

# Minutes

## Ordinary Meeting

**Thursday, 10 December 2015**

**Council Chambers, Corner Currie and Bury Streets, Nambour**



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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 OPENING PRAYER**

Father James Hall from St John The Baptist Anglican Church Nambour read a prayer.

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

Councillor M Jamieson	Mayor
Councillor R Baberowski	Division 1
Councillor T Dwyer	Division 2 (Absent Items 9.2.1 – 13)
Councillor P Cox	Division 3
Councillor C Thompson	Division 4
Councillor J McKay	Division 5
Councillor C Dickson	Division 6 (Absent Items 1 - 8.2.7)
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor S Robinson	Division 9
Councillor G Rogerson	Division 10

**EXECUTIVE LEADERSHIP TEAM**

Chief Executive Officer  
Director Community Services  
Director Corporate Services  
Director Corporate Strategy and Delivery  
Director Infrastructure Services  
Acting Director Regional Strategy and Planning

**APOLOGIES**

Director Regional Strategy and Planning

**COUNCIL OFFICERS**

Principal Development Planner  
Manager Development Services  
Senior Development Planner  
Acting Manager Finance  
Senior Property Officer  
Coordinator Land Management  
Senior Property Officer  
Development Officer  
Project and Development Officer  
Team Leader Sports Planning & Development  
Team Leader Sunshine Coast Stadium  
Manager Community Facilities & Planning  
Coordinator Community Land Permits and Parking  
Manager Community Response

Coordinator Parks Operations & Contracts  
Manager Parks & Gardens  
Coordinator Open Space & Social Policy  
Principal Place Project Officer  
Place Project Officer  
Manager Transport Infrastructure Management  
Coordinator Property, Projects and Development

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#### 4 RECEIPT AND CONFIRMATION OF MINUTES

##### Council Resolution

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor G Rogerson

*That the minutes of the Ordinary Meeting held on Thursday 12 November 2015, be received and confirmed with the following amendment:*

*Notice of Motion – Caloundra Junior Rugby League Club - Council Resolution (OM15/220)*

*That Council:*

- (a) *authorise the Chief Executive Officer to refer the cost of the roof replacement at the Caloundra Junior Rugby League Club facility to Budget Review 2 and*
- (b) *note that the cost estimate for such replacement has been costed by Council at \$53,400 (ex GST).*

*and the Minutes of the Special Meeting (Planning Scheme Amendments including Palmview) held on 23 November 2015 be received and confirmed.*

**Carried Unanimously.**

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#### 5 OBLIGATIONS OF COUNCILLORS

##### 5.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 172 of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.



**5.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS**

Councillor M Jamieson declared a conflict of interest in relation to Item 8.1.1 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

Councillor J O'Pray declared a conflict of interest in relation to Item 8.1.1 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

Councillor G Rogerson declared a perceived conflict of interest in relation to Item 8.1.1 (as defined in section 173 of the *Local Government Act 2009*) due to a personal association with an affected party.

Councillor J O'Pray declared a perceived conflict of interest in relation to Item 8.3.2 (as defined in section 173 of the *Local Government Act 2009*) due to his association with an applicant.

Councillor G Rogerson declared a perceived conflict of interest in relation to Item 8.3.3 (as defined in section 173 of the *Local Government Act 2009*) as a founding member of the Sunshine Coast Motorcycle Club Inc.

Councillor M Jamieson declaration a perceived conflict of interest in relation to Item 8.4.2 (as defined in section 173 of the *Local Government Act 2009*) due to an interest in land in the area.

Councillor G Rogerson declared a perceived conflict of interest in relation to Item 11.2.2 (as defined in section 173 of the *Local Government Act 2009*) due to his association with an affected party.

Councillor J O'Pray noted his association with an affected party in relation to Item 11.2.2.

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**6 MAYORAL MINUTE**

Nil

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**7 PRESENTATIONS****7.1 PRESENTATION - PLANNING INSTITUTE OF AUSTRALIA 2015 AWARD FOR PLANNING EXCELLENCE IN QUEENSLAND**

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**Council Resolution** (OM15/230)**Moved:** Councillor R Baberowski**Seconded:** Councillor P Cox

*That the Planning Institute of Australia 2015 Award for the Sunshine Coast Light Rail: Shaping our Future projects be received with gratitude.*

**Carried unanimously.**

**7.2 PRESENTATION – AUSTRALIA ZOO WILDLIFE CONSERVATION, SUNSHINE COAST ENVIRONMENT AND ART PRIZE AWARDS**

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**Council Resolution** (OM15/231)**Moved:** Councillor J McKay**Seconded:** Councillor G Rogerson

*That Council note the following awards:*

- *Australia Zoo 2015 Group Wildlife Conservation Award*
- *Inaugural Sunshine Coast Environment Award*
- *Sunshine Coast Art Prize 2D*
- *Sunshine Coast Satellite Reef and*
- *East Coast Encounters – Sunshine Coast Art Prize.*

**Carried unanimously.**

**7.3 PRESENTATION – CEO EXCELLENCE AWARDS 2015**

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**The Chief Executive Officer noted the recipients of the 2015 CEO Excellence Awards.**

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**PROCEDURAL MOTION****Council Resolution****Moved: Councillor G Rogerson****Seconded: Councillor J McKay**

*That Council suspend standing orders to consider Item 9.2.3 Notice of Motion Mooloolaba Caravan Park Heritage prior to Item 8.4.2 Place Making Mooloolaba Master Plan.*

