zero Harm Policy at Attachment "B", below, directs the subordinate elements of the OWHSMS, which meet the requirements of both the legislation and the self insurance licence held by Council for workers compensation. The adoption by Council of the policy will restate Council's commitment to zero harm. The policy is consistent with the approaches to improve safety across Council for workers and will replace the current Zero Harm Policy Statement.
7. Approval is therefore sought for the Zero Harm Policy. The Chief Human Resources Officer makes the following recommendation with which the Committee agrees.
8. **RECOMMENDATION:**

IT IS RECOMMENDED THAT COUNCIL RESOLVE IN ACCORDANCE WITH ATTACHMENT "A", HEREUNDER.

**Attachment "A"
Draft resolution**

THAT IT BE RESOLVED THAT—

COUNCIL ADOPTS THE ZERO HARM POLICY at Attachment "B", hereunder.

**Attachment "B"
Zero Harm Policy**

Overview

This document outlines Brisbane City Council's policy to meet its zero harm aspiration and legislative work, health and safety responsibilities.

Applicability

This policy applies to all BCC employees and to interactions and relationships with suppliers, contractors and customers of Council necessary to ensure that Council meets its zero harm aspiration and obligations. The policy also applies to all Councillors and ward offices.

Outcomes

- Employees can come to work each day and not be harmed.
- If we identify risks to safety, then we actively work at finding innovative solutions to reduce and manage these risks.
- If we can't do it safely, then we don't do it at all.

Principles

Zero harm means no harm to anyone, at work, at home, today and everyday.

As a zero harm organisation:

- Safety is everyone's responsibility.
- Employees can expect to come to work each day and not be harmed.
- We care for the health and safety of our employees at work, at home and at leisure.
- We think safety first in everything we do.

Definitions

Employee within the context of this policy reflects the definition of **worker** contained in the *Work Health and Safety Act 2011* which states that a worker is a person who works in any capacity for a person conducting business or undertaking and includes:

- (a) an employee; or
- (b) a contractor or subcontractor; or
- (c) an employee of a contractor or subcontractor; or
- (d) an employee of a labour hire company who has been assigned to work in the person's business or undertaking; or
- (e) an outworker; or
- (f) an apprentice or trainee; or
- (g) a student gaining work experience; or
- (h) a volunteer; or
- (i) a person of a prescribed class.

Policy

To achieve its goal of a zero harm organisation, Brisbane City Council commits to:

- providing effective leadership and accountability in the area of zero harm
- implementing and maintaining an Organisational Work Health and Safety Management System (OWHSMS) which will:
 - set standards of zero harm and WHS across Council
 - implement protocols which will articulate how to achieve these WHS standards
 - drive continuous improvement in WHS management in all Council work areas
- ensuring leaders at all levels are safety role models
- ensuring all employees are zero harm and safety role models to colleagues, family, friends and the community in general
- consulting with and providing information, instruction and training for all employees, and other relevant parties, to help ensure their safety and well being
- providing wellness programs for employees that contribute towards preventing injury and illness and promote a healthy work/life balance
- providing occupational health services which maintain employee capacity for the inherent requirements of the role
- providing health and rehabilitation interventions to minimise injury and provide a safe and sustainable return to work
- providing adequate resources to enable the implementation of this zero harm policy
- providing and maintaining safe and healthy working conditions in accordance with legislative obligations, Council's Zero Harm policy, OWHSMS protocols and supporting guidance
- eliminating or controlling workplace hazards and risks
- reporting, recording and investigating all incidents in the workplace to prevent recurrence
- establishing measurable targets and objectives and monitoring progress toward achieving our goal of zero harm.

Authority

Council

Policy Owner

Chief Human Resources Officer, Organisational Services Division

Further assistance

Manager, Organisational Wellness Safety and Health

Related Information

Work Health and Safety Act 2011

Work Health and Safety Regulations

Organisational WHS Management System (OWHSMS)

Organisational WHS Strategy

OWHSMS Protocols

Electrical Safety Policy

Review Date

June 2013

ADOPTED

**B CONTRACTS AND TENDERING – REPORT TO COUNCIL OF
CONTRACTS ACCEPTED BY DELEGATES FOR SEPTEMBER 2011**
109/695/586/2

284/2011-12

9. The Chief Executive Officer provides a report to Council giving details of contracts accepted by delegates, in accordance with chapter 4 of the City of Brisbane (Finance, Plans and Reporting) Regulation 2010 pursuant to the *City of Brisbane Act 2010*.
10. Sections 238 and 239 of the City of Brisbane Act provide that Council may delegate some of its powers. Those powers include the power to enter into contracts under section 242 of the Act.
11. Council has previously delegated some powers to make, vary or discharge contracts for the procurement of goods, services or works. Council made these delegations to the Establishment and Coordination Committee, Chief Executive Officer and permanent heads of the units of administration.
12. The City of Brisbane (Finance, Plans and Reporting) Regulation 2010 (“the Regulation”) was made pursuant to the City of Brisbane Act. Section 181 in Chapter 4 of the Regulation provides, among other things, that “The council must, as soon as practicable after entering a contract under this chapter worth \$100,000 or more, publish relevant details of the contract on the council’s website.” ‘Relevant details’ is defined in section 181 as including (a) the person with whom the council has entered into the contract, (b) the worth of the contract, and (c) the purpose of the contract (for example, the particular goods or services to be supplied).
13. Accordingly, the Chief Executive Officer makes the following recommendation with which the Committee agrees.
14. **RECOMMENDATION:**

THAT THE REPORT TO COUNCIL OF CONTRACTS ACCEPTED BY DELEGATES FOR THE MONTH OF SEPTEMBER 2011, AS DETAILED IN THE SCHEDULE SUBMITTED HEREUNDER, BE NOTED.

**City of Brisbane Act 2010 – chapter 4 - contracts and tendering
Details of contracts accepted by delegates of Council for September 2011**

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|--|----------|--|---|---|---|---|
| BRISBANE INFRASTRUCTURE | | | | | | |
| CPO100209-09/10 BMD Constructions Pty Ltd \$4,307,328 Achieved Highest Value for Money Index {VFM} of 1,416 | CEO | \$4,307,328 (estimated contract expenditure) | Hamilton Road and Maundrell Terrace intersection upgrade, West Chermside | McIllwain Civil Engineering Pty Ltd Achieved Value for Money Index {VFM} of 1,074 Probuild Civil (QLD) Pty Ltd Achieved Value for Money Index {VFM} of 921 Moggill Constructions Pty Ltd Achieved Value for Money Index {VFM} of 848 Doval Constructions (QLD) Pty Ltd Achieved Value for Money Index {VFM} of 624 | \$4,980,966 \$4,507,568 \$6,129,733 \$4,167,177 | Approved 13.09.11 Start: 20.09.11 End: Est'd within (34) weeks |
| BRISBANE LIFESTYLE | | | | | | |
| I120018-11/12 Qmani Pty Ltd | E&C | \$369,168 (estimated expenditure under maximum term of the contract) | Provision of parking management and fault administration system (PMFAS) to support on-street paid parking operations. | N/A – lack of available tenderers* <i>*Contract entered into directly in accordance with section 2.4, sole or select sourcing, of the contract manual pursuant to the City of Brisbane Act 2010. Qmani were the only company who submitted a response to Council's public request for information (RFI) to provide the required services. Other companies who obtained the RFI were contacted to establish why they did not respond and feedback indicated they did not consider they could meet Council's requirements.</i> | N/A | Approved 15.08.11 Start: 11.10.11 End initial term: 10.10.14 (5) years. (initial term of 3 years with option to extend for up to 2 additional years) |
| J11013-10/11 Category 1 - Animal Shelter Management Services Lost Dogs Home - \$3,591,588* Achieved Highest Value for Money Index {VFM} of 22. Category 2 – Authorised animal collection services Category 3 – 24-hour stock impounding and emergency Lost Dogs Home - \$1,355,271* Achieved Highest Value for Money Index {VFM} of 57. *Tender price for value for money tender evaluation purposes | E&C | \$3,915,625 (Estimated expenditure under maximum term of the contract) | Provision of animal management services for animal shelters | Category 1 - Animal shelter management services Animal Welfare League Queensland Achieved Value for Money Index {VFM} of 9. Category 2 – authorised animal collection services Category 3 – 24-hour stock impounding and emergency Brisbane Livestock Control Achieved Value for Money Index {VFM} of 27. | \$5,487,801 \$2,838,566 n/a | Approved 15.08.11 Start: 3.10.11 End initial term: 2.10.14 (5) years. (initial term of 3 years with option to extend for up to 2 additional years) |
| Category 1 – Animal shelter management services Category 2 – Authorised animal collection services Category 3 – 24-hour stock impounding and emergency Lost Dogs Home - \$3,915,625* | | | | Category 1 - Animal shelter management services Category 2 – Authorised animal collection services Category 3 – 24-hour stock impounding and emergency | | |

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|--|----------|---|---|--|--|--|
| Achieved Value for Money Index {VFM} of 21. | | | | No comparative offers for all 3 categories. | | |
| J120020-11/12 Nguin Warrup (Black Drum) Ltd | E&C | \$525,000 (estimated expenditure under maximum term of the contract) | Provision of indigenous performance program in Queen Street Mall (previously King George Square). | N/A – Social enterprise exemption* <i>*Social enterprise exemption under Schedule A of Council's Annual Procurement Policy and Contracting Plan. Nguin Warrup Ltd (Black Drum) is a not-for-profit arts and cultural organisation owned and operated by the Aboriginal and Torres Strait Islander (ATSI) community that aims to build capacity in the indigenous arts community and assist in the growth of a sustainable emerging indigenous arts industry in the greater Brisbane area. Black Drum is composed of a number different ATSI groups and is dedicated to ensuring that the performances are allocated fairly and equitably amongst the many ATSI cultural groups.</i> | N/A | Approved 29.08.11 Start: 01.07.11 End initial term: 30.06.12 (3) years. (initial term of 1 year with option to extend for up to 2 additional years) |
| BRISBANE TRANSPORT | | | | | | |
| Nil | | | | | | |
| CITY PLANNING AND SUSTAINABILITY | | | | | | |
| Nil | | | | | | |
| DISASTER RESPONSE AND RECOVERY | | | | | | |
| Nil | | | | | | |
| OFFICE OF THE LORD MAYOR AND CHIEF EXECUTIVE OFFICER | | | | | | |
| Nil | | | | | | |
| ORGANISATIONAL SERVICES | | | | | | |
| A120008-11/12 First 5 Minutes Pty Ltd - \$1,219,920* Achieved Highest Value for Money Index {VFM} of 71.55. <i>*Price is based on basket of goods using the estimated volume for the first year of the contract.</i> | CEO | \$3,500,000 (estimated expenditure under maximum term of preferred supplier arrangement). | Supply of fire safety services | Concept Safety Systems Pty Ltd Achieved Value for Money Index {VFM} of 43.22 DELTRA Australia Pty Ltd Achieved Value for Money Index {VFM} of 40.06 Trimevac Pty Ltd Achieved Value for Money Index {VFM} of 39.81 <i>The following tenderers were not shortlisted due to quality score being below the required cut off.</i> Hendry Group (incorporating Hendry (Qld) Pty Ltd and Essential Property Services Pty Ltd) Achieved Value for Money Index {VFM} of 36.67 Ternhel Pty Ltd ATF ForKevin Trust t/a Fire & Safety Consulting** | \$2,135,320* \$2,082,020* \$1,878,000* \$2,029,600* | Approved 06.09.11 Start: 12.09.11 End initial term: 11.09.14 (5) years. (3 years + 2 optional additional years) |

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|--|----------|--|---------------------------------------|---|--|--|
| | | | | <p>TYCO Australia Pty Ltd t/a Wormald**</p> <p>The Trustee for Perna Business Trust & The Trustee for Stokes Business Trust t/a Stokes Perna Pty Ltd**</p> <p>Asset Fire Security & Mechanical Services Pty Ltd t/a Blaze Master Fire Protection**</p> <p>A & RMS Pty Ltd (The Trustee for A & RMS Unit Trust)**</p> <p>James C Hatch & Associates**</p> <p>Eversafe**</p> <p>Extinguisher Australia Pty Ltd**</p> <p>Adair Fire & Security Consultants Pty Ltd t/a Adair Fire & Emergency Consultants**</p> <p>The following tenderer was non-conforming</p> <p>Building Services Engineers Pty Ltd</p> <p><i>**Price and VFM not calculated as quality score below the required level to provide the services with adequate staff and to the scope and scale required by Council</i></p> | <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A**</p> <p>N/A</p> | |
| <p>V110094-10/11</p> <p>ICT (information and communication technology) research and consultancy services:</p> <p>Intelligent Business Research Services Pty Ltd - \$63,500*. Achieved weighted non-price score of: 70</p> <p>Ovum Pty Ltd - \$103,500*. Achieved weighted non-price score of: 69</p> <p>Longhaus Pty Ltd - \$124,500*. Achieved weighted non-price score of: 64</p> <p>ICT research services only:</p> <p>Gartner Australasia Pty Limited - \$306,100*#. Achieved weighted non-price score of: 68</p> <p><i>*Amount shown is the total cost of bundled services to Council.</i></p> <p><i>#The focus of Gartner is more global than other tenderers and they are considered to offer a valuable service to Council despite higher cost.</i></p> | CPO | \$300,000 (estimated expenditure under maximum term of the panel arrangement). | ICT research and consultancy services | <p>ICT research and consultancy services:</p> <p>451 Consulting Pty Ltd Achieved weighted non-price score of: 50 (not shortlisted)</p> <p>Clarity Business & IT Solutions Achieved weighted non-price score of: 43 (not shortlisted)</p> <p>IPTel Solutions Pty Ltd Achieved weighted non-price score of: 40 (not shortlisted)</p> <p>Votar Partners Pty Ltd Achieved weighted non-price score of: 38 (not shortlisted)</p> <p>Peak Usability Achieved weighted non-price score of: 38 (not shortlisted)</p> <p>ICT consultancy services only:</p> <p>Griffith University Achieved weighted non-price score of: 46 (not shortlisted)</p> | <p>\$128,800*</p> <p>\$131,500*</p> <p>\$68,750*</p> <p>\$116,000*</p> <p>\$101,000*</p> <p>\$53,400*</p> | <p>Approved 15.09.11 Start: 1.10.11 End initial term: 30.09.11</p> <p>(5) years. (2 years + 3 optional additional periods of 1 year each)</p> |

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|---|----------|---|---|---|---|------------------------------|
| | | | | Business Aspect Pty Ltd Achieved weighted non-price score of: 45 (not shortlisted) Stamford Interactive Pty Ltd Achieved weighted non-price score of: 42 (not shortlisted) | \$45,500* \$22,000* | |
| <p>V110134-10/11</p> <p><i>Category 1 – Alarm monitoring services</i> SECUREcorp(QLD) Pty Ltd - \$33,696* Achieved Highest Value for Money Index {VFM} of 19.99.</p> <p><i>*Tender price based on weekly per-site flat fee projected to one year</i></p> <p><i>Category 2 – Alarm response and vehicle release from carparks services</i> Southern Cross Protection Pty Ltd - \$255,684** Achieved Highest Value for Money Index {VFM} of 25.18</p> <p><i>**Tender price based on last 12 months figures and estimates maximum 1 hour on site for alarm response</i></p> | CEO | \$28,500,000 (estimated expenditure under maximum term of the preferred supplier arrangement) | Provision of physical security and locksmith services | <p><i>Category 1 – alarm monitoring services</i></p> <p>Shortlisted (not recommended) tenderers</p> <p>OCS Security Pty Ltd Achieved Value for Money Index {VFM} of 12.93 \$56,525*</p> <p>Sydney Night Patrol & Inquiry Co Pty Ltd t/a SNP Security Achieved Value for Money Index {VFM} of 12.61 \$60,400*</p> <p>ISS Security Pty Limited Achieved Value for Money Index {VFM} of 11.76 \$57,704*</p> <p>Not shortlisted tenderers (VFM not calculated as non-price cut off score was not reached)</p> <p>Southern Cross Protection Pty Ltd \$49,280*</p> <p>Group 1 Security Pty Ltd \$44,226*</p> <p><i>Category 2 – Alarm response and vehicle release from carparks services</i></p> <p>Shortlisted (not recommended) tenderers</p> <p>OCS Security Pty Ltd Achieved Value for Money Index {VFM} of 23.41 \$243,672**</p> <p>ISS Security Pty Limited Achieved Value for Money Index {VFM} of 22.73 \$251,213**</p> <p>Wilson Parking Australia Achieved Value for Money Index {VFM} of 22.1 \$274,560**</p> <p>Not shortlisted tenderers (VFM not calculated as non-price cut-off score was not reached)</p> <p>Nitestar Security Group \$257,400**</p> <p>G4S Secure Solutions (Australia) \$421,200**</p> <p>Group 1 Security Pty Ltd \$348,036**</p> <p>SIA Security Pty Ltd \$184,080**</p> <p>SECUREcorp (QLD) Pty Ltd# N/A#</p> <p><i>#Alternative offer conditional of acceptance of their alternative offer for Category 3. No details submitted so not considered</i></p> | Approved 06.09.11 Start: Est'd 1.11.2011 End initial term: Est'd 31.10.13 (5) years. (2 years + 3 optional additional periods of 1 year each) | |

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|--|----------|---|------------------------|--|---|------------------------------|
| <p>Category 3 – Routine patrol and lock/unlock services Southern Cross Protection Pty Ltd - \$661,599*** Achieved Highest Value for Money Index {VFM} of 99.56</p> <p>***Tendered price based on per service fee for each site and projected to annual requirements</p> | | | | <p>further.</p> <p>Category 3 – Routine patrol and lock/unlock services</p> <p>Shortlisted (not recommended) Tenderers</p> <p>ISS Security Pty Limited Achieved Value for Money Index {VFM} of 80.07</p> <p>Wilson Parking Australia Achieved Value for Money Index {VFM} of 68.66</p> <p>OCS Security Pty Ltd Achieved Value for Money Index {VFM} of 47.99</p> <p>Davki Pty Ltd ## ##Davki tendered for West Region only.</p> <p>Not shortlisted tenderers (VFM not calculated as non-price cut off score was not reached)</p> <p>Nitestar Security Group</p> <p>SIA Security Pty Ltd</p> <p>G4S Secure Solutions (Australia)</p> <p>Group 1 Security Pty Ltd</p> <p>SECUREcorp (QLD) Pty Ltd#### #### Alternative proposal. No details submitted so not considered further</p> | <p>\$788,715***</p> <p>\$833,760***</p> <p>\$1,351,006***</p> <p>\$343,808***##</p> <p>\$797,212***</p> <p>\$600,337***</p> <p>\$2,929,680***</p> <p>\$1,168,081***</p> <p>N/A###</p> | |
| <p>Category 4 – Static Guards and Security Operations Rooms Services Sydney Night Patrol & Inquiry Co Pty Ltd t/a SNP Security - \$6,576,376^ Achieved Highest Value for Money Index {VFM} of 115.59</p> <p>^Tendered price based on 3 years cost for permanent staff requirements (aggregate rates) and includes meal allowances for CitySafe.</p> | | | | <p>Category 4 – Static Guards and Security Operations Rooms Services</p> <p>Shortlisted (not recommended) tenderers</p> <p>ISS Security Pty Limited Achieved Value for Money Index {VFM} of 112.51</p> <p>OCS Security Pty Ltd Achieved Value for Money Index {VFM} of 105.89</p> <p>SECUREcorp (QLD) Pty Ltd Achieved Value for Money Index {VFM} of 102.2</p> <p>Not shortlisted tenderers (VFM not calculated as non-price cut off score was not reached)</p> <p>Wilson Security</p> <p>Infront Static K9 Services Pty Ltd</p> <p>Southern Cross Protection</p> <p>Davki Pty Ltd</p> | <p>\$6,363,702^</p> <p>\$7,343,781^</p> <p>\$6,840,453^</p> <p>\$6,543,812^</p> <p>\$6,477,760^</p> <p>\$6,285,498^</p> <p>\$8,117,154^</p> | |

| Contract/quote no. and successful contractor/s | Delegate | Price accepted and/or type of arrangement | Contract/quote purpose | Unsuccessful tenderers and quoters | Prices tendered or type of arrangement | Approval start and end dates |
|---|----------|---|------------------------|--|--|------------------------------|
| <p><i>Category 5 – Rapid response cars and NightLink security services</i></p> <p>ISS Security Pty Ltd - \$1,188,153^{^^} Achieved Highest Value for Money Index {VFM} of 53.61</p> <p><i>^^Tender price based on annual, permanent Nightlink, static guard and rapid response vehicle hours requirements and exclusive of ad hoc or high demand period services</i></p> | | | | <p>Pickwick Group Pty Ltd \$6,538,688[^]</p> <p>SIA Security Pty Ltd \$6,323,156[^]</p> <p>G4S Secure Solutions (Australia) \$6,358,612[^]</p> <p>Bluestar Security (Knight Watch) \$6,639,918[^]</p> <p>Python Security Services Pty Ltd \$7,766,510[^]</p> <p>Nitestar Security Group \$7,733,301[^]</p> <p>Group 1 Security Pty Ltd \$6,915,720[^]</p> <p>Best Security Pty Ltd \$6,963,372[^]</p> <p><i>Category 5 – rapid response cars and NightLink security services</i></p> <p>Shortlisted (not recommended) tenderers</p> <p>SECUREcorp (QLD) Pty Ltd \$1,503,513^{^^} Achieved Value for Money Index {VFM} of 43.48</p> <p>OCS Security Pty Ltd \$1,591,731^{^^} Achieved Value for Money Index {VFM} of 41.45</p> <p>Not shortlisted tenderers (VFM not calculated as non-price cut off score was not reached)</p> <p>Pickwick Group Pty Ltd \$1,427,277^{^^}</p> <p>Wilson Security \$1,494,848^{^^}</p> <p>Infront Static K9 Services Pty Ltd \$1,546,882^{^^}</p> <p>Southern Cross Protection \$1,345,416^{^^}</p> <p>G4S Secure Solutions (Australia) \$1,408,026^{^^}</p> <p>Nitestar Security Group \$1,747,879^{^^}</p> <p>Group 1 Security Pty Ltd \$1,435,179^{^^}</p> | | |
| <p><i>Category 6 – Locksmith Services</i></p> <p>API Services & Solutions Pty Ltd - \$474,952^{^^^} Value for Money Index {VFM} not calculated as API was the sole tenderer for this category.</p> <p><i>^^^ Tendered price is estimated annual coased based on 2010-11 financial year spend.</i></p> | | | | <p><i>Category 6 – locksmith services</i></p> <p><i>API was the sole tenderer for this category.</i></p> | | |

ADOPTED

C APPROVAL TO GRANT A LEASE TO AUSTRALAND FOR THE OPERATION OF THE NORTSHORE RIVERSIDE CAFÉ, HAMILTON
112/830/826/23

285/2011-12

15. The Chief Executive Officer provides the following information.

16. The purpose of this submission is to seek Council approval for the entering into a lease with Australand and its fully-owned subsidiary for the operation of the Northshore Riverside Café, Hamilton.
17. Stores Board provided pre-market approval to advertise a request for proposal (RFP) process to obtain an operator for and the leasing of the existing Northshore Café at Hamilton on 24 May 2011. The RFP was advertised on Council's e-tender website and also by use of a property agent (Colliers International) in *The Financial Review* on 5 and 19 July 2011, and *The Courier-Mail* on 8, 9, 22 and 23 July 2011 respectively. The RFP closed on 11 August 2011.
18. Council previously advised the Department of Environment and Resource Management (DERM) that the land will be held in trust by Council on the basis that Council would be permitted to enter into a trustee lease with a café operator on a commercial market rent basis. Although not usual practice, DERM advised that it is prepared to support a trustee lease to a café operator based on a commercial market rent basis. During the RFP process DERM later advised that they are prepared to transfer the café facility to Council on a freehold basis, conditional upon it being only used for that purpose.

