

Minutes

Ordinary Meeting

Thursday, 17 September 2015

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 OPENING PRAYER

Pastor Kevin Smith from Caloundra Catholic Church read a prayer.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

COUNCILLORS

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Absent 9.2.4 – 14)
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 (Absent 11.3.2 - 14)
Councillor E Hungerford	Division 7 (Absent 9.2.3 – 14)
Councillor J O’Pray	Division 8
Councillor S Robinson	Division 9
Councillor G Rogerson	Division 10

EXECUTIVE LEADERSHIP TEAM

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

APOLOGIES

Nil

COUNCIL OFFICERS

- Coordinator Transport Strategy and Policy
- Coordinator Biodiversity and Waterways

Landscape Architect / Urban Design
Manager Parks and Gardens
Manager Community Facilities & Planning

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution**

Moved: Councillor E Hungerford
Seconded: Councillor R Baberowski

That the Minutes of the Ordinary Meeting held on 20 August 2015 be received and confirmed.

Carried Unanimously.

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 J O'Pray declared a perceived conflict of interest in relation to item 8.2.2 (as defined in section 173 of the *Local Government Act 2009*) due to a business association with an affected party.

Councillor T Dwyer declared a perceived conflict of interest in relation to item 8.2.4 (as defined in section 173 of the *Local Government Act 2009*) as patron on the Suncoast Hinterland Softball Association Inc.

Councillor G Rogerson declared a perceived conflict of interest in relation to item 11.2.1 (as defined in section 173 of the *Local Government Act 2009*) due to his association with an affected party.

6 MAYORAL MINUTE

Nil

7 PRESENTATIONS**7.1 PRESENTATION – KIDS IN ACTIONS****Council Resolution** (OM15/146)**Moved: Councillor G Rogerson****Seconded: Councillor J McKay**

That the certificate of appreciation from Kids in Action conference presented to Council be received with gratitude and request the Chief Executive Officer send a letter of thanks to Mr Michael Gilles for his contribution to this event.

Carried unanimously.

8 REPORTS DIRECT TO COUNCIL

8.1 REGIONAL STRATEGY AND PLANNING

**8.1.1 DEVELOPMENT APPLICATION - MATERIAL CHANGE OF USE - 64
SUNSET DRIVE, LITTLE MOUNTAIN**

File No: MCU14/0195
Author/Presenter: Principal Development Planner
Regional Strategy & Planning Department
Attachments: Att 1 - Proposed Plans

Council Resolution (OM15/147)

Moved: Councillor C Dickson
Seconded: Councillor T Dwyer

That Item 8.1.1 - Development Application - Material Change of Use - 64 Sunset Drive, Little Mountain be deferred and the application be returned to the Chief Executive Officer for further consultation with the Applicant and report back to Council at the January 2016 Ordinary Meeting.

Carried unanimously.

8.1.2 TRANSPORT LEVY ANNUAL REPORT 2014/2015

File No: Traffic and Transport
Author: Coordinator Transport Strategy and Policy
Regional Strategy & Planning Department
Appendices: App A - Transport Levy Annual Report 2014/2015

Council Resolution (OM15/148)

Moved: Councillor R Baberowski
Seconded: Councillor T Dwyer

That Council:

- (a) *receive and note the report titled “**Transport Levy Annual Report 2014/2015**” and*
- (b) *endorse the Transport Levy Annual Report 2014/2015 (Appendix A).*

Carried unanimously.

8.1.3 ENVIRONMENT LEVY 2014-2015 ANNUAL REPORT

File No: Statutory Meetings
Author: Manager Environment and Sustainability Policy
Regional Strategy & Planning Department
Appendices: App A - Environment Levy 2014-2015 Annual Report (*Under Separate Cover*)

Council Resolution (OM15/149)

Moved: Councillor J McKay
Seconded: Councillor E Hungerford

That Council:

- (a) receive and note the report titled "***Environment Levy 2014-2015 Annual Report***" and
- (b) endorse the *Environment Levy 2014-2015 Annual Report (Appendix A)*.

Carried unanimously.

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

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

Council Resolution (OM15/150)

Moved: Councillor C Thompson
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**July 2015 Financial Performance Report**” and*
- (b) *write-off unrecoverable income of \$28,628.23 GST exclusive (\$31,491.05 GST inclusive) in relation to Loaded Aces Pty Ltd.*

Carried unanimously.