**For: Councillor T Dwyer, Councillor P Cox, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.**

**Against: Councillor R Baberowski, Councillor C Thompson, Councillor S Robinson and Councillor M Jamieson.**

**Carried.**

**Councillor M Jamieson declaration perceived conflict of interest in relation to Item 8.4.2 (as defined in section 173 of the *Local Government Act 2009*) due to an interest in land in the area. Councillor M Jamieson remained in the meeting for the debate and vote on the matter.**

**8 REPORTS DIRECT TO COUNCIL****8.1 REGIONAL STRATEGY AND PLANNING****8.1.1 DEVELOPMENT APPLICATION - MATERIAL CHANGE OF USE - 55 AND 59 PLAZA PARADE, MAROOCHYDORE**

**File No:** MCU15/0135  
**Author/Presenter:** Principal Projects  
Regional Strategy & Planning Department  
**Appendices:** App A - Conditions of Approval

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Councillor M Jamieson declared a conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor M Jamieson left the meeting room for the debate and decision on this matter.

Councillor C Thompson took the chair at this time.

Councillor J O'Pray declared a conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor J O'Pray left the meeting room for the debate and decision on this matter.

Councillor G Rogerson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a personal association with an affected party. Councillor G Rogerson remained in the meeting room for the debate and decision on this matter.

**Council Resolution** (OM15/232)

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

*That Council approve Application No. MCU15/0135 and grant a Preliminary Approval for a Material Change of Use of Premises that varies the effect of the planning scheme (Section 242 of the Sustainable Planning Act 2009) - Mixed Use Development, situated at 55 & 59 Plaza Parade, Maroochydore, in accordance with the details contained in Appendix A.*

**Carried unanimously.**

Councillor M Jamieson and Cr J O'Pray were absent for the discussion and vote on this item.

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Councillor M Jamieson resumed the chair at this time.

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**8.1.2 APPLICATION TO AMEND MASTER PLAN NO. 5 (DETAILED PLANNING AREA PLAN - BUSINESS VILLAGE) 2004 AND MASTER PLAN NO. 9 (SITE DEVELOPMENT PLANS 1-8 - BUSINESS VILLAGE) 2004**

**File No:** MPC15/0007  
**Author:** Senior Development Planner  
Regional Strategy & Planning Department  
**Appendices:** App A - Detailed Planning Area Plan Conditions of Approval  
App B - Site Development Plan Conditions of Approval  
**Attachments:** Att 1 - Detailed Planning Area Plan (Track Changes) (*Under Separate Cover*)  
Att 2 - Site Development Plan (Track Changes) (*Under Separate Cover*)

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**Council Resolution** (OM15/233)

**Moved:** Councillor P Cox  
**Seconded:** Councillor C Thompson

*That Council:*

- (a) *receive and note the report titled "Application to Amend Master Plan No. 5 (Detailed Planning Area Plan - Business Village) 2004 and Master Plan No. 9 (Site Developments Plan 1-8 - Business Village) 2004"*
- (b) *for land included in Development Lease No. 2 recommend to the Minister for the Department of Natural Resources and Mines that an amendment to Master Plan No. 5 (Detailed Planning Area Plan – Business Village) 2004 pertaining to an increase in dwelling density and removal of the 'Hotel' land use in Precinct 7 be approved, subject to conditions contained in Appendix A and*
- (c) *subject to (b) above, approve an amendment to Master Plan No.9 (Site Development Plans 1-8 – Business Village) 2004 subject to conditions contained in Appendix B.*

**Carried unanimously.**

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**8.2 CORPORATE SERVICES****8.2.1 OCTOBER 2015 FINANCIAL PERFORMANCE REPORT**

**File No:** Financial Reports  
**Author:** Coordinator Financial Services  
Corporate Services Department  
**Attachments:** Att 1 - October 2015 Financial Performance Report

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**Council Resolution** (OM15/234)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor E Hungerford

*That Council receive and note the report titled “October 2015 Financial Performance Report”.*

**Carried unanimously.**

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**8.2.2 2014/15 FINANCIAL STATEMENTS**

**File No:** Audit External  
**Author:** Coordinator Financial Accounting  
Corporate Services Department  
**Attachments:** Att 1 - Independent Auditors Report and Certified General  
Purpose Financial Statements 2014/15

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**Council Resolution** (OM15/235)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor E Hungerford

*That Council receive and note the report titled “2014/15 Financial Statements”.*

**Carried unanimously.**

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**8.2.3 DISPOSAL OF LAND - DAVID LOW WAY, MARCOOLA PART OF LOT 101 ON CG 6395**

**File No:** Disp 0040  
**Author:** Senior Property Officer  
Corporate Services Department  
**Appendices:** App A - Preliminary drawing - Job 263/133/401  
**Attachments:** Att 1 - Locality Map

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**Council Resolution** (OM15/236)

**Moved:** Councillor J O'Pray  
**Seconded:** Councillor C Thompson

*That Council:*

- (a) *receive and note the report titled "**Disposal of Land - David Low Way, Marcoola part of Lot 101 on CG 6395**"*
- (b) *resolve, pursuant to the Local Government Regulation 2012, that an exception to dispose of part of the land described as Lot 101 on CG 6395 other by tender or auction applies, as the disposal is, pursuant to section 236(1)(b)(i), to a government agency and*
- (c) *note the disposal is for road as shown on the attached preliminary drawing - Job 263/133/401 (Appendix A).*