Proposals received

19. Five proposals were received, as set out below:

| Business name | Business address | ABN/ACN | Value-for-money Index (VFM) | Rental value | Five-year revenue projection* |
|--------------------------|---|----------------|------------------------------------|--|--------------------------------------|
| Australand | Level 3 1C Homebush Bay Drive Rhodes NSW 2138 | 12 008 443 696 | 10.09 | \$132,000 per annum (plus GST) plus 10 per cent turnover/rent (whichever is the greater) per annum | \$693,520 |
| Zen Catering | 36 Palmerston Street Annerley QLD 4179 | 17 142 139 478 | 9.46 | \$70,000 per annum (plus GST) or seven per cent of income (whichever is the greater) per annum | \$467,768 |
| Hospitality Edge Pty Ltd | Level 1, 525 Boundary Street Spring Hill QLD 4000 | 62 265 114 103 | 8.42 | \$80,000 per annum (plus GST) plus four percent turnover rent at year four; five per cent turnover rent year five; and 6 per cent turnover rent year six to year 10 (whichever is the greater) per annum | \$433,306 |
| Samies Girl | PO Box 1255 Eagle Farm QLD 4009 | 75 073 106 139 | Not calculated - not shortlisted | \$100,000 (plus GST) gross rent plus five per cent of gross sales turnover in excess of \$100,000 per annum | Not calculated - not shortlisted |
| AS Barr Ltd | Shop 22 The Emporium 1000 Ann Street Fortitude Valley QLD 4006 | Not provided | Not calculated - not shortlisted | \$52,000 per annum (plus GST) or seven per cent net turnover whichever is the greater per annum | Not calculated - not shortlisted |

**five-year revenue projection based on assumed sales commencing at \$1 million in year one and rising to \$1.6 million in year five.*

20. The panel agreed that the AS Barr submission of a covering letter outlining commercial terms along with several menus of their existing restaurant at Fortitude Valley was considered to be a non-conforming proposal. The panel, however, agreed to evaluate their proposal. The panel agreed that the proposal submitted by Samies Girl was conforming but provided insufficient information. The panel, however, agreed to evaluate their submission. All other proposals were conforming and were evaluated accordingly.

Proposal assessment

21. The table below shows the evaluation criteria and weightings:

| Evaluation criteria | Weighting (per cent) |
|-----------------------------|-----------------------------|
| Commercial terms offered | 30 |
| Quality and nature of offer | 20 |
| Experience and expertise | 20 |
| Differentiation and appeal | 15 |
| Value-adding opportunities | 15 |

22. The panel considered advice from the Probity Auditor and noted that the evaluation plan, prepared prior to the evaluation process, anticipated that the scoring based on the evaluation criteria and weightings might produce an outcome that did not adequately reflect price (that is, value-for-money or VFM). The panel further noted that clause 8.2 of the evaluation plan provides for an initial assessment based on evaluation criteria, with an option to consider a VFM index where considered appropriate. At the final evaluation meeting on 26 October 2011, the panel resolved to use the VFM evaluation methodology in order to obtain the most advantageous outcome to Council.

23. The panel confirmed that all three shortlisted tenders were acceptable based on non-price criteria, and that when price is taken into account through a VFM approach the Australand offer scored highest. The panel resolved that it was appropriate to consider the VFM index and resolved to shortlist to one (Australand) and to recommend that Council adopt Australand as the preferred tenderer.

| Business Name | Value-for-Money index (VFM) |
|--------------------------|------------------------------------|
| Australand | 10.09 |
| Zen Catering | 9.46 |
| Hospitality Edge Pty Ltd | 8.42 |
| Samies Girl | Not calculated – Not shortlisted |
| AS Barr Ltd | Not calculated – Not shortlisted |

24. AS Barr Ltd and Samies Girl both submitted short and insufficient material that did not adequately address the evaluation criteria. Their applications gave the panel little confidence in their experience and ability to successfully operate the café at this location.

25. Australand presented a detailed submission. The submission contained strong commercial terms and expressed a positive desire to ensure the success of the café to cater for the large residential complex that they are developing in the area. Australand is currently running the café with Simon Barakat (24 years experience in hospitality business) of Gino’s Restaurant (operating in Brisbane location for 30 years) as their operator. Simon Barakat will continue to run this café if Australand were to win the tender.

26. The remaining two candidates had high calibre presentations and fully addressed the criteria. Hospitality Edge Pty Ltd currently operates a number of successful hotels around Queensland. Hospitality Edge's presentation focused on their current working model used for their hotels and that it can be duplicated for the operation of this café. The panel was impressed with their professional approach and their proposals for the café. However, the panel did raise a concern that the candidate was endeavouring to make their current operations (mainly hotels in varying locations in Queensland) fit the venue. The panel felt that this approach may be unsuitable at this particular location and may have an impact on the long term plans for this café.
27. Zen Catering's presentation impressed the panel as it not only fully addressed the criteria, but also presented a vision on what is proposed with an exciting menu, new image, a marketing strategy to attract new customers across all demographics and reasonable commercial terms over a five-year period. Zen Catering has strong experience in operating this type of establishment, currently successfully operating another Council-owned café at the cliffs at Kangaroo Point. The commercial terms offered by Zen were substantially lower than Australand.
28. The panel scored on a VFM basis, resulting in a recommendation that Australand be awarded the tender on the basis that it has the best financial offer coupled with the capability to run the café to an acceptable standard.

Quality assurance

29. The tenderer does not possess quality assurance (QA) accreditation and is not progressing towards achieving QA accreditation. The request for proposal required that the successful tenderer provide a submission for the operation of the Northshore Riverside Café, Hamilton. The procedures provided by the tenderer are specific and detailed and would form the basis of a QA manual.
30. The tenderer has no adverse compliance record with Compliance and Regulatory Services. Normal inspection regimes necessary to ensure compliance will be required under the lease. The panel was comfortable with the level of QA nominated by the tenderer.

Support for locally-produced and Australian products

31. Where possible, local, fresh and seasonal produce will be introduced to the menu depending on availability.

Selection of recommended tenderer/licensee

32. The recommended tenderer is Australand because they presented a proposal in terms of menu, image, and strong commercial terms over a five-year period. Australand achieved the highest VFM score in the evaluation and is therefore considered to represent the most advantageous outcome for Council.
33. A risk assessment of the tenderer is summarised as follows:
- Financial risk: medium. Australand is in acceptable financial health, and is offering a six-month rental guarantee.
 - Operational risk: low. This café facility is already in operation managed by Australand with a short-term lease under the control of ULDA (Urban Land Development Authority). The existing operator will continue business in a fully equipped café.
 - Insurance risk: low. Tenant is required to hold \$20 million public liability insurance and will also pay a six-month rental guarantee.
 - Commercial risk: low. Tenant to pay a six-month rental guarantee.
 - Political risk: low. Café has been in operation for several months already.

- Planning risk: low. Café is constructed and operational. Reconfiguration of lot is being pursued with Urban Land Development Authority (ULDA) with regards the subdivision of the park, ferry terminal and café lots.

Funding and revenue

34. The lease does not involve purchases by Council. The lessee will pay Council an annual rental of \$132,000 per annum (plus GST) payable monthly in advance. The minimum revenue over the initial five-year term will be \$693,520, including the 10 per cent projected turnover income.

Basis of agreement

35. The terms of the lease will comprise the following:
- area: 367 square metres (approximately)
 - licensed area: 740 square metres (approximately)
 - lease term: five years (option to extend for a further five years)
 - market review: upon exercising option at five years
 - gross rent: \$132,000 per annum (plus GST) to be paid monthly in advance
 - turnover rent: 10 per cent of income
 - rent reviews: four per cent annually on each anniversary of the lease commencement date
 - lease commencement: estimated date of 1 February 2012 or earlier
 - rent commencement: lease commencement date
 - rent rebate: four months rent-free
 - bank guarantee: six months.
36. Approval is now sought for Council to enter into a lease with Australand and its fully-owned subsidiary for the operation of the Northshore Riverside Café, Hamilton. The Chief Executive Officer recommends accordingly and the Committee agrees.

37. **RECOMMENDATION:**

THAT COUNCIL APPROVE ENTERING INTO A LEASE WITH AUSTRALAND AND ITS FULLY OWNED SUBSIDIARY FOR THE OPERATION OF THE NORTHSHORE RIVERSIDE CAFÉ, HAMILTON for:

- (i) a term of five years, with an option to extend for a further five years
 - (ii) an annual lease fee of \$132,000 (plus GST)
- and otherwise on terms and conditions satisfactory to both the Manager, Asset Management, and the Chief Legal Counsel, Brisbane City Legal Practice.

ADOPTED

**D PROPOSED BRISBANE PRIORITY INFRASTRUCTURE PLAN 2011 (UNDER THE INTEGRATED PLANNING ACT 1997)
109/800/286/239**

286/2011-12

38. The Divisional Manager, City Planning and Sustainability, provides the following information.
39. Approval is sought to forward the Brisbane Priority Infrastructure Plan 2011 (as modified) to the Minister for second State interest review and for agreement to adopt, following consideration of public submissions. A Council resolution is required pursuant to section 16(1) of schedule 1 of the *Integrated Planning Act 1997*.
40. On Tuesday 25 May 2010, Council proposed amendments to *Brisbane City Plan 2000*, pursuant to section 9(2) of schedule 1 of the *Integrated Planning Act*, to include a priority

infrastructure plan (PIP), including an infrastructure charges schedule (ICS). Council directed that the Minister be given a copy of the proposed amendments for first State interest review, pursuant to section 9(3) of schedule 1 of Integrated Planning Act.

41. A copy of *Brisbane City Plan 2000* Amendment Instrument 2011 No.1 and Brisbane Priority Infrastructure Plan is set out at Attachment C, submitted on file. A copy of the *Brisbane City Plan 2000* Amendment Instrument 2011 No.2 is set out at Attachment D, submitted on file.
42. While this review was underway the State Government, in response to the Queensland Growth Management Summit, established the Infrastructure Charges Taskforce to review the current infrastructure charging regime in Queensland and to provide recommendations by December 2010.
43. As a result of the Infrastructure Charges Taskforce, the State Government decided to introduce state-wide maximum standard infrastructure charges.
44. The *Sustainable Planning (Housing Affordability and Infrastructure Charges Reform) Amendment Act 2011* was assented to on 6 June 2011 and the State Government gazetted the Draft State Planning Regulatory Provision (adopted charges) on 1 July 2011. These legislative reforms removed the need for the infrastructure charges schedule component of the PIP, and replaced it with the Draft State Planning Regulatory Provision (adopted charges). In consultation with officers of the Department of Local Government and Planning, the PIP was amended to comply with these legislative changes.
45. On 19 August 2011, Council received advice from the Minister that the first State interest review had been finalised, and that Council could proceed to public notification of the proposed planning scheme amendments.
46. Public notification commenced on 29 August and closed on 7 October 2011. Eight properly-made submissions were received and a report on submissions (set out at Attachment B, submitted on file) has been prepared. As a result of the submissions the proposed PIP is recommended to be modified in accordance with the draft resolution as set out at Attachment A, below.

Implications of proposal

47. Proceeding with the PIP will ensure that Council meets its statutory requirement under the Integrated Planning Act and the Sustainable Planning Act.

Financial impact

48. The PIP provides details of the approximate value and timing of the trunk infrastructure Council might construct to service future development.

Urgency

49. Under section 834 of the Sustainable Planning Act Council is required to include a priority infrastructure plan in City Plan 2000 by 31 December 2011.
50. Approval is now sought to forward the Brisbane Priority Infrastructure Plan 2011 (as modified) to the Minister for second State interest review and for agreement to adopt, following consideration of public submissions. The Divisional Manager makes the following recommendation with which the Committee agrees.

51. **RECOMMENDATION:**

THAT COUNCIL RESOLVE AS PER THE DRAFT RESOLUTION OUTLINED IN ATTACHMENT A, BELOW.

**Attachment A
Draft resolution**

THAT COUNCIL RESOLVE THAT—

1. at its meeting of 20 May 2008, Council, pursuant to section 1 (1) of schedule 1 of the *Integrated Planning Act 1997* (IPA), proposed to prepare an amendment to the *Brisbane City Plan 2000* to include a priority infrastructure plan
2. at its meeting of 25 May 2010, Council, pursuant to section 9 (2) of schedule 1 of IPA, proposed the following amendments to the *Brisbane City Plan 2000*
 - (a) *Brisbane City Plan 2000* Amendment Instrument 2010 No. 1 which proposed the inclusion of a priority infrastructure plan
 - (b) *Brisbane City Plan 2000* Amendment Instrument 2010 No. 2 which proposed consequential amendments arising from the inclusion of the priority infrastructure plan
3. pursuant to section 9(3) of schedule 1 of IPA, a copy of the proposed amendments was given to the Minister for consideration of State interests and by letter received 19 August 2011, the Minister advised Council that it could publicly notify the proposed amendments
4. such proposed amendments were publicly notified on 29 August 2011 by notice in *The Courier-Mail* with the final date for receipt of submissions being 7 October 2011 and eight properly-made submissions were received
5. pursuant to section 17(2) of schedule 1 of IPA, a report has been prepared entitled 'Report on Submissions' (copy set out at Attachment B, submitted on file) with recommended responses to the submissions received
6. **COUNCIL:**
 - (a) **RESOLVES**, pursuant to section 16(1) of schedule 1 of IPA, **TO PROCEED WITH THE PROPOSED AMENDMENTS WITH MODIFICATIONS**, as follows:
 - (i) *Brisbane City Plan 2000* Amendment Instrument 2011 No. 1 (copy set out at Attachment C, submitted on file), which proposes the inclusion of a priority infrastructure plan with modifications
 - (ii) *Brisbane City Plan 2000* Amendment Instrument 2011 No. 2 (copy set out at Attachment D, submitted on file), which proposes consequential amendments arising from the inclusion of the priority infrastructure plan with modifications
 - (b) adopts the Report on Submissions (copy set out at Attachment B, submitted on file); and
 - (c) directs, pursuant to section 17 (2) of Schedule 1 of IPA, that each submitter who made a properly-made submission, receive a copy of the part of the report on submissions that relates to the matters about which each submission was made
7. Council further directs, pursuant to section 18 (2) of Schedule 1 of IPA that a copy of such proposed amendments with modifications be given to the Minister requesting:
 - (a) a Second State Interest Review of the proposed amendments; and
 - (b) the Minister's agreement to adopt the proposed amendments.

ADOPTED

INFRASTRUCTURE COMMITTEE

At that time, 3.23pm, the Deputy Chairman, Councillor Angela OWEN-TAYLOR, assumed the Chair.

Councillor Margaret de WIT, Chairman of the Infrastructure Committee, moved, seconded by Councillor Matthew BOURKE, that the report of the meeting of that Committee held on 8 November 2011, be adopted.

Chairman: Councillor de WIT.

Councillor de WIT: Thank you, Madam Deputy Chairman, and just in relation to the flood recovery issues, just a little bit more information to follow on from that. As I was saying during question time we're at the difficult end of the flood recovery, but we still do have quite a way to go with some of the repairs.

The officers have done a brilliant job, as I mentioned more than 90 per cent of the flood affected storm water pipes have been inspected and cleaned and that includes 99.8 per cent of the high priority lines.

Madam Deputy Chairman, the road repairs are continuing and there are some quite difficult projects such as Radnor Street at Indooroopilly which is well underway. The roads where there were huge washouts, Meiers Road at Fig Tree Pocket is another one where access to a boat ramp, apart from the boat ramp being washed away, the road itself was gone and we then had to resume land from the golf club before we could proceed.

So, Madam Deputy Chairman, my own Ward of Pullenvale, a long way to go out there unfortunately but we did cop the worst of, I think, the pressure of the water that came out of Wivenhoe, so the damage to parks out there is very extensive.

Madam Deputy Chairman, in terms of the parks more than 96 per cent of the flood affected parks have been reopened and we will have at least playground and toilets in, toilets where there were toilets in parks reinstated and also some playground equipment as well by Christmas.

Madam Deputy Chairman, I'd like to just comment briefly, last week I attended the Infrastructure Australia Conference series in Sydney. It was called Meeting the Big Challenges to Australia's Infrastructure and it was about financing of infrastructure. It was a very, very interesting day and very worthwhile.

The opening was done by Sir Rod Eddington, of course the Chairman of Infrastructure Australia and then the Honourable Anthony Albanese, the Minister for Transport and Infrastructure, and then there was a series of speakers about issues to do with infrastructure and funding, method of funding.

The moderator for the morning session was Mr Rolfe, Ross Rolfe, who many here would know. Ross is the Deputy Chairman of the Infrastructure Australia Finance Working Group, which they have established to look at ways to obtain more funding for infrastructure provision throughout Australia.

There was a lot of debate about different ways in which infrastructure is funded overseas, how it might be funded in Australia itself. They then had some speakers, for example, the Port of Brisbane was one of the presenters and I joked to the person fancy coming to Sydney to hear about the Port of Brisbane.

Then in the afternoon as well, Sydney's International Gateway and this was a presentation by Mr Paul Broad, the Chief Executive Officer of Infrastructure Australia—Infrastructure New South Wales rather. He made a really important point and it's one that applies to Brisbane as well. He was talking about Botany and just how crucial Botany is to Sydney. Ten per cent of the GDP (gross domestic product) is driven out of Botany, 2.5 million containers at the moment and that will grow to 13 million containers a year by 2036.

He said the Sydney Gateway project is not about infrastructure it's about Sydney's economy and I think in relation to the economic development program that LORD MAYOR Graham QUIRK has underway at the moment, it's the same here. Yes, we're building infrastructure, but it's not for the sake of infrastructure, it's for the sake of the economy of Brisbane and South East Queensland.

Councillor interjecting.

Deputy Chairman: Councillor CUMMING if you continue to interject I will warn you.

Councillor de WIT: Madam Chair, Madam Deputy Chairman, just an interesting statistic that he mentioned talking about the cost of freight, moving freight in Australia, he was talking about a meat processor in Dubbo and he said for every dollar spent getting meat from Dubbo to Singapore, for every dollar 87 cents of that cost is the trip from Dubbo to Botany. That was quite a staggering figure. So for every dollar it takes to get meat from Dubbo to Singapore 87 cents of that is the cost of getting it from Dubbo to Botany.

So it was a really worthwhile day. It certainly made it clear that the funding of infrastructure is a very big issue. Sir Rod Eddington always has some very, I guess, forthright comments to make and he talked quite at some length about the needs for the states to have a more strategic overview of their priorities. He said none of them do at the moment, and that is one of the big problems that everything is too piecemeal. So that was a message for the state governments.

Madam Deputy Chairman, just in terms of Infrastructure Australia, I would recommend to the Chamber there is a report that has been written called Communicating the Imperative for Action and it was a report that COAG, the Council of Australian Government, wrote in June 2011.

