

Minutes

Special Meeting (Coastal Hazard Adaptation Strategy)

Monday, 9 November 2020

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.

Councillor W Johnston acknowledged the traditional custodians of the land on which the meeting took place.

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

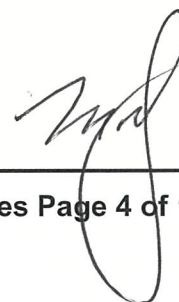
Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Agenda Items 2-6)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

COUNCIL OFFICERS

A/Chief Executive Officer
Group Executive Built Infrastructure
A/Group Executive Liveability and Natural Assets
Chief of Staff
Chief Strategy Officer
Coordinator CEO Governance & Operations
Manager Environment & Sustainability

APOLOGIES

Group Executive Customer Engagement and Planning Services
A/Group Executive Business Performance
Group Executive Economic and Community Development
Director – Major Projects and Strategic Property
Executive Manager



3 INFORMING OF CONFLICTS OF INTEREST

3.1 PRESCRIBED CONFLICTS OF INTEREST

Pursuant to Section 150EL(3)(b) of the *Local Government Act 2009*, the following Councillors gave notice of Prescribed Conflicts of Interest:

Councillor M Jamieson informed the meeting of a Prescribed Conflict of Interest in relation to matters associated with, or impacting on, Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and/or LGIA Super.

Councillor M Jamieson informed the meeting of a Prescribed Conflict of Interest in relation to matters associated with or impacting on the Duporth Tavern, situated at 52-62 Duporth Avenue, Maroochydore.

Councillor M Jamieson informed the meeting of a Prescribed Conflict of Interest in relation to matters impacting solely on a commercial property located at 123 Mooloolaba Esplanade, Mooloolaba.

Councillor M Jamieson informed the meeting of a Prescribed Conflict of Interest in relation to Agenda Item 8.11 Appointment of Independent Audit Committee Members that is to be considered at Council's Ordinary Meeting on 12 November 2020.

3.2 DECLARABLE CONFLICTS OF INTEREST

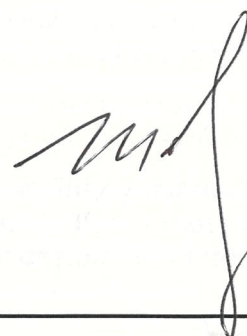
Pursuant to Section 150EQ(3)(c) of the *Local Government Act 2009*, the following Councillors gave notice of Declarable Conflicts of Interest:

Councillor M Jamieson informed the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 Development Application (including a Variation Request) to establish the Forest Glen Village Centre Plan of Development which is to be considered at Council's Ordinary Meeting on 12 November 2020.

Councillor W Johnston informed the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 Development Application (including a Variation Request) to establish the Forest Glen Village Centre Plan of Development which is to be considered at Council's Ordinary Meeting on 12 November 2020.

Councillor T Landsberg informed the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 Development Application (including a Variation Request) to establish the Forest Glen Village Centre Plan of Development which is to be considered at Council's Ordinary Meeting on 12 November 2020.

Councillor J Natoli informed the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 Development Application (including a Variation Request) to establish the Forest Glen Village Centre Plan of Development which is to be considered at Council's Ordinary Meeting on 12 November 2020.



NOTIFYING OF INTEREST

In accordance with s150EL(3)(a) of the *Local Government Act 2009* Councillor M Jamieson has given notice to the Chief Executive Officer of a Prescribed Conflict of Interest.

