

Minutes

Ordinary Meeting

Thursday, 19 April 2018

Council Chambers, Corner Currie and Bury Streets, Nambour




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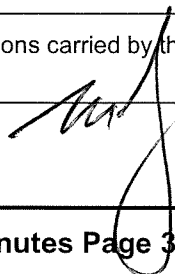
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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.



1 DECLARATION OF OPENING

The Chair declared the meeting open at 9:01am.

2 WELCOME AND OPENING PRAYER

The Mayor acknowledged the traditional custodians of the land on which the meeting took place.

Pastor Tom Conwell from Calvary Christian Church, Buderim Parish read a prayer.

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

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

BOARD OF MANAGEMENT

Chief Executive Officer
Group Executive Built Infrastructure
Group Executive Business Performance
Group Executive Customer Engagement and Planning Services
Group Executive Economic and Community Development
Group Executive Liveability and Natural Assets

APOLOGIES

Nil

COUNCIL OFFICERS

Manager Development Services
Principal Development Planner
Coordinator Buildings and Facilities Assets Management
Manager Property Management
Coordinator Financial Services
Coordinator Land Management
Manager Strategic Planning
Senior Strategic Planner
Coordinator CEO Governance

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution****Moved: Councillor C Dickson****Seconded: Councillor T Dwyer**

That the Minutes of the Ordinary Meeting held on 22 March 2018 be received and confirmed.

Carried unanimously.

Councillor R Baberowski and Councillor J McKay were absent for the vote on this motion.

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

Pursuant to Section 173 of the *Local Government Act 2009*, no declarations of conflict of interest were made during this meeting.

6 MAYORAL MINUTE

Nil

7 PRESENTATIONS / COUNCILLOR REPORTS

Nil

8 REPORTS DIRECT TO COUNCIL**8.1 CUSTOMER ENGAGEMENT AND PLANNING SERVICES****8.1.1 DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE
(INTEGRATED TOURIST FACILITY) AT 24 & 26 BOX STREET, BUDERIM**

File No: MCU15/0270
Author: Manager Development Services
Customer Engagement & Planning Services Group
Appendices: App A - Conditions of Approval
Attachments: Att 1 - Detailed Assessment Report
Att 2 - Proposal Plans
Att 3 - Third Party Advice - Department of Transport & Main Roads
Att 4 - Advice from Independent Geotechnical Peer Reviewers
Att 5 - Advice from Independent Economic Peer Reviewer
Att 6 - Conditioned Overlay Plans
Att 7 - Infrastructure Agreement

Council Resolution (OM18/50)**Moved:** Councillor C Dickson**Seconded:** Councillor J O'Pray*That Council*

- (a) *delegate authority to the Chief Executive Officer to APPROVE Application No. MCU15/0270 with conditions and grant a Development Permit for Material Change of Use (Integrated Tourist Facility) situated at 24 & 26 Box Street, Buderim, subject to:*
- (i) *imposition of the conditions of approval identified in Appendix A, and*
 - (ii) *execution of the Infrastructure Agreement included as Attachment 7 by both parties*
- (b) *delegate authority to the Chief Executive Officer to execute the Infrastructure Agreement included as Attachment 7, and*
- (c) *delegate authority to the Chief Executive Officer to negotiate and determine all future requested changes to the Infrastructure Agreement, with the exception of changes that would materially alter the terms of the Agreement.*

For: Councillor R Baberowski, Councillor P Cox, Councillor J Connolly,
Councillor J McKay, Councillor C Dickson, Councillor J O'Pray,
Councillor S Robinson, Councillor G Rogerson and Councillor M Jamieson.

Against: Councillor T Dwyer and Councillor E Hungerford.

Carried.

PROCEDURAL MOTION

Moved: Councillor G Rogerson
Seconded: Councillor T Dwyer

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

Carried unanimously.

PROCEDURAL MOTION

Moved: Councillor G Rogerson
Seconded: Councillor T Dwyer

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

Carried unanimously.

PROCEDURAL MOTION

Moved: Councillor E Hungerford
Seconded: Councillor G Rogerson

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

Carried unanimously.



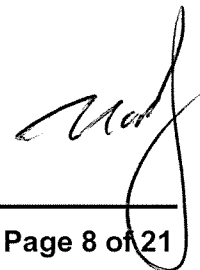
A handwritten signature in black ink, appearing to be 'M. J. ...'.

8.2 ECONOMIC AND COMMUNITY DEVELOPMENT

**8.2.1 SUNSHINE COAST POSITIVE AGEING ACTION PLAN 2018-2021 -
PUBLIC CONSULTATION**

File No: Council meetings
Author: Planning Officer (Community)
Economic & Community Development Group

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

A handwritten signature in black ink, appearing to be 'M. J.', is located in the bottom right corner of the page, overlapping the footer text.

