

Agenda

Special Meeting

Wednesday, 18 November 2020

commencing at 2:30pm

Council Chambers, 1 Omrah Avenue, Caloundra

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1 DECLARATION OF OPENING

On establishing there is a quorum, the Chair will declare the meeting open.

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**3 INFORMING OF CONFLICTS OF INTEREST****3.1 PRESCRIBED CONFLICTS OF INTEREST**

Pursuant to section 150EL of the *Local Government Act 2009* (the Act), a Councillor who has a prescribed conflict of interest in an issue to be considered at a meeting of the local government must –

- (a) immediately inform the meeting of the prescribed conflict of interest including the particulars stated in section 150EL(4) of the Act and
- (b) pursuant to section 150EM(2) of the Act must leave the place at which the meeting is being held, including any area set aside for the public, and stay away from the place while the matter is being discussed and voted on.

3.2 DECLARABLE CONFLICTS OF INTEREST

Pursuant to section 150EQ of the *Local Government Act 2009*, a Councillor who has a declarable conflict of interest in a matter to be considered at a meeting of the local government, must stop participating in the meeting and immediately inform the meeting of the declarable conflict of interest including the particulars stated in section 150EQ(4) of the Act.

If the Councillor with a declarable conflict of interest does not voluntarily decide not to participate in the decision, pursuant to section 150ES(3)(a) of the Act the eligible Councillors must, by resolution, decide

- (a) whether the Councillor may participate in the decision despite the Councillors conflict of interest or
- (b) that the Councillor must not participate in the decision and must leave the place at which the meeting is being held, including any area set aside for the public and stay away while the eligible Councillors discuss and vote on the matter.

The Councillor with the declarable conflict of interest must comply with any conditions the eligible Councillors impose per section 150ES(4) and (5) of the Act.

4 REPORTS DIRECT TO COUNCIL

Nil.

5 CONFIDENTIAL SESSION**5.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAROOCHYDORE CITY CENTRE - UPDATE ON CONTRACTUAL NEGOTIATIONS****File No:** Council Meetings**Author:** Director – Major Projects and Strategic Property
Office of the CEO

In preparing this report, the Chief Executive Officer recommends it be considered confidential in accordance with section 254J (3) (g) of the *Local Government Regulation 2012* as it contains information relating to negotiations of a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

The information contained in this report is confidential as it relates to the terms and parameters that Council is being asked to consider in the context of finalising a contractual negotiation with a third party for land within the Maroochydore City Centre Priority Development Area. The disclosure of this information would breach commercial confidentiality undertakings with another party. The disclosure of this information at this time would also compromise probity arrangements associated with this matter and in doing so, potentially undermine the integrity of the procurement process that remains live until documents are executed by all parties.

Council will need to resolve its decision on this report in that part of the Council meeting which is viewable by the public.

6 NEXT MEETING

Nil

7 MEETING CLOSURE