**Carried unanimously.**

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**8.2.4 DISPOSAL OF AN EASEMENT FOR SEWERAGE MAIN - 23 PETRIE CREEK RD ROSEMOUNT - PART OF LOT 107 ON SP 218848**

**File No:** DISP0032  
**Author:** Senior Property Officer  
Corporate Services Department  
**Appendices:** App A - Survey Plan  
**Attachments:** Att 1 - Location Map

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**Council Resolution** (OM15/237)

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor P Cox

*That Council:*

- (a) *receive and note the report titled “**Disposal of an Easement for Sewerage Main - 23 Petrie Creek Rd Rosemount - Part of Lot 107 on SP 218848**”*
- (b) *resolve, pursuant to section 236 (2) of the Local Government Regulation 2012, that an exception to dispose of an easement in Lot 107 on SP 218848 other than by tender or auction applies, as the disposal is, pursuant to section 236(1)(b)(i), to a government agency and*
- (c) *note the interest is a sewerage easement as shown on SP 284480 (Appendix A).*

**Carried unanimously.**

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**8.2.5 DISPOSAL OF AN EASEMENT - 13 BOOMBA PLACE PACIFIC  
PARADISE PART OF LOT 66 ON RP 92686**

**File No:** Eas 0031  
**Author:** Senior Property Officer  
Corporate Services Department  
**Appendices:** App A - Easement Plan  
**Attachments:** Att 1 - Location Map

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**Council Resolution** (OM15/238)

**Moved:** Councillor J O'Pray  
**Seconded:** Councillor S Robinson

*That Council:*

- (a) *receive and note the report titled "**Disposal of an Easement - 13 Boomba Place Pacific Paradise Part of Lot 66 ON RP 92686**"*
- (b) *resolve, pursuant to section 236 (2) of the Local Government Regulation 2012, that an exception to dispose of an easement in Lot 66 on RP 92686 other than by tender or auction applies, as the disposal is, pursuant to section 236(1)(b)(i), to a government agency and*
- (c) *note that the interests are for a water main easement as shown on SP 282535 (Appendix A).*

**Carried unanimously.**

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**8.2.6 EXCEPTION UNDER THE LOCAL GOVERNMENT REGULATION 2012 -  
DISPOSAL OF AN EASEMENT FOR SEWERAGE IN LOT 9 SP229467  
MILIEU PLACE, BIRTINYA**

**File No:** EAS0034  
**Author:** Senior Property Officer  
Corporate Services Department  
**Appendices:** App A - Survey Plan  
**Attachments:** Att 1 - Location Map

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**Council Resolution** (OM15/239)

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

*That Council:*

- (a) *receive and note the report titled “**Exception under the Local Government Regulation 2012 - Disposal of an Easement for sewerage in Lot 9 SP229467 Milieu Place, Birtinya**”*
- (b) *resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an easement in Lot 9 on SP229467 other than by tender of auction applies, as the disposal is, pursuant to section 236(1)(b)(i), to a government agency and*
- (c) *note the interest is for a sewerage easement as shown on SP261174 (Appendix A).*

**Carried unanimously.**

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**8.2.7 EXCEPTION UNDER LOCAL GOVERNMENT REGULATION 2012 -  
PROPOSED LEASE TO A COMMUNITY ORGANISATION**

**File No:** Leasing Out  
**Authors:** Senior Property Officer  
Corporate Services Department  
Development Officer  
Community Services Department  
**Attachments:** Att 1 - Confirmation of appropriate not for profit status  
Att 2 - Additional Considerations (*Under Separate Cover*) -  
*Confidential*

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**Council Resolution** (OM15/240)

**Moved:** Councillor S Robinson  
**Seconded:** Councillor J McKay

*That Council:*

- (a) *receive and note the report titled "Exception Under Local Government Regulation 2012 - Proposed Lease to a Community Organisation"*
- (b) *resolve, pursuant to section 236(2) Local Government Regulation 2012, that an exception to dispose of an interest (lease) in the Coolum Civic Centre, other than by tender or auction applies, as the disposal is pursuant to section 236(1)(b)(ii) to a community organisation and*
- (c) *note that the Integrated Family and Youth Services Ltd is a community organisation as it is a not for profit entity.*

**Carried unanimously.**

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**8.2.8 DISPOSAL OF PROPERTY - KENILWORTH**

**File No:** Statutory Meetings  
**Author:** Project and Development Officer  
Corporate Services Department  
**Attachments:** Att 1 - Location Plan and Site Plan  
Att 2 - Additional Property Information (*Under Separate Cover*) -  
*Confidential*

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**Council Resolution** (OM15/241)

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor J McKay

*That Council:*

- (a) *receive and note the report titled "Disposal of Property - Kenilworth"*
- (b) *delegate authority to the Chief Executive Officer to dispose of the property in accordance with Local Government Regulation 2012 and*
- (c) *resolve that an exception under Section 236 (1)(b)(i) of Local Government Regulation 2012 applies to the disposal of Lot 12 RP149101 to government agency.*

**Carried unanimously.**

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**8.3 COMMUNITY SERVICES****8.3.1 SUNSHINE COAST STADIUM - FACILITY DEVELOPMENT PLAN 2015-2030**

**File No:** ECM 10 December 2015  
**Author:** Sport and Recreation Officer  
Community Services Department  
**Appendices:** App A - Sunshine Coast Stadium Facility Development Plan  
2015-2030

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**Council Resolution** (OM15/242)

**Moved:** Councillor P Cox  
**Seconded:** Councillor S Robinson

*That Council:*

- (a) *receive and note the report titled "**Sunshine Coast Stadium - Facility Development Plan 2015-2030**"*
- (b) *adopt the **Sunshine Coast Stadium - Facility Development Plan 2015-2030** (Appendix A) and*
- (c) *support the short term (0-5 years) and medium term (6-10 years) future stages of development and refer these works to Council's 10 year Capital Works program for consideration and note support for long term recommendations, including the expansion of the Stadium facility, is dependent on further investigations and findings of the proposed National Standard Stadium Feasibility Study.*

**Carried unanimously.**

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**8.3.2 COMMERCIAL USE OF COMMUNITY LAND**

<b>File No:</b>	<b>ECM 10 December 2015</b>
<b>Author:</b>	<b>Coordinator Community Land Permits and Parking Community Services Department</b>
<b>Appendices:</b>	<b>App A - Recommended applicants for approved activities and locations (<i>Under Separate Cover</i>) - Confidential</b>
<b>Attachments:</b>	<b>Att 1 - 2016 Approved activities and locations Att 2 - Statutory Obligations Att 3 - Community Land and Complementary Commercial Activity Policy Att 4 - Applicant Scores (<i>Under Separate Cover</i>) - Confidential Att 5 - Assessment scores and comments for 2.3, 2.5, 2.7, 3.2 (<i>Under Separate Cover</i>) - Confidential</b>

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Councillor J O'Pray declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to his association with an applicant. Councillor J O'Pray left the meeting room for the debate and decision on this matter.

**Council Resolution** (OM15/243)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor R Baberowski

*That Council:*

- (a) *receive and note the report titled "**Commercial Use of Community Land**"*
- (b) *endorse the proposal to award permits to the recommended applicants for approved locations and activities as detailed in Appendix A and*
- (c) *note that the Chief Executive Officer will make Appendix A publicly available.*

**Carried unanimously.**

**Councillor J O'Pray was absent for the discussion and vote on this item.**

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**8.3.3 CONONDALE MEMORIAL SPORTS AND RECREATION RESERVE**

**File No:** ECM 10 December 2015  
**Author:** Manager Community Facilities & Planning  
Community Services Department  
**Attachments:** Att 1 - Conondale Memorial Sports and Recreation Reserve  
Aerial Map  
Att 2 - Letter to Dr Anthony Lynham MP 14-08-2015  
Att 3 - Response from Dr Anthony Lynham MP 04-08-2015  
Att 4 - Conondale Memorial Sports and Recreation Reserve -  
Community Submissions

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Councillor G Rogerson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as a founding member of the Sunshine Coast Motorcycle Club Inc. Councillor G Rogerson remained in the meeting room for the debate and decision on this matter.

**Council Resolution** (OM15/244)**Moved:** Councillor J McKay**Seconded:** Councillor T Dwyer*That Council:*

- (a) *receive and note the report titled "Conondale Memorial Sports and Recreation Reserve"*
- (b) *affirm its acceptance of Trusteeship of the Conondale Memorial Sports and Recreation Reserve*
- (c) *request the Chief Executive Officer prepare a Master Plan for the Conondale Memorial Sports and Recreation Reserve*
- (d) *request the Chief Executive Officer prepare the above Master Plan with a key principle of ensuring continued adherence with Council policy, namely the Difficult to Locate Sports Study 2009-2028, the Open Space Strategy 2011 and the Sunshine Coast Sport and Active Recreation Plan 2011-2026, all of which articulate the protection of the existing reserve as a Motorcycle (off road) Precinct*
- (e) *request the Chief Executive Officer prepare the above Master Plan with a key principle of ensuring continued and appropriate access for the community to the Reserve*
- (f) *refer an amount of \$100,000 to Council's Budget Review 2 process to enable the preparation of a Master Plan for the Conondale Memorial Sports and Recreation Reserve*
- (g) *endorse a comprehensive stakeholder and community engagement program, inclusive of all parties and individuals who have expressed an interest in the future management of the Reserve, or who do so in the immediate future and*
- (h) *until such time that the above master planning activity has been completed and presented to Council for consideration within a six month period of funding being approved, continue management of activities at the Reserve as per the status quo, with access to the Council Reserve to be in accordance with Council's local laws and event permit system, and the leased area managed in accordance with the lease currently held by the Sunshine Coast Motorcycle Club.*



**AMENDMENT**

Moved: Councillor C Thompson

Seconded: Councillor G Rogerson

That Council:

- (a) receive and note the report titled "Conondale Memorial Sports and Recreation Reserve"
- (b) affirm its acceptance of Trusteeship of the Conondale Memorial Sports and Recreation Reserve
- (c) refer an amount of \$100,000 to Council's Budget Review 2 process to enable the preparation of a Master Plan for the Conondale Memorial Sports and Recreation Reserve that will:
  - I. ensure continued adherence with Council policy, namely the *Difficult to Locate Sports Study 2009-2028*, the *Open Space Strategy 2011* and the *Sunshine Coast Sport and Active Recreation Plan 2011-2026*, all of which articulate the protection of the existing reserve as a Motorcycle (off road) Precinct;
  - II. ensure continued and appropriate access for the community to the Reserve;
  - III. include a comprehensive stakeholder and community engagement program, inclusive of all parties and individuals who have expressed an interest in the future management of the Reserve, or who do so in the immediate future
- (d) resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception under 236(1)(b)(ii), being a lease to a community organisation, applies to the proposed lease over Lot 246 on M371054, thus allowing Council to lease the land to the Sunshine Coast Motorcycle Club Inc. other than by tender or auction
- (e) endorse the extension of the lease area to include (current) Lot 246 on M371054 and the northern section of the non-tenured site being Lot A on AP22245 to accommodate the existing track area and surrounds
- (f) note that the proposed lease with Sunshine Coast Motor Cycle Club Inc. for the motorcycle practice and competition area will be developed prior to the commencement of the Master Planning process and in accordance with Council's endorsed *Community Groups Occupying Council Owned or Council Controlled Land and/or Infrastructure*, with special conditions as follows:
  - I. the lease period being for 30 years (subject to approval by the State);
  - II. the Sunshine Coast Motor Cycle Club Inc. agreeing to:
    - i. host not more than (12) events in any period of 12 consecutive calendar months;
    - ii. provide access to the public to agreed areas within the proposed lease area on non- event days (including the riparian zone/ creek bank)
- (g) note that until such time that as the above Master Planning activity process has been completed and presented to Council for consideration, access to the balance (non-tenured) areas of the Reserve be managed in accordance with Council's local laws and event permit system.

**For:** Councillor T Dwyer, Councillor P Cox, Councillor C Thompson,  
Councillor J O'Pray and Councillor G Rogerson.

**Against:** Councillor R Baberowski, Councillor J McKay, Councillor C Dickson,  
Councillor E Hungerford, Councillor S Robinson and Councillor M  
Jamieson.

Lost.

The motion moved by Councillor J McKay and seconded by Councillor T Dwyer was  
put.

Carried Unanimously.

Councillor T Dwyer raised a point of order in relation to Cr J McKay speaking to the  
amendment. The Mayor upheld the point of order and requested Cr J McKay clarify  
the question.

**PROCEDURAL MOTION**

**Moved:** Councillor C Dickson

**Seconded:** Councillor T Dwyer

*That Council grant Councillor G Rogerson an extension of time to speak further to the  
motion.*

Carried unanimously.

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**8.4 INFRASTRUCTURE SERVICES****8.4.1 EXTENSION OF MEMORANDUM OF UNDERSTANDING FOR VEGETATION MANAGEMENT ON STATE CONTROLLED ROADS**

**File No:** ECM  
**Author:** Coordinator Parks Operations and Contracts  
Infrastructure Services Department  
**Attachments:** Att 1 - Memorandum of Understanding 2014 - 2015  
Att 2 - Extension Memorandum of Understanding ending 31  
December 2015  
Att 3 - Updated Map Books - Memorandum of Understanding  
(Under Separate Cover)

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**Council Resolution** (OM15/245)

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor R Baberowski

*That Council:*

- (a) *receive and note the report titled "**Extension of Memorandum of Understanding for Vegetation Management on State Controlled Roads**"*
- (b) *authorise the Chief Executive Officer to accept the offer made by Transport and Main Roads for an additional \$273,628 towards the Memorandum of Understanding, subject to an annual review process*
- (c) *continue to provide maintenance to all sites listed within the extended Memorandum of Understanding*
- (d) *continue to engage with Transport and Main Roads to consider the extension of the Memorandum of Understanding for hardstand areas on state controlled roads which currently do not meet adequate presentation standards*
- (e) *request Chief Executive Officer to write to the Minister for Main Roads, Road Safety and Ports to acknowledge the Department of Transport and Main Roads efforts and professional approach in continuing to support Council on these matters and*
- (f) *request the Chief Executive Officer write to the Regional Director DTMR Ms Amanda Yates thanking both Ms Yates and her department for the collaborative approach and contractual agreement in relation to the Memorandum of Understanding entered into between Council and DTMR for the benefit of the outcomes for the Sunshine Coast community.*

**Carried unanimously.**

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**Item 9.2.3 Notice of Motion – Mooloolaba Caravan Park Heritage was discussed at this time.**

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## 8.4.2 PLACE MAKING MOOLOOLABA MASTER PLAN

<b>File No:</b>	<b>Statutory Meetings</b>
<b>Author:</b>	<b>Principal Place Project Officer Infrastructure Services Department</b>
<b>Appendices:</b>	<b>App A - Place Making Mooloolaba Master Plan (<i>Under Separate Cover</i>)</b>
<b>Attachments:</b>	<b>Att 1 - Place Making Mooloolaba - Community Engagement Feedback Report (<i>Under Separate Cover</i>) Att 2 - Mooloolaba Beachside Caravan Park Economic Impact Assessment (<i>Under Separate Cover</i>) Att 3 - Best Practice Analysis - Foreshore and Esplanade Redevelopments (<i>Under Separate Cover</i>)</b>

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Councillor M Jamieson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to an interest in land in the area. Cr Jamieson remained in the meeting for the debate and vote on the matter.

### Council Resolution (OM15/246)

**Moved:** Councillor C Thompson

**Seconded:** Councillor P Cox

*That Council:*

- (a) *receive and note the report titled "**Place Making Mooloolaba Master Plan**"*
- (b) *adopt the Place Making Mooloolaba Master Plan and its Key Actions and Recommendations (Appendix A)*
- (c) *take into consideration the vision and recommendations of the Place Making Mooloolaba Master Plan in relation to:*
  - (i) *future planning scheme amendments*
  - (ii) *the assessment of development applications and the imposition of reasonable and relevant conditions to achieve compliance with Performance Outcome PO2 and Acceptable Outcomes AO2.1 and AO2.2 of the Mooloolaba/Alexandra Headland local plan code relating to streetscape treatments and improvements*
  - (iii) *Local Area Parking Plan outcomes for Mooloolaba*
- (d) *delegate to the Chief Executive Officer to:*
  - (i) *progress the actions necessary to undertake an orderly closure of the Mooloolaba Esplanade (Northern) Beachside Caravan Park with consideration of the expiration of the current lease period on 30 June 2017*
  - (ii) *develop a detailed staged implementation plan for the catalyst projects, together with proposed capital and operational funding requirements with possible external funding contributions, for future reporting to Council*
  - (iii) *refer an amount of \$500,000 to the 2016/17 budget process for Council consideration, for development and implementation of the early priority actions and*

- (iv) *refer a proposal of a Place Management Project Officer to the budget process for council consideration, to enable the development and implementation of an economic development and activation plan*
- (v) *report to council on the opportunity to purchase any strategic land parcels that support the Master Plan intent and*
- (e) *note that the Place Making Mooloolaba Master Plan will inform:*
  - (i) *development of projects for consideration in future capital works budgets, noting specifically the foreshore redevelopment and*
  - (ii) *applications for external government funding.*

**For:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor C Thompson, Councillor C Dickson, Councillor S Robinson and Councillor M Jamieson.

**Against:** Councillor J McKay, Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.

**Carried.**

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**8.5 CORPORATE STRATEGY AND DELIVERY**

Nil

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**8.6 OFFICE OF THE MAYOR AND THE CEO****8.6.1 INTEGRITY REVIEW - CEMETERY CHARGES****File No:** Governance**Author:** Manager Corporate Governance  
Corporate Services Department**Attachments:** Att 1 - Cemetery Charges (*Under Separate Cover*) - *Confidential*

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**Council Resolution** (OM15/247)**Moved:** Councillor G Rogerson**Seconded:** Councillor E Hungerford*That Council:*

- (a) *receive and note the report titled "Integrity Review - Cemetery Charges"*
- (b) *note no evidence of misconduct or breach of the Council Code of Conduct by any Council staff member has been identified during the review and*
- (c) *note that there have been no systemic issues identified which warrant any further action.*

**Carried unanimously.**  
  

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**9 NOTIFIED MOTIONS****9.1 NOTICES OF RESCISSION**

Nil

**9.2 NOTICES OF MOTION****9.2.1 NOTICE OF MOTION - BODY CORPORATE MOOLOOLABA**

**File No:** Statutory Meeting  
**Author:** Councillor Chris Thompson  
Notice of Motion

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**Council Resolution** (OM15/248)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor P Cox

*That Council request the Chief Executive Officer to:*

- (a) work with the Body Corporate of Mantra Mooloolaba to arrange removal of the waste compactor currently located within the road reserve in First Avenue Mooloolaba within seven working days and*
- (b) work with the Body Corporate of Mantra Mooloolaba to reinstate the previous waste disposal system using low-noise bins.*

**Carried unanimously.**

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**9.2.2 NOTICE OF MOTION - MORRIS HOUSE**

**File No:** Statutory Meeting  
**Author:** Councillor Rick Baberowski  
Notice of Motion

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**Council Resolution** (OM15/249)

**Moved:** Councillor R Baberowski  
**Seconded:** Councillor J McKay

*That Council:*

- (a) *recognise Landsborough Area Community Association as the owner of the building ("Morris House") located at Part Lot 514 CG835985 478 Old Landsborough Road, Landsborough and*
- (b) *endorse the Landsborough Area Community Association's ownership of the improvements to be documented in the lease currently being negotiated over Part Lot 514 CG835985.*

**Carried unanimously.**

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**9.2.3 NOTICE OF MOTION - MOOLOOLABA CARAVAN PARK HERITAGE**

**File No:** Statutory Meeting  
**Author:** Councillor Greg Rogerson  
Notice of Motion

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**MOTION**

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor J McKay

That Council direct the Chief Executive Officer to commence the process with the Queensland Department of Environment and Heritage Protection, for the Mooloolaba Esplanade (Northern) Beachside Caravan Park to be listed on the Queensland Heritage Register.

**For:** Councillor J McKay and Councillor G Rogerson.

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor C Thompson, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray, Councillor S Robinson and Councillor M Jamieson.

Lost.

**PROCEDURAL MOTION**

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor J McKay

*That Council grant Councillor G Rogerson an extension of time to speak further to the motion.*

Carried unanimously.

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Item 8.4.2 Place Making Mooloolaba Master Plan was discussed at this time.

**9.3 FORESHADOWED NOTICES OF MOTION**

Nil

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**10 TABLING OF PETITIONS****10.1 PETITION - PROPOSED CREMATORIUM APPLICATION,  
MAROOCHYDORE**

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**Council Resolution** (OM15/250)**Moved: Councillor E Hungerford****Seconded: Councillor C Thompson**

*That Council resolve the petition tabled by Councillor E Hungerford in relation to the proposed crematorium application, Wises Road, Maroochydore be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

**10.2 PETITION - REMOVAL OF SKATE BOWL, TALLOW WOOD DRIVE,  
KULUIN**

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**Council Resolution** (OM15/251)**Moved: Councillor E Hungerford****Seconded: Councillor P Cox**

*That Council resolve the petition tabled by Councillor E Hungerford in relation to the proposed removal of skate bowl, Tallow Wood Drive, Kuluin be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

**10.3 PETITION - TREE REMOVAL AT BEACH PARADE, COTTON TREE**

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**Council Resolution** (OM15/252)**Moved: Councillor J O'Pray****Seconded: Councillor E Hungerford**

*That Council resolve the petition tabled by Councillor J O'Pray in relation to the proposed tree removal corner Second Avenue and Beach Parade, Cotton Tree be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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**11 CONFIDENTIAL SESSION****CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor R Baberowski****Seconded: Councillor P Cox**

*That the meeting be closed to the public pursuant to section 275 (e) and (h) of the Local Government Regulation 2012 to consider the following items:*

- 11.1.1 *Confidential - Not for Public Release - Proposed Land Acquisition, Maleny*
- 11.1.2 *Confidential - Not for Public Release - Proposed Land Acquisition, Eumundi*
- 11.2.1 *Confidential - Not for Public Release - Property Disposals*
- 11.2.2 *Confidential - Not for Public Release - Maud Street Upgrade*
- 11.2.3 *Confidential - Not for Public Release - Acquisition of land for road purposes - Part of lot 6 on RP 26706 - 50 Mountain View Drive Mount Coolum*
- 11.4.1 *Confidential - Not for Public Release - Automatic Waste Collection System*
- 11.5.1 *Confidential - Not for Public Release – Major and Regional Events Sponsorship Applications*
- 11.5.2 *Confidential - Not for Public Release - Major Event - Change of Promoter*

**Carried unanimously.**

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**RE-OPENING OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor E Hungerford****Seconded: Councillor J McKay**

*That the meeting be re-opened to the public.*

**Carried unanimously.**

**11.1 REGIONAL STRATEGY AND PLANNING****11.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED LAND ACQUISITION, MALENY**

**File No:** Statutory Meeting  
**Author:** Manager Environment and Sustainability Policy  
Regional Strategy & Planning Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

---

**Council Resolution** (OM15/253)

**Moved:** Councillor J McKay  
**Seconded:** Councillor C Dickson

*That Council delegate authority to the Chief Executive Officer to enter into negotiations and finalise the acquisition of the identified property in accordance with the outcome of discussions in the confidential session in relation to proposed land acquisition - Maleny.*

**Carried unanimously.**

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**11.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED LAND ACQUISITION, EUMUNDI**

**File No:** Statutory Meeting  
**Author:** Manager Environment and Sustainability Policy  
Regional Strategy & Planning Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM15/254)

**Moved:** Councillor S Robinson  
**Seconded:** Councillor G Rogerson

*That Council delegate authority to the Chief Executive Officer to finalise the acquisition of the identified property in accordance with the outcome of discussions in the confidential session in relation to Proposed Land Acquisition - Eumundi.*

**Carried unanimously.**

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**11.2 CORPORATE SERVICES****11.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPERTY DISPOSALS**

**File No:** ECM  
**Author:** Coordinator Property, Projects and Development  
Corporate Services Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM15/255)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor P Cox

*That Council:*

- (a) resolve to dispose of the properties described as Lot 16 and 18 RP188421, Lot 4 RP67971, Lot 69 and 70 RP8412, Lot 1 SP246935 and Lot 2 SP278621 by tender or auction and if unsuccessful, the property be sold pursuant to the terms in (b) below and
- (b) if the property is not sold when offered for sale by auction or tender, Council resolves, pursuant to section 236(2), that an exception under section 236 (1)(a) of the *Local Government Regulation 2012* applies provided the property is sold:
- i. for more than the highest bid received at the auction or tender, and
  - ii. for no less than the market value of the land and improvements (if any).

**Carried unanimously.**

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**11.2.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAUD STREET UPGRADE**

**File No:** Statutory Meetings  
**Authors:** Coordinator Property, Projects and Development  
Corporate Services Department  
Principal Property Officer  
Corporate Services Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Councillor G Rogerson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to his association with an affected party. Councillor G Rogerson left the meeting room for the debate and decision on this matter.**

**Councillor J O'Pray noted his association with an affected party. Councillor J O'Pray remained in the meeting room for the debate and decision on this matter.**

**Council Resolution** (OM15/256)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor E Hungerford

*That Council:*

- (a) *delegate authority to the Chief Executive Officer to negotiate and finalise the acquisition of lots 76, 77 and 78 RP92943, lots 1 to 8 BUP4047, lots 1 to 4 BUP3999, lots 82 and 83 RP94968 and lot 355 RP122591 and*
- (b) *failing a negotiated settlement on terms satisfactory to the Chief Executive Officer, delegate authority to the Chief Executive Officer to proceed by a compulsory land acquisition of lots 76, 77 and 78 RP92943, lots 1 to 8 BUP4047, lots 1 to 4 BUP3999, lots 82 and 83 RP94968 and lot 355 RP122591 for road purposes and a purpose incidental to the purpose of a road, namely demolition of a building and construction zone, in accordance with the requirements of the Acquisition of Land Act 1967.*

**Carried unanimously.**

**Councillor G Rogerson was absent for the discussion and vote on this item.**

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**11.2.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ACQUISITION OF LAND FOR ROAD PURPOSES - PART OF LOT 6 ON RP 26706 - 50 MOUNTAIN VIEW DRIVE MOUNT COOLUM**

**File No:** ACQ 0052  
**Author:** Coordinator Land Management  
Corporate Services Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM15/257)