Madam Deputy Chairman, I would suggest anybody who has a citywide perspective should have a good look at this report. Now I know I'm only talking to my side of the Chamber because we know from the Leader down on that side none of them have a citywide perspective, Madam Deputy Chairman.

One of the comments—

Councillor interjecting.

Deputy Chairman: Councillor ABRAHAMS if you continue—

Councillor de WIT: —and if they—

Deputy Chairman: —to interject I will warn you.

Councillor de WIT.

Councillor de WIT: They don't need to go further than the executive summary if they want to learn a little bit about it.

But the thing that was reassuring when I read this report was that everything in it backs up the actions of former Lord Mayor Campbell Newman, and current LORD MAYOR Graham QUIRK, in terms of what we are doing for this city, how we are developing it, how we're trying.

One of the comments made in here is it says ultimately talking about the lack of infrastructure and how Australia has been going backwards: Ultimately most of these problems and challenges have developed and intensified because of shortcomings in leadership. Governments, business leaders and opinion leaders have avoided a range of difficult debates and choices. That cannot persist.

Madam Deputy Chairman, another really interesting, thought-provoking I suppose, commentary in here it says are we prepared to pay for our infrastructure? Where does Australia stand? I thought of this, this morning at the Infrastructure Committee meeting, because as usual Councillor FLESSER wanted everything done, anything anyone wants do it right now. There's no excuse for not just dropping everything and doing whatever he wants.

It says as a country and a community, we are reluctant to increase government debt, we baulk at raising taxes to pay for better infrastructure and services and we are uncomfortable with the user pays concept.

We are against recycling capital, yet we are concerned about congestion. We are concerned about the health and security of our water supplies. We are concerned about the prospect of electricity burnouts and we recognise the need to modernise our telecommunications. There is a profound disconnection here.

Failing to address this matter will threaten our prosperity and future. Communicating the need for a more mature debate about our infrastructure and how we pay for it will be a core part of Infrastructure Australia's agenda over the

next four years. It is a very worthwhile report for anyone to read, Madam Deputy Chairman.

In terms of the committee report from last week, there was a presentation on safe school travel and that provides details of the schools which benefited and there was a very straightforward petition from the Graceville area as well.

I commend the report to the Chamber.

Deputy Chairman: Further debate? Nothing further Councillor de Wit? I will now put the report.

Upon being submitted to the Chamber, the motion for the adoption of the report of the Infrastructure Committee was declared **carried** on the voices.

The report read as follows—

ATTENDANCE:

Councillor Margaret de Wit (Chairman), Councillor Matthew Bourke (Deputy Chairman); and Councillors Kim Flessler, Fiona King, Shayne Sutton and Norm Wyndham.

A COMMITTEE PRESENTATION – SAFE SCHOOL TRAVEL PROGRAM 2010-11

287/2011-12

1. Sue Wallace, Team Leader, Active Transport, Transport Planning and Strategy, Brisbane Infrastructure Division, attended the meeting to present on Council's Safe School Travel (SafeST) program for 2010-11. She provided the information below.
2. SafeST aims to improve the safety of students and families travelling to and from school and facilitate active travel. It is a jointly funded program between Brisbane City Council and the State Government's Department of Transport and Main Roads (DTMR) under the Transport Infrastructure Development Scheme (TIDS). TIDS is a state-wide application based program. Thirteen projects were delivered by Council and DTMR through TIDS in 2010-2011 and all of these were delivered successfully within time and budget.
3. The scope for the 13 projects included:
 - Runcorn Heights State School – improvement to the existing children's crossing
 - Kelvin Grove College – construction of a footpath and pedestrian crossing point
 - Mt Crosby State School – construction of a footpath
 - Algester State School – construction of a passenger loading facility
 - Centenary State High School - construction of a passenger loading facility
 - Dutton Park State School - construction of an indented bus zone
 - Ferny Grove State High School – improvement of the existing zebra crossing
 - Pullenvale State School - construction of a passenger loading facility
 - Rochedale State High School – construction of bus zones and a footpath
 - St Mark's Catholic Primary School - construction of a passenger loading facility
 - St Peter's Lutheran College – construction of a passenger loading facility
 - Virginia State School - construction of an indented bus zone
 - Wellers Hill State School – construction of an indented bus zone.
4. The presenter then listed the projects, the works done at each project and displayed pictures of before and after the construction.
5. Following a number of questions from the Committee, the Chairman thanked Ms Wallace for her informative presentation.
6. **RECOMMENDATION:**

THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THE ABOVE

REPORT.

ADOPTED

**B PETITION – CALLING ON COUNCIL TO DEACTIVATE THE PEDESTRIAN AUDIO-SIGNALLING DEVICE AT THE INTERSECTION OF HONOUR AVENUE AND LONG STREET WEST, GRACEVILLE
CA11/182527**

288/2011-12

7. A petition from residents of Graceville, requesting that Council deactivate the pedestrian audio-signalling device at the intersection of Honour Avenue and Long Street West, Graceville, was presented to Council at its meeting of 2 August 2011, by Councillor Nicole Johnston, and received.
8. The Acting Branch Manager, Congestion Reduction Unit, Brisbane Infrastructure Division, provided the below information.
9. The audio tactile device has been in operation at this site since 4 September 2002.
10. Following a previous complaint regarding the level of noise omitted from the devices, new audio tactile drivers were installed and adjustments were made to the level of noise output at the intersection in August 2011.
11. Advice has been sought from the Guide Dogs Association and other visually impaired associations as to whether there was a record of blind users of the crossings at this intersection. The Guide Dogs Association has responded that, to their knowledge seven, visually-impaired people use this intersection.
12. Council uses pedestrian audio signalling in accordance with the “Guideline for Audio Tactile Devices”. In relation to noise issues, the guideline states:
Noise nuisance
New audio-tactile device installations should comply with AS2535-1999 so as to minimise noise complaints. Where noise complaints are received:
 - *If the audio-tactile device does not comply with AS2535-1999, the audio-tactile device should be upgraded to comply with AS2535-1999; and*
 - *The site should otherwise be inspected to establish whether there is a reverberation problem and to ensure microphones are appropriately located to measure the ambient road noise and the microphone setting is appropriate.*
13. The facilities at the intersection of Honour Avenue and Long Street East have been inspected and adjusted in accordance with AS2535-1999. The sound from the device conforms to the lower end of the sound range available under the Australian standard. The sound made when ambient noise (that is, car traffic) is raised is still distinct. However, when ambient noise is low, the sound output is also appropriately lowered.
14. Council has worked to reduce the impact of the devices to surrounding neighbours but as this intersection is used by visually impaired pedestrians Council will not remove the audio tactile facilities.

Consultation

15. The Councillor for Tennyson Ward, Councillor Nicole Johnston, has been consulted and supports the recommendation.

Customer impact

16. The impact of the audio tactile device should now be lessened due to the installation of the

new drivers and level adjustments made in August 2011.

Preferred option

17. It is the preferred option that Council retain the audio tactile device, which has been recently modified to reduce noise levels.
18. Accordingly, the Acting Branch Manager recommends as follows and the Committee agrees.
19. **RECOMMENDATION:**

THAT THE PETITIONERS BE ADVISED IN ACCORDANCE WITH THE PREFERRED OPTION ABOVE AND OF THE INFORMATION CONTAINED IN THE ABOVE REPORT.

ADOPTED

PUBLIC AND ACTIVE TRANSPORT COMMITTEE

Councillor Julian SIMMONDS, Chairman of the Public and Active Transport Committee, moved, seconded by Councillor Andrew WINES, that the report of that Committee held on 8 November 2011, be adopted.

Chairman: Councillor SIMMONDS.

Councillor SIMMONDS: Thank you, Madam Chairman. I just wanted to quickly touch on, for a moment, the presentation we had in the committee last week which was regarding the 2011 Active School Travel (AST) program, Madam Chairman, specifically Roadstar's Roadshow.

So the 2011 AST program is drawing to a close and as we do each year we have Roadstar's Roadshow to recognise the outstanding achievements of the schools themselves, the volunteers and parents within the school and of course, most importantly, the students who actively travel.

It is always a fantastic night. It is lots of fun, Madam Chairman, I'd like to thank all the councillors who attended and supported their schools. Your continued support of this important program is very much appreciated.

There were three very important awards as well as some, as well as art prizes and things like that, but the three key awards were the 2011 school of excellence award, Madam Chairman, and this award goes to a school which has previously done the AST program but has shown an ongoing commitment to it and is held up as an example to what schools in this year's program should be looking at in the next couple of years. The winner of that was St Ambrose's Primary School, so congratulations to St Ambrose and to their very enthusiastic councillor, Councillor KNAPP.

The 2011 volunteer of the year award, Madam Chairman, which goes to volunteers within the school who have put in an enormous amount of work, and let's face it council officers work very, very hard on the AST program but it could not happen and could not be the success that it is without the hardworking volunteers within our school. That went to Marlene Antonavich and Gay Harvest, so congratulations to them.

Madam Chairman, finally the much anticipated 2011 school of the year award which goes to the two schools who best met the criteria for the AST program, and this year went to Buranda State School and St Kieran's School. So congratulations to them and I'm sure the councillors who are responsible for those schools who also sit on this committee, will talk further to that.

But congratulations to all those award winners, it's been a very, very successful year for the AST program and I look forward to seeing the results that they achieve.

Deputy Chairman:

Further debate? Councillor NEWTON.

Councillor NEWTON:

Thank you, Madam Chair. I rise to speak on this report, this being the only item on the report. As Councillor SIMMONDS mentioned a number of councillors attended the Roadstar's Roadshow recently and it was a pleasure to get along and support the two schools in Deagon Ward that took part in the 'active school travel' program in 2011.

At this outset I'd like to congratulate all the schools who took part this year, it's a really important partnership program between schools, the school community and Brisbane City Council to achieve greater participation in walking, riding, carpooling, scootering to school and trying to reduce reliance on car travel around our schools.

Having stood outside one local primary school yesterday, like I think many of us often do at those peak hour busy times, to observe travel behaviours it's so important for us to try and really deal with and work with those schools to reduce the amount of cars around our schools at that time.

Now as I mentioned two Deagon Ward schools participated in 2011, Shorncliffe State School and St Kieran's and I was really pleased to see both these schools really embrace the program this year. Indeed other schools previously in Deagon Ward; Taigum, Brighton, Sandgate and Sacred Heart Schools have all taken part and I'm still trying to push my remaining two primary schools Boondall and St Flannan's to get involved and I'm hoping one year I'll be successful in getting that.

It's about getting the right mix, of having the right parents, the right teachers in a position to be able to take on board this program. I think most schools certainly find once they get into they realise how much fun and how easy it is to participate.

I certainly enjoyed attending the monthly planning sessions with the two schools Shorncliffe and St Kieran's at Brighton and it's great to see month by month the achievements and successes of the students and the parents and the school community as a whole.

Now Shorncliffe State School is a nice little, almost like a country school by the sea I guess, Madam Chair, which is why the school principal Cameron Boal fitted in so well after his country posting and then moving to Shorncliffe.

I was delighted to see their efforts acknowledged at the awards night by—as winners of the Year 6 and 7 categories, for the poster competition, and I know that the students at the school really love their art and they really appreciated the recognition for their work.

The Shorncliffe State School community has really embraced this program and with Park and Stride mornings celebrated with hot Milo's during winter, and also participating a number of initiatives and I was able to be there to observe their recent bike orientation—rather a bus, bus orientation session, rather which was quite enjoyed by the local students.

I know for many who have never caught buses before it can seem a bit daunting, so it's a great opportunity for kids to get familiar and hopefully even to teach their families how to catch a bus as well, which is great.

Madam Chair, I'd like to pay tribute to the school principal, Cameron Boal who took on this program after encouragement from the Acting Principal last year, Andrew Swales.

Andrew was a deputy principal at Taigum State School and knew what the program was about and was able to talk to Cameron and encourage him to get involved. So I was really pleased to see him really embrace that this year along with the teaching staff, because it does require time and support from them.

Also, Parents and Citizens (P&C) President Susan Botting, and in particular I'd like to thank the school leaders in year seven who really have led the way at Shorncliffe State School and drive the 'active school travel' program that's

what's made it a success and I think that's the case in both the schools in Deagon Ward, is the participation and leadership of the students.

I look forward to working with the Shorncliffe School community in continuing to support their journey with Active Travel in future years.

Similarly, St Kieran's is a small parish school up at Brighton, about 260 students, and they took part, as has been mentioned, in the 'active school travel' program and I know that the school community was absolutely besides themselves to see themselves awarded 'active school travel' of the Year, alongside Buranda State School.

I must admit, Madam Chair, it wasn't something they expected because not once did they win the Golden Boot award. But they were recognised as a local parish school for doing things differently and that's why they achieved recognition with this award.

They significantly increased participation in walking, cycling, scootering which is very popular. They exceeded their targets on scootering which is great to see. But the main reason, as I said, was their creative involvement of the kids and I'd like to thank the principal Charlotte Robinson and her deputy Susan Angus-McInnes who were very supportive of the teacher at the school who really drove the program, and that was Kerry Simcoe. Kerry was there on the awards night being cheered on by the school community and supported in receiving the award, because the principal felt that given Kerry's work she deserved the accolades on stage.

Also the support as I mentioned, the whole school community; the P&C president, Linda Calio, who's been the president for most of the year.

One exciting aspect has been the involvement of the school leadership environmental group called the Earthlings, Madam Chair. This is an initiative of St Kieran's school to get—to encourage young people in the school to take leadership roles in environmental initiatives and this year they chose to participate in 'active school travel'. The beauty is they're going to be involved in future years as well, Madam Chair.

So the Earthlings committee is actually comprised of students from a number of different levels throughout the school. So even though we'll see the year seven's leave and continue their journey through high school, we've still got a number of students who are very familiar with the program and they're already plotting and planning their exciting ideas for 2012 and I'm looking forward to working with those kids.

This year they were involved, and as I've mentioned these students really drove the program with their pancake breakfasts, "bling your bike", "whacky socks day", and a regular park-and-strides. They also had an 'active school travel' games day to really involve kids who may not be able to participate as easily in all the activities, so it gave people an opportunity to feel involved. I'm looking forward to their special Active Travel bonanza that's coming up at the end of the year.

I know both these schools really enjoyed being involved in the 'active school travel' program, thanks to the terrific support of Stacey Hall from Brisbane City Council Active Travel Program and I know she's very excited to continuing to work with these schools next year.

As I said, Madam Chair, I'd like to thank both these schools for their strong leadership and their participation and their strong sense of community to achieve some great results in 2011 and I'm looking forward to working with them in 2012.

Deputy Chairman:

Further debate? Councillor ABRAHAMS.

Councillor ABRAHAMS:

Thank you, Madam Chair. Madam Chair, I would like to talk about the 'active school travel' program but I may be more brief than my colleague, Councillor Victoria NEWTON, because she certainly has the passion and explained in detail how well her schools have participated.

It's interesting because each school is different and I had two schools, and I'm delighted to say that they both won the Golden Boot award, yes. For the last one it became a real surprise because St Ita's Primary School has got a main road on one side, the river on the other, a cemetery on the other and a very small strip of residential suburb on the other side, so they really are in an incredibly isolated area. They won the Golden Boot award for the school that used bus travel most to get to school and, in fact, it's the highest level of bus use than any school in the Active School Program has ever got.

So you cannot imagine how excited they were because it was in the month of October when they won this award and I would like to absolutely commend all of the parents, teachers and parents, in particular, who have helped the pupils at that school participate in this 'active school travel' award.

Let's understand if the parents aren't onboard because their children are encouraging to help them to travel actively to school it just doesn't happen. So in fact the Golden Boot award was awarded to one of the parents who came specially—Mr James Sowry had been particularly involved—to collect it and I thought that was a really unique but a lovely way of doing so.

One story I'd also like to put on the record, that early on when a student was using a bus to come home, inadvertently they caught the wrong bus. When the bus driver realised he took responsibility for that child and made sure when he'd finished the route that he came back, as it was the end of a run, and dropped the child home. He had rung back to the school so that in fact the school knew the child—there were two of them I think, were in—were being looked after. That is amazing, so it's no wonder that school won the bus award for those that most use the bus.

Buranda State School, it has got a major road on one side, it had the Eastern Busway being built on the other, it was just chaos and within that chaos this school has done a fantastic job in terms of active school travel.

In fact, the prep class, all but one child, uses active transport to come to school every Walking, Wheeling Wednesday and that they have maintained this level over a period of time. It's a bit of a problem because they're winning the Councillor Helen ABRAHAMS' Silver Boot award too often and we need to move that around.

This school deserves absolutely all of the recognition for what they've done; the parents that were involved, the children who have been absolutely on board from the beginning, but most importantly Principal Simon Vasio and Teacher Assistant Carmel Newman who have been in the school community and been the real drivers.

I congratulate the children—and the enthusiasm, it has flowed over to East Brisbane State School who have also put their hand up this next year and that is a direct result of discussions with the Buranda School.

One of the most important things for Buranda that I enjoyed was that they got knitting, and they knitted a stop, caution and go which they put on a sign where the pickups were at one stage, to let every parent that was there know that they should be actively travelling rather than the pickup which was pretty amazing.

So congratulations to everyone, great program. Like to just put on the record this program, I think, has been under four Lord Mayors, it started—the Active School Program—under Lord Mayor Soorley and now it's under the fourth one, so surely we must say this has bipartisan support.

Deputy Chairman:

Further debate? Councillor KNAPP.

Councillor KNAPP:

Thank you, Madam Chair. Madam Chair, I'd like to recognise St Ambrose's Primary School and the reason I rise is because I think that all of us have had schools that have gone onto the Active School Program or most of our schools have had that. It's interesting to watch, Madam Chair, as the committees hand over responsibility to the next incoming committee, sometimes the ethos or the program of 'active school travel' tends to drop off. Things happen where you know somebody takes it over, is not quite as enthusiastic, the walking school bus

doesn't, you know, continue in the same way or as in one of the schools this year that's going to come onto the program as a refresh school, St Joseph's Bardon, who has had an increase in their walking school bus and they actually weren't eligible to come back on until a certain time.

So I'm very pleased that St Joseph's and Oakleigh State School has come back on, because I think it is about refreshing there.

I'd just like to talk briefly about St Ambrose's Primary School. St Ambrose's School is a very wonderful, small, little Catholic school that has Active School Program and it is embraced enthusiastically by the Parents and Friends Association (P&F). But in particular by a girl that I've known since she was about 10, a girl called Cathy Nash, who was Cathy Rosengreen.

Cathy almost personifies, I suppose, what is very good about parents and how they want to do the best for their children. She enthusiastically embraced the concept of walking to school and, in fact, walks more days than just a Wednesday.

So for three years, Madam Chair, they've actually been encouraging their students to continue with the Active School Program. When their Principal Sue Branson got up to accept the School of Excellence Award, Sue gave this amazing speech which talked about that they now have embedded this ethos in the school. It's not just driven by parents but the teachers and the Grade 7 students are stepping up each year to drive the Active School Program.

Probably they see that as their environmental contribution. They see that as a sense of wellbeing for all of their children. They see it as a program which they can proudly say to the broader community, 'we are watching our carbon footprint.'

Madam Chair, both Cathy and Sue Branson deserve big kudos really for the way—I know there are other principals that do it—but some of the programs that this school has implemented, they're more than happy to share with other schools and I think that as we go back into schools to do a refresh, it's a sharing of programs that—about how do you continue this program, how do you keep it up. Because, Madam Chair, we want children to walk to school.

I know everybody is sick and tired of hearing it, but Madam Chair, when I started school in 1949, I walked to school. I suppose my mother didn't have a car. I walked to school until I went into secondary school and caught a tram to school, Madam Chair. What is it, Madam Chair, with a new generation that doesn't understand the benefits of resilience allowing children to walk to school?

So well done to all the schools, Madam Chair, I was—Acting Chair, I was there. It was a terrific night. Well done to our team, Madam Chair, to Stacey and all of the officers who are involved in it. The kids sang fantastically, the night was terrific and we look forward to 2012.

Deputy Chairman:

Further debate? Councillor DICK.

Councillor DICK:

Thanks, Madam Chair, and I rise to speak briefly on this report. I too would like to offer my remarks on behalf of Darra State School in my local area and I want to acknowledge, just as the other councillors have done, the outstanding work of Darra State School, the parents and, in particular, the school principal, Mrs Beck McGuren-Nolan.

Beck and her team at Darra State School have really embraced the true spirit of the 'active school travel' program. I note from the number of events that I've attended at the school; whether it is some of the 'active stride days', the breakfasts we kicked off with, every student has participated and they've really enjoyed this program.

Darra State School is a very old school, around 90 years of age, and a lot of the locals have told me that the school remains one of the major focal points of the local community.

The school, Darra State School, has a high mix of multicultural students from multicultural backgrounds and those students really embraced the whole

philosophy behind the 'active school travel' program. That school has got some challenges, but I was really pleased to see that whenever the 'active school travel' events were held, the parents were involved, the teachers were involved and, more importantly, the students were involved.

I know that Darra State School attended the evening and were thrilled to be part of another successful 'active school travel' event and I'm certainly looking forward to supporting more schools as part of the 'active school travel' program in my local area.

Deputy Chairman: Further debate? Councillor JOHNSTON.

Councillor JOHNSTON: Yes, just briefly on item A. I note that Christ the King at Graceville are on the list for 2012. This is a very good outcome, they were supposed to be in the program this year but the Road Safety Committee felt that given the amount of flooded families within the school community it would be too much of a burden to ask them to, not only recover their own homes, but also to engage in this important program.