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor M Jamieson gave notice to the meeting of a Prescribed Conflict of Interest as follows:

I, Councillor Mark Jamieson, notify that I may have a Prescribed Conflict of Interest in a matter associated with or impacting on the Sunshine Coast Airport if –

1. *the matter is or relates to a contract between the Sunshine Coast Council and Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and/or LGIASuper for*
 -
 - (a) *the supply of goods or services to the Council or*
 - (b) *the lease or sale of assets by the Council or*
2. *the matter is or relates to an application made to the Council for the grant of a licence, permit, registration or approval or consideration of another matter under an Act if-*
 - (a) *the application is made to the Council by Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and/or LGIASuper or*
 - (b) *any parties nominated in (2) (a) above makes or has made a written submission to the Council in relation to the application before it is or was decided.*

I am aware that matters associated with or impacting on the Sunshine Coast Airport, Sunshine Coast Airport Pty Ltd, Palisade Investment Partners and/or LGIASuper are discussed or considered and the subject of decision making by Council and Council officers from time to time and hence I am notifying of this interest.

Details of my Prescribed Conflict of Interest are as follows:

As President of the Local Government Association of Queensland (LGAQ), I am an Employer representative Director of LGIASuper, which holds a 50% interest in the Sunshine Coast Airport through its asset manager, Palisade Investment Partners.

The President of the LGAQ has historically been nominated as a Director of the local government superannuation scheme and as such, I have held the position of Director of LGIASuper since 1 July 2018. I receive remuneration from this role and this is noted in my Register of Interests.

Any decision-making by Council or Council officers on matters specified in (1) and (2) above may be either beneficial or detrimental to the interests of Palisade Investment Partners, LGIASuper and other entities with a shareholding in the Sunshine Coast Airport.

Other entities with an interest in the Sunshine Coast Airport are:

- *Pinnacle Funds Services Limited as responsible entity for Palisade Investment Partner's Diversified Infrastructure Fund No. 1 and*
- *Perpetual Trust Services Limited as responsible entity for Palisade Investment Partner's Diversified Infrastructure Fund No. 2.*

Councillor M Jamieson informed Council that in accordance with s150EK of the *Local Government Act 2009*, he will exclude himself from any meeting, discussion or communication in relation to making a decision on this matter.

NOTIFYING OF INTEREST

In accordance with s150EL(3)(a) of the *Local Government Act 2009* Councillor M Jamieson has given notice to the Chief Executive Officer of a Prescribed Conflict of Interest.

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor M Jamieson gave notice to the meeting of a Prescribed Conflict of Interest in relation to a matter associated with or impacting on the Duporth Tavern, situated at 52-62 Duporth Avenue, Maroochydore as follows:

I, Councillor Mark Jamieson, notify that I may have a Prescribed Conflict of Interest in a matter associated with or impacting on the Duporth Tavern, situated at 52-62 Duporth Avenue, Maroochydore if-

1. *the matter is or relates to a contract between the Sunshine Coast Council and the Duporth Tavern or the entities with an interest in the Duporth Tavern for-*
 - (b) *the supply of goods or services to the Council or*
 - (c) *the lease or sale of assets by the Council or*
2. *the matter is or relates to an application made to the Council for the grant of a licence, permit, registration or approval or consideration of another matter under an Act if-*
 - (a) *the application is made to the Council by any parties with an interest in:*
 - (i) *the Duporth Tavern Unit Trust, including MKRD Projects Pty Ltd and MKRD Projects Unit Trust*
 - (ii) *Jamieson Investments (Qld) Pty Ltd*
 - (iii) *the Mark Jamieson Family Trust or*
 - (b) *any parties nominated in (2) (a) (i) to (iii) inclusive makes or has made a written submission to the Council in relation to the application before it is or was decided.*

I am aware that matters associated with or impacting on the Duporth Tavern are discussed/considered and the subject of decision making by Council and Council officers from time to time and hence I am notifying of this interest.

Details of the nature of my Prescribed Conflict of Interest are as follows:

I am a shareholder and director of Jamieson Investments Queensland Pty Ltd as the Trustee for the Mark Jamieson Family Trust. The Mark Jamieson Family Trust holds units in MKRD Projects Pty Ltd, a corporation which fully owns MKRD Projects Unit Trust. The MKRD Projects Unit Trust holds a 55% interest in the Duporth Tavern Unit Trust, which owns the Duporth Tavern. I am a director of MKRD Projects Pty Ltd, the MKRD Projects Unit Trust and the Duporth Tavern Unit Trust. These interests are all noted in my Register of Interests.

