

# Minutes

## Ordinary Meeting

**Thursday, 28 January 2021**

**Council Chambers, 1 Omrah Avenue, Caloundra**



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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.

**1 DECLARATION OF OPENING**

The Chair declared the meeting open at 9:00am.

**2 WELCOME AND OPENING**

Councillor R Baberowski acknowledged the Traditional Custodians of the land on which the meeting took place.

The Chair then read a prayer which was provided by Pastor Chris Johnson from the Glasshouse Country Baptist Church.

**3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE****COUNCILLORS**

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Deputy Mayor)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

**COUNCIL OFFICERS**

Chief Executive Officer  
Group Executive Built Infrastructure  
Group Executive Customer Engagement and Planning Services  
Group Executive Economic and Community Development  
A/Group Executive Business Performance  
Group Executive Liveability and Natural Assets  
Chief of Staff  
Chief Strategy Officer  
Executive Manager  
Coordinator CEO Governance & Operations  
Coordinator Planning Scheme and Projects  
A/ Coordinator Financial Services

**APOLOGIES**

Nil

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**4 RECEIPT AND CONFIRMATION OF MINUTES**

**Council Resolution**

**Moved: Councillor E Hungerford**  
**Seconded: Councillor W Johnston**

*That the Minutes of the Ordinary Meeting held on 10 December 2020 be received and confirmed.*

**Carried unanimously.**

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**5 MAYORAL MINUTE**

Nil

**6 INFORMING OF CONFLICTS OF INTEREST**

**6.1 PRESCRIBED CONFLICTS OF INTEREST**

Nil

**6.2 DECLARABLE CONFLICTS OF INTEREST**

Nil

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**7 PRESENTATIONS / COUNCILLOR REPORTS**

Nil

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**8 REPORTS DIRECT TO COUNCIL****8.1 PLANNING SCHEME REVIEW AND PREPARATION OF A NEW PLANNING SCHEME**

**File No:** Council meetings  
**Author:** Coordinator Planning Scheme and Projects  
Customer Engagement & Planning Services Group  
**Attachments:** Att 1 - Planning Scheme Review Report  
Att 2 - Project Plan  
Att 3 - Proposed Community Engagement Approach

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**Council Resolution** (OM21/1)

**Moved:** Councillor P Cox  
**Seconded:** Councillor R Baberowski

*That Council:*

- (a) *receive and note the report titled “**Planning Scheme Review and Preparation of a New Planning Scheme**”*
- (b) *based on a review of the current planning scheme, decide to replace the planning scheme*
- (c) *propose to make a new planning scheme under section 18 of the Planning Act 2016 and*
- (d) *delegate authority to the Chief Executive Officer to prepare and progress the proposed planning scheme under the Planning Act 2016 and Minister’s Guidelines and Rules.*

**For:** Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O’Pray, Councillor M Suarez and Councillor D Law.

**Against:** Councillor J Natoli.

**Carried.**

**Council Resolution**

**Moved:** Councillor W Johnston  
**Seconded:** Councillor C Dickson

*That Council grant Councillor E Hungerford an extension of time for five minutes to speak further to the motion.*

**Carried unanimously.**



**Council Resolution**

**Moved:** Councillor R Baberowski  
**Seconded:** Councillor T Landsberg

*That Council grant Councillor W Johnston an extension of time for five minutes to speak further to the motion.*

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor M Suarez  
**Seconded:** Councillor R Baberowski

*That Council grant Councillor J Natoli an extension of time for five minutes to speak further to the motion.*

**For:** Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor J Natoli, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor M Suarez and Councillor D Law.

**Against:** Councillor J O'Pray.

**Carried.**

**Council Resolution**

**Moved:** Councillor M Suarez  
**Seconded:** Councillor W Johnston

*That Council grant Councillor J Natoli a further extension of time for five minutes to speak further to the motion.*

**For:** Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor J Natoli, Councillor W Johnston, Councillor C Dickson and Councillor M Suarez.

**Against:** Councillor P Cox, Councillor E Hungerford, Councillor J O'Pray and Councillor D Law.

**Carried.**

Councillor W Johnston raised a point of order on the basis of inaccurate comments made by Councillor J Natoli that reflected badly on his fellow Councillors. The Mayor upheld the point of order.