8.2.2 BUDGET REVIEW 1 2015/16

File No:	Reviews
Author:	Acting Coordinator Financial Services Corporate Services Department
Appendices:	App A - Budget Review 1 2015/16 - Financial Statements
Attachments:	Att 1 - 2014/15 Interim Statement of Income and Expenses Att 2 - Budget Review 1 2015/16 - Operating Adjustments Att 3 - Budget Review 1 2015/16 Capital Adjustments

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 a business association with an affected party. Councillor J O'Pray left the meeting room for the debate and decision on this matter.

Council Resolution (OM15/151)

Moved: Councillor T Dwyer
Seconded: Councillor C Dickson

That Council:

- (a) receive and note the report titled "***Budget Review 1 2015/16***"
- (b) adopt the amended 2015/16 Budget Financial Statements to include the identified operating and capital budget adjustments (Appendix A)
- (c) establish a Natural Disaster Restricted Cash Component of \$5 million, funded from the 2014/15 operating result and
- (d) in addition to (b) and (c), amend the budget to Include the sum of \$90,000 in 2015/16 budget for Caloundra Skate Park as part of the Aquatic Centre complex.

Carried unanimously.

(Councillor J O'Pray was absent for the vote on this item.)

8.2.3 FINANCIAL SUSTAINABILITY PLAN 2015 - 2025

File No: Long Term Financial Planning
Author: Acting Coordinator Financial Services
Corporate Services Department
Attachments: Att 1 - Financial Sustainability Plan 2015 - 2025 (*Under Separate Cover*)

Council Resolution (OM15/152)

Moved: Councillor C Thompson
Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "***Financial Sustainability Plan 2015 - 2025***"
- (b) adopt the financial commitments contained in the Financial Sustainability Plan and
- (c) note the parameters in the Long Term Financial Forecast to be used as the basis for the preparation of the 2016/17 annual budget.

Carried unanimously.

8.2.4 EXCEPTION UNDER LOCAL GOVERNMENT REGULATION 2012 - PROPOSED LEASES TO A GOVERNMENT AGENCY AND COMMUNITY ORGANISATIONS

File No: Statutory Meetings
Author: Senior Property Officer
Corporate Services Department
Attachments: Att 1 - September 2015 Tenure Renewal

Councillor T Dwyer declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as patron on the Suncoast Hinterland Softball Association Inc. Councillor T Dwyer left the meeting room for the debate and decision on this matter.

Council Resolution (OM15/153)

Moved: Councillor C Thompson
Seconded: Councillor G Rogerson

That Council:

- (a) receive and note the report titled “***Exception under Local Government Regulation 2012 - proposed leases to a government agency and community organisations***”
- (b) resolve, pursuant to s.236(2) Local Government Regulation 2012, that exceptions to dispose of an interest (lease) in the properties identified in Appendix A, other than by tender or auction applies, as the disposals are, pursuant to ss.236(1)(b)(i) and 236(1)(b)(ii), to the following organisations:
 - (i) The State of Queensland (Represented by Public Safety Business Agency) – Mapleton Rural Fire Brigade
 - (ii) Nambour Heights Bowls Club Inc
 - (iii) Caloundra Arts Centre Association Inc
 - (iv) Sunshine Coast Historical and Genealogical Resource Centre Inc
 - (v) Mooloolah Hinterland Churches Soccer Club Inc
 - (vi) Suncoast Hinterland Softball Association Inc and
 - (vii) Suncoast Hinterland BMX Club Inc and
- (c) note that the organisations in (b) above include one government agency and six community organisations where activities are for a public purpose.

Carried unanimously.

(Councillor T Dwyer was absent for the vote on this item).

8.3 COMMUNITY SERVICES**8.3.1 NAMING OF THE SUNSHINE COAST - 50TH ANNIVERSARY CELEBRATIONS****File No:** Statutory Meetings 17 September 2015**Author:** Director Community Services
Community Services Department

Council Resolution (OM15/154)**Moved:** Councillor J McKay**Seconded:** Councillor J O'Pray*That Council:*

- (a) *receive and note the report titled "**Naming of the Sunshine Coast - 50th Anniversary Celebrations**"*
- (b) *endorse the proposed program of celebrations to commemorate the 50th anniversary of the naming of the Sunshine Coast as outlined in the report*
- (c) *refer an amount of \$150,000 budget request to the 2016/17 budget process for consideration for an additional community grant program relating to commemorate the 50th anniversary of the naming of the Sunshine Coast and*
- (d) *refer an amount of \$126,000 budget request to the 2016/17 budget processes for consideration.*

Carried unanimously.