Other entities with an interest in the Duporth Tavern not nominated above are:

- *Raw Group Properties Pty Ltd*
- *R & J Milne Family Trust*
- *Ebstar Pty Ltd*
- *Debouch Pty Td as Trustee for the K C Guy Family Trust and*
- *Rionostro Pty Ltd.*



Any decision-making by Council or Council officers on matters specified in (1) and (2) above may be either beneficial or detrimental to the interests of any of the parties nominated in item (2) (a) (i) to (iii) above.

Councillor M Jamieson informed Council that in accordance with s150EK of the Local Government Act 2009, he will exclude himself from any meeting, discussion or communication in relation to making a decision on matters relating to the Duporth Tavern.

NOTIFYING OF INTEREST

In accordance with s150EL(3)(a) of the Local Government Act 2009 Councillor M Jamieson has given notice to the Chief Executive Officer of a Prescribed Conflict of Interest.

In accordance with s150EL(3)(b)(i) of the Local Government Act 2009 Councillor M Jamieson gave notice to the meeting of a Prescribed Conflict of Interest in relation to matters associated with the commercial property at 123 Mooloolaba Esplanade, Mooloolaba, as follows:

I, Councillor Mark Jamieson, notify that my wife, Lorrell Jamieson; my daughter, Sommer Jamieson; and I may have a Prescribed Conflict of Interest in matters associated with the commercial property at 123 Mooloolaba Esplanade, Mooloolaba if the matter is or relates to, an application made to the Council for the grant of a licence, permit, registration or approval or consideration of another matter under an Act insofar as this may relate solely - either beneficially or adversely - to this property and if-

- a) the application is made to the Council by any parties with an interest in 123 Mooloolaba Esplanade, Mooloolaba, including The M & L Super Fund or*
- b) any parties with an interest in 123 Mooloolaba Esplanade, Mooloolaba, including The M & L Super Fund, makes or has made a written submission to the Council in relation to the application before it is or was decided.*

I am aware that matters associated with or impacting solely on the commercial property at 123 Mooloolaba Esplanade, Mooloolaba may be discussed and/or considered and the subject of decision making by Council and Council officers from time to time and hence I am notifying of this interest.

Details of my Prescribed Conflict of Interest are as follows:

My self-managed superannuation fund, The M & L Super Fund, owns a 25% interest in the property situated at 123 Mooloolaba Esplanade, Mooloolaba. The M & L Super Fund derives an investment return from this interest. The beneficiaries of The M & L Super Fund are Lorrell Jamieson, Sommer Jamieson and myself. The details of my self-managed superannuation fund are noted on my Register of Interests.

Other entities with an interest in the property situated at 123 Mooloolaba Esplanade, Mooloolaba are:

- D & D Family Trust*
- Ken Guy Pty Ltd Superannuation Fund and*
- Ebstar Pty Ltd Staff Superannuation Fund.*

Any decision-making by Council or Council officers on matters specified in this notification may be either beneficial or detrimental to the interests of the other entities nominated above, the M & L Super Fund and ultimately, myself, Lorrell Jamieson and Sommer Jamieson given our interest in the M & L Super Fund.

Councillor M Jamieson informed Council that in accordance with s150EK of the *Local Government Act 2009*, he will exclude himself from any meeting, discussion or communication in relation to making a decision which may impact solely - either beneficially or adversely - on 123 Mooloolaba Esplanade, Mooloolaba.

NOTIFYING OF INTEREST

In accordance with s150EL(3)(a) of the *Local Government Act 2009* Councillor M Jamieson has given notice to the Chief Executive Officer of a Prescribed Conflict of Interest.