**Moved:** Councillor J O'Pray  
**Seconded:** Councillor S Robinson

*That Council:*

- (a) *is of the opinion that part of Lot 6 on RP26706 is required for road purposes after due consideration of all objections*
- (b) *proceed with the application to the Minister of Natural Resources and Mines to acquire approximately 6,543 m<sup>2</sup> from Lot 6 on RP26706 as shown on Drawing Number 131 Rev B (Appendix A) for road purposes and*
- (c) *delegate authority to the Chief Executive Officer to settle the final claim for compensation.*

**Carried unanimously.**

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**11.3 COMMUNITY SERVICES**

Nil

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**11.4 INFRASTRUCTURE SERVICES**

**11.4.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - AUTOMATIC WASTE COLLECTION SYSTEM**

**File No:** Statutory Meetings  
**Author:** Manager Waste and Resource Management  
Infrastructure Services Department

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This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council.

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**This item was withdrawn from the agenda by the Chief Executive Officer.**

  

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**11.5 CORPORATE STRATEGY AND DELIVERY****11.5.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAJOR AND REGIONAL EVENTS SPONSORSHIP APPLICATIONS**

**File No:** Statutory Meetings  
**Author:** Senior Major Events Liaison Officer  
Corporate Strategy and Delivery Department

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This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council.

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**Council Resolution** (OM15/258)

**Moved:** Councillor J O'Pray  
**Seconded:** Councillor R Baberowski

*That Council approve the sponsorships in accordance with the recommendations of the Sunshine Coast Events Board as discussed in confidential session in relation to Major and Regional Events Sponsorship Applications.*

**Carried unanimously.**

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**11.5.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAJOR EVENT -  
CHANGE OF PROMOTER**

**File No:** Statutory Meetings  
**Author:** Senior Major Events Liaison Officer  
Corporate Strategy and Delivery Department

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This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council.

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**Council Resolution** (OM15/259)

**Moved:** Councillor J O'Pray  
**Seconded:** Councillor G Rogerson

*That Council approve the recommendation of the Sunshine Coast Events Board as discussed in confidential session in relation to the change of promoter for a Major Event.*

**Carried unanimously.**

  

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**11.6 OFFICE OF THE MAYOR AND THE CEO**

Nil

**12 NEXT MEETING**

The next Ordinary Meeting will be held on 28 January 2016 in the Caloundra Chambers .

**13 MEETING CLOSURE**

The meeting closed at 4:25pm.

Confirmed 28 January 2016.

\_\_\_\_\_  
CHAIR

  
  

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**14 APPENDICES**

- 8.1.1 DEVELOPMENT APPLICATION - MATERIAL CHANGE OF USE - 55 AND 59 PLAZA PARADE, MAROOCHYDORE – APP A – CONDITIONS OF APPROVAL**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach1.pdf>

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- 8.1.2 APPLICATION TO AMEND MASTER PLAN NO. 5 (DETAILED PLANNING AREA PLAN – BUSINESS VILLAGE) 2004 AND MASTER PLAN NO. 9 (SITE DEVELOPMENT PLANS 1-8 – BUSINESS VILLAGE) 2004 - APP A – DETAILED PLANNING AREA PLAN CONDITIONS OF APPROVAL**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach2.pdf>

- 8.1.2 APPLICATION TO AMEND MASTER PLAN NO. 5 (DETAILED PLANNING AREA PLAN – BUSINESS VILLAGE) 2004 AND MASTER PLAN NO. 9 (SITE DEVELOPMENT PLANS 1-8 – BUSINESS VILLAGE) 2004 - APP B – SITE DEVELOPMENT PLAN CONDITIONS OF APPROVAL**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach3.pdf>

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- 8.2.3 DISPOSAL OF LAND - DAVID LOW WAY, MARCOOLA PART OF LOT 101 ON CG 6395 – APP A – PRELIMINARY DRAWING – JOB 263/133/401**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach5.pdf>

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- 8.2.4 DISPOSAL OF AN EASEMENT FOR SEWERAGE MAIN – 23 PETRIE CREEK RD ROSEMOUNT – PART OF LOT 107 ON SP 218848 – APP A – SURVEY PLAN**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach7.pdf>

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- 8.2.5 DISPOSAL OF AN EASEMENT – 13 BOOMBA PLACE PACIFIC PARADISE PART OF LOT 66 ON RP 92686 – APP A – EASEMENT PLAN**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach9.pdf>

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**8.2.6 EXCEPTION UNDER THE LOCAL GOVERNMENT REGULATION 2012 –  
DISPOSAL OF AN EASEMENT FOR SEWERAGE IN LOT 9 SP 229467  
MILIEU PLACE, BIRTINYA – APP A – SURVEY PLAN**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach11.pdf>

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**8.3.1 SUNSHINE COAST STADIUM – FACILITY DEVELOPMENT PLAN 2015-  
2030 – APP A – SUNSHINE COAST STADIUM FACILITY DEVELOPMENT  
PLAN**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach15.pdf>

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**8.3.2 COMMERCIAL USE OF COMMUNITY LAND – APP A – RECOMMENDED  
APPLICANTS FOR APPROVED ACTIVITIES AND LOCATIONS**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach27.pdf>

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**8.4.2 PLACE MAKING MOOLOOLABA MASTER PLAN – APP A – PLACE  
MAKING MOOLOOLABA MASTER PLAN**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach21.pdf>

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM101215/Attach22.pdf>

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