



Agenda – Late Items

Ordinary Meeting

Tuesday, 9 May 2023

Time: 9.15 am
Location: Council Chambers
82 Brisbane Street
BEAUDESERT QLD 4285

**Scenic Rim Regional Council
Ordinary Meeting
Tuesday, 9 May 2023
Agenda – Late Items**

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10 Consideration of Business of Meeting

Additional Items

10.6 Consideration of Received Public Comments and Submissions Regarding the 2023-2024 Draft Budget

Executive Officer: General Manager Council Sustainability

Item Author: General Manager Council Sustainability

Attachments:

1. Community Consultation Budget Submissions [↓](#) 

Executive Summary

Scenic Rim Regional Council released the 2023-2024 Draft Budget Overview for viewing and public consultation on 4 April 2023. Residents were invited to provide comments and submissions via Council's 'Let's Talk Scenic Rim' Budget Consultation page by 3 May 2023.

Recommendation

That:

1. Council receive and note the submissions and presentations relating to the 2023-2024 Draft Budget; and
2. Council direct the Chief Executive Officer to collate the submissions to inform discussions relating to the 2023-2024 Draft Budget.

Previous Council Considerations / Resolutions

At the Ordinary Meeting held on 4 April 2023, it was resolved:

"That Council receive and accept the Draft 2023-2024 Budget, Draft Capital Works Program and Draft Schedule of Fees and Charges, and approve its release for public consultation."

Report / Background

In accordance with the *Local Government Act 2009* and the *Local Government Regulation 2012*, Council must adopt a budget each financial year.

Part of the process for the 2023-2024 Draft Budget incorporated the provision to allow for community consultation. The consultation commenced following the endorsement of the 2023-2024 Draft Budget Overview at the Ordinary Meeting held on 4 April 2023 and concluded on Wednesday, 3 May 2023.

The consultation has been undertaken via Council's Let's Talk Scenic Rim platform complemented with the staging of three community consultation sessions:

- 20 April 2023 - Boonah Cultural Centre [5:30-7:00pm];
- 26 April 2023 - The Centre (Beaudesert) [5:30-7:00pm]; and
- 27 April 2023 - Tamborine Mountain State School [5:30-7:00pm].

The attendance at the sessions were 3, 12 and 40 people respectively.

Council has formally received a total of 38 written submissions with eight submitters requesting to present their submission to Council.

The listing of submitters attending the Council to present their submissions are:

- Nigel Waistell;
- Julie Wilkinson;
- Sharon Rae;
- Michael Grabi;
- Adrian Sandell (Kooralbyn Community Group Inc);
- Mick Angus (Tamborine Mountain Sports Association President);
- Guy Ritani; and
- Keiron Walsh.

Each submitter will have five minutes to speak and an additional five minutes will be allocated after each speaker, where applicable, for Councillors to seek clarification on any particulars of the submissions.

Budget / Financial Implications

The current forecast draft budget position for the year ending 30 June 2024 provides for an operating surplus of \$33 thousand and an overall (net) operating result of \$12.241 million after capital revenue of \$12.208 million is included. The proposed Draft Capital Works Program includes capital expenditure for 2023-2024 of \$32.963 million.

Strategic Implications

Operational Plan

Theme: 3. Open and Responsive Government

Key Area of Focus: Ongoing integrity of Council's practice and processes

Legal / Statutory Implications

170 Adoption and amendment of budget

- (1) A local government must adopt its budget for a financial year -
 - (a) after 31 May in the year before the financial year; but
 - (b) before -
 - (i) 1 August in the financial year; or
 - (ii) a later day decided by the Minister.
- (2) If the budget does not comply with section 169 when it is adopted, the adoption of the budget is of no effect.

- (3) The local government may, by resolution, amend the budget for a financial year at any time before the end of the financial year.
- (4) If the budget does not comply with the following when it is amended, the amendment of the budget is of no effect -
 - (a) section 169;
 - (b) the local government’s decision about the rates and charges to be levied for the financial year made at the budget meeting for the financial year.

Note -

A local government may only decide the rates and charges to be levied for a financial year at the budget meeting for the financial year. See the Act, section 94(2).

Risks

Strategic Risks

The following Level 1 and Level 2 (strategic) risks are relevant to the matters considered in this report:

SR47 Inadequate or lack of an appropriate Financial Management Framework (including systems, policies, procedures and controls) in place to adequately minimise risk of fraudulent action and to maximise financial sustainability.

Risk Assessment

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
Financial/Economic Failure to ensure annual budget is delivered in accordance with internal and legislative timeframes.	4 Major	Possible	High	<ul style="list-style-type: none"> • Budget is prepared by suitably qualified and experienced staff. • Budget Packs facilitate the collection of required budget information from each department • Budget timetable is developed and endorsed by the Executive Team and Council • New Initiatives require the completion of a business case • A rating category information statement is issued with rate notices • A Revenue Statement and Revenue Policy are prepared in accordance with the Local Government Act and Regulation • Rates and Charges information is available on Council's website • Council makes available relevant budgetary information in the Community Budget Report 	Low

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
				<ul style="list-style-type: none"> Community consultation on the draft budget undertaken 	

Consultation

This was Council's first undertaking of budget community consultation and Council wishes to thank all those who actively participated in the process. Council will endeavour to schedule the budget community consultation on an annual basis as part of its budget preparation process.