Councillor D Law raised a point of order on the basis that Councillor J Natoli had made the inaccurate assertion that the Councillors who had voted against granting him an extension of time to speak further, were denying him the right to speak. Councillor D Law explained that he and the other Councillors had no intention of denying Councillor J Natoli the right to speak if the Councillor contained his comments to the motion before Council. The Mayor upheld the point of order.

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**8.2 REVIEW OF THE CLASSIFICATION AND MANAGEMENT OF COUNCIL INFORMATION**

**File No:** Council meetings  
**Author:** Chief of Staff  
Office of the CEO  
**Appendices:** App A - Terms of Reference  
**Attachments:** Att 1 - Information Access and Management Policy

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**Council Resolution** (OM21/2)

**Moved:** Councillor M Suarez  
**Seconded:** Councillor D Law

*That Council:*

- (a) *receive and note the report titled “**Review of the classification and management of Council information**”*
- (b) *approve the Terms of Reference for the review of the classification and management of Council information as outlined in Appendix A of this report and*
- (c) *authorise the Chief Executive Officer to proceed to commission an independent external review of the classification and management of Council information in accordance with the key principles outlined in this report.*

**Carried unanimously.**

**8.3 DECEMBER 2020 FINANCIAL PERFORMANCE REPORT****File No:** Financial Reports**Author:** Coordinator Financial Services  
Business Performance Group**Attachments:** Att 1 - December 2020 Financial Performance Report

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**Council Resolution** (OM21/3)**Moved:** Councillor E Hungerford**Seconded:** Councillor W Johnston

*That Council receive and note the report titled "**December 2020 Financial Performance Report**".*

**Carried unanimously.**

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**9 NOTIFIED MOTIONS**

Nil

  

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**10 TABLING OF PETITIONS****10.1 PETITION - REINSTALL THE SHADE CLOTH TO PROTECT NESTING  
TURTLES - WILDLIFE RESCUE SUNSHINE COAST**

**File No:** Council meetings  
**Author:** Councillor T Landsberg  
Elected Member

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**Council Resolution** (OM21/4)

**Moved:** Councillor T Landsberg  
**Seconded:** Councillor C Dickson

*That Council resolve the petition from Wildlife Rescue Sunshine Coast tabled by Councillor T Landsberg relating to replacing the shade cloth for turtles at William Street, Shelly Beach be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

  

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**10.2 PETITION - REPLACE SHADE CLOTH FOR TURTLES, WILLIAM STREET, SHELLY BEACH**

**File No:** Council meetings  
**Author:** Councillor T Landsberg  
Elected Member

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**Council Resolution** (OM21/5)

**Moved:** Councillor T Landsberg  
**Seconded:** Councillor W Johnston

*That Council resolve the petition tabled by Councillor T Landsberg relating to replacing the shade cloth for turtles at William Street, Shelly Beach be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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**10.3 PETITION - RESTRICT UNRESTRAINED EXERCISING OF DOGS ON MOOLOOLAH RIVER BEACHES**

**File No:** Council meetings  
**Author:** Councillor J Natoli  
Elected Member

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**Council Resolution** (OM21/6)

**Moved:** Councillor J Natoli  
**Seconded:** Councillor W Johnston

*That Council resolve the petition tabled by Councillor J Natoli relating to restricting unrestrained exercising of dogs on Mooloolah River Beaches be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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**10.4 PETITION - ACTION TO CEASE THE DOG BARKING FROM BALEMO STREET MINYAMA**

**File No:** Council meetings  
**Author:** Councillor J Natoli  
Elected Member

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**Council Resolution** (OM21/7)

**Moved:** Councillor J Natoli  
**Seconded:** Councillor T Landsberg

*That Council resolve the petition tabled by Councillor J Natoli relating to ceasing the dog barking from Balemo Street Minyama be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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**11 CONFIDENTIAL SESSION**

Nil

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**12 NEXT MEETING**

The next Ordinary Meeting will be held on 25 February 2021.

**13 MEETING CLOSURE**

The meeting closed at 12:24pm.

Confirmed 25 February 2021.

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CHAIR

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14 APPENDICES

8.2 [REVIEW OF THE CLASSIFICATION AND MANAGEMENT OF COUNCIL INFORMATION – APP A – TERMS OF REFERENCE](#)