8.3 BUSINESS PERFORMANCE**8.3.1 COOLUM COMMUNITY CENTRE****File No:** F2018/13040**Author:** Coordinator Buildings and Facilities Assets Management
Business Performance Group

Council Resolution (OM18/51)**Moved:** Councillor S Robinson**Seconded:** Councillor J McKay*That Council:*

- (a) receive and note the report titled "*Coolum Community Centre*"
- (b) authorise the Chief Executive Officer to relocate the Coolum Community Centre from Jack Morgan Park to Coolum Men's Shed, Research Street, Coolum and
- (c) resolve in accordance with Section 236 of the Local Government Regulation 2012 ("*Regulation*") that the exception under Section 236(1)(b)(ii) of the Regulation applies to dispose of Coolum Community Centre to the community organisation, Coolum Men's Shed Inc.

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

8.3.2 FEBRUARY 2018 FINANCIAL PERFORMANCE REPORT

File No: Financial Reports
Author: Coordinator Financial Services
Business Performance Group
Attachments: Att 1 - February 2018 Financial Performance Report

Council Resolution (OM18/52)

Moved: Councillor T Dwyer
Seconded: Councillor E Hungerford

That Council receive and note the report titled "February 2018 Financial Performance Report".

Carried unanimously.

8.3.3 PROPOSED LEASE - BEARING AVENUE, WARANA

File No: F2017/23709
Author: Coordinator Land Management
Business Performance Group

Council Resolution (OM18/53)

Moved: Councillor P Cox
Seconded: Councillor J Connolly

That Council

- (a) *receive and note the report titled "**Proposed Lease - Bearing Avenue, Warana**" and*
- (b) *resolve in accordance with Section 236 of the Local Government Regulation 2012 that the exception under Section 236 (1) (e) applies to the leasing of Lots 62, 63, 80 and 81 on W95561.*

Carried unanimously.

8.4 LIVEABILITY AND NATURAL ASSETS

Nil

8.5 BUILT INFRASTRUCTURE

Nil

8.6 OFFICE OF THE CEO

Nil

9 NOTIFIED MOTIONS

9.1 NOTICES OF RESCISSION

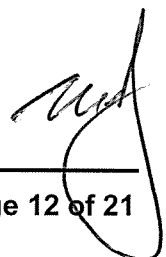
Nil

9.2 NOTICES OF MOTION

Nil

9.3 FORESHADOWED NOTICES OF MOTION

Nil



10 TABLING OF PETITIONS

10.1 PETITION - UPGRADE OF STREETScape AND AMENITY OF DICKY BEACH COMMERCIAL STRIP

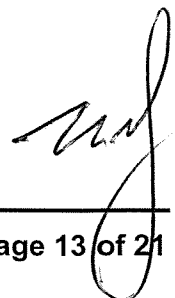
Council Resolution (OM18/54)

Moved: Councillor T Dwyer

Seconded: Councillor R Baberowski

That Council resolve the petition tabled by Councillor T Dwyer relating to the upgrade of streetscape and amenity of the Dicky Beach commercial strip, be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.



11 CONFIDENTIAL SESSION**CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution**

Moved: Councillor C Dickson
Seconded: Councillor S Robinson

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

- 11.1.1 *Confidential - Not for Public Release - Sunshine Coast International Broadband Network Project*
- 11.2.1 *Confidential - Not for Public Release - Proposed Land Acquisition - Yandina Creek*
- 11.3.1 *Confidential - Not for Public Release - Mooloolaba Land Acquisitions*
- 11.4.1 *Confidential - Not for Public Release - Historic Cultural Heritage Study Implementation*

Carried unanimously.

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

Moved: Councillor T Dwyer
Seconded: Councillor E Hungerford

That the meeting be re-opened to the public.

Carried unanimously.

11.1 ECONOMIC AND COMMUNITY DEVELOPMENT**11.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - SUNSHINE COAST
INTERNATIONAL BROADBAND NETWORK PROJECT**

File No: Council meetings
Author: Group Executive
Economic & Community Development Group

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 (OM18/55)

Moved: Councillor S Robinson
Seconded: Councillor T Dwyer

That Council

- (a) *note the progress of the **Sunshine Coast International Broadband Network project** and*
- (b) *resolve that, because of the specialised nature of the services, it would be impractical or disadvantageous for the local government to invite quotes or tenders.*

Carried unanimously.