I'm delighted, however, that the Road Safety Committee, headed up by Kylie Bentley, has re-applied for 2012 and I know that they will do a wonderful job. There are a number of road safety improvements that they are seeking from around the neighbourhood that have been on Council's capital funding works list for some period of time, including safe midblock crossing point and better road signage. So there are a number of things, hopefully, that will come out of this program from a practical point of view as well.

I'm also very pleased because Tennyson Ward hasn't had an Active School program since 2008 when we had two; Corinda State School who were the overall Golden Boot winner that year and Junction Park State School at Annerley—oh sorry, the other way around. It was Junction Park who won the Golden Boot, my apologies Christine.

I'm delighted to say that since they participated in 2008, I've engaged with the school, each term we do a healthy breakfast and encourage Walking, Wheeling Wednesday. Both schools still see value in the project and actively support it. I'm sure that will be the case with Christ the King for many years to come as well.

Deputy Chairman: Further debate? Councillor SIMMONDS?

Upon being submitted to the Chamber, the motion for the adoption of the report of the Public and Active Transport Committee was declared **carried** on the voices.

The report read as follows—

ATTENDANCE:

Councillor Julian Simmonds (Chairman), Councillor Andrew Wines (Deputy Chairman); Councillors Helen Abrahams, Fiona King, Ian McKenzie and Victoria Newton.

A COMMITTEE PRESENTATION – 2011 ACTIVE SCHOOL TRAVEL ROADSTAR'S ROADSHOW

289/2011-12

1. Sue Wallace, Senior Program Officer, Active Transport, Transport Planning and Strategy, Brisbane Infrastructure Division, attended the meeting to provide a presentation on the 2011 Active School Travel (AST) Roadstar's Roadshow. She provided the information below.
2. The aim of the AST program is to reduce traffic congestion and improve safety around participating schools by promoting the use of sustainable transport modes. The program facilitates walking groups, Walking Wheeling Wednesday, bike skills training, school access guides, safe bus travel education and coordinates other education, encouragement and infrastructure improvement activities. AST started in 2004 with eight schools, since then 117 schools have participated.

3. Twenty-one schools have participated in the 2011 Active School Travel program, equating to approximately 6,932 students.
4. The 21 schools involved in the AST program for 2011 were:
 - Buranda State School
 - Mt Gravatt State School
 - Coopers Plains State School
 - St Catherine's, Wishart
 - St James, Coorparoo
 - Payne Road State School
 - Darra State School
 - Mt Gravatt East State School
 - Moreton Bay Boys College
 - St Ita's, Dutton Park
 - Fig Tree Pocket State School
 - Shorncliffe State School
 - Prince of Peace, Everton Hills
 - St Kieran's, Brighton
 - St Finbarr's, Ashgrove
 - Stafford Heights State School
 - Pallara State School
 - Eagle Junction State School.
5. The 21 schools involved in the AST program for 2012 are:
 - St Williams Grovely
 - Windsor State School
 - Tingalpa State School
 - Acacia Ridge State School
 - St Aidan's School, Carina
 - Mitchelton State School
 - St Agnes School, Mt Gravatt
 - St Kevin's School, Geebung
 - Newmarket State School
 - Christ the King, Graceville
 - Bulimba State School
 - Calamvale Community College (Junior)
 - Brookfield State School
 - Warrigal Road State School
 - St Margaret's School (Junior)
 - Queen of Apostles, Stafford Heights
 - Enoggera State School
 - Cannon Hill State School
 - East Brisbane State School
 - Aspley State School
 - Oakleigh State School
 - Kelvin Grove College (Junior)
 - St Joseph's, Bardon
 - Wondall Heights State School.
6. The key objectives for the Roadstar's Roadshow were to:
 - reinforce the AST (active school travel) education message (walk, cycle, public transport and/or carpool to school)
 - celebrate and showcase achievements of the AST program
 - thank stakeholders and volunteers for their continued involvement in the program.
7. The timetable of events was displayed.

8. At the roadshow the winners of the art competition for prep to grade three, grade four to five and grade six and seven were announced.
9. The winner of the 2011 School of Excellence Award was St Ambrose's Primary School. St Ambrose's Primary School first started on the program in 2009 and have established their own active travel program within their school run by the grade seven's Community Leadership Group. Each term the grade seven students come up with different AST challenges and initiatives. Examples of these AST challenges include:
 - aiming for 100 per cent participation week
 - encouragement awards
 - no cars in a street week
 - 'bling your bike' week
 - random double reward sticker week.
10. The 2011 Volunteer of the Year Award was given to Marlene Antonovich and Gay Harvest.
11. The 2011 School of the Year Award was given to two schools, Buranda State School and St Kieran's School.
12. Images of the 2011 AST Roadstar's Roadshow were displayed.
13. Following a number of questions from the Committee, the Chairman thanked Ms Wallace for her informative presentation.
14. **RECOMMENDATION:**

THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THE ABOVE REPORT.

ADOPTED

ENVIRONMENT, PARKS AND SUSTAINABILITY COMMITTEE

Councillor Peter MATIC, Chairman of the Environment, Parks and Sustainability Committee, moved, seconded by Councillor Norm WYNDHAM, that the report of that Committee held on 8 November 2011, be adopted.

Deputy Chairman: Further debate? Councillor JOHNSTON.

Councillor JOHNSTON: Yes, just briefly Madam Chairman. I note this committee presentation was about creek flooding in Brisbane and that the type of flooding that has occurred across the city was discussed. I note that that also includes Oxley Creek which bisects Tennyson Ward.

I think it's extremely important that Council's lack of action, with respect to flood recovery in Oxley Creek, is put on the record. Throughout this year, I've been writing to the head of Council's flood recovery area, the relevant Divisional Manager, seeking Council's urgent support for a clean-up in Oxley Creek.

Firstly, Council denied it was their responsibility and have said it's a DERM (Department of Environment and Resource Management) responsibility, so it's a State Government matter.

Secondly, they belatedly did the clean-up of all the items in the creek and I don't think that actually finished until you know about July, so that was a real problem just with the actual clean-up. But the situation we are left with now is extremely perilous and I am concerned that neither Council nor the State Government are adequately recognising the safety and environmental impact of the damage to Oxley Creek on residents and community groups in Tennyson Ward.

I've written, as I said, a number of letters and so have the residents who live in my area. They too have been unsatisfied with the answers that Council has been provided and have written directly themselves to the LORD MAYOR.

The sad part of this is the type of damage that we're talking about is extremely substantial. We've got major damage to infrastructure including; pontoons and facilities for the Scouts. We've got major, major banks subsidence right up the creek. We've actually got trees now growing essentially in the middle of the creek itself, because the subsidence has meant that the trees are now sitting in the waterway. We've got major bank slippage with major loss of habitat and there is a huge, huge repair job that has to happen.

Now into that context comes this Council's refusal to continue its water quality testing, whilst it started water quality testing after the floods at 26 sites—

Deputy Chairman:

Councillor JOHNSTON water quality testing is not in the report, could you please confine your remarks to the report.

Councillor JOHNSTON:

I'm talking about creek flooding, Oxley Creek in Brisbane and the creek flooding and one of the impacts of creek flooding, Madam Chairman, is that water quality deteriorates and my concern is that we are not monitoring that quality anymore.

There are only 10 sites in Brisbane, and some of those creeks are listed on here, that are being tested for water quality. That does not include Oxley Creek.

The best advice Council can give me is that Council and DERM will be undertaking a review of Oxley Creek in 2012. Now that's it, that's not a commitment to act. That's not a commitment to cleanup Oxley Creek, that's not a commitment to look at investment in dredging if it's needed, or bank stabilisation work if it's needed, or replanting if it's needed. None of those things, it is simply a commitment to review the damage.

Well the big problem here is Oxley Creek is used by our kids, both through community groups like Scouts and also the Terrace and the girl's school, whose name escapes me at the moment, who use their sheds.

Kids row—Somerville. Somerville thank you. It's Somerville—.

Councillors interjecting.

Councillor JOHNSTON:

It is—yes—it is the—it is a great concern to me that these kids when they start rowing again imminently that they are—their safety will be put at risk because there are, I think, navigation hazards in the creek itself. You can't see them because of the level of turbidity in the water and there are trees sticking up.

It is a massive concern that they could be continuing to use our creek system, together with the Pamphlet Sea Scouts, and that their safety could be put at risk, both from seen and unseen hazards and also a lack of appropriate water quality.

So this Council is refusing to test the water and they're refusing to take action—

Deputy Chairman:

Back to the report Councillor JOHNSTON.

Councillor JOHNSTON:

I am talking about creek flooding in—

Deputy Chairman:

Creek flooding is different to water quality testing, back to the report. I will not ask you again.

Councillor JOHNSTON:

It is a great shame that this Council is refusing to take action urgently to clean up after the floods. I note that the LORD MAYOR is talking about investing in the future of our city, but I'm told repeatedly by this Council that its priority is flood clean-up.

Well now is the time to prove it, this creek is in desperate need of clean-up. It is a significant environmental and recreational hazard for the residents who live in my Ward, and for the community groups that exist on the banks of Oxley Creek.

It is incumbent upon this Council to undertake an urgent clean-up, to put all of the resources necessary into doing so, and a review is simply not good enough some 11 months after the flood. It's time for action.

Deputy Chairman:

Further debate? Councillor WINES.

Councillor ABRAHAMS interjecting

ADJOURNMENT:

290/2011-12

At that time, 4.01pm, it was resolved on the motion of Councillor Andrew WINES, seconded by Councillor Fiona KING that the meeting adjourn for a period of 15 minutes to commence when all councillors had vacated the chamber and the doors locked.

Council stood adjourned at 4.02pm.

UPON RESUMPTION:

Environment, Parks and Sustainability Committee report continued

Deputy Chairman: Further debate Councillor ABRAHAMS.

Councillor ABRAHAMS: Thank you, Madam Chair. Madam Chair, I'll be brief but I just want to comment on the creek flooding presentation that was given in Environment and Parks and Sustainability Committee last week. Madam Chair, on paragraph five and paragraph six—no I'm sorry, paragraph six and paragraph seven—it refers to a photograph of flooding and a rainfall pattern at the time of the May 2009 creek flooding. I'd just like to highlight that. It was really probably a standout piece of information from the presentation.

That is, when there is an isolated storm, Council has the capacity, I think, with the Department of Meteorology, to get a three dimensional map that shows the intensity and the limit of that storm, and therefore being able to predict where the flow-off of that storm will be, and the likelihood of any flash flooding. I think this is part of new technology giving very useful information, and would like to go on the record requesting that Council does make sure councillors have that information on all of the significant summer storms, so that we can aggregate information and particularly feed that back into some of our flood studies of our waterways because the understanding is with climate change, we are going to have more of those sudden storms.

They're going to have more devastating local effect on our waterways and we need to make sure those plans respond appropriately.

The other issue I would also like to comment on. It talks about in paragraph 12 about educational programs. I think also in paragraph 11 it talks about educational programs. I am very disappointed that there is no educational program to let the community know the compensatory measures when a structure goes into the flood plain with a flood study in place. There is no information. There is no education. There is nothing to advise them where the compensatory works, whatever they may be, are undertaken, when they happen, what they look like, so that the community has any degree of confidence that Council cannot continue to build in the flood plain, and expect there to be no changes on the carrying capacity of that flood plain.

That is the situation at the moment. Officers repeatedly explained there were hydrology studies and the hydrology studies would ensure there was insignificant change in the flood studies. They did also talk about compensatory earthworks. My education, that I would like so that I would be able, as an educated local councillor, to tell the community is if the development—goes ahead, where are the compensatory earthworks that mean there is no impact on that flood study.

Until we can answer that question as simply and easily as that, the community will forever remain sceptical that Council ignores their understanding of a flood plain, continues to build in it and continues to wreak havoc in terms of the flooding of our city.

Deputy Chairman: Further debate. Councillor KING.

Councillor KING: Thank you, Madam Chair, I'd like to speak on Item B of this report about the Webster Road Skate Park naming in memory of Christopher Brooks. Christopher

was taken very early from his friends and his family at just aged 19 by a tragic accident. Christopher was very much a part of the skating community in Stafford, and also a part of the Padua community. Christopher was an engineering student in town and again, his good friend came into my office, Emma, and asked me how she could, the best way, to do something in memory of her good friend Christopher.

We sat down and talked about many, many options of what we could do but Emma said let's try to have the park named after him. So Emma went off, got hundreds and hundreds of signatures. This young woman went to schools and addressed assemblies and had inspired so many of the young people in the Kedron community, that most of them came and signed the petition to have the park named after Christopher.

Unfortunately it didn't fit Council's criteria of naming the park so Emma and I again discussed it. We went for the other option of having a memorial seat named after—Madam Chair, can I just note that Councillor JOHNSTON is sniggering and laughing about a young man's death and I think this is appalling.

Councillor SUTTON: Point of order, Madam Chair.

Deputy Chairman: Point of order, Councillor SUTTON.

Councillor SUTTON: Just for the record because I think that, particularly given the tone of Councillor KING's speech which I respect, that is not what Councillor JOHNSTON was doing. I just think it's important to place on the record—

Councillor interjecting.

Deputy Chairman: Councillor SUTTON, resume your seat please. Councillor JOHNSTON I consider your shouting across the chamber an act of disorder and I hereby warn you that if you continue to interject I will formerly warn you. This is a serious matter that Councillor KING is speaking on and all councillors in this chamber will show respect to each other when they are speaking. Any disruption, whilst councillors are speaking whilst I am in this chair, will be considered acts of disorder. Councillor KING.

Councillor JOHNSTON: Point of order, Madam Chairman.

Deputy Chairman: Point of order, Councillor JOHNSTON and you are on caution.

Councillor JOHNSTON: Well I'm allowed to make a point of order. The rules haven't changed there so I would like to make it if that's alright.

Deputy Chairman: Councillor JOHNSTON I have called your point of order. What is it?

Councillor JOHNSTON: Thank you. Madam Chairman, I absolutely made no comment at all, was not sniggering and Councillor KING has deliberately misrepresented and impugned my character and I would ask you to direct her to withdraw it. None of what she just said is true. It is a disgusting, disgusting attack on me personally and it is against the rules of this place which say you cannot adversely attack another councillor's character. I ask that she withdraws it.

Deputy Chairman: Councillor JOHNSTON I do not uphold your point of order because Councillor KING stated that you were sniggering which I did see for myself. Councillor KING please continue.

Councillor SUTTON: Point of order, Madam Chair.

Deputy Chairman: Point of order, Councillor SUTTON.

Councillor SUTTON: Madam Chair, had Councillor KING just said that Councillor JOHNSTON was sniggering and left it at that I wouldn't be disagreeing with your ruling. However Councillor KING clearly said that Councillor JOHNSTON was sniggering at this young boy's death which was why I rose to a point of order, because I also had concerns about that statement. I think it is that second part of Councillor KING's comment about the fact that the sniggers were specifically related to the boy's death that is offensive. I can understand why it would be offensive—

Deputy Chairman: Councillor SUTTON you have been previously warned about raising incorrect points of order. You are debating my ruling. You have been cautioned and

warned. DEPUTY MAYOR I call for a motion for suspension of Councillor SUTTON for a period of eight days for her continual interjecting and incorrect points of order.

DEPUTY MAYOR: Madam Chairman—

Councillor interjecting.

Deputy Chairman: Councillor SCHRINNER has the floor. All other councillors will remain silent.

Councillors interjecting.

DEPUTY MAYOR: Madam Chairman—

Councillor CAMPBELL interjecting.

Motion for suspension of Councillor Shayne SUTTON:

291/2011-12

The DEPUTY MAYOR, Councillor Adrian SCHRINNER moved, seconded by Councillor Andrew WINES, that Councillor Shayne SUTTON be suspended from the service of Council for a period of eight days.

Upon being submitted to the meeting the motion was declared **carried** on the voices.

Thereupon, Councillors DICK and CAMPBELL immediately rose and called for a division.

Warning – Councillor John CAMPBELL

The Chairman then formally warned Councillor CAMPBELL that if he continued to create disorder in the Chamber he would be suspended from the service of the Council for a period of up to eight days. Furthermore, Councillor CAMPBELL was warned that, if he were suspended from the service of the Council, he would be excluded from the Council Chamber, ante-Chamber, public gallery and other meeting places for the period of suspension.

The division resulted in the motion being declared **carried**.

The voting was as follows:

AYES: 15 - The Right Honourable the LORD MAYOR, Councillor Graham QUIRK, DEPUTY MAYOR, Councillor Adrian SCHRINNER, and Councillors Krista ADAMS, Matthew BOURKE, Amanda COOPER, Margaret de WIT, Steven HUANG, Fiona KING, Geraldine KNAPP, Peter MATIC, David McLACHLAN, Angela OWEN-TAYLOR, Julian SIMMONDS, Andrew WINES, and Norm WYNDHAM.

NOES: 8 - The Leader of the Opposition, Councillor Shayne SUTTON, and Councillors Helen ABRAHAMS, John CAMPBELL, Peter CUMMING, Milton DICK, Kim FLESSER, Victoria NEWTON, and Nicole JOHNSTON.

Deputy Chairman: Councillor SUTTON please remove yourself from the chamber as you are now suspended.

Councillor SUTTON interjecting.

Deputy Chairman: Councillor SUTTON please remove yourself from the chamber as you are now suspended. If you do not remove yourself you will be escorted by security.

Councillor SUTTON interjecting.

Deputy Chairman: Councillor SUTTON you have been suspended from this chamber.

Councillor SUTTON interjecting.

Deputy Chairman: Councillor SUTTON I am the chair. You are further breaching these meetings...

Councillor SUTTON interjecting.

Deputy Chairman: Councillor SUTTON resume your seat while I—

Councillor SUTTON interjecting.

Deputy Chairman: For the third time, Councillor SUTTON resume your seat and get your stuff and remove yourself from the chamber. Councillor SUTTON remove yourself from the chamber. Councillors are reminded in this place that there are rules that govern behaviour. Such behaviour as we have just seen is absolutely inappropriate and will not be tolerated. You will abide by the rules of this chamber.

Councillors interjecting.

Deputy Chairman: Councillor ABRAHAMS and Councillor NEWTON do not call out when I am speaking. If you read the meeting's local laws and subordinate laws you will know when I am speaking as the chair, you remain silent. You remain silent. Do not continue talking Councillor NEWTON. I hereby caution you that if you continue to create a disorder whilst I am speaking—resume your seat, resume your seat. Whilst I am speaking you do not interject and your continual calling out, Councillor NEWTON, is an act of disorder.

Councillor interjecting.

Councillor SUTTON then exited the Chamber.

Deputy Chairman: Councillor KING would you please continue with your speech.

Councillor KING: Madam Chair, I would like to start by withdrawing because obviously I've offended Councillor JOHNSTON. However, she was sniggering throughout my speech so I have no other thoughts of why she was doing so throughout the speech. Madam Chair, I will get back to Item B. The Council officers and I have agreed and we've nearly signed off the Ward Park's Trust Fund with a memorial seat for Christopher Brooks. I'm just waiting for the wording to go on the plaque.

I'm looking forward to the seat being placed. It overlooks Christopher's beloved skate bowl and hopefully his friends will remember Chris when they come, skate at the park and rest on the seat. Again I would like to thank Emma for her wonderful efforts in organising the petition and I continue to work with her to make sure that Christopher Brooks is remembered appropriately.

Madam Chair, as a mother of young children I would hate for one of my children to have an accident like what Christopher Brooks' parents have had to put with. My heart goes out to Christopher Brooks' family and friends and I send them my sincere condolences.

Deputy Chairman: Further debate. Councillor MATIC?

Councillor MATIC: Thank you, Madam Chairman. I hadn't planned on actually speaking, because the presentation itself was pretty straightforward, but given the comments that were made by Councillors JOHNSTON and ABRAHAMS, I need to clearly put a few things on the record.

First of all, Madam Chairman, Councillor JOHNSTON made a number of comments about Oxley Creek and how she says unable to obtain information on what we're doing, coming to the conclusion that we're not actually doing anything in Oxley Creek in respect of the water quality or otherwise, Madam Chairman. Can I just for the record make just a few examples of the significant amount of work that is being conducted on Oxley Creek across several branches? That is, Madam Chairman, for example de-silting works between Sherwood Road and the river.

Remediating work—remediated work, I'm sorry, Madam Chairman, for land slippage behind Nosworthy Park, Corinda, re-profiling of the flood plain, removal of vegetation. These are just some of the examples of the extensive amount of work that is required along Oxley Creek, Madam Chairman, after the flood. That is on top, Madam Chairman, of the enormous amount of work that was done collectively by Council and by DERM through the State Government in the clean-up after January.

Madam Chairman, in respect, and can I add further, Madam Chairman, that our water-quality testing does include Oxley Creek. Now, Madam Chairman, in the

comments that were made by Councillor ABRAHAMS, what we had in the presentation was the councillor trying to dig for something that's not there. Her own conclusions, Madam Chairman, that somehow extra development in some areas such as Norman Creek add to the flood levels.

At that time, 4.38pm, the Chairman, Councillor Krista ADAMS, resumed the Chair.

Despite the assurances and the explanations, Madam Chairman, from two of the senior officers in Water Resources, who directly deal with the flooding issues and the analysis of flooding and development, Madam Chairman, in our city. Despite their assurances, Council takes a catchment-wide approach in the assessment of a development in a waterway corridor, Madam Chairman, in a flood prone zone. Making sure, that the advice provided by Water Resources is such that the development that is being assessed is assessed on the principles set down, Madam Chairman, previously by the previous Lord Mayor Campbell Newman, through his various recommendations on his taskforce on suburban flooding, that there is to be no impact, upstream, onsite and downstream, Madam Chairman.

So despite all of those assurances, despite the continual explanation to Councillor ABRAHAMS, she failed to understand, Madam Chairman. Or, I can only conclude, chose to not understand that the work done by officers is to look at how applications are assessed, and provide that feedback into reporting and analysis of that application, Madam Chairman, so that we can work out solutions with applicants with no net impact.

Councillor ABRAHAMS was saying that through her own eyes, she did not see how if a building was built and an application was approved and a building was built, if the building was placed in one corner, where the digging and excavation works were to be done at another section to try and somehow offset that impact. The officers and I reiterated the position, hoping to clarify even further for Councillor ABRAHAMS that it's not as simplistic as that, Madam Chairman. The works are done on a broader scheme, in a more holistic way, of looking at the catchment as a whole, Madam Chairman, because of the criteria of nil impact, before, at, and downstream from the application.

Councillor ABRAHAMS again did not understand what was going on. The reality, Madam Chairman, is that the officers continue to evaluate all of our different creeks and rivers in respect of applications. Officers made that quite clear in their presentation and in the questions and in the answers to the questions to Councillor ABRAHAMS, that this is a continually ongoing process that assessments are always conducted Madam Chairman. We try and do the best we can in this entire process based on the information that is provided to us and the assessments that are done in the modelling, and that we will continue to do so, Madam Chairman.

This administration has done an enormous amount of work in the development of flood-modelling, Madam Chairman, through the previous Lord Mayor Campbell Newman's Taskforce on Suburban Flooding. We continue to do so through the LORD MAYOR Graham QUIRK. Our commitment to improving flood-modelling, improving the information that is provided to residents through our FloodWise property reporting which is free, through the different services that are offered through Council, through development assessment process, Madam Chairman, that actually has gone further and been developed under this administration and the Campbell Newman administration than previous administrations, Madam Chairman, in respect of the area of impact of a development in a flood zone.

So all of these things, Madam Chairman, are cumulative and they continue to be evolved. Unfortunately, Councillor ABRAHAMS, who has been in this chamber a lot longer than I have and was the previous chairman, who should know these things, chose not to know them, Madam Chairman. So at the end of the day, it's not that our officers could not answer her question, they did. Everybody else at the committee meeting understood, Madam Chairman. It was just that Councillor ABRAHAMS chose not to because it didn't satisfy her own political outcome

that she was trying to achieve from the questions that she asked. Thank you, Madam Chairman.

Upon being submitted to the Chamber, the motion for the adoption of the report of the Environment, Parks and Sustainability Committee was declared **carried** on the voices.

The report read as follows—

ATTENDANCE:

Councillor Peter Matic (Chairman), Councillor Norm Wyndham (Deputy Chairman), and Councillors Helen Abrahams, Matthew Bourke and Steven Huang.

A PRESENTATION – CREEK FLOODING IN BRISBANE

292/2011-12

1. Ellen Davidge, Principal Engineering Officer, Water Resources branch; and Elizabeth Sisson, Executive Officer, Planning and Program Delivery, Water Resources branch, provided the committee with information on creek flooding in Brisbane. During the presentation, the officers provided the following information.
2. Brisbane has over 42 major waterway catchments. A map showing the spread of these catchments across the city, was displayed.
3. A map showing where the different types of floods have occurred across the city, was displayed. The map was colour-coded to show the extent of inundation caused by these floods. The types of floods include: river, creek, storm tide, and overland flow path.
4. Heavy rainfall bursts of around 30 to 60 minutes, is sufficient to trigger creek flooding in the city.
5. Creek flooding is considered the most dangerous type of flooding, due to the rapid inundation of water in an area. There have been a number of recorded events of local creek flooding between 1931 and 2010. It was also noted that fatalities have occurred when a creek has flooded, with most fatalities occurring on roads when vehicles attempted to cross the waters.
6. A photograph of a large-scale creek flooding event on Bowen Bridge Road, Breakfast Creek, that occurred on 20 May 2009 was shown.
7. The rainfall pattern at the time of the May 2009 creek flooding event was shown. The image showed that the storm cell responsible for the heavy rainfalls was focussed over the upper area of the Breakfast Creek catchment.
8. Council has taken action on the issue of creek flooding through implementing structural measures, such as major creek mitigation works, in areas including:
 - Breakfast Creek, Enoggera
 - Kedron Brook
 - Sandy Creek (Kedron tributary)
 - Oxley Creek
 - Stable Swamp Creek
 - Norman Creek
9. In the five years between 2005 and 2010, a number of planning and development measures, aimed at reducing or avoiding the susceptibility of new and existing development to flooding, have been implemented. These measures include:
 - the Voluntary Home Purchase Scheme
 - changes to *Brisbane City Plan 2000*, resulting in better control over filling in floodplains

- changes to design requirements in the Subdivision and Development Guidelines
10. The changes made to City Plan 2000 are key to managing development across the city with the adoption of defined flood levels and the development of 'lines' designed to limit intrusion into waterway corridors and in areas with creek banks.
 11. In the five years from 2005 to 2010, a number of large initiatives in providing flood information awareness to residents have been implemented, in an effort to get people ready for floods before they happen. These initiatives include:
 - flood education programs, such as the Summer Storm Campaign, to help residents prepare for seasonal flooding
 - the launch of FloodWise property reports, as well as a range of factsheets and booklets, showing predicted Defined Flood Levels and land levels on properties, and
 - Flood flag mapping (including overland flow) to show inundation extents and flood levels from creek, river and storm tide flooding for residents and industry professionals.
 12. There is a significant amount of information available for residents to help people to cope and recover from the effects of flooding and a number of flood emergency measures have been taken, including:
 - the Early Warnings Alert Service, using SMS (Short Messaging Service) and email
 - installing flashing flood warning lights on roads, and
 - introducing targeted community-ready plants to educate and prepare residents in flood-prone areas.
 13. The committee asked a number of questions, after which the Chairman thanked Ms Davidge and Ms Sisson for a very informative and useful presentation.

14. **RECOMMENDATION:**

THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THE ABOVE REPORT.

ADOPTED

**B PETITION – CALLING ON COUNCIL TO NAME THE WEBSTER ROAD PARK, STAFFORD HEIGHTS AS CHRISTOPHER BROOKS PARK
CA11/182282**

293/2011-12

15. A petition from residents of Brisbane, calling on Council to name the Webster Road park, Stafford Heights as Christopher Brooks Park, was presented to the meeting of Council held on 2 August 2011, by Councillor Fiona King, and received.
16. The Executive Manager, Field Services Group, Brisbane Infrastructure Division, supplies the following information.
17. The Webster Road park is a well-developed medium sized park comprising of a skate park, shelters, car parking and pathway and bikeway connectivity between Kitchener Road and Heilbromm Street, Stafford Heights.
18. The late Christopher Brooks, aged 19, was a member of the local community and a keen skater who frequently used the Webster Road skate park facility.
19. Council's criteria for park naming recommends that if it is to be named after a person, it should be significant to the majority of people in the immediate community, and preferably be of some significance to the City of Brisbane as a whole.

20. The petition did not provide supporting information to substantiate the level of community involvement Christopher Brooks had within the local community. Additional history and supporting information for the petition was sought from the lead petitioner, and the information provided does not clearly demonstrate that Christopher Brooks had a significant involvement within the local community and some significance to the Brisbane community as a whole.

Funding

21. Councillor Fiona King has agreed to fund the installation of a park bench with a plaque noting Christopher Brooks' details, from the Ward Park Trust Fund.

Consultation

22. Councillor Fiona King, Councillor for Marchant Ward, was consulted and supports the recommendation.

23. The Executive Manager therefore recommends as follows, and the Committee agrees.

24. **RECOMMENDATION:**

IT IS RECOMMENDED THAT THE PETITIONERS ARE ADVISED THAT REGRETTABLY COUNCIL IS NOT ABLE TO APPROVE THE NAMING OF WEBSTER ROAD PARK AS CHRISTOPHER BROOKS PARK. THE PETITION DOES NOT MEET COUNCIL'S CRITERIA FOR PARK NAMING THAT IT SHOULD BE SIGNIFICANT TO THE MAJORITY OF PEOPLE IN THE IMMEDIATE COMMUNITY, AND PREFERABLY BE OF SOME SIGNIFICANCE TO THE CITY OF BRISBANE AS A WHOLE. COUNCIL WILL HOWEVER, INSTALL A SEAT IN THE PARK WITH A PLAQUE NOTING CHRISTOPHER BROOKS DETAILS.

ADOPTED

FIELD SERVICES COMMITTEE

Councillor David McLACHLAN, Chairman of the Field Services Committee, moved, seconded by Councillor Margaret de WIT, that the report of that Committee held on 8 November 2011, be adopted.

Chairman: Is there any debate? Councillor McLACHLAN? Councillor JOHNSTON.

Councillor JOHNSTON: Yes I'd like to speak on Item a. Over the past year I've been working with residents who live along the esplanade to seek removal of four *torreliana* trees that are located opposite homes in that area. We've attempted to go through the Council officers and also through—residents went directly to the LORD MAYOR. They've received no satisfaction to their request to have these trees removed. The big problem with these trees, as people know, these *torreliana* trees are weed trees. They create this black sap which I believe is called aphids. The black sap is equivalent of a sticky syrupy substance.

It coats every single thing on these people's properties—their cars, their driveways, their houses. It covers their outdoor furniture. It is horrifically sticky and black and nasty. It is staining and damaging property. So that is the first issue. There is a major health problem with—a major amenity problem with these trees. Secondly there are residents who suffer from allergies. These aphids are particularly problematic because they are affecting the health of residents who live opposite them.

This is of great concern because certainly people would expect to be able to live in their own home without this sticky black substance depositing itself all over their personal property. That's not the case at the esplanade in Yeronga. Thirdly, being gum trees, these are extremely large trees. They're very mature. They're on

a part of the esplanade where many people walk and they are certainly not safe in my view. Many of the branches do break off and certainly as we know gum trees are particularly problematic when it comes to storms.

So the residents also have safety concerns about the trees. Every single resident along the esplanade signed a petition. I think that should be the best indication to Council that there is a problem. Every single resident signed the petition and it is of great concern that this Council today is proposing to ignore the very genuine concerns of residents along the esplanade. I've met with them, I've been in their homes and I've seen the level of property damage. I understand the level of personal damage and I certainly understand the public safety risk that they are raising.

I fully support their request to remove these four *torreliana* trees. I'm very sad that Council is refusing to do that. Consequently and I'm sure I'm not going to get very far, I move the following amendment to Item A of the Field Services Committee Report.

Councillor JOHNSTON moved the following amendment to Clause A, PETITION – CALLING ON COUNCIL TO REMOVE TREES LOCATED ON THE FORESHORE OPPOSITE 19, 21 AND 23 ESPLANADE, YERONGA:

That all words after the word "Recommendation" be deleted and replaced with the words: "That the petitioners be advised that their request for Council to remove the four Corymbia torreliana trees is approved."

Councillor JOHNSTON: Obviously I need a seconder and I would hope that in the interest of democracy we could at least have the debate on this and the motion would be—

Chairman: There are no seconds. Is there any further debate? Councillor McLACHLAN.

The amendment motion lapsed for want of a seconder.

There was no further debate and upon being submitted to the Chamber, the motion for the adoption of the report of the Field Services Committee was declared **carried** on the voices.

Councillor JOHNSTON called for a division; however, no division was held as no other councillor requested it.

The report read as follows—

ATTENDANCE:

Councillor David McLachlan (Chairman), Councillor Angela Owen-Taylor (Deputy Chairman); and Councillors Peter Cumming, Ian McKenzie and Norm Wyndham.

A PETITION – CALLING ON COUNCIL TO REMOVE TREES LOCATED ON THE FORESHORE OPPOSITE 19, 21 AND 23 ESPLANADE, YERONGA CA11/220468

294/2011-12

1. A petition from residents of Yeronga, requesting Council remove trees located on the foreshore opposite 19, 21 and 23 Esplanade, Yeronga, was presented to Council at its meeting of 13 September 2011 by Councillor Steve Griffiths on behalf of Councillor Nicole Johnston, and received.
2. The Executive Manager, Field Services Group, Brisbane Infrastructure Division, provided the information below.
3. An arborist inspection has been carried out on four *Corymbia torreliana* (Cadagi gum) trees located in Esplanade Park, Yeronga, opposite house numbers 17 to 21 Esplanade, Yeronga. The trees are of significant size for the local area and were assessed to be in good health and structure.
4. The main concern of residents is black soot that is caused by insects known as aphids. These

insects are seasonal and do not affect the health or structure of the trees sufficiently to warrant their removal. The tree canopies on all four trees have been trimmed recently to Council and Australian standards under the recent flood recovery project.

5. An inspection was carried out on 7 September 2011 with local residents and Council officers, in relation to a request received from the Tennyson Ward office to discuss their concerns with black soot and branch failure.
6. Council received correspondence on 11 September 2011 requesting the removal of the four trees due to concerns regarding the production of the black soot and the potential for branch failure during a storm.
7. The response to the Tennyson Ward office and correspondence received by Council was to retain the four *Corymbia torrelliana* trees, as the issues raised do not affect the health or structure of the trees. These trees do not meet Council and Australian standards for tree removal. Council's Tree Management Guidelines sets out specific criteria that must be satisfied to justify the removal of a tree, and it is Council's policy to retain trees wherever possible.

Consultation

8. Councillor Nicole Johnston, Councillor for Tennyson Ward, supports the petitioners request for the removal of the four *Corymbia torrelliana* trees.

Preferred option

9. It is the preferred option that Council retain the four *Corymbia torrelliana* and monitor them over two years for any work required.
10. Accordingly, the Executive Manager recommends as follows and the Committee agrees.
11. **RECOMMENDATION:**

THAT THE PETITIONERS BE ADVISED THAT THEIR REQUEST FOR COUNCIL TO REMOVE FOUR *CORYMBIA TORRELIANA* TREES IS NOT APPROVED AS THESE TREES ARE IN GOOD HEALTH AND STRUCTURE AND THAT COUNCIL WILL CONTINUE TO MONITOR THE TREES OVER THE NEXT TWO YEARS AND UNDERTAKE MAINTENANCE WORK AS IT IS REQUIRED.

ADOPTED

**B PETITION – REQUESTING THAT COUNCIL REMOVE PINE TREES ON LOCHWOOD AVENUE, FOREST LAKE
CA11/220486**

295/2011-12

12. A petition from residents of Cook Street, Forest Lake, requesting Council remove pine trees on Lochwood Avenue, Forest Lake, was presented to Council at its meeting of 13 September 2011 by Councillor Angela Owen-Taylor, and received.
13. The Executive Manager, Field Services Group, Brisbane Infrastructure Division, provided the information below.
14. The trees in question have been an ongoing issue for the residents since February 2003, with them raising concerns about leaf and seed litter, and the potential for branch failure in an event of a storm.
15. A total of 21 *Pinus radiata* trees are located behind the petitioners' properties. The distance

from the base of the trees to the property fence line is greater than three metres clearance. The heights of the trees vary up to 15 metres and the canopy spread is no greater than six metres. The minimum clearance from the roof line of the houses to the tree canopies is two metres from the canopy drip line. An arborist inspection found that all of the trees are in good health and structure. The trees that have been identified in the petition meet Council and Australian standards and therefore, do not meet any criteria under Council's tree removal policy and subsequently, it is recommended that they are retained. Council's tree management guidelines set out specific criteria that must be satisfied to justify the removal of a tree, and it is Council's policy to retain trees wherever possible.

16. It is not possible for Council to prevent leaf and debris drop from trees. It is widely acknowledged that many species of trees growing in Brisbane drop leaf litter. To mitigate any issues the residents have concerning fire safety, the petitioners should look at installing a gutter guard to prevent the build up of leaf matter in their gutters. Council's Street Tree Policy prevents the indiscriminate removal of healthy trees due simply to leaf litter causing annoyance to residents.

Consultation

17. Councillor Angela Owen-Taylor, Councillor for Parkinson Ward, has been consulted and supports the recommendation.

Preferred option

18. It is the preferred option that Council retain the 21 *Pinus radiata* trees and monitor over two years for any work required.

19. Accordingly, the Executive Manager recommends as follows and the Committee agrees.

20. **RECOMMENDATION:**

THAT THE PETITIONERS BE ADVISED THAT THE REQUEST TO REMOVE THE PINUS RADIATA TREES WILL NOT BE APPROVED AS THESE TREES ARE IN GOOD HEALTH AND STRUCTURE AND THAT COUNCIL WILL CONTINUE TO MONITOR THEM OVER THE NEXT TWO YEARS AND ADDRESS ANY ISSUES IF THEY ARISE.

ADOPTED

BRISBANE LIFESTYLE COMMITTEE

Councillor Geraldine KNAPP, Chairman of the Brisbane Lifestyle Committee, moved, seconded by Councillor Fiona KING, that the report of that Committee held on 8 November 2011, be adopted.

Chairman: Is there any debate? Councillor KNAPP.

Councillor KNAPP: Madam Chair, I'd just like to thank all councillors who collected materials for Homeless Connect. We held it on Wednesday. It is an amazing program, Madam Chair, and I think that it's not just about the clothes and the food and all of those things. It's actually about raising the visibility of homeless people. At least for a day people who are homeless who live on the margins are treated with respect.

Homeless Connect was always about connecting people to services. So really the haircuts and the personal therapy and all of those things that are there, underpin that we actually need to get a lot of people to health professionals or the services—

Chairman: Councillor CAMPBELL chamber is still session so acknowledge the chair as you enter please.

Councillor KNAPP:

—that are offered by the various government agencies. We are indebted, Madam Chair, to not only our Council officers but also, Madam Chair, to our partners, particularly Salvation Army, who took control of the clothes. Madam Chair, it was fascinating because they treat it like a proper shop. People can go in and try things on and as we move them past there we can then get them back past the services.

This year Adidas donated shoes. Now probably in the scheme of things, Madam Chair, you can always probably go in and get some second-hand clothes somewhere. But shoes are a critical thing and in conjunction also with a podiatrist and all of those people that are there. Madam Chair, there were 66 agencies from the sector and there were something like 1550 guests, Madam Chair. There were manicures, there were flu vaccinations, and there were podiatrists. There were optometrist visits.

Since this has been started in 2006, the 3500 people have access to the service of Homeless Connect. I suppose, Madam Chair, I am still haunted by a conversation I had probably four years' ago with a girl in City Hall. I was working with the volunteers and we were doing that. She talked about that when she was homeless and on the streets or lived in a boarding house, for two weeks nobody noticed her. Not one single person said hello. We look at the flotsam and jetsam of our city that sleeps in King George Square or sleeps in the park or those people who live in boarding houses, that really it's not the best place for them to live, Madam Chair.

Or those people who sleep at St Vincent de Paul at night-time but the rest of the day have nowhere to go. I suppose, Madam Chair, it defines us as a city where we do recognise that there are people who fall through the cracks, whose life is a daily grind, who may not have seen a dentist for 15 years, whose teeth are rotting. So, Madam Chair, I suppose really the two events for Homeless Connect, as I said before, are the days where we recognise that these people are part of our city and that whilst there are other agencies like MICA and all of those people that struggle desperately to try and get these people into proper accommodation, for us we all hold Homeless Connect because it's about us raising the plight of people who live at the margins.

Also for two days a year, treating them with the respect that they deserve, Madam Chair.

Upon being submitted to the Chamber, the motion for the adoption of the report of the Brisbane Lifestyle Committee was declared **carried** on the voices.

The report read as follows—

ATTENDANCE:

Councillor Geraldine Knapp (Chairman), Councillor Fiona King (Deputy Chairman), and Councillors Steve Griffiths, Gail MacPherson, Angela Owen-Taylor and Andrew Wines.

A COMMITTEE PRESENTATION – GRAFFITI MANAGEMENT STRATEGY **296/2011-12**

1. Brett Turville, Branch Manager, Compliance and Regulatory Services, Brisbane Lifestyle Division, provided an update on Council's graffiti management strategy. He provided the information below.
2. Graffiti management is a key activity under the 'safe communities' goal of *The Living in Brisbane 2026 vision*. It supports the program outcome 'Citizens' Security' in Council's corporate plan. The indicators of achievement for this outcome are the community's improved perceived personal safety and improved actual personal safety (as measured by crime statistics).
3. Drivers contributing to the ongoing the development of this strategy include:

- the impact of activities since 2008 (Council's initiatives have delivered substantial outcomes, including 255 prosecutions and removal of more than 485,000 square metres of graffiti)
 - mapping a cohesive, Council-wide approach (through assessing recent initiatives, and developing a comprehensive, long-term graffiti management strategy)
 - securing sustainable funding.
4. Council has 12, two-person graffiti removal teams, which utilise world-leading initiatives and technological support. A summary of statistics demonstrating the impact of the program since its inception in October 2008, was provided. Details include:
- 265 offenders and 9210 charges in prosecution
 - 485,589 square metres of graffiti and 385,894 tags removed
 - 106,264 incidents recorded on 60,638 assets.
- On average 13,488 square metres of graffiti is removed per month.
5. The partnership with the Queensland Police Service resulted in 70 participants undertaking 5846 hours of community service, 37,823 square metres of graffiti being removed and \$116,920 in reparations awarded.
6. Council's approach to date is summarised as:
- enforcement and removal-led activity (with enforcement occurring tag recording and eradication removal through the Graffiti Removal Unit)
 - focus on Council and community-managed assets
 - utilising sophisticated systems to record removal and capture intelligence
 - developing a reputation as industry leaders
 - increasing interest from other council and government organisations and developing a collaborative approach
 - working together with community organisations on the Community Service Order Program.
7. Council's strategic, best-practice approach encompasses all of the following:
- education on the impact of graffiti
 - empowerment to act
 - responsive and rapid removal
 - effective enforcement
 - partnerships with key organisations
 - a broader approach and collaborative efforts and results
 - positioning Council in a leadership role
 - increases in detection and apprehension capability
 - increases in charges and penalties
 - implementing preventative measures.
8. In regard to the current status of initiative it was explained that governance and working groups have been established. Also, cost recovery options and information technology requirements are being defined. A marketing package, benchmarking standards and plans to realise strategic outcomes are being developed. Areas being focussed upon include: improving community education and empowerment, enhancing graffiti eradication and enforcement capability, creating active partnerships, and refining management and governance.
9. It is anticipated that the next 12 months will see cost-recovery implementation, provision of services to other local authorities and agencies, delivery of education and awareness programs, increased community Crimestoppers participation opportunities and raised profile of the impacts of illegal graffiti.
10. A case study where an offender had been apprehended and charged was outlined and the Tag

Them Back campaign to encourage the community to report offenders was discussed.

11. The Manager answered a number of questions, the Chairman thanked him for the presentation and Committee members congratulated Mr Turville and his staff on their good work.

12. **RECOMMENDATION:**

THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THE ABOVE REPORT.

ADOPTED

FINANCE, ECONOMIC DEVELOPMENT AND ADMINISTRATION COMMITTEE

DEPUTY MAYOR, Councillor Adrian SCHRINNER, Chairman of the Finance, Economic Development and Administration Committee, moved, seconded by Councillor Andrew WINES, that the report of that Committee held on 8 November 2011, be adopted.

There was no debate and upon being submitted to the Chamber, the motion for the adoption of the report of the Finance, Economic Development and Administration Committee was declared **carried** on the voices.

The report read as follows—

ATTENDANCE:

Councillor A Schrinner (Chairman); Councillor I McKenzie (Deputy Chairman); and Councillors J H Campbell, A Wines and A Owen-Taylor.

LEAVE OF ABSENCE:

Councillor Kim Flesser.

A BANK AND INVESTMENT REPORT FOR SEPTEMBER 2011 134/695/317/3

297/2011-12

1. The Chief Financial Officer, Organisational Services Division, provided the Committee with the monthly summary of Council's petty cash, bank account and cash investment positions as at 23 September 2011.
2. During the September period, total Council funds held by banks and investment institutions (per general ledger) decreased by \$42.2 million to \$256.9 million excluding trusts. The decrease is due to debt service payments (\$21 million), bus lease payments (\$4 million) and a payment to Brisbane Marketing (\$4 million). September is also the lowest point in the revenue cycle.
3. Council funds as at 23 September 2011 held by banks and investment institutions (per statements) totalled \$261.5 million. The variance relates to timing differences between transactions recorded in the general ledger and those reflected in the bank statements.
4. Unreconciled bank receipts and deposits in transit are overstated due to reconciliation variances at the end of the period. These transactions have since been reconciled.
5. Surplus funds are invested daily with approved counterparties.
6. The Committee noted the report.
7. The Bank and Investment Report for September 2011 is tabled for noting by Council.

8. **RECOMMENDATION:**

THAT THE INFORMATION CONTAINED IN THE REPORT BE TABLED AND NOTED.

ADOPTED

B COMMITTEE PRESENTATION – 2011 ASIA PACIFIC CITIES SUMMIT – PRIMARY OUTCOMES

298/2011-12

9. Barry Hancock, International Relations Manager, International Relations Unit, Lord Mayor's Office, provided the committee with a wrap-up of the 2011 Asia Pacific Cities Summit (APCS). He provided the information below.
10. A video of the 2011 APCS highlights was shown to the committee.
11. In the planning stages for the 2011 summit it was determined that there was a strategic need to reposition the APCS to have a greater focus on businesses, and to create real opportunities for G2B (government to business), B2B (business to business) and G2G (government to government) contacts.
12. A total of 1100 delegates attended the APCS from 115 cities around the globe, these being:
 - 28 cities from east Asia
 - 42 from Australasia
 - 14 from south-east Asia
 - 14 from south Asia
 - 17 from Europe, Africa, Middle East, the Americas.
13. A comparison was provided demonstrating the growth of the APCS since the last time it was held in Brisbane in 2007. The 2011 summit delivered the following:
 - 24 per cent increase in total delegates
 - 33 per cent increase in private sector delegates
 - 31 per cent increase in attendance by representatives from international cities
 - 80 per cent increase in total sponsorship and exhibition expenditure
 - 315 per cent increase in corporate sponsorship and exhibition expenditure
 - 136 per cent increase in total exhibitors
 - 374 per cent increase in total media coverage
 - 287 per cent increase in official business matching meetings
 - \$300,000 in domestic advertising value.
14. Surveys of APCS key delegates found that 90 per cent of their overall experience was rated either excellent or good. Ninety per cent of the key delegates rated the summit's timing (in July) and the duration as excellent or good, and 97 percent rated the location (in Brisbane) as excellent or good. Ninety-two per cent of the key delegates rated the value for the registration fee as excellent, good or fair.
15. The business program was very successful and there is a great opportunity for further improvements in future. The APCS had a revitalised business matching program, with one in three delegates participating in the program. Ninety-six per cent of the participants reported potential business following the summit program. The sponsors and exhibitors reported a high satisfaction with the quality and numbers of delegate traffic within the exhibition space.
16. In terms of concrete commercial outcomes, there is a benefit to the economy and broader community which will continue well beyond July 2011. Hotel occupancy rates were hitting close to 100 per cent during the week APCS was held and 35,000 visitors were attracted to this and other events in the city. It is estimated that there was a \$12 million economic impact

for Brisbane as the host to three major events, including the APCS. Multi-million dollar business agreements were signed during the summit and business outcomes from the summit have already exceeded \$6.5 million.

17. Some of the commercial outcomes from the summit included:
- five commercial memorandums of understanding (MOUs) were signed
 - confirmed value of the MOU signed contracts as of 12 August 2011 of \$3 million
 - eight employment positions created
 - an estimated value of other business outcomes as of 12 August 2011 of \$3.45 million
 - estimated value of business tourism from 6 to 8 July 2011 of \$1.74 million
 - estimated total commercial value as of 12 August 2011 of \$8.19 million.
18. The Committee asked a number of questions. The Chairman thanked Mr Hancock for his presentation, and Councillor Owen-Taylor congratulated the staff of the International Relations Unit and volunteer ambassadors for their efforts in delivering a successful summit, particularly the business matching program.

19. **RECOMMENDATION:**

THAT COUNCIL NOTE THE INFORMATION CONTAINED IN THE ABOVE REPORT.

ADOPTED

CONSIDERATION OF NOTIFIED MOTION:

299/2011-12

The Chairman of Council (Councillor Krista Adams) then drew the Councillors' attention to the notified motion listed on the agenda, and called on Councillor JOHNSTON to move the motion. Accordingly, Councillor JOHNSTON moved, seconded by Councillor Fiona KING, that—

That this Council resolve to send Brisbane City Council Oxley Creek Bikeway Officers to attend a community meeting for Corinda residents on Wednesday 16 November 2011 to provide information and answer questions about the proposed Oxley Creek Bridge and Bikeway as requested by the residents.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: Well I thank Councillor KING for her democratic spirit. I'll start by saying, Madam Chairman that this Council for the past two years has promised that it will consult on the location of the proposed Oxley Creek bikeway. That is the commitment that was made first by Councillor Jane Prentice, then it was made by Councillor de WIT. It is Councillor Julian SIMMONDS apparently that does not support proper community consultation on this bikeway.

It is of great concern that residents who requested meetings with the Oxley Creek bikeway team, that is representatives of the Nosworthy Creek Bush Care Group and OCCA, had meetings planned with Council officers, which Council officers then cancelled at the last minute. I understand they then did go and meet with the Nosworthy Bush Care Group but have not yet met with OCCA. I am extremely concerned that this Council has published letters via the LORD MAYOR, and the former Lord Mayor, indicating it would engage in consultation with residents about the location of this bridge and bikeway.

It has not done so. Council has put out a flyer with information but it has failed to engage in proper interactive responsive consultation. All residents are simply asking is that Council officers attend the bikeway meeting for approximately 20 minutes to provide a presentation to the community about the Nosworthy Creek proposal. I'm certainly getting very strong feedback that this is not a location that

is supported for a range of reasons, but most primarily the environmental impact upon the creek habitat and the creek itself.

Certainly the Nosworthy Park Bush Care Group and OCCA have worked extremely hard in this location to undertake a rehabilitation of the habitat along the creek bank. What is particularly concerning when you look at the Council files which I have done repeatedly, is that it is very clear that the Council officers supported three locations, three possible locations for this bikeway. Firstly Kennard Street, secondly Martindale Street and thirdly Nosworthy Park.

It seems that at some point over the past year, and it's not clear who has made this decision, so one can only assume that it's been made at the most senior levels, that a decision was taken to build the bikeway in Nosworthy Park. It is very clear from the Council files that detailed design and planning for Nosworthy Park is well advanced, costings and all of the things necessary are to build a bridge at that location. If you are genuinely going to listen to what residents tell you, it seems premature to be going through all of that if you do not intend to change your mind and be responsive to community concerns.

I have a very strong feeling that this will be just like the bus depot and the five storey issues. Corinda residents are going to have lip service paid to their very genuine concerns about this proposed bikeway. I'd like to quote a resident who has published a flyer which has gone around in our community. It certainly says that they felt like and this is a quote—they felt like the Council officers were simply doing their job—design and manage and move onto another place. They have few facts at their fingertips and had problems following where their blue line in the photo represented on the ground, let alone where the bridge would actually go.

They say that Sherwood Road which has been a huge priority of mine for the past four years is in Council's too hard basket. Now that's actually in the flyer that the LORD MAYOR has put out, that he is considering building a bikeway along Sherwood Road. So while the LORD MAYOR is publicly promoting that as an option, privately, he refuses to fund it and it's been put up year after year in the Tennyson Ward budget submission. Secondly, Council officers flat out tell residents that it's in the too-hard basket.

Now, Madam Chairman, I think that's deceptive. I have real concerns with the public flyers on this project saying one thing, and then the Council officers coming along and I think probably telling the truth in this case. There are a number of objections to this proposal and that includes the location of the concrete pathway, the impact of the bridge on the waterway, the impact on the existing facilities, the gradient of the pathway and a whole heap of other reasons.

Certainly there have been a lot of concerns raised about the riparian zone and the impact of flooding. This is something that is of huge concern to residents in that part of Corinda because they were flooded. The residents stressed several times the necessity of Council coming to the meeting on 16 November. That's not going to happen though. Certainly the resident indicated that—let me quote here, '...BCC will send no one to the public meeting on the sixteenth. It is not their policy to come to meetings as people ask too many questions and people go away dissatisfied.'

That's a direct quote from the Council officer who spoke to a resident. This resident again expressed her concern that as a ratepayer she felt that they were being treated with and I quote, '...complete disdain and disregard.' She asked if Council was unwilling to come to the meeting, when were they going to hold the public consultation that the LORD MAYOR was promoting in his flyer. The very sad part of all of that is that no public consultation is planned. I'm extremely disappointed. I've lodged a number of questions on notice which I hope will actually get residents' answers.

I've encouraged them to make a submission. I certainly have great concerns in which Nosworthy Park has been selected behind closed doors and seems to be, based on the Council files, a *fait accompli*. I would certainly say to Corinda residents that they need to speak up, that they need to make submissions as I

know they are doing. I certainly hope that this Council, unlike what it has done in this district previously, listens and genuinely listens to the concerns of these residents, because there are multiple other viable locations which the Council officers themselves have made this administration aware of.

It is of great concern that they are not listening, that they are not properly engaging with the Corinda residents. I would certainly hope that someone will at least stand up and explain why they're not prepared to support Council officers coming to a meeting to brief residents on a bikeway which they are concerned about.

Chairman: Further debate? Councillor SIMMONDS?

Councillor SIMMONDS: Thank you, Madam Chairman. While there was a lot in that speech by Councillor JOHNSTON, I will address most of those issues now, Madam Chairman. But before I start on what Councillor JOHNSTON said, I'd like to start with what she didn't. What she didn't say, Madam Chairman, is her position as the local councillor. What does she support, Madam Chairman, because you know what? This is reminding me very much of a certain park, Madam Chairman, in her electorate where again, we all agree a park is a good idea.

But it was Councillor JOHNSTON who then went out there and picked holes and stirred up the community angst, Madam Chairman, on a number of falsehoods I might say, Madam Chairman, and failed to either support or not support the park. So, Madam Chairman, I was—

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order, Councillor JOHNSTON.

Councillor JOHNSTON: Claim to be misrepresented.

Councillor SIMMONDS: I will certainly be contacting Councillor JOHNSTON to find out what her stand is, Madam Chairman, on this issue and what she supports because that's all part of the consultation, Madam Chairman, which is what we are doing at the moment. We want to hear from local residents, Madam Chairman. We want to hear from Councillor JOHNSTON, if she feels so inclined to grace us with her opinion. We know that this bikeway was originally scheduled for construction in 2011. It was delayed due to the flood of course and I have now, as the Chairman for Public and Active Transport, commenced consultation in October, Madam Chairman.

It is a genuine consultation, Madam Chairman. Yes we have done work on a number of options, of course we have, Madam Chairman. Why would we go out to the community on options which we didn't know anything about, Madam Chairman? There is no point in that. Yes we have done work, of course we have. On top of that we've come up with a preferred option, Madam Chairman, based on that work we've done. But we want to hear from local residents, Madam Chairman.

That is why we put out to 6000 households and businesses, Madam Chairman, this project newsletter. What does it say specifically? "Have your say. Council is interested in community feedback on the proposed work for the Oxley Creek bikeway stage two. To provide feedback or find out more about this project you can." It then goes on to list no more than five different ways that residents can provide this Council with feedback about the route, Madam Chairman, because this is what it's all about.

We want to hear from local residents about the route so the officers can then go away and do further detailed design work so that further consultation can then occur. So then a decision can then be made and this important bikeway link can be constructed, Madam Chairman. I don't know how Councillor JOHNSTON can, with a straight face, stand up in this chamber and say we are not doing any public consultation when 6000 of these brochures are out in her ward.

Madam Chairman, when Council officers have met repeatedly with a number of stakeholders, in fact just an hour ago, they held the latest meeting with the Oxley Creek Catchment Association, the Nosworthy Park Bush Care Group, the

Friends of Oxley Group Common Group and others. So they are out there, the Council officers are out there at the moment doing the consultation, Madam Chairman.

Madam Chairman, she talked about the different options for the bridge and yes there are different options for the bridge. I would encourage local residents to tell us what they think about where this bridge is to be positioned. That's why we're doing the community consultation to hear that, Madam Chairman. But I make the point because Councillor JOHNSTON specifically made the point about the Kennard Street location, Madam Chairman, and that she was concerned about the environmental impact of locating it other than Kennard Street.

Well I have to say, Madam Chairman, and it is in the brochure that went out to 6000 people, that the reason Kennard Street is not the preferred option of Council officers and myself, is because it would cause greater environmental impact than the preferred option, Madam Chairman, a greater environmental impact. Do you know what? She also mentioned that she was concerned about flooding. Part of that environmental impact is that our hydrology reports show that it could have an adverse flooding impact on up to four of her local residents, Madam Chairman.

But where is she sticking up for them, Madam Chairman? Where is that? I don't hear their concerns coming in here, so Councillor JOHNSTON needs to get her facts right. If she's genuinely interested in engaging in public consultation, then she will encourage her residents to send in their comments, or request a meeting, to the five different ways that this brochure sets out, Madam Chairman, so that we can hear from them instead of hearing the political spin from the Councillor opposite.

So with that I move an amendment to the motion, Madam Chairman.

MOTION FOR AMENDMENT TO NOTIFIED MOTION:

300/2011-12

It was moved by Councillor SIMMONDS, seconded by Councillor WINES that the motion be amended by deleting all words after 'Council' and replacing them with the following:

recognising the need to consult residents in relation to important local projects, acknowledges that Brisbane City Council officers are currently conducting community consultation, including meeting directly with Corinda residents, environmental and community groups and other relevant stakeholders to provide information, answer questions and seek feedback about the proposed Oxley Creek bikeway.

Councillor JOHNSTON: Point of order, Madam Chair.

Chairman: Point of order, Councillor Johnston.

Councillor JOHNSTON: Madam Chairman, I draw to your attention the incompetency of the proposed amendment. The proposed amendment simply seeks to keep three words, the preliminary words, that this Council. It then seeks to irrevocably and substantially change the intent of the notified motion which it is extremely clear is that they attend a community on Wednesday 16 November 2011. The changes that are being made here fundamentally and substantially strike at the heart of that motion. Madam Chairman, it should be ruled out of order as it's no longer consistent with the original intent of the motion.

Chairman: Councillor JOHNSTON that is not a point of order and I hereby warn you if you disrupt this meeting by points of order that are an act of disorder you may be suspended for period of eight days.

Warning – Councillor Nicole JOHNSTON

The Chairman then formally warned Councillor JOHNSTON that unless she desisted from disrupting the meeting with points of order that were an act of disorder she would be suspended from the service of the Council for a period of up to eight days. Furthermore, Councillor JOHNSTON was warned that, if she were suspended from the service of the Council, she would be excluded from the Council Chamber, ante-Chamber, public gallery and other meeting places for the period of suspension.

Councillor JOHNSTON: Point of order, Madam Chairman.

- Chairman: Make sure it's a correct one Councillor JOHNSTON or you'll be leaving for eight days.
- Councillor JOHNSTON: I am seeking clarification...
- Chairman: That is not what your point of order said. Resume your seat. I made it very clear last week at the beginning of Hansard, which I'm sure you have read very well Councillor JOHNSTON, that there are three things that point of order are used for. Debating the chairman or any other councillor in this chamber is not one of those and will be ruled as an act of disorder as I have just done. I would like to read the amendment so I can make my own decision thank you very much. Did you want to stay with the point of order? No. Thank you.
- Chairman: I uphold the amendment as holding the integrity of the motion. It is a community consultation which includes meeting directly. It is about providing information, it is about answering questions. It upholds the integrity of the original motion. Councillor SIMMONDS.
- Councillor JOHNSTON: Point of order, Madam Chairman.
- Chairman: Point of order, Councillor JOHNSTON.
- Councillor JOHNSTON: I dissent in your ruling and I dissent in the fact that you would not allow me to raise a point of order.

The dissent motion lapsed for want of a seconder.

Chairman: Councillor JOHNSTON there's no seconder to that dissent. I allowed you to raise the point of order. I just said it was incorrect. Councillor SIMMONDS.

Councillor JOHNSTON: Thank you.

Councillor SIMMONDS: Thank you, Madam Chairman. Well speaking to the amendment it is very important that we amend this motion today, because the motion as it was first presented is nothing to be honest but a cheap political point scoring exercise, Madam Chairman. If anything, we are in furious agreement. We are in furious agreement, that there needs to be consultation with the local community about this bikeway.

So I've amended this motion to ensure that it accurately reflects the community consultation that is going on at the moment, community consultation that this administration initiated, and community consultation that this administration is committed to. Madam Chairman, because more than anything else we want the opportunity for every individual, no matter what their views on the bikeway, for or against, different routes, not different route, to have the opportunity to have their say, Madam Chairman.

Time and time again, as part of consultation processes we have seen public meetings are not the way, because invariably a loud voice dominates and we do not, as a Council, get to hear from the numerous other residents, Madam Chairman. That's not what I want, Madam Chairman. Councillor JOHNSTON may want that. She may want to be the loud voice at the meeting herself. But, Madam Chairman, I want to hear from every resident. I would be happy if all 6000 residents who got the newsletter sent in their comments, Madam Chairman.

That's why I provided five different ways of giving them every opportunity to do that, Madam Chairman. But not only have we done that, but Council officers are out there now and that's another reason why I move this amendment because it more accurately reflects the situation, that Council officers, senior Council officers are out there now, Madam Chairman, meeting with local residents about this issue and taking their feedback, Madam Chairman. They're meeting with individuals. They met on the ninth of the eleventh at 3.30pm and then again at 4pm with different groups of local residents, Madam Chairman.

They've also met three times, three times, Madam Chairman, already, taking into account the meeting that occurred just an hour ago, with groups from the Oxley Creek Catchment Association, Nosworthy Park Bush Care Group, Friends of

Oxley Creek Common Group, Madam Chairman, on the ninth of the eleventh, the fourteenth of the eleventh and again today on the fifteenth of the eleventh, led by various groups of people, three different people on each occasion.

So the officers are doing an excellent job. They are getting out there. They are putting together a comprehensive community consultation process, Madam Chairman. That's what we're committed to, not cheap political point scoring. I would point out, Madam Chairman, that there are people in Councillor JOHNSTON's own ward, in that community who are also dedicated to proper consultation, Madam Chairman. Matt Brodie, for example, springs to mind who is dedicated to proper consultation, Madam Chairman.

