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# Minutes

## Ordinary Meeting

**Wednesday 30 May 2012**

**commencing at 10.00am**

**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 10.00 am.

## 2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1
Councillor T Dwyer	Division 2
Councillor P Cox	Division 3
Councillor C Thompson	Division 4
Councillor J McKay	Division 5
Councillor C Dickson	Division 6
Councillor J O'Pray	Division 8
Councillor S Robinson	Division 9
Councillor G Rogerson	Division 10
Councillor R Green	Division 11
Councillor T Wellington	Division 12

### EXECUTIVE LEADERSHIP TEAM

Chief Executive Officer  
Executive Director Finance and Business  
Executive Director Infrastructure Services  
Executive Director Community Services  
Executive Director Regional Strategy and Planning

### APOLOGIES

Councillor E Hungerford      Division 7

### COUNCIL OFFICERS

Financial Planning and Performance Manager  
Manager Property and Business

**3 RECEIPT AND CONFIRMATION OF MINUTES**

**Council Resolution**

**Moved: Councillor C Thompson**  
**Seconded: Councillor T Dwyer**

*That the minutes of the Ordinary Meeting held on 4 April 2012 be received and confirmed.*

**Carried unanimously.**



A handwritten signature in black ink, appearing to be 'md' followed by a flourish.

## 4 OBLIGATIONS OF COUNCILLORS

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

Pursuant to Section 172 (3) of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.

### 4.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor G Rogerson declared a perceived conflict of interest in relation to Item 7.1.4 as applicants contributed to his election campaign.

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor M Jamieson declared a perceived conflict of interest in relation to Item 7.1.4 as an applicant contributed to his election campaign.

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor J O'Pray declared a perceived conflict of interest in relation to Item 7.1.4 as an applicant contributed to his election campaign.

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor T Wellington declared a perceived conflict of interest in relation to Item 7.2.1 as a previous recipient of a RADF grant; family association with Sunshine Coast University and member of Tewantin Golf Club.

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor R Green declared a perceived conflict of interest in relation to Item 7.2.1 as a patron of the Noosa Croquet Club.

Pursuant to Section 173 (2) of the *Local Government Act 2009*, Councillor T Dwyer declared a perceived conflict of interest in relation to item 7.2.1 as a patron of the Caloundra Lapidary Club and Caloundra Cricket Club.

**Councillor C Thompson called a point of order in relation to raising items as they arise on the item.**

**Councillor G Rogerson called a point of order in relation to raising declarations now on the agenda not at the item.**

**The Mayor ruled that all declarations should be noted at the specific individual report item.**

## 5 MAYORAL MINUTE

Nil



**6 PRESENTATIONS**

Nil

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**7 REPORTS DIRECT TO COUNCIL****7.1 FINANCE AND BUSINESS****7.1.1 AMENDMENT TO UNITY WATER AGREEMENTS****File No:** ECM 30 May 2012**Author:** Executive Director Finance and Business  
Finance and Business

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**Council Resolution** (OM12/63)**Moved:** Councillor T Dwyer**Seconded:** Councillor C Thompson

*That Council delegate authority to the Chief Executive Officer to amend the loan agreements between Sunshine Coast Regional Council and Unitywater to avoid any unintended accounting impacts in Council's 2011-2012 Annual Financial Statements.*

**Carried unanimously.**

**7.1.2 APRIL 2012 FINANCIAL PERFORMANCE REPORT****File No:** ECM 30 May 2012**Author:** Financial Services Manager  
Finance and Business**Appendix:** App A - April 2012 Financial Performance Report (OM Att Pg 3)

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**Council Resolution** (OM12/64)**Moved:** Councillor C Thompson**Seconded:** Councillor S Robinson*That Council:*

- (a) *receive and note the report titled "April 2012 Financial Performance Report"; and*
- (b) *approve the budget amendments for operating as outlined in the April 2012 Financial Performance Report (Appendix A).*

**Carried unanimously.**

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**7.1.3 INVESTMENT PERFORMANCE REPORT 31 MARCH 2012****File No:** ECM 30 May 2012**Author:** Financial Planning and Performance Manager  
Finance and Business

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**Council Resolution** (OM12/65)**Moved:** Councillor G Rogerson**Seconded:** Councillor C Thompson

*That Council receive and note the report titled "Investment Performance 31 March 2012".*