**8.3.2 CONONDALE MEMORIAL SPORTS & RECREATION RESERVE
TRUSTEESHIP**

File No: Statutory Meeting
Author: Team Leader Meeting Management
Office of the Mayor and Chief Executive Officer

This item was withdrawn from the Agenda by the Chief Executive Officer.

8.4 INFRASTRUCTURE SERVICES**8.4.1 BUDERIM VILLAGE PARK LANDSCAPE PLAN****File No:** 20804**Author:** Landscape Architect / Urban Design
Infrastructure Services Department**Appendices:** App A - Buderim Village Park Landscape Plan Report (*Under Separate Cover*)

Council Resolution (OM15/155)**Moved:** Councillor C Dickson**Seconded:** Councillor E Hungerford*That Council:*

- (a) receive and note the report titled "***Buderim Village Park Landscape Plan***" and
- (b) endorse the Buderim Village Park Landscape Plan (Appendix A), to guide the future development of Buderim Village Park, subject to funding being available in future annual budgets, as outlined in Council's adopted 10 year Capital Works Program, or as sourced through external State or Federal grant programs.

Carried unanimously.

8.4.2 JACK MORGAN PARK COOLUM LANDSCAPE PLAN

File No: 23603
Author: Landscape Architect / Urban Design
Infrastructure Services Department
Appendices: App A - Jack Morgan Park Landscape Plan Report (*Under
Separate Cover*)

Council Resolution (OM15/156)

Moved: Councillor S Robinson
Seconded: Councillor T Dwyer

That Council:

- (a) receive and note the report titled "**Jack Morgan Park Coolum Landscape Plan**" and
- (b) endorse the Jack Morgan Park Coolum Landscape Plan (Appendix A), to guide the future development of Jack Morgan Park, subject to funding being available in future annual budgets, as outlined in Council's adopted 10 year Capital Works Program, or as sourced through external State or Federal grant programs.

Carried unanimously.

8.5 CORPORATE STRATEGY AND DELIVERY

Nil

8.6 OFFICE OF THE MAYOR AND THE CEO

8.6.1 PROPOSED AMENDMENTS TO STANDING ORDERS SUNSHINE COAST COUNCIL 2015

File No: Statutory Meetings
Author: Team Leader Meeting Management
Office of the Mayor and Chief Executive Officer
Appendices: App A - Standing Orders Sunshine Coast Council 2015
Attachments: Att 1 - Strategy Policy 2011
Att 2 - Standings Orders Sunshine Coast Council 2015 - Track Changes

Council Resolution (OM15/157)

Moved: Councillor T Dwyer
Seconded: Councillor J McKay

That Item 8.6.1 - Proposed Amendments to the Standing Orders Sunshine Coast Council 2015 be deferred until the October 2016 Ordinary Meeting.

Carried unanimously.

9 NOTIFIED MOTIONS**9.1 NOTICES OF RESCISSION**

Nil

9.2 NOTICES OF MOTION**9.2.1 NOTICE OF MOTION - NOISE REGULATION**

File No: Statutory Meetings
Author: Councillor Greg Rogerson
Notice of Motion

Council Resolution (OM15/158)

Moved: Councillor G Rogerson
Seconded: Councillor J McKay

That Council:

- (a) *reiterate its support for a vibrant live music scene on the Sunshine Coast as fundamental to creating successful, interesting and diverse places*
- (b) *note the inconsistencies and limitations of current State regulation of noise levels associated with the operation of licensed venues and the adverse impacts this regulation is having on the live music industry*
- (c) *note that the Sunshine Coast Planning Scheme 2014 specifically identifies Hospitality Areas as locations where entertainment activities and live music venues are anticipated to occur and be concentrated*
- (d) *note the recent press release issued by the Sunshine Coast Creative Alliance (SCCA) calling for a trial program of a varied noise policy for the Nambour Hospitality Area to be implemented by the Office of Liquor and Gaming Regulation*
- (e) *indicate it's in-principle support for the trial program (as described by the SCCA) which would involve the following:-*
 - (i) *setting a maximum external noise level of 75dB at the boundary of the hospitality area and/or*
 - (ii) *setting a maximum internal noise level of 43dB Leq in any one-third octave band between and including 31.5Hz and 125Hz for any noise sensitive use within or proximate to the hospitality area when external doors and windows are closed*
- (f) *request the Chief Executive Officer write to the Queensland State Attorney-General and Minister for Justice, and the Commissioner for Liquor and Gaming supporting the call for a trial program as described in (e) above for a 12 month trial to be followed by an evaluation process*
- (g) *request the Chief Executive Officer write to the Council of Mayors (COM) seeking support for the trial program proposal and raising the issue of noise regulation associated with live music venues for further consideration by the COM as considered appropriate and*