Matt Brodie should be congratulated for that and I hope that the other residents are not swayed by Councillor JOHNSTON's cheap political scoring—and do participate in this genuine consultation process, Madam Chairman, so that we can create a bikeway project which is not only good for the cycling community, for the pedestrian community but also for the local community, Madam Chairman. Thank you.

Chairman: Councillor JOHNSTON you claim to be misrepresented.

Councillor JOHNSTON: Yes, Madam Chairman. Councillor SIMMONDS claimed earlier that I was stirring up falsehoods in respect to a park project which wasn't relevant to this debate. Madam Chairman, that is absolutely untrue. It is a misrepresentation of the facts in this matter and I find his comments offensive.

Chairman: Any further debate on the amended motion?

Councillor JOHNSTON: Yes.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: Yes I rise to speak on the proposed amendment and I will state that I do not support the amendment. I do not support the amendment because it is a slap in the face to residents. I think Councillor SIMMONDS is a little bit confused here and I'm going to be very happy to publish his speech to my residents after this meeting. It's not me calling for a public meeting. I think he needs to understand that as clearly as possible. It is a group of residents who are represented within the following organisations. The Nosworthy Creek Bush Care Group, the Walter Taylor South Action Group, OCCA and the Friends of Oxley Common.

There is a small group of residents who are extremely concerned. Of their own volition, they decided they wanted to have a community meeting. They published the flyers. They weren't even photocopied in my office. They published the flyers. They told people to come along. They asked Council officers to come along and give a presentation. Council officers refused to do so. Now this amendment seeks, as Councillor SIMMONDS own words say, to reflect what is actually going on now. That is the problem. What residents want is a public meeting.

What I will say to you is here is a quote from another resident. This is again, this is sent to the LORD MAYOR so I'm not making these things up. But I won't mention the resident's name because I know that will get me into trouble. Here is from the resident and all of my quotes previously Councillor SIMMONDS were directly from residents. So I'll certainly be happy to give your comments to them about what they said, not me. Let me be very clear.

This is a quote from a resident, 'The bikeway team have been invited to attend a community meeting on Wednesday 16 November to discuss aspects of the plan for the community. They advise they will not attend but speak only to those who write to them...' and this is a direct quote. This smacks of divide and rule. They're meeting individually with community members, again there is no transparency. Well, if you want to insult the residents, that's fine, Councillor SIMMONDS. But it's going to be on the—

Councillor SIMMONDS: Claim to be misrepresented, Madam Chairman.

Chairman: Point of order, please, Councillor SIMMONDS.

- Councillor SIMMONDS: Point of order, Madam Chairman.
- Chairman: Thank you, Councillor SIMMONDS. Your point of order.
- Councillor SIMMONDS: Claim to be misrepresented.
- Chairman: Thank you.
- Councillor JOHNSTON: The concerns of the residents to talk about the fact that the community don't know what's being discussed with other residents. They have very strong concerns about the evaluation process that's happening internally. They talk about the importance of transparency.
- There is a strong feeling—and this is a direct quote—there is a strong feeling in the community that our voice, i.e. suggestions, concerns and preferences, are not heeded. Now let me say that's not me. That's a direct quote from a resident who's written to the LORD MAYOR. Now, Councillor SIMMONDS, if you have not read these emails, I suggest that you—
- Councillor COOPER: Point of order, Madam Chair.
- Chairman: Point of order. Councillor COOPER.
- Councillor COOPER: I would remind Councillor JOHNSTON, through you, Madam Chair, that she is to direct her comments to you.
- Chairman: Thank you very much, Councillor COOPER. Yes, Councillor JOHNSTON, continue.
- Councillor JOHNSTON: Yes, Madam Chairman. I would suggest that you perhaps suggest to your colleague, Councillor SIMMONDS that he needs to have a look at some of these emails that are coming in. Residents are extremely concerned that they're not being listed to. The only thing they're seeking to do here is to improve the type of public consultation.
- No one has got an objection to council officers meeting with individual residents. I have no objection to that whatsoever. That is what Council is doing already. The motion that has been put forward, which is now being amended, certainly is taking away that additional request that residents have made.
- Let me say this. This is again another quote from the same resident. 'Recent surveys of Brisbane citizens about dissatisfaction with the consultation processes state that this is a major dissatisfaction.' So people are pretty much aware of how this Council consults. They're pretty wise out my way to the purpose of individual meetings. They are extremely concerned that their genuine request for council officers to come and brief a group of them—and I don't think it would be a very big group myself—but to come and brief a group of them is just being ignored.
- It's been described by Councillor SIMMONDS repeatedly tonight, their request has been described by Councillor SIMMONDS as a cheap political stunt. Well let me tell you, that is the message that I will certainly be letting them know.
- Councillor SIMMONDS: Point of order, Madam Chairman.
- Chairman: Point of order. Councillor SIMMONDS.
- Councillor SIMMONDS: Claim to be misrepresented again.
- Chairman: Thank you. Councillor JOHNSTON.
- Councillor JOHNSTON: Several times, several times. A cheap political stunt. I certainly will be sending them a transcript of this debate so they can see for themselves the discourteous and disrespectful way that Councillor SIMMONDS today has responded to their genuine concerns for a public meeting.
- I won't be voting for this amendment because it does not give credit to the request that they are seeking. It certainly in my view, it lacks competence as well.
- Chairman: Councillor SIMMONDS, you claim to be misrepresented twice.

Councillor SIMMONDS: Madam Chairman, first of all, I claim to be misrepresented when Councillor JOHNSTON claimed that I was insulting residents. I most certainly was not. I was responding to some of the concerns that Councillor JOHNSTON raised and responding to those.

I also claim to be misrepresented—I did not claim any meeting was a cheap political stunt, Madam Chairman. I claimed that Councillor JOHNSTON's motion was a cheap political stunt, Madam Chairman. Frankly, I hope Councillor JOHNSTON does give them the transcript because it will clearly show that I am encouraging them to respond to the consultation and that I will take into account their concerns—

Chairman: Thank you, Councillor SIMMONDS.

Councillor SIMMONDS: —as opposed to Councillor JOHNSTON.

Chairman: Thank you, Councillor SIMMONDS. Any further debate on the amendment? Councillor de WIT.

Councillor JOHNSTON: Just claim to be misrepresented, Madam Chairman.

Chairman: You can do that claim now, Councillor JOHNSTON, before Councillor de WIT speaks.

Councillor JOHNSTON: Yes, thank you. Councillor SIMMONDS just said that I said he insulted residents, Madam Chairman. I didn't say that. I said he treated them with a lack of courtesy and disrespect.

Councillor SIMMONDS: Point of order, Madam Chairman.

Chairman: Point of order. Councillor SIMMONDS.

Councillor SIMMONDS: I claim to be misrepresented.

Chairman: Yes. Now. Thank you.

Councillor SIMMONDS: I most certainly did not, Madam Chairman, treat any residents with discourtesy or not treat them with respect. I gave this motion the respect it deserves and that is the respect of a cheap political stunt on behalf of Councillor JOHNSTON. Madam Chairman, I give the feedback I received from individual residents every due care and respect.

Chairman: Thank you. Councillor de WIT.

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order. Councillor JOHNSTON.

Councillor JOHNSTON: Just a clarification of the rules, that you've allowed Councillor SIMMONDS today to claim a point of misrepresentation about a point of order. That matter has been previously ruled out by Councillor OWEN-TAYLOR who warned me for questioning her ruling just two weeks ago, I believe. Perhaps you could clarify the rules for us, as she has previously said you're not allowed to do that.

Chairman: Councillor JOHNSTON, I am not clarifying any rules that have been done by my Deputy Chair in this place because I was not in the Chamber at the time. Councillor de WIT.

Councillor de WIT: Thank you, Madam Chairman.

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order. Councillor de WIT. Councillor JOHNSTON.

Councillor JOHNSTON: Well, Madam Chairman, could you please tell us what the rule is? Are you entitled to claim a point of order—sorry, are you allowed to claim misrepresentation about matters raised in a point of order?

Chairman: Councillor JOHNSTON, if you are speaking about a councillor and they believe that you are misrepresenting them, they can claim a misrepresentation. It wasn't a point of order that he was claiming misrepresentation on. It was a misrepresentation that you were claiming as well. So it was not actually a point of order that he was claiming misrepresentation on. Councillor de WIT.

Councillor de WIT: Thank you, Madam Chairman. Well, Madam Chairman, I rise to support the amendment on this motion. I hope, as Councillor SIMMONDS said, that Councillor JOHNSTON sends the entire Hansard out to her residents, not just the little bits that suit her. Because, Madam Chairman, there is a real history with this bikeway. It goes back to when I was Chairman of Public and Active Transport last year.

Councillor JOHNSTON claimed that not letting the council officers go to a meeting is a slap in the face to the residents. I'll tell you what's a slap in the face to the residents, the fact that Councillor JOHNSTON, as the local councillor, back as far as July last year, refused to provide any opinion on the proposed changes to this bikeway.

Madam Chairman, I can explain to Councillor JOHNSTON. She's put 23 questions on notice here, to really tie up the poor old officers, all about this bikeway. Madam Chairman, I can answer most of those. I haven't been in that role since March of this year.

But, Madam Chairman, let me just explain. Back in—it would have been—July last year, I wrote to Councillor JOHNSTON, because I had gone out, I looked at the map with the Kennard Street option and I wasn't convinced that possibly it was the best option, given that the officers had provided other options.

So, Madam Chairman, one weekend I went out and I walked that area and I had a good look at it. I then met with the council officers, and there were three of them, including the environmental officers, and simply asked them what were the pros and cons. I said, looking at Kennard Street, putting bikes down that street, where the bus depot is, didn't seem like a good idea to me. They admitted that certainly the option that is being looked at, at the moment, was far more appropriate. So answer to question one and two, I think, Councillor JOHNSTON, on your list, I was the one who put in place, or in progress, the possible change to the design of that bikeway.

Madam Chairman, at that point, I wrote to Councillor JOHNSTON and in fact I think it was—I haven't got the exact timing. But Councillor JOHNSTON—yes, I did write to her and asked her for her opinion. Of course, that didn't happen. There was no opinion expressed by Councillor JOHNSTON.

So it's playing political games to come in here and make out today that we somehow have been not listening to residents and not doing the right thing. She is the local councillor. She should have stepped up and at least discussed with the relevant chairman what her thoughts were. But she won't ever do that because all she wants to do is play political games and use her residents in the process, Madam Chairman.

Let me read an email that I sent to Councillor JOHNSTON on 26 July. I copied in the acting CEO at the time, Mr Maynard. At that stage, Councillor JOHNSTON wanted a briefing from officers. It came to my attention that she was intending to tape the conversations. That I will never, ever agree to, Madam Chairman.

Councillor JOHNSTON: Point of order, Madam Chairman.

Chairman: Point of order. Councillor JOHNSTON.

Councillor JOHNSTON: Madam Chairman, this is all fascinating. But I'm not sure how a meeting with council officers in July 2009 actually relates to matters related to community consultation on a bikeway now.

Chairman: This is talking about recognising the need to consult residents in relation to important local projects. Councillor de WIT is talking about that consultation process on this project. Councillor de WIT.

Councillor de WIT: Thank you, Madam Chairman. Councillor JOHNSTON perhaps needs to go back and read some of the things that she said in her initial speech on this, because the truth has to come out. What has Councillor JOHNSTON's track record been in relation to this bikeway? Well I'll tell you again, Madam

Chairman. It has been one of refusing to communicate. That is not the way to help your residents.

So just on this email that I had sent on 26 July, just after she had said she was going to tape the officers' conversation. A few of us know what had been going on prior to that. I said, no, there will be no meeting if you're taping it. So there was further sort of correspondence with the acting CEO.

I said, "Dear Councillor JOHNSTON, I have discussed the issue of the briefing for the Corinda bikeway with the acting CEO. On the proviso that the meeting is not recorded, the acting CEO will arrange a briefing for you with the appropriate officers. As indicated in my earlier email, I would appreciate your thoughts on the proposed route."

Madam Chairman, you then only have to go—and just to correct Councillor JOHNSTON, it was 2010, not 2009. Then if you wanted to go to the minutes of 3 August last year. This is where there was debate on this matter again. I said, I've looked at that project and council officers have suggested that maybe there is a more appropriate route for a bikeway.

So in a letter that I sent to Councillor JOHNSTON, I asked her to let me know what she thought of these proposals, because there are two, one that comes out of the end of Kennard Street and one that goes further along the creek and comes out what I think is probably a better place in the long-term. So far as I'm concerned, the bridge at the end of Kennard Street is not set in stone. It is open to consultation.

It is open to the opinions of Councillor JOHNSTON, which I have requested and I am waiting on. I have offered to Councillor JOHNSTON that I would like to know her thoughts on the proposal so that we can get to the people out in Tennyson Ward what is the best outcome, not necessarily what we might think.

So I said I'm happy to look at it again, provided Councillor JOHNSTON is prepared to do her bit for the people of Tennyson Ward and that involved initially at least communicating her thoughts with the relevant chairman, who was in a position to do something about it.

So, Madam Chairman, when I say I'm supporting this amendment, we are not going to send council officers to any public meeting. Councillor JOHNSTON, by virtue of what has gone on in the past, the fact that Councillor JOHNSTON has decided, as Councillor SIMMONDS said, to play political stunts and bring this as a motion here. Who did she contact in the organisation to ask for the officers to come along, Madam Chairman? No. She just decides to try and make it public. So stick it in as a notice of motion.

Madam Chairman, Councillor JOHNSTON is exposed on this. She is exposed for not playing her part, but for trying to use those residents for her political purposes. Madam Chairman, as Councillor SIMMONDS has pointed out, the groups are getting individual consultations in relation to this matter. That gives them a much better opportunity to get their points across, than they would in a public meeting, which is going to be chaired by a fairly high profile person out of public life, I noticed on the agenda.

Madam Chairman, there is no doubt, in terms of the Kennard Street option, exactly what Councillor SIMMONDS said—and it's over a year since I was there. But I clearly remember this issue. The same thing, that the council officers said, environmentally, Kennard Street is not the right option. It would take a lot more work and a lot more environmental damage to build some sort of connection through there than further down along the creek.

So this is nothing more than a political stunt, Madam Chairman. Again, I would just ask Councillor JOHNSTON, when she's printing out her Hansard and mining it out, that she sends the whole lot, not just her favourite bit, which is what she likes to do, carefully pick the words that she wants to use, no matter what the issue is, and distort the truth for her own political advantage.

I support the amendment to this motion.

Amendment put:

The Chairman put the motion for the amendment to the Chamber resulting in its being declared **carried** on the voices.

Councillor JOHNSTON called for a division; however, no division was held as no other councillor requested it.

Debate on substantive motion

The Chairman called for debate on the substantive motion which read:

That this Council recognising the need to consult residents in relation to important local projects, acknowledges that Brisbane City Council officers are currently conducting community consultation, including meeting directly with Corinda residents, environmental and community groups and other relevant stakeholders to provide information, answer questions and seek feedback about the proposed Oxley Creek bikeway.

Chairman: Is there any further debate on the substantive motion?

Councillor JOHNSTON: Yes, Madam Chairman.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: I'm delighted to rise and speak on this amended motion. I won't be supporting it. I think I'll put a few facts on the record too, Councillor de WIT. You might not like them very much.

Councillor de WIT: Point of order, Madam Chairman.

Chairman: Point of order. Councillor de WIT.

Councillor de WIT: I would remind, through you, that Councillor JOHNSTON should address her comments to the chair.

Chairman: Thank you, Councillor de WIT. Same again. Thank you, Councillor JOHNSTON.

Councillor JOHNSTON: Yes, Madam Chairman. I'm certainly happy to put some facts on the record. Let's start with the first fact, that it is in writing from the CEO of this Council, where Council officers involved in this bikeway project misrepresented my position on this bikeway project—in a report that is published by this Council—at a meeting with Councillor de WIT, Councillor SIMMONDS and a number of other Council officers. That is a plain fact.

As a result, the CEO of Council has written me a letter—and I will table that next week—apologising for the misrepresentation of my position on this bikeway that was done by the Council officer involved. Both of those matters are plainly on the public record. There's a hard copy of the report. There is also a hard copy of the CEO's letter of apology to me for the misrepresentation.

Now, I'm not providing any further comments into the Chairman of Council because when they were apparently manufactured at a meeting with her and Councillor SIMMONDS over a year ago...

Chairman: Councillor JOHNSTON. I think I've probably got your point of order. Councillor JOHNSTON, you are making extreme allegations here that are adversely reflecting on Council officers...

Councillor JOHNSTON interjecting.

Chairman: —in this place and are without doubt defamatory against Councillor de WIT and Councillor SIMMONDS. I ask you to withdraw that comment that these representations of yours were manufactured by Councillor SIMMONDS and Councillor de WIT.

Councillor JOHNSTON interjecting.

Chairman: Withdraw the comments, Councillor JOHNSTON.

Councillor JOHNSTON: I withdraw them and I said that. I'll be here next week in general business and I will table the report where it states my position that is untrue. I will also table the letter of apology from the CEO when I wrote to him and raised my concerns about how my position had been misrepresented.

Now, if anyone on that side of the Chamber doubts either of these two things are true, then stand up in this debate and say I'm lying. Call me a liar. Make a Code of Conduct complaint about me. But they're not. They're true. I have attended meetings with Council officers time and time again on this bikeway project. At the first opportunity, my position was misrepresented. Well the CEO has formally apologised for that. I actually did attend another—

Councillor de WIT: Point of order, Madam Chairman.

Chairman: Point of order. Councillor de WIT.

Councillor de WIT: Would Councillor JOHNSTON take a question?

Chairman: Would you take a question, Councillor JOHNSTON?

Councillor JOHNSTON: No.

Chairman: No, Councillor de WIT.

Councillor JOHNSTON: When Councillor de WIT takes mine, I'll consider taking hers. But she refuses to.

Chairman: Thank you, Councillor JOHNSTON.

Councillor JOHNSTON: What I will say, Madam Chairman, is that that apology will be made public next week because I don't think it's a reasonable thing, particularly after I'd been in the paper, in the newspaper stating my position publicly, for God's sake. They still misrepresented it in a meeting and a report.

Chairman: Councillor JOHNSTON, back to the motion, please.

Councillor JOHNSTON: I'd like to, Madam Chair, but you seemed to give Councillor de WIT extensive leeway to discuss my position.

Chairman: Councillor JOHNSTON, you are on a warning. Debate my ruling, you are out of here.

Councillor JOHNSTON: Well, Madam Chairman, let me say, I did meet with Council officers in December last year on the Corinda bikeway project. They attended in my office. I certainly raised all of these concerns about the bikeway with them at that stage.

The interesting thing that they told me at that point was there would be consultation on the relevant decision about where this bikeway would go. That is the big problem that these residents have. Not only that, most of them have written directly to either this LORD MAYOR or the former LORD MAYOR, asking to be consulted about the location.

Well, Madam Chairman, let me say this again, it's not me. That's their comments that I put on the public record here today that have been so disparaged. They don't think that simply presenting one option is consultation. They want to know why the other options have been ruled out. They want to have proper community discussion about it. They certainly want to be able to have their say.

Now I've made no statements here today that we're not consulting at all, because that's not true. I haven't said that. But what I said is that...

Councillors interjecting.

Councillor JOHNSTON: What I've said is that these residents deserve a better form of consultation. Let me tell you that a number of them have letters from the LORD MAYOR stating there would be consultation on the location of the bikeway.

The simplest thing I can say in response to this motion is I'll be very happy to make this public. I'll be very happy to show the residents about how their concerns, when they are voiced through their local councillor in this Chamber, are so personally disparaged by Councillor SIMMONDS and Councillor de WIT. I will show them, through this transcript, that all these people are interested in doing is attacking me personally and not listening to the concerns of the residents who I am speaking on behalf of.