11.2 LIVEABILITY AND NATURAL ASSETS**11.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED LAND ACQUISITION - YANDINA CREEK**

File No: Council meetings
Author: Coordinator Biodiversity and Waterways
Liveability & Natural Assets Group

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 (OM18/56)

Moved: Councillor S Robinson
Seconded: Councillor P Cox

That Council:

- (a) *delegate authority to the Chief Executive Officer to proceed by Compulsory Acquisition, the land described as Part Lot 32 SP190054 for Environmental Purposes in accordance with the requirements of the Acquisition of Land Act 1967 and*
- (b) *delegate authority to the Chief Executive Officer to enter into negotiations, execute any negotiated agreement and finalise the final claim for compensation.*

Carried unanimously.

11.3 BUSINESS PERFORMANCE

11.3.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MOOLOOLABA LAND ACQUISITIONS

File No: Council meetings
Authors: Property Officer
Business Performance Group
Principal Property Officer
Business Performance Group

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 (OM18/57)

Moved: Councillor J Connolly
Seconded: Councillor C Dickson

That Council, in relation to Mooloolaba Land Acquisitions:

- (a) *delegate authority to the Chief Executive Officer to negotiate and finalise the acquisition of:*
- (i) *Lot 413 on RP129684 for road purposes*
 - (ii) *Lot 396 on RP129684 for road purposes*
 - (iii) *Lot 418 on RP129683 for road purposes*
 - (iv) *Lot 576 on RP129684 for road purposes*
 - (v) *Approximately 15 square metres of land from Lot 414 on RP129684 for road purposes*
 - (vi) *Approximately 10 square metres of land from Lot 416 on RP129684 for road purposes*
 - (vii) *Approximately 15 square metres of land from Lot 574 on RP129684 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) *Lot 413 on RP129684 for road purposes*
 - (ii) *Lot 396 on RP129684 for road purposes*
 - (iii) *Lot 418 on RP129683 for road purposes*
 - (iv) *Lot 576 on RP129684 for road purposes*
 - (v) *Approximately 15 square metres of land from Lot 414 on RP129684 for road purposes*
 - (vi) *Approximately 10 square metres of land from Lot 416 on RP129684 for road purposes*

- (vii) *Approximately 15 square metres of land from Lot 574 on RP129684 for road purposes*
- (c) *if no objections are received, delegate authority to the Chief Executive Officer to make an application to the Minister for Natural Resources and Mines to take the land under Section 9 of the Acquisition of Land Act 1967 and*
- (d) *delegate authority to the Chief Executive Officer to settle the final claim for compensation.*

Carried unanimously.

11.4 CUSTOMER ENGAGEMENT AND PLANNING**11.4.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - HISTORIC CULTURAL HERITAGE STUDY IMPLEMENTATION**

File No: F2017/119244
Author: Senior Strategic Planner
Customer Engagement & Planning Services Group

This report is confidential in accordance with section 275 (g) of the *Local Government Regulation 2012* as it contains information relating to any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act.

Council Resolution (OM18/58)

Moved: Councillor R Baberowski
Seconded: Councillor J McKay

That Council:

- (a) *note the discussions held in confidential session in relation to Sunshine Coast Historic Cultural Heritage Study*
- (b) *amend the following local planning instruments in accordance with discussions in (a) above:*
 - (i) *Sunshine Coast Planning Scheme 2014 pursuant to procedures under section 20 of the Planning Act 2016 and*
 - (ii) *Schedule 6 Planning Scheme Policies of the Sunshine Coast Planning Scheme 2014 pursuant to procedures under section 22 of the Planning Act 2016 and*
- (c) *delegate authority to the Chief Executive Officer to carry out the statutory process to prepare and progress the proposed planning scheme amendment and planning scheme policy amendment under the Minister's Guidelines and Rules and section 20 and 22 of the Planning Act 2016 respectively, noting that following public notification of the proposed planning scheme amendment and planning scheme policy amendment and receipt of submissions, a further report will be presented to Council for formal consideration.*

Carried unanimously.

11.5 BUILT INFRASTRUCTURE

Nil

11.6 OFFICE OF THE CEO

Nil

12 NEXT MEETING

The next Ordinary Meeting will be held on 17 May 2018 in the Council Chambers, 1 Omrah Avenue, Caloundra.

13 MEETING CLOSURE

The meeting closed at 12:41pm.

Confirmed 17 May 2018.

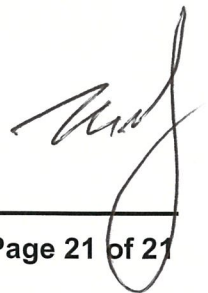


CHAIR

14 APPENDICES

8.1.1 DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE (INTEGRATED TOURIST FACILITY) AT 24 & 26 BOX STREET, BUDERIM – APP A - CONDITIONS OF APPROVAL

8.1.1 DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE (INTEGRATED TOURIST FACILITY) AT 24 & 26 BOX STREET, BUDERIM – ATT 7 - INFRASTRUCTURE AGREEMENT





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