- (h) *request the Chief Executive Officer undertake a review of the provisions of the Nuisance Code in the Sunshine Coast Planning Scheme 2014 to ensure that noise level requirements relating to unlicensed premises would be aligned to those applying to licensed premises under the varied State noise policy operating under the trial program.*

For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J McKay, Councillor C Dickson, Councillor J O'Pray, Councillor S Robinson, Councillor G Rogerson and Councillor M Jamieson.

Against: Councillor C Thompson and Councillor E Hungerford.

Carried.

9.2.2 NOTICE OF MOTION - CEMETERY CHARGES

File No: Statutory Meetings
Author: Councillor Greg Rogerson
Notice of Motion

PROCEDURAL MOTION

Moved: Councillor C Thompson
Seconded: Councillor E Hungerford

The Item 9.2.2 – Notice of Motion – Cemetery Charges be laid on the table until confidential session per Local Government Regulation 2012 section 275 (h).

With the approval of Council the motion moved by Cr Thompson and seconded by Councillor E Hungerford was withdrawn.

CLOSURE OF THE MEETING TO THE PUBLIC**Council Resolution**

Moved: Councillor G Rogerson
Seconded: Councillor E Hungerford

That the meeting be closed to the public pursuant to section 275 (h) of the Local Government Regulation 2012.

Carried Unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution**

Moved: Councillor G Rogerson
Seconded: Councillor T Dwyer

That the meeting be re-opened to the public.

Carried Unanimously.

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

That Council:

- (a) waive the overtime charges invoiced to Gregson and Weight Funeral Directors, for the funeral services/cemetery fees associated with the interment of Ms Diane Elworthy to the value of \$136 (at the Caloundra Lawn Cemetery, 14 August 2015) and Mr Allan Thomas Conwell to the value of \$218 (at the Caloundra Lawn Cemetery, 24 April 2015)
- (b) request staff to present for council's consideration, draft modifications to the Schedule of Fees and Charges that addresses the current inequity in overtime charges applied to services conducted throughout the Region due to the centralisation of Council's cemetery services at the Kulangoor Cemetery and further and
- (c) present to council a communication strategy related to (b) above to ensure clarity for all funeral directors Region wide.

With the approval of council the motion moved by Councillor G Rogerson and seconded by Councillor J McKay was withdrawn.

PROCEDURAL MOTION**Moved: Councillor T Dwyer****Seconded: Councillor P Cox**

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

Carried Unanimously.

Council Resolution (OM15/159)**Moved: Councillor G Rogerson****Seconded: Councillor J McKay**

That Council waive the overtime charges invoiced to Gregson and Weight Funeral Directors, for the funeral services/cemetery fees associated with the interment of Ms Diane Elworthy to the value of \$136 (at the Caloundra Lawn Cemetery, 14 August 2015) and Mr Allan Thomas Conwell to the value of \$218 (at the Caloundra Lawn Cemetery, 24 April 2015).

For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J McKay, Councillor J O'Pray and Councillor G Rogerson.

Against: Councillor C Dickson, Councillor C Thompson, Councillor E Hungerford, Councillor S Robinson and Councillor M Jamieson.

Carried.