Internal: Councillors, Executive Management Team and staff

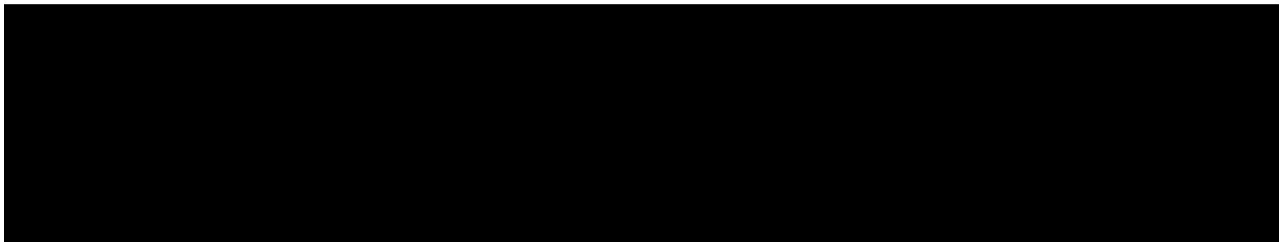
External: Department of State Development, Infrastructure, Local Government and Planning, Queensland Valuer-General, Queensland Audit Office and Queensland Treasury Corporation

Conclusion

Following the provision of the 2023-2024 Draft Budget Overview for public consultation, a number of submissions were provided. Council is now requested to note these submissions and seek that they are facilitated into upcoming Councillor Budget Workshops.

Alternatively, Council could resolve to not receive and note the submissions regarding the 2023-2024 Draft Budget.

At time of this report being prepared, the consultation period was still open and such the attachment containing all comments and submissions will be provided separately and included as part of the agenda.



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Nigel Waistell just submitted their feedback on the *Draft 2023-2024 Budget* with the responses below.

Budget Feedback:

The Community needs to know how their rates are being spent in detail.

Nature of Feedback:

The Operational Budget provided that detail but you will not publish that budget. Material and Services of the OB is 39%. How is this being spent?

Would you like to attend the Ordinary Council Meeting on 9 May 2023?

Yes, I will be attending.

If you have answered 'Yes' to the above question, please supply your full name and contact phone number so we can advise you of the proceedings for Council's Ordinary Meeting on 9 May 2023.

Nigel Waistell 

10.7 Procurement Exception under Section 235 Local Government Regulation 2012

Executive Officer: General Manager Council Sustainability

Item Author: General Manager Council Sustainability

Attachments: Nil

Executive Summary

This report seeks Council's approval for the engagement of suppliers under section 235 of the *Local Government Regulation 2012* (the Regulation) during the 2022-2023 financial year.

Recommendation

That Council resolve to engage the following suppliers under section 235 of the *Local Government Regulation 2012*:

Supplier	Services	Exception	Expiry
Bencee Pty Ltd	Construction of Tamborine Mountain Library Outdoor Area	235(b)	30/06/2023

Previous Council Considerations / Resolutions

At the Ordinary Meeting held on 7 March 2023 (Item 10.3), Council resolved to engage the following suppliers under section 235 of the Regulation during the 2022-2023 financial year.

Supplier	Services	Exception	Expiry
Destination Scenic Rim	Member-based local tourism organisation	235(b)	30/06/2023
Towri Sheep Cheeses	Promotional Event	235(b)	30/06/2023
SmartCrete Cooperative Research Centre	Recycled road base material	235(b)	30/06/2023

At the Ordinary Meeting held on 16 August 2022 (Item 10.4), Council resolved to engage the following suppliers under section 235 of the Regulation during the 2022-2023 financial year.

Supplier	Services	Exception	Expiry
Solutions in Transport	Traffic management services	235(b)	30/06/2023
OnTheNet	Broadband and network services	235(b)	30/06/2023
Plant Assessor	Plant safety risk assessment services	235(b)	30/06/2023
CWASH Pty Ltd	Rental of land	235(a)	30/06/2023
Lavender House	Employee Assistance Program (EAP)	235(b)	30/06/2023

Report / Background

In accordance with section 235 of the Regulation, Council may enter into a medium-sized contractual arrangement or large-sized contractual arrangement without first inviting written quotes or tenders if:

- (a) the local government resolves it is satisfied that there is only one supplier who is reasonably available; or
- (b) the local government resolves that, because of the specialised or confidential nature of the services that are sought, it would be impractical or disadvantageous for the local government to invite quotes or tenders; or
- (c) a genuine emergency exists; or
- (d) the contract is for the purchase of goods and is made by auction; or
- (e) the contract is for the purchase of second-hand goods; or
- (f) the contract is made with, or under an arrangement with, a government agency.

The exceptions under section 235(b) of the Regulation require Council to resolve these exceptions and the submission of reports to Council to obtain exceptions under these Regulation provisions is commonplace in Queensland councils.

Bencee Pty Ltd

Bencee Pty Ltd (Bencee) are currently engaged to undertake the building works component of the new Tamborine Mountain Library project. The funding deadline for the construction of the new Tamborine Mountain Library is 30 June 2023. When requesting tenderers through an open tender on VendorPanel for the building works associated with the library project, Bencee was the only tenderer that submitted. It is proposed to engage Bencee for the construction of the additional scope outdoor area for the new Tamborine Mountain Library project.

Engaging Bencee will ensure the delivery of the outdoor area is completed by 30 June 2023 to coincide with the completion of the current library refurbishment project. In addition, maintaining the use of the existing contractor also enables Council to realise savings on site mobilisation and establishment costs associated with engaging a new contractor to undertake the works.

A quantity surveyor (QS) report was undertaken by Hamilton Hayes and Henderson Architects Pty Ltd for the construction of the outdoor area, the QS estimated the construction costs at \$210,000. Officers requested the inclusion of additional planter boxes, timber screening, fence and gate for pedestrian safety and water hand basin area be included post the undertaking of the QS.

Bencee has provided a cost proposal to the value of \$288,157.42, the proposal consists of the following:

- Concrete works - Demo and removal of existing gardens and concrete pavement area for new slab, 10 BP1 piers 600mm diameter x 1200mm deep, new exposed concrete slab in Nucon Flinders exposed, approximately 104m², all works as per engineer design sketch no SK060;
- Structural works - Scope of works fabricate and install Roof Structure as per detail SK070 (08/03/23) Includes 139x6 circular hollow sections (CHS) columns, 200UB25 rafters, and 200 parallel flange channel (PFC) fascia's (Note, rolled fascia must be perpendicular to the roof sheets), all structural steel items to be hot dip galvanised, includes Z20015 purlins in standard zinc coatings and crane hire;
- Plaster works - Supply and install FC ceiling with trims, joiner strips and exposed face screws;
- Painting - Steel posts, fibre cement (FC) panelling to undercover area;
- Block walls - supply and lay of 200 series grey block and honed/coloured block, natural sand, grey cement, plasticizer, supply and installation of relevant reinforcement, labour to core fill, pump truck hire, supply 20Mpa core fill, all horizontal movement of materials, supply and install honed/coloured capping blocks and an allowance for curved works;

- Fencing works - fencing and gate to existing garden area;
- Roofing - supply and fit Lysaght Colorbond CGI installed to wind rating for area. Supply and fit colorbond gutter and roof barge capping's;
- Line marking - as per architectural plans; and
- Waterproofing - water proofing to garden bed block walls;

The cost proposal received from Bencee for the individual components is comparable to the independent QS report prepared and includes the additional components requested, therefore demonstrating value for money.

Budget / Financial Implications

At the Ordinary Meeting held on 18 April 2023, Council resolved to approve an allocation of \$350,000 towards the outdoor area works, which includes a contingency allocation. These works intend to complement the original Tamborine Mountain Library refurbishment project and be delivered to coincide with its completion.

Strategic Implications

Operational Plan

Theme: 6. Accessible and Serviced Region

Key Area of Focus: Accessibility and reliability of Council-controlled transport, flood mitigation and drainage infrastructure, with enhanced resilience

Legal / Statutory Implications

Local Government Regulations, Section 235 - Other exceptions.

Risks

Strategic Risks

The following Level 1 and Level 2 (strategic) risks are relevant to the matters considered in this report:

- SR47 Inadequate or lack of an appropriate Financial Management Framework (including systems, policies, procedures and controls) in place to adequately minimise risk of fraudulent action and to maximise financial sustainability.
- SR59 Non-compliance with legislation and/or procurement policies and procedures resulting in successful claim against Council beyond limit insured for.

Risk Assessment

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
Governance, Risk & Compliance Failure to develop and adhere to procurement policy and processes	3 Moderate	Possible	Medium	Procurement Policy and guidelines have been developed and are reviewed annually	Low

Consultation

Consultation has occurred between Council areas Customer, Community and Culture, Maintenance and Operations and Council Sustainability's Procurement teams in regards to the requirements associated with the procurement exemption.

Hamilton Hayes and Henderson Architects Pty Ltd were engaged to prepare a detailed design and quantity surveyor report of the proposed outdoor area construction.

Bencee Pty Ltd have provided a cost proposal for the construction of the outdoor area associated with the Tamborine Mountain Library.

Conclusion

Council is requested to consider, based on the rationale and merits provided in this report, to resolve to engage the following suppliers under section 235 of the Regulation for the period through until 30 June 2023.

Supplier	Services	Exception	Expiry
Bencee Pty Ltd	Construction of Tamborine Mountain Library Outdoor Area.	235(b)	30/06/2023