Now the residents out my way know my position. If your little spies haven't actually gone and picked it up, get out there, get his shoes on and—

- Chairman: Councillor JOHNSTON, through the Chair, for the last time, or you'll resume your seat.
- Councillor JOHNSTON: Well I haven't referred to another councillor. But, Madam Chairman, they need to get their spies out there. They need to get a copy of the publications that I put out. I know many of them are on my distribution list for my e-newsletter. So I know they get that. So any misrepresentation here today that I'm not making my position perfectly public and is not on the record is a downright untruth.
- Chairman: Any further debate on the motion? Councillor SIMMONDS.
- Councillor SIMMONDS: Madam Chairman, just quickly, because I want the record to be very clear in what is happening today. We are currently in a community consultation process concerning the route that this bikeway is taking, Madam Chairman.
- For any residents who are concerned, who are reading this Hansard, I can say that this consultation is all about the route that the bikeway is taking. Do you have concerns about the route? Do you have concerns about where it's crossing the creek? Do you have concerns about where it's going in the park? This is the opportunity that you have—it's the reason we sent out 6000 brochures, it's the reason that Council officers are holding one-on-one personal meetings with the local residents, so that they can get that feedback, Madam Chairman. Let there be no misrepresentation of that by Councillor JOHNSTON at any stage, because those are the facts, Madam Chairman.
- The other point that I'll make, Madam Chairman, to any local residents who are reading this, is that if they had any doubts that they were being poorly represented, Madam Chairman, then those doubts will be gone after hearing that debate.
- For a local councillor to tell the administration that the only way we're going to find out her views is by sending out spies, whatever on earth that means, is utterly ridiculous. Every councillor on that side of the Chamber—
- Councillor JOHNSTON: Point of order, Madam Chairman.
- Chairman: Point of order. Councillor JOHNSTON.
- Councillor JOHNSTON: Claim to be misrepresented.
- Councillor SIMMONDS: Madam Chairman, every other councillor on that side of the Chamber, we may be on political sides, different political sides of the fence, Liberal or Labor. But when it comes to getting a better outcome for our local community, we can work together, Madam Chairman.
- I will use the example of Councillor GRIFFITHS, who worked very closely with the Chairman and bikeway officers to get a good outcome for Taringa bikeway, Madam Chairman, and with his local environmental groups, including solar lighting, including looking at the route of the bikeway through that forest which is so environmentally important, Madam Chairman.
- But that is not possible with Councillor JOHNSTON, Madam Chairman. That is not possible. She cannot state her position to this administration that we can use to get a better outcome for her community. So we are going to go direct to the source. We are going to go directly to the residents, so that they can tell us, Madam Chairman. Because what you have just heard is that Councillor JOHNSTON refuses to do her job as a local councillor and advocate for her residents.
- Councillor JOHNSTON: Point of order, Madam Chairman.
- Chairman: Point of order. Councillor JOHNSTON.
- Councillor JOHNSTON: Two points of order. Firstly, Madam Chairman, it is an absolute, absolute character attack, which is inappropriate in this place, an adverse reflection on my character, to say I am refusing to do my job. That is untrue, Madam Chairman. The second point of misrepresentation is I claim to be misrepresented. I'd appreciate a ruling on both.
- Chairman: You really want a ruling on the first one, Councillor JOHNSTON?

Councillor JOHNSTON: Madam Chairman, again, let me make it clear. Councillor SIMMONDS has stood up and said, and I quote, I am refusing to do my job. Madam Chairman, that is an adverse reflection upon my character. I would ask, in accordance with your own rulings, that you ask him to withdraw it.

Chairman: Councillor JOHNSTON, your point of order is not a point of order. Hereby I rule it as being an act of disorder in this Chamber by interrupting the speech. DEPUTY MAYOR, motion for eight days, please.

Motion for suspension of Councillor JOHNSTON:

301/2011-12

The DEPUTY MAYOR, Councillor Adrian SCHRINNER moved, seconded by Councillor SIMMONDS, that Councillor JOHNSTON be suspended from the service of Council for a period of eight days.

Upon being submitted to the meeting the motion was declared **carried** on the voices.

Councillor JOHNSTON interjecting

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON interjecting.

Chairman: There is a very clear—

Councillor JOHNSTON interjecting.

Chairman: —legislative complaints process.

Councillor JOHNSTON interjecting.

Chairman: I ask you to remove yourself—

Councillor JOHNSTON interjecting.

Chairman: —from the Chamber.

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON, in Hansard last week—

Councillor JOHNSTON interjecting.

Chairman: —I made it very clear—

Councillor JOHNSTON interjecting:

Chairman: I made it very clear in the Hansard last week that there are only three reasons—

Councillor JOHNSTON interjecting.

Chairman: —that you make a point of order.

Councillor JOHNSTON interjecting.

Chairman: [Unclear].

Councillor JOHNSTON: —a valid point of order. It is a valid point of order, to claim that there has been an adverse reflection upon your character. You're saying that that is not a point of order. Is that correct?

Chairman: Points of order are for breach for rules, act of disorder or to ask a question.

Councillor JOHNSTON: It is a breach of the rules. It is a ruling that you have made as the Chairman of this Council.

Chairman: It is not a breach.

Councillor JOHNSTON: It is a breach of the rules. You have made the ruling, as the Chairman of this Council. I will be going to get the ruling, get the ruling, the minute I leave here. You cannot throw someone out for making a point of order.

Chairman: Councillor JOHNSTON—

DEPUTY MAYOR: Point of order, Madam Chair.

Chairman: —your point of order—I'll just clarify because then she'll be leaving the Chamber. I will just clarify that your point of order, you believe that Councillor SIMMONDS was not telling the truth—

Councillor JOHNSTON interjecting.

Chairman: —and therefore was adversely—

Councillor JOHNSTON interjecting.

DEPUTY MAYOR: Point of order, Madam Chairman.

Chairman: Point of order. DEPUTY MAYOR.

Councillor JOHNSTON interjecting.

DEPUTY MAYOR: Madam Chairman, this matter has been dealt with. I don't know why there's a debate still occurring. Councillor JOHNSTON has been asked to leave the Chamber. It has been resolved.

Chairman: Councillor JOHNSTON, you have made it very clear. I have been instructed by the legal advice in previous rulings that there is no such act of disorder for adversely reflecting on a councillor's character. It is on a Council officer's character.

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON interjecting.

Chairman: Part 4, maintenance of good order, Meetings Local Law 21(1)(c), character or motives. You were saying that Councillor SIMMONDS was making untruths. It was not a breach of the rule for him to be saying things that you did not believe in.

Councillor JOHNSTON: I wasn't saying that. That is the problem, that you have said something and ruled on something that did not occur. What rule is it?

Chairman: Councillor JOHNSTON, we have legislated procedures for complaints. I said last week we are not going to be debating—

Councillor JOHNSTON interjecting.

Chairman: —[unclear] over technicalities.

Councillor JOHNSTON: I will not leave. [Unclear] under the rules of this place that you have repeatedly, week in and week out, upheld. You have said in your own words tonight something that I did not say.

Chairman: You stood up to debate Councillor SIMMONDS. You do not—

Councillor JOHNSTON: I stood up on a point of order and claimed that he had made an adverse reflection upon my character.

Chairman: That was not the exact words you said. It was not a point of order. It was not a correct point of order that you made. I am ruling from my very clear rulings, for the same reason that Councillor SUTTON is not in the Chamber for eight days. If you interrupt this meeting with incorrect points of order, it will be seen as an act of disorder. Councillor JOHNSTON, remove yourself from the Chamber.

Councillor JOHNSTON: A point of order that is based on your rulings that you have made repeatedly in this place.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: It is. It is a form of intimidation and bullying what you are doing and I will not leave.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON: I will not leave. I made a valid point of order. I will not leave.

Chairman: Your first point of order was not valid.

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON.

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON, I do not appreciate the screaming, intimidating, bullying, harassing tactics that you are using in this Chamber at this time.

Councillor JOHNSTON: I try to debate in this place. I have made—

Chairman: You did not—

Councillor JOHNSTON interjecting.

Chairman: Councillor JOHNSTON, I would like to make a reply to your screaming, harassing statements.

Councillor JOHNSTON interjecting.

Chairman: You did not—

Councillor JOHNSTON: It is really clear that there is a valid point of order here that could have been raised. You're entitled to rule. But you are not entitled to—

Chairman: Councillor JOHNSTON, you did not mention adversely reflecting character until you reiterated your point of order. In your first point of order, it was an incorrect point of order. Your first point of order will show on the Hansard that it was not a correct point of order. You re-verified what you said to make it sound like a correct point of order. But my ruling was made. Remove yourself from the Chambers.

Councillors will show respect and professionalism in these Chambers. I will be calling rules and ruling points of order incorrect and ruling incorrect points of order as acts of disorder. Clearly said in Hansard last week, said again tonight.

Councillor JOHNSTON interjecting.

Councillor de WIT: Point of order, Madam Chairman.

Councillor JOHNSTON interjecting.

Chairman: Point of order. Councillor de WIT.

Councillor de WIT: Madam Chairman, if I could just ask for a point of clarification.

Chairman: Yes. A question, Councillor.

Councillor de WIT: Yes. The question is I understood, is it that councillor did not agree with the councillor's claim about the statement reflecting adversely and it was really a case that Councillor JOHNSTON refuses to accept the Chair's ruling. Is that what has happened here? Can you—

Chairman: In the first point of order, Councillor de WIT, Councillor JOHNSTON did not agree with Councillor SIMMONDS' argument. She said it was untrue and misrepresenting. Then she claimed a point to be misrepresented. When I asked, did you truly want me to rule on the first point, she said, yes. She reiterated the point of order which was different the second time, character reversing. If she'd said it right the first time, Councillor JOHNSTON. You were debating in the first point of order. The CEO is on his way. I ask Councillor JOHNSTON to leave the Chambers.

Councillor JOHNSTON, you were on a warning. Then you used a point of order to debate within a motion. I ruled that is an incorrect point of order and an act of disorder. I suspended you from the service of Council for eight days. You have refused to obey my direction to leave the Chamber. I will now call upon the Chief Executive Office, acting Chief Executive Officer, to remove you from the Chamber. Mr Rule, acting Chief Executive Officer, I authorise you to remove the councillor from the Chamber.

Mr Peter Rule, Executive Manager of the Office of the Lord Mayor and the Chief Executive, as authorised officer, enters the chamber.

Peter Rule: Councillor JOHNSTON, you have been lawfully directed by the Chairman to leave this meeting and you have failed to comply with that direction. I have been authorised by the Chairman to remove you from the Chamber. Councillor, before directing you to leave the Chamber, I would like to ask you to voluntarily leave the Chamber. Councillor, I'll ask you again. Will you please leave the Chamber?

Councillor JOHNSTON, will you please voluntarily leave the Chamber? I take it that you do not intend to respond to my voluntary request. Councillor, I now direct you to leave the Chamber. Councillor, again, I direct you to leave the Chamber. Councillor, I direct you to leave the Chamber.

Councillor, as you have not responded to me, you have failed to comply with my direction. Councillor, I hereby warn you that I fully intend to remove you from the Chamber as directed by the Chairman. If you continue to fail to comply with this direction, you will be obstructing me in the course of the fulfilments of my duties and thereby committing an offence under section 148 of the *City of Brisbane Act 2010*. Councillor, will you leave the Chamber?

I take it that you do not intend to comply. As you failed to comply with my direction, accordingly I have called upon the Queensland Police Service to eject you from the Chamber. Councillor, I will now also give consideration to seeking to have you prosecuted for breach of section 148 of the *City of Brisbane Act 2010*.

Peter Rule: Councillor JOHNSTON, I have been asked by the Chairman to ask you again would you please voluntarily leave the Chamber? Will you please leave the Chamber? I'll take that response as a refusal, Councillor JOHNSTON.

Chairman: DEPUTY MAYOR, can I have a motion for adjournment, please.

ADJOURNMENT:

302/2011-12

At that point, it was resolved on the motion of the DEPUTY MAYOR, Councillor Adrian SCHRINNER, seconded by Councillor Andrew WINES, that the meeting adjourn, to commence only when all councillors have vacated the chamber and the doors have been locked.

Chairman: I will ring the bells when the meeting recommences.

Council stood adjourned at 6.35pm.

Following Councillor JOHNSTON's failure to follow the Executive Manager's direction to leave the chamber, the Queensland Police Service (QPS) was called. QPS officers then arrived and were asked to remove Councillor JOHNSTON from the chamber. As Councillor JOHNSTON refused the QPS officer's request to leave the chamber, the meeting was resumed.

UPON RESUMPTION:

Chairman: Councillor SIMMONDS, any further debate on the substantive motion?

Councillor SIMMONDS: Not at this stage, Madam Chairman.

Motion put

As there was no further debate, the Chairman submitted the motion to the Chamber and it was declared **carried** on the voices.

PRESENTATION OF PETITIONS:

Chairman: Are there any petitions? Councillor COOPER.

Councillor COOPER: Thank you, Madam Chair. I have a petition from residents of Bracken Ridge concerning some barking dogs.

Chairman: Councillor KING.

Councillor KING: Thank you, Madam Chair; I have a petition from Deagon Ward residents against a McDonalds.

Chairman: Councillor SIMMONDS.
Councillor SIMMONDS: Thank you, Madam Chairman; I have a petition regarding a development at Ellerslie Crescent, Taringa.
Chairman: Councillor WINES.
Councillor WINES: Madam Chairman, I move: that the petitions as presented be received—
Councillor JOHNSTON interjecting.
Chairman: Councillor JOHNSTON, I am not recognising you on your feet.
Councillor JOHNSTON interjecting.
Chairman: Resume your seat.
Councillor JOHNSTON interjecting.
Chairman: Continue, Councillor WINES.
Councillor JOHNSTON interjecting.

303/2011-12

It was resolved on the motion of Councillor Andrew WINES, seconded by Councillor Fiona KING, that the petitions as presented be received and referred to the Committee concerned for consideration and report.

The petitions were summarised as follows—

| File No. | Councillor | Topic |
|-------------|-----------------|--|
| CA11/269870 | Amanda Cooper | Calling on Council to address the issue of barking dogs in Joyce Crescent and Leeza Court, Bracken Ridge |
| CA11/278022 | Fiona King | Registering opposition to the proposal for the development application for a McDonalds to be built on the corner of Board and Kift streets, Deagon |
| CA11/278155 | Julian Simmonds | Registering opposition to the proposal for the development application for a multi-unit dwelling at 16 Ellerslie Crescent, Taringa |

GENERAL BUSINESS:

DEPUTY MAYOR: Madam Chairman, I move: that the Meeting now be closed.
Councillor KING: Seconded.
Chairman: Can I just say, DEPUTY MAYOR, there has been no debate in General Business; is there anybody who wishes to do a General Business item?
Councillor JOHNSTON interjecting.
Chairman: There being nobody wishing to do General Business items, I declare the meeting closed.

QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN:

Questions submitted by Councillor Gail MacPherson on 10 November 2011:

- “Q1. Could the Town Clerk please advise how many schools applied to be considered for the 2012 Active School Travel Program?
Q2. Could the Town Clerk please advise which schools selected to take part in the 2012 Active School Travel Program have taken part in the program previously?
Q3. Could the Town Clerk please advise how many free helmets were provided as part of the 3 month trial review of City Cycle?”

- Q4.** Could the Town Clerk please advise advise how many applications for Daily City Cycle subscriptions were received during August 2011?
- Q5.** Could the Town Clerk please advise advise how many applications for Weekly City Cycle subscriptions were received during August 2011?
- Q6.** Could the Town Clerk please advise advise how many applications for 3 Month City Cycle subscriptions were received during August 2011?
- Q7.** Could the Town Clerk please advise advise how many applications for Annual City Cycle subscriptions were received during August 2011?
- Q8.** Could the Town Clerk please advise advise how many applications for Daily City Cycle subscriptions were received during September 2011?
- Q9.** Could the Town Clerk please advise advise how many applications for Weekly City Cycle subscriptions were received during September 2011?
- Q10.** Could the Town Clerk please advise advise how many applications for 3 Month City Cycle subscriptions were received during September 2011?
- Q11.** Could the Town Clerk please advise advise how many applications for Annual City Cycle subscriptions were received during September 2011?
- Q12.** Could the Town Clerk please advise advise how many applications for Daily City Cycle subscriptions were received during October 2011?
- Q13.** Could the Town Clerk please advise advise how many applications for Weekly City Cycle subscriptions were received during October 2011?
- Q14.** Could the Town Clerk please advise advise how many applications for 3 Month City Cycle subscriptions were received during October 2011?
- Q15.** Could the Town Clerk please advise advise how many applications for Annual City Cycle subscriptions were received during October 2011?
- Q16.** Could the Town Clerk please advise the number of times a City Cycle was hired in August 2011?
- Q17.** Could the Town Clerk please advise the number of times a City Cycle was hired in September 2011?
- Q18.** Could the Town Clerk please advise the number of times a City Cycle was hired in October 2011?"

ANSWERS TO QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN:

Submitted by Councillor Gail MacPherson (from meeting on 8 November 2011):

- “Q1.** Could the town clerk please advise the number of requests for advice, information and/or inspection of records made by a) ALP councillors b) LNP councillors C) Independent councillors that have been made and processed in accordance with Council's AP037 Advice Guidelines, AP038 Acceptable Request Guidelines, AP040 Inspection of Records by Councillors Policy and AP041 Inspection of Records by Councillors Procedure up until 1 Nov 2011.”

A1. *Information being compiled.*

Submitted by Councillor Nicole Johnston (from meeting on 8 November 2011):

- “Q1.** Would the town clerk please advise what are the reasons for Kennard Street being rejected as a suitable bridge site?

- Q2.** Would the town clerk please advise why has the short bridge, from sealed Kennard Street to Oxley Creek Common where a sealed bike track is very close, been rejected in favour of many hundreds of metres of new track, and the invasion of Nosworthy Park? What is the difference in cost between these two options?
- Q3.** Would the town clerk please advise will the bike track on Oxley Creek Common follow exactly the present walking track?
- Q4.** Would the town clerk please advise will it be sealed and to what width?
- Q5.** Would the town clerk please advise will there be a cleared area to each side of this sealed track and to what total width?
- Q6.** Would the town clerk please advise who will maintain this bikeway, e.g. against invasive weeds?
- Q7.** Would the town clerk please advise how much vegetation will have to be removed to provide this bicycle corridor on Oxley Creek Common? The current varied vegetation provides shade and interest to walkers, and habitat for many species of birds and other organisms. Many species of mistletoe flourish, of particular interest.
- Q8.** Would the town clerk please advise has BCC considered building a bikeway across the edge of the fields on the Common? This would leave the current woodland walk intact for wildlife and walkers, and keep the walkers safer from accidents.
- Q9.** Would the town clerk please advise numerous groups and families relax around the Environment Centre at the entrance to Oxley Creek Common, using the BBQs, picnic tables, shelter and toilets. Festivals draw crowds here. Will the bikeway be well separated from this relaxed area?
- Q10.** Would the town clerk please advise may the public view the environmental impact study for this proposal? Where may it be viewed?
- Q11.** Would the town clerk please advise at present people of all ages walk on this track, many with dogs on leashes. Groups of senior citizens are coming for picnics. Frequently birdwatchers are motionless, concentrating on observations, of scientific value. The ambience will be altered if cyclists come through quickly, perhaps ringing warning bells. Has BCC prepared the option of a separate track for cyclists, for safety reasons?
- Q12.** Would the town clerk please advise will lighting be provided from dusk to dawn from Nelson Street to Sherwood Road? Some cycling commuters have to travel at night-time. What will this cost, compared to the shorter Kennard St option? Will electrical wiring be underground?
- Q13.** Would the town clerk please advise as Nosworthy Park is a frequently used park, especially by family and church groups. Why was it decided to plan another concrete path across this open space, a path designed to allow passage of fast cyclists? Children play here, and youngsters may be learning to ride bicycles or tricycles. Scooters are another common form of transport there. Safety of all is a major issue.
- Q14.** Would the town clerk please advise this track (on the “plan”) appears to pass through the popular basketball court in Nosworthy Park. Where will this be re-sited? What will this cost? If re-sited, this means more concrete and more loss of grassed area for ball and other games.
- Q15.** Would the town clerk please advise this track (on the “plan”) appears to be very close to the current Nosworthy toilets. People coming in and out of the toilet precinct, or parents waiting for children, will have cyclists buzzing past, causing hazards to all. Will the toilets be moved? To what site? At what cost? Toilets are needed here for the use of many picnic groups, walkers and Bushcare volunteers.
- Q16.** Would the town clerk please advise since there are already vehicles park along Clewley, Donaldson, Nelson and Hassall Streets to use the trains at Corinda station. Will BCC provide extra parking for cars that come bringing recreational cyclists? Cutting into Nosworthy Park to provide extra parking would be highly unpopular as Nosworthy would become a concrete jungle, not a Park.
- Q17.** Would the town clerk please advise that as this Park has been cared for by BCC Bushcare volunteers for many years. Will planting done by BCC to enhance this bikeway proposal collaborate with the

selection of local plant species indigenous to the area, both in Nosworthy Park and on Oxley Creek Common? Will residents close to the bikeway, e.g. Erinvale Street, be consulted on vegetation selection?

- Q18.** Would the town clerk please advise concern is expressed for the proximity of parts of this proposed track to the creek. Oxley creek already has a rating of five, the lowest, for water quality. The riparian zone must be preserved to encourage a healthier waterway. What plans has BCC for protection of the relevant riparian areas?
- Q19.** Would the town clerk please advise what protection is planned that the concrete path of this bikeway does not exacerbate soil erosion? Without a track, some areas are regularly muddy from run-off. A concrete barrier, a track, will cause further problems.
- Q20.** Would the town clerk please advise at times of heavy rain, flooding occurs naturally. A well-planned and maintained riparian zone ameliorates the impact of such flooding. What plans have BCC for the effects from regular flooding to or caused by the bikeway?
- Q21.** Would the town clerk please advise will the slope in Nosworthy Park and on the Common be suitable for wheelchair use?
- Q22.** Would the town clerk please advise as to the possible use of the community-zoned land on the Common. This is relevant for planning for the overall use of this property, including where bikeways and bridges may be most suitably sited.
- Q23.** Would the town clerk please advise why was the decision taken to have no public consultation both before the planning began and now a final and only option is being publicised by BCC?"

A1 to A23. Information being compiled.

RISING OF COUNCIL: 6.55pm.

PRESENTED:

and CONFIRMED

CHAIRMAN

Council officers in attendance:

Peter Rule (Executive Manager, Chief Executive's Office)

Angela Tan (Team Leader, Council and Committees Support)

David Redding (Council and Committees Support Officer)

Stephanie Thompson (Council and Committees Support Officer)

Richard Ang (Personal Support Officer to the Lord Mayor and Council Orderly)