Council Resolution (OM15/160)**Moved: Councillor G Rogerson****Seconded: Councillor J McKay***That Council*

- (a) *request staff to present for council's consideration, draft modifications to the Schedule of Fees and Charges that addresses the current inequity in overtime charges applied to services conducted throughout the Region due to the centralisation of Council's cemetery services at the Kulangoor Cemetery and further and*
- (b) *present to council a communication strategy related to (a) above to ensure clarity for all funeral directors Region wide.*

Carried unanimously.**Council Resolution** (OM15/161)**Moved: Councillor G Rogerson****Seconded: Councillor T Dwyer***That Council request the Chief Executive Officer to arrange an independent review of the information provided to council in relation to Item 9.2.2 Notice of Motion – Cemetery Charges.***For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox,
Councillor C Thompson, Councillor J McKay, Councillor C Dickson,
Councillor J O'Pray, Councillor Rogerson and Councillor M Jamieson.****Against: Councillor E Hungerford and Councillor Robinson.****Carried.**

Councillor T Dwyer raised a point of order in relation to Councillor C Dickson digressing from the motion. The Chair ruled the point of order be upheld.

9.2.3 NOTICE OF MOTION - TREE MANAGEMENT - BILL VENARDOS PARK, CALOUNDRA

File No: Statutory Meetings
Author: Councillor Tim Dwyer
Notice of Motion
Attachments: Att 1 - Tree Management Program - Bill Venardos Park

Council Resolution (OM15/162)

Moved: Councillor T Dwyer
Seconded: Councillor P Cox

That Council undertake a tree management program for Bill Venardos Park, Caloundra that seeks to achieve:

- (a) outcomes that realise the separation of individual tree canopies*
- (b) trees be pruned to achieve the appropriate standards in regard to the flying of the Australian Flag or other flags*
- (c) the management of trees and the associated pruning produce an outcome that allows sunlight to reach the ground and in turn improve the diversity of available comfort levels for use of the community*
- (d) provide the relevant attention to have trees in this park present as a tidy, manicured component of an inner CBD park, forming part of a Major Activity Centre, that aligns with the current program of renewal and revitalisation of the Caloundra CBD and*
- (e) that this program be incorporated into the maintenance schedule for this park.*

Carried unanimously.

9.2.4 NOTICE OF MOTION - ROAD MANAGEMENT - CNR KING & CHARLES STREET, SHELLY BEACH

File No: Statutory Meetings
Author: Councillor Tim Dwyer
Notice of Motion

Council Resolution (OM15/163)

Moved: Councillor T Dwyer
Seconded: Councillor P Cox

That Council authorise the Chief Executive Officer to have yellow lines installed at the corner of King Street and Charles Street, Shelly Beach as per the request received via a petition from the community.

Carried unanimously.

9.2.5 NOTICE OF MOTION - DIVISION 2 MINOR OPERATIONAL FUNDS

File No: Statutory Meetings
Author: Councillor Tim Dwyer
Notice of Motion

Council Resolution (OM15/164)

Moved: Councillor T Dwyer
Seconded: Councillor C Dickson

That Council authorise the Chief Executive Officer to approve the expenditure of \$8,000.00 from Division 2 Minor Operational Funds to supplement funding from Council's Economic Development Unit and Sunshine Coast Destinations towards a nationally recognised tourism program proposal.

Carried unanimously.

9.3 FORESHADOWED NOTICES OF MOTION

Nil

10 TABLING OF PETITIONS**10.1 PETITION - TIME PARKING OBJECTION - CARINYA ROAD, MOOLOOLABA****Council Resolution** (OM15/165)**Moved: Councillor C Thompson****Seconded: Councillor P Cox**

That Council resolve the petition tabled by Councillor C Thompson in relation to request to objections to timed parking on Carinya Drive, Mooloolaba, be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

10.2 PETITION - VEHICLE ACCESS – WURLEY DRIVE, WURTULLA**Council Resolution** (OM15/166)**Moved: Councillor P Cox****Seconded: Councillor T Dwyer**

That Council resolve the petition tabled by Councillor P Cox in relation to request to prevent planned vehicle access to Oceanic and Wurley Drive, Wurtulla from Bokarina Beach Development, be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

10.3 PETITION - HEATHFIELD ROAD ENTRANCE TO 'PACIFIC ON COOLUM' RESIDENTIAL COMPLEX**Council Resolution** (OM15/167)**Moved: Councillor S Robinson****Seconded: Councillor T Dwyer**

That Council resolve the petition tabled by Councillor Robinson in relation to request to improve site distance at entrance to 'Pacific on Coolum' Residential Complex, Heathfield Road, Coolum, be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

11 CONFIDENTIAL SESSION**PROCEDURAL MOTION**

Moved: Councillor S Robinson
Seconded: Councillor T Dwyer

That Council allow the introduction of a new confidential item of business into the Agenda for the Ordinary Meeting held on 17 September 2015, namely "11.3.2 Confidential - Not for Public Release - Land Management Trusteeship".

Carried unanimously.

CLOSURE OF THE MEETING TO THE PUBLIC**Council Resolution**

Moved: Councillor G Rogerson
Seconded: Councillor C Dickson

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

- 11.2.1 *Confidential - Not for Public Release - Acquisition of Land Nambour*
- 11.2.2 *Confidential - Not for Public Release - Brisbane Road Upgrade Project Widening Acquisitions*
- 11.3.1 *Confidential - Not for Public Release - Lease Arrangement*
- 11.3.2 *Confidential - Not for Public Release - Land Management Trusteeship*
- 11.5.1 *Confidential - Not for Public Release - Sunshine Coast Investment Incentive Scheme*
- 11.6.1 *Confidential - Not for Public Release - Maroochydore City Centre Project*

Carried unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution**

Moved: Councillor T Dwyer
Seconded: Councillor C Thompson

That the meeting be re-opened to the public.

Carried unanimously.

11.1 REGIONAL STRATEGY AND PLANNING

Nil

11.2 CORPORATE SERVICES**11.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ACQUISITION OF LAND NAMBOUR**

File No: ACQ 0098
Author: Senior Property Officer
Corporate Services Department

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.

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.

Council Resolution (OM15/168)

Moved: Councillor P Cox
Seconded: Councillor J McKay

That Council:

- (a) *delegate authority to the Chief Executive Officer to negotiate the acquisition of the whole of the land described as Lot 1 on RP 188396 and failing the negotiated settlement, proceed by a compulsory land acquisition to acquire the whole of the property described as Lot 1 on RP188396, for road purposes and purposes incidental to road as shown on Drawing LA 01A (Appendix A)*
- (b) *delegate, if no objections are received, authority to the Chief Executive Officer to make application to the Minister for Natural Resources and Mines to take the land under Section 9 of the Acquisition of Land Act 1967 for road purposes and purposes incidental to road and*
- (c) *delegate authority to the Chief Executive Officer to settle the final claim for compensation.*

Carried unanimously.

(Councillor C Dickson and Councillor G Rogerson were absent for the vote on this item.)

**11.2.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - BRISBANE ROAD
UPGRADE PROJECT WIDENING ACQUISITIONS**

File No: Statutory Meetings
Author: Principal Property Officer
Corporate Services Department

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 (OM15/169)

Moved: Councillor C Thompson
Seconded: Councillor T Dwyer

That Council:

- (a) *delegate authority to the Chief Executive Officer to negotiate and finalise the acquisition of:*
 - (i) *Approximately 262 square metres of land from the common property of Lot 0 on SP173707 Pandanus Mooloolaba CTS 33509 for road purposes*
 - (ii) *Approximately 27 square metres of land from the common property of Lot 0 BUP12581 Mainsail CTS 3041 for road purposes and*
 - (iii) *Approximately 31.8 square metres of land from the common property of Lot 0 on BUP4102 Las Olas Del Mar CTS 11080 for road purposes.*
- (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 the following properties in accordance with the requirements of the Acquisition of Land Act 1967:*
 - (i) *Approximately 262 square metres of land from the common property of Lot 0 on SP173707 Pandanus Mooloolaba CTS 33509 for road purposes*
 - (ii) *Approximately 27 square metres of land from the common property of Lot 0 BUP12581 Mainsail CTS 3041 for road purposes and*
 - (iii) *Approximately 31.8 square metres of land from the common property of Lot 0 on BUP4102 Las Olas Del Mar CTS 11080 for road purposes.*
- (c) *delegate authority to the Chief Executive Officer to proceed by a compulsory land acquisition of Lot 2 on SP109804 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*
- (d) *if no objections are received Council delegate authority to the Chief Executive Officer to make application to the Minister for Natural Resources and Mines to take the land under Section 9 of the Acquisition of Land Act 1967*
- (e) *delegate authority to the Chief Executive Officer to settle the final claim for compensation and*
- (f) *refer additional funding to future budget process.*

Carried unanimously.

(Councillor C Dickson was absent for the vote on this item.)

11.3 COMMUNITY SERVICES**11.3.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LEASE ARRANGEMENT**

File No: Statutory Meetings 17 September 2015
Author: Manager Community Facilities & Planning
Community Services Department

This report is confidential in accordance with section 275 (a) and (h) of the *Local Government Regulation 2012* as it contains information relating to the appointment, dismissal or discipline of employees and 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 (OM15/170)

Moved: Councillor G Rogerson
Seconded: Councillor J McKay

That Council delegate authority to the Chief Executive Officer to implement the outcomes in accordance with the directions identified in confidential session in relation to lease arrangements.

Carried unanimously.

(Councillor C Dickson was absent for the vote on this item.)

11.3.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND MANAGEMENT TRUSTEESHIP

File No: ECM 17 September 2015
Author: Sport and Recreation Officer
Community Services Department

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 (OM15/171)

Moved: Councillor J McKay
Seconded: Councillor C Thompson

That Council defer Item 11.3.2 – Confidential – Not for Public Release – Land Management Trusteeship to the November 2015 Ordinary Meeting of Council.

Carried unanimously.

11.4 INFRASTRUCTURE SERVICES

Nil

11.5 CORPORATE STRATEGY AND DELIVERY**11.5.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - SUNSHINE COAST INVESTMENT INCENTIVE SCHEME**

File No: Statutory Meeting
Author: Industry Investment Facilitator
Corporate Strategy and Delivery Department

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.

Council Resolution (OM15/172)

Moved: Councillor S Robinson
Seconded: Councillor P Cox

That council approve and delegate authority to the Chief Executive Officer to negotiate, finalise, approve and execute an agreement under the Sunshine Coast Investment Incentive Scheme in accordance with the directions identified in confidential session.

Carried unanimously.

11.6 OFFICE OF THE MAYOR AND THE CEO**11.6.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAROOCHYDORE CITY CENTRE PROJECT**

File No: Statutory Meetings
Author: Acting Chief Executive Officer
Office of the Mayor and Chief Executive Officer

This report is confidential in accordance with section 275 (e) (h) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council; AND 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 (OM15/173)

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

That Council authorise the Chief Executive Officer to proceed as discussed in confidential session.

Carried unanimously.

PROCEDURAL MOTION

Moved: Councillor M Jamieson
Seconded: Councillor T Dwyer

That Council suspend standing orders to allow Item 8.1.1 - Development Application - Material Change of Use - 64 Sunset Drive, Little Mountain to be deferred until the January 2016 Ordinary Meeting of Council.

Carried unanimously.

12 NEXT MEETING

The next Ordinary Meeting will be held on 15 October 2015 in the Council Chambers, Corner Currie and Bury Streets, Nambour.

13 MEETING CLOSURE

The meeting closed at 4:16pm.

Confirmed 15 October 2015.

CHAIR

14 APPENDICES**8.1.2 TRANSPORT LEVY ANNUAL REPORT 2014/2015 – APPENDIX A –
TRANSPORT LEVY ANNUAL REPORT**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach12.pdf>

**8.1.3 ENVIRONMENT LEVY 2014-2015 ANNUAL REPORT – APPENDIX A –
ENVIRONMENT LEVY 2014-2015 ANNUAL REPORT**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach13.pdf>

**8.2.2 BUDGET REVIEW 1 2015/16 – APPENDIX A – BUDGET REVIEW 1
2015/16 – FINANCIAL STATEMENTS**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach22.pdf>

**8.2.4 EXCEPTION UNDER LOCAL GOVERNMENT REGULATION 2012 -
PROPOSED LEASES TO A GOVERNMENT AGENCY AND COMMUNITY
ORGANISATIONS – APPENDIX A – SEPTEMBER 2015 TENURE
RENEWAL**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach16.pdf>

**8.4.1 BUDERIM VILLAGE PARK LANDSCAPE PLAN – APPENDIX A -
BUDERIM VILLAGE PARK LANDSCAPE PLAN REPORT**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach17.pdf>

**8.4.2 JACK MORGAN PARK COOLUM LANDSCAPE PLAN – APPENDIX A –
JACK MORGAN PARK LANDSCAPE PLAN REPORT**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach18.pdf>

11.2.1 ACQUISITION OF LAND NAMBOUR – APPENDIX A - DRAWING LA 01A

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM170915/Attach26.pdf>