**Carried unanimously.**

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**7.1.4 QUARTERLY PROGRESS REPORT - QUARTER 3, 2011-2012****File No:** 4.16.4**Author:** Corporate Planning and Reporting Manager  
Finance and Business**Appendices:** App A - CEO Quarterly Progress Report (OM Att Pg 13)  
App B - Operational Plan Activities (OM Att Pg 55)**Attachments:** Confidential Att 1 - Legal proceedings Report (OM Conf Att Pg 2)  
Confidential Att 2 - Corporate Strategic Risks presented to Audit Committee Jan 2012 (OM Conf Att Pg 26)**Council Resolution** (OM12/66)**Moved:** Councillor C Dickson**Seconded:** Councillor R Baberowski*That Council:*

- (a) *receive and note the report titled "Quarterly Progress Report – Quarter 3, 2011-2012";*
- (b) *note the Chief Executive Officer's Quarterly Progress Report – Quarter 3, 1 January to 31 March 2012 (Appendix A);*
- (c) *note the Operational Plan Activities Report – Quarter Ended March 2012 (Appendix B) reporting on the implementation of the Corporate and Operational Plans; and*
- (d) *note that Legal Proceedings Report (Confidential Attachment 1) and Corporate Strategic Risks presented to Audit Committee January 2012 (Confidential Attachment 2) will be dealt with separately in Confidential Session.*

**Carried unanimously.**

**Councillor G Rogerson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as applicants contributed to his election campaign and remained in the meeting for the duration of the debate and vote on this matter.**

**Councillor M Jamieson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as an applicant contributed to his election campaign and remained in the meeting for the duration of the debate and vote on this matter.**

**Councillor J O'Pray declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as an applicant contributed to his election campaign and remained in the meeting for the duration of the debate and vote on this matter.**

## 7.2 COMMUNITY SERVICES

### 7.2.1 COMMUNITY GRANTS PROGRAM MAJOR GRANTS AND REGIONAL ARTS DEVELOPMENT FUND (RADF) RECOMMENDATIONS

**File No:** ECM 30 May 2012  
**Author:** Team Leader Community Connections  
Community Services  
**Appendices:** App A - Major Grant Recommendations (OM Att Pg 97)  
App B - RADF Major Recommendations (OM Att Pg 110)  
**Attachment:** Att 1 - Funding Comparisons (OM Att Pg 113)

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#### Council Resolution (OM12/67)

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

*That Council:*

- (a) *receive and note the report titled "Community Grants Program Major Grants and Regional Arts Development Fund (RADF) Recommendations";*
- (b) *endorse the Major Grant Recommendations (Appendix A);*
- (c) *endorse the Regional Arts Development Fund Recommendations (Appendix B).*

**Carried unanimously.**

Councillor T Wellington declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as a previous recipient of a RADF grant; family association with Sunshine Coast University and member of Tewanin Golf Club and remained in the meeting for the duration of the debate and vote on this matter.

Councillor R Green declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as a patron of the Noosa Croquet Club and remained in the meeting for the duration of the debate and vote on this matter.

Councillor T Dwyer declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as a patron of the Caloundra Lapidary Club and Caloundra Cricket Club and remained in the meeting for the duration of the debate and vote on this matter.

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### 7.3 EXECUTIVE OFFICE

#### 7.3.1 DECISIONS UNDER DELEGATION OF POWER - CHIEF EXECUTIVE OFFICER - 10 MARCH TO 11 MAY 2012

**File No:** ECM 30 May 2012  
**Author:** Chief Executive Officer  
Executive Office  
**Appendices:** App A – List of Decisions Under Delegation (OM Pg 35)  
App B - March 2012 Financial Performance Report (OM Att Pg 115)  
**Attachment:** Att 1 - Delegation to Chief Executive Officer (OM Att Pg 129)

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#### Council Resolution (OM12/68)

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

*That Council:*

- (a) *receive and note the report titled "Decisions Under Delegation of Power - Chief Executive Officer - 10 March to 11 May 2012";*
- (b) *note the "List of Decisions Under Delegation" (Appendix A); and*
- (c) *note the "March 2012 Financial Performance Report" (Appendix B).*

**Carried unanimously.**



**8 NOTIFIED MOTIONS**

**8.1 NOTICES OF RESCISSION**

Nil

**8.2 NOTICES OF MOTION**

Nil

**8.3 FORESHADOWED NOTICE OF MOTION**

Nil



A handwritten signature in black ink, located in the bottom right corner of the page.

## 9 TABLING OF PETITIONS

### 9.1 PETITION – LAND PURCHASE MOFFAT BEACH

#### Council Resolution (OM12/69)

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

*That Council resolve the petition tabled by Councillor T Dwyer in relation to Land Purchase Moffat Beach, be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

### 9.2 PETITION – GLENFIELDS COMMUNITY SECOND ROAD ACCESS

#### Council Resolution (OM12/70)

**Moved:** Councillor C Dickson  
**Seconded:** Councillor G Rogerson

*That Council resolve the petition tabled by Councillor C Dickson in relation to Glenfields Community Second Road Access, be received and referred to the Chief Executive Officer to determine appropriate action and report back to Council.*

**Carried unanimously.**





**PROCEDURAL MOTION**

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

*That Council:*

- (a) *admit an additional item, "Confidential – Not for Public Release – Land Acquisition", into the Agenda for the Ordinary Meeting held on 30 May 2012; and*
- (b) *in accordance with Section 72 (1) (e) of the Local Government (Operations) Regulation 2010 this report is considered confidential as it deals with matters 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.*

**Carried unanimously.**

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**10 CONFIDENTIAL SESSION****CLOSURE OF THE MEETING TO THE PUBLIC****Moved: Councillor R Green****Seconded: Councillor P Cox**

*That the meeting be closed to the public pursuant to section 72 (1) (e) of the Local Government (Operations) Regulation 2010 to consider the following item:*

10.1.1 Confidential – Not for Public Release – Land Acquisition

7.1.4 Quarterly Progress Report – Quarter 3, 2011-2012 Confidential Attachments

**Carried unanimously.**

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**RE-OPENING OF THE MEETING TO THE PUBLIC****Moved: Councillor C Thompson****Seconded: Councillor R Green**

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

**Carried unanimously.**

**(Councillor P Cox was absent for the vote on this item)**

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**10.1 FINANCE AND BUSINESS****10.1.1 CONFIDENTIAL – NOT FOR PUBLIC RELEASE – LAND ACQUISITION**

**File No:** ECM 30 May 2012  
**Author:** Manager Property and Business  
Finance and Business

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**Council Resolution** (OM12/72)

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

*That Council delegate authority to the Chief Executive Officer to submit an expression of interest and to enter negotiations for the identified land in accordance with the outcome of discussions in the confidential session.*

**Carried unanimously.**

**(Councillor P Cox was absent for the vote on this item)**

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**7.1.4 QUARTERLY PROGRESS REPORT - QUARTER 3, 2011-2012  
CONFIDENTIAL ATTACHMENTS**

**File No:** 4.16.4  
**Author:** Corporate Planning and Reporting Manager  
Finance and Business

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**Note that no discussion was held regarding this item.**

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**11 NEXT MEETING**

The next Ordinary Meeting of the will be held on Thursday 28 June 2012 in the Tewantin Council Chambers, 9 Pelican Street, Tewantin commencing at 10am.

**12 MEETING CLOSURE**

The meeting closed at 12:19pm.

Confirmed date: \_\_\_\_\_

  
\_\_\_\_\_  
CHAIR



## 13 APPENDICES

### 13.1 FINANCE AND BUSINESS

#### **(OM) 7.1.2 APRIL 2012 FINANCIAL PERFORMANCE REPORT – APPENDIX A – FINANCIAL PERFORMANCE REPORT APRIL 2012**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach1.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach1.pdf)

#### **(OM) 7.1.4 QUARTERLY PROGRESS REPORT - QUARTER 3, 2011-2012 – APPENDIX A – CEO QUARTERLY PROGRESS REPORT**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach2.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach2.pdf)

#### **(OM) 7.1.4 QUARTERLY PROGRESS REPORT - QUARTER 3, 2011-2012 – APPENDIX B – OPERATIONAL PLAN**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach3.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach3.pdf)

### 13.2 COMMUNITY SERVICES

#### **(OM) 7.2.1 COMMUNITY GRANTS PROGRAM MAJOR GRANTS AND REGIONAL ARTS DEVELOPMENT FUND (RADF) RECOMMENDATIONS – APPENDIX A – MAJOR RECOMMENDATIONS**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach4.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach4.pdf)

#### **(OM) 7.2.1 COMMUNITY GRANTS PROGRAM MAJOR GRANTS AND REGIONAL ARTS DEVELOPMENT FUND (RADF) RECOMMENDATIONS – APPENDIX B – RADF MAJOR RECOMMENDATIONS**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach5.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach5.pdf)

### 13.3 EXECUTIVE OFFICE

#### **(OM) 7.3.1 DECISIONS UNDER DELEGATION OF POWER - CHIEF EXECUTIVE OFFICER - 10 MARCH TO 11 MAY 2012 – APPENDIX B – MARCH 2012 FINANCIAL PERFORMANCE REPORT**

[http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om\\_300512/Attach7.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om_300512/Attach7.pdf)