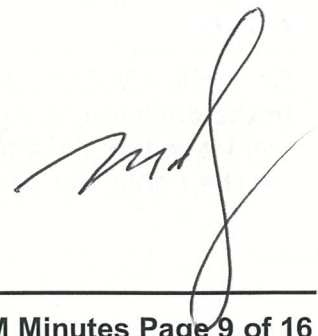
In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor M Jamieson gave notice to the meeting of a Prescribed Conflict of Interest in relation to Agenda Item 8.11 to be considered at the Ordinary Meeting on 12 November 2020 as follows:

I, Councillor Mark Jamieson, notify that I have a Prescribed Conflict of Interest in Agenda Item 8.11 to be considered at the Ordinary Meeting on 12 November 2020 due to the fact that one of the nominees for appointment as an independent member of the Sunshine Coast Council Audit Committee, Mr Mitchell Petrie, is a member of the LGIASuper Audit and Risk Committee.

In line with my previous declarations, the Details of my Prescribed Conflict of Interest are that as President of the Local Government Association of Queensland (LGAQ), I am an Employer representative Director of LGIASuper, which also holds a 50% interest in the Sunshine Coast Airport through its asset manager, Palisade Investment Partners.

The President of the LGAQ has historically been nominated as a Director of the local government superannuation scheme and as such, I have held the position of Director of LGIASuper since 1 July 2018. I receive remuneration from this role and this is noted in my Register of Interests.

Councillor M Jamieson informed Council that in accordance with s150EK of the *Local Government Act 2009*, he will exclude himself from any meeting, discussion or communication in relation to making a decision on this matter at the Ordinary Meeting on 12 November 2020.



NOTIFYING OF INTEREST

In accordance with s150EQ(3)(b) of the *Local Government Act 2009* Councillor M Jamieson has given notice to the Chief Executive Officer of a Declarable Conflict of Interest.

In accordance with s150EQ(3)(c)(i) of the *Local Government Act 2009* Councillor M Jamieson gave notice to the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020 as follows:

I, Councillor Mark Jamieson, notify that I have a Declarable Conflict of Interest in Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020 due to the fact that I received the following electoral donations:

1. *from RPS Australia East Pty Ltd or entities associated with that organisation -*
 - *\$380 on 18 January 2012 from RPS Australia East Pty Ltd and*
 - *\$400 on 11 February 2016 from RPS Consultants*
2. *from Jerry O'Reilly - \$1,800 on 27 January 2012.*

Each of these electoral donations were received outside of my relevant term as a Councillor and therefore, are not a Prescribed Conflict of Interest.

I have no ongoing relationship with RPS Australia East Pty Ltd or its associated entities or Jerry O'Reilly, beyond having received the electoral donations nominated above.

In relation to the interest that is relevant to each of these parties in the context of the development application which is the subject of Agenda Item 8.3, it is my understanding that:

1. *RPS Australia East Pty Ltd is the planning consultant to the applicant in the development application and*
2. *Jerry O'Reilly is a member and shareholder of JK & CF O'Reilly Pty Ltd, which is a member and ordinary shareholder of the applicant, Forest Glen Village Centre Pty Ltd.*

Given Jerry O'Reilly may stand to benefit or be disadvantaged as a result of the decision which Council may make on this Agenda Item, it is my intention to leave the Chamber on 12 November 2020 and not participate in the deliberation or vote on this matter.

I also note that John and Gail Shadforth are members and ordinary shareholders of the applicant, Forest Glen Village Centre Pty Ltd.

I have conducted a number of company searches and it would appear that neither John nor Gail Shadforth are directors or members of Shadforths or its associated entities which provided electoral donations to me in the lead up to the 2012 and 2016 local government elections.

Based on the results of these searches, I am satisfied that I have no Declarable Conflict of Interest in relation to the interests of John and Gail Shadforth in Forest Glen Village Centre Pty Ltd.

Councillor M Jamieson informed the Council that he will voluntarily not participate in the decision on Agenda Item 8.3 at the 12 November 2020 Ordinary Meeting and will leave the place at which the meeting is being held, including any area set aside for the public and stay away while the matter is considered and voted on.

NOTIFYING OF INTEREST

In accordance with s150EQ(3)(b) of the *Local Government Act 2009* