

25th March 2022

Tom Linskey
c/o Meadowbrook Golf Club
2 Golf Course Drive
Meadowbrook 4131

Dear Mr. Darren Scott,

RE: COUNCIL CONSENT FOR A COMMUNITY CLUB LIQUOR LICENCE AND GAMING MACHINE LICENCE SUBMITTED TO LOGAN CITY COUNCIL (COUNCIL) BY AUSTRALIAN GOLF MANAGEMENT CORPORATION (AGMC) ON BEHALF OF MEADOWBROOK COUNTRY GOLF CLUB INC (MCGC)

When I heard two weeks ago that you had been appointed as the new Council CEO and that Mr. Trinca was no longer the acting CEO of the Council, it gave me hope that with a new Council CEO in place, there might now be an opportunity to resolve:

1. Council's nonresponse to AGMC's request that Council consent to AGMC's application (which is being made on behalf of MCGC) for a Community Club Liquor Licence and Gaming Machine Licence; and
2. Council's litigation with AGMC – a process that is currently costing both AGMC and the ratepayers of Logan millions of dollars (Millions of dollars that could otherwise be spent on the Golf Course).

My name is Tom Linskey.

I have been a member of the Professional Golfer's Association of Australia (PGA) for fifty-seven years.

I served as a Board Member of the Association for more than twenty years.

When the PGA separated the Tournament Playing Section from the main body in 1977, I became the Founding Secretary Treasurer of The Australasian PGA Tour. Graham Marsh was the President. Mr. Marsh and I held those respective positions until retiring together in 1991.

In 1981 I was 'headhunted' by the Italian Golf Federation, an Italian Government body to establish The National School of Golf. The National School of Golf was an Italian Golf Federation initiative, set up to train the Golf Professionals, the Club Managers and the Golf Course Superintendents, all of which were needed to service the booming golf industry in Italy.

Before returning to Australia in 1985, I was awarded Life Membership of the Italian PGA.

To this day I am still consulted by various parts of the Italian Golf Industry.

In 1986 the newly formed Logan City Council called for expressions of Interest from people in the golf industry to develop and run a Golf Course for the residents of Logan.

Along with five associates, I formed the Australian Golf Management Corporation. (AGMC)

The project was awarded to AGMC.

The concept was simple enough, AGMC would design, construct and run a 27 hole Golf Course, clubhouse and driving range, all at no cost to the Council.

AGMC was granted a ninety year lease which commenced on the 1st of July 1987.

I should point out, that to this day, the Council has not contributed one single dollar towards “its Public Golf Course”.

I have a long history with the Golf Course and the Golf Club.

In my roles as designer, constructor, maintainer, general manager and head pro I have seen firsthand the development of the Golf Course from a bush Golf Course to the prosperous enterprise it has become today.

I also saw firsthand the demise of the Golf Course caused by the Council’s decision to put a new sewer line through the Golf Course. Not so much because of the decision in itself, which seemed sensible enough at the time- a proposed short, five month interruption to the Golf Course, which would allow the Council to construct infrastructure which would deliver a major benefit to the community. And, by constructing the sewer line through the Golf Course, the Council, as it had previously publicly announced, would save some \$89m dollars,

But the nightmare that followed was totally criminal.

I felt that I should write to you and request that you, in your capacity of CEO of the Council, familiarise yourself with the pertinent facts relating to:

1. The application which has already been made to the Council, seeking the Council’s consent to AGMC’s application, made on behalf of MCGC, for a Community Club Liquor Licence and Gaming Machine Licence and
2. The on-going litigation between AGMC and the Council.

To assist you, I have attached a chronology (Chronology) of what AGMC and MCGC say is an accurate chronology of the events that led to the current and ongoing litigation between Council and AGMC and the Council and MCGC. I have also set out the history behind AGMC’s request of the Council to consent to AGMC’s application (on behalf of MCGC) for a Community Club Liquor Licence and Gaming Machine Licence.

I can assure you AGMC and MCGC can corroborate every allegation that is made in the attached Chronology.

AGMC, MCGC and everyone associated with the Golf Course believes that these facts have never been aired in Council.

AGMC and MCGC believe that the facts have been hidden from the Mayor, the Officers and the Councillors.

Furthermore, It causes me great distress to be repeatedly told by Councillors and Council Officers alike that they know nothing about AGMC’s claims and that they have been instructed not to say anything about the ongoing litigation for fear of being sacked!

I am aware that this is a very serious allegation.

If necessary, I can supply an affidavit confirming the names of the Councillors and the dates when those Councillors made these allegations.

How on earth can it be that an elected representative of the residents of Logan can be banned from discussing or hearing or receiving information pertaining to material issues that are taking place in his/her electorate?

AGMC, MCGC and I invite you, in your capacity of the CEO of the Council, to act in the best interests of the residents of Logan.

AGMC and MCGC have little doubt that on completion of your investigations you will agree with their requests – all as set out below.

COUNCIL'S CONSENT TO AGMC'S APPLICATION (ON BEHALF OF MCGC) FOR A COMMUNITY CLUB LIQUOR LICENCE AND GAMING MACHINE LICENCE

AGMC, on behalf of MCGC, sought Council's consent for AGMC to apply for a Community Club Liquor Licence and Gaming Machine Licence (Application). The nature of the Application is contemplated in AGMC's existing lease with Council.

The approval would provide a great facility for the residents of Logan and, with AGMC spending millions of dollars on a Council asset, comes free of any cost to the Council!

This Consent would ensure the sustainability of MCGC and the Golf Course for decades to come and would result in the creation of over one hundred new local jobs.

To our great disappointment, Council has referred this matter to its litigation lawyer who is handling the litigation with AGMC.

Mr Sharry of Clayton Utz is a solicitor skilled in litigation. The litigation between Council and AGMC is an entirely separate matter to the Application. It is not appropriate for Council to appoint Clayton Utz, far less for Council to employ Mr Sharry on this matter.

AGMC and MCGC see Council's conduct on this matter as yet another example of the conduct espoused by the Council's previous CEO; conduct that ignores procedural fairness and lacks good faith.

AGMC and MCGC request that you, in your capacity of CEO of the Council, ensure that:

1. Council review AGMC's Application in good faith.
2. Mr Trinca be removed from any part of the process by which AGMC's Application is being reviewed.

Note: AGMC made this same request to have Mr Trinca removed from the Supreme Court Mediation with Council- on account of Mr Trinca being conflicted due to his alleged conduct during the time of the events that led to AGMC's claim. Council agreed with AGMC's request then. AGMC and MCGC ask that Council again agrees that Mr Trinca is conflicted and should therefore not be involved in the Application process.

3. Clayton Utz plays no part in the approval process of the Application.
4. The Application be approved by Council ASAP.

ON-GOING LITIGATION BETWEEN AGMC AND COUNCIL

AGMC and the Council have been litigating in the Supreme Court for 3 years now. Both AGMC and the Council have spent millions of dollars on Legal fees. So far nothing has been achieved.

AGMC and MCGC believe that Council is entirely unaware as to the facts behind AGMC's claim for compensation. (Save perhaps for, the Council's previous acting CEO, Mr Trinca). AGMC believes that the facts behind AGMC's compensation claim have been hidden from Council.

AGMC believes it would be in the interest of all parties if the facts of the matter are aired now. While AGMC is entirely confident that it will prevail if the matter is eventually heard in court, AGMC sees no benefit to the Council or AGMC in wasting millions of dollars on legal fees. AGMC holds the strong opinion that if the facts were known the matter would never get to Court.

AGMC believes that the matters currently being litigated by the Council and AGMC can be resolved through negotiation. Negotiations held in good faith and holding the interests of the residents of Logan paramount at all times.

Everyone associated with the Golf Club has witnessed firsthand the events all as set out in the attached Chronology.

AGMC and MCGC request that you, in your capacity as CEO of the Council, ensure that Council:

1. Agree to recommence the Mediation process.
2. Mediate in good faith, acknowledging the importance of procedural fairness and Council's obligations to be a "model litigant".
3. Ensure that the Mayor and the 12 Councillors of Logan are fully aware of the allegations being made by AGMC.
4. Ensure any previous restrictions or censorship placed upon the elected Councillors of Logan pertaining to this matter are removed.

PUBLIC CAMPAIGN TO BRING THE FACTS TO THE PEOPLE OF LOGAN

For all the reasons as set out in this letter and the attached Chronology, AGMC and MCGC believe it is imperative that the facts surrounding AGMC's and MCGC's ongoing disputes with Council be shared with the people of Logan. Ensuring that the residents of Logan know:

1. The story behind AGMC's ongoing costly litigation with the Council.
2. The way the Council has (prior to your appointment as CEO) responded to AGMC's compensation claim.
3. Who has provided the millions of dollars of improvements to the Golf Course and its facilities (Which is of course is a Council asset and a public facility).
4. How Logan City Council contributes less than nothing to its public Golf Course; unlike many other Council's.
5. To this end, AGMC and MCGC have requested that I copy this letter and the attached Chronology to:
 1. The Lord Mayor of the Logan City Council
 2. The twelve Logan City Councillors
 3. Meadowbrook Golf Club's Facebook Page
 4. Meadowbrook Golf Club Instagram Page
 5. Every household in Logan

MCGC is planning on setting up a Crowd Funding facility so as to enable it to fund any further legal costs that may be required should the Council continue with its unreasonable and adversarial approach whereby it continues to withhold its Consent to AGMC's pending Application. It is hoped that your intervention may allow us to abandon this plan.

AGMC, MCGC and every one of Meadowbrook Golf Club's, over one thousand members, call upon you to intervene and to see that justice is achieved.

Not just for AGMC and MCGC, but for every resident of Logan.

We look forward to receiving your considered and constructive response.

Tom Linskey
25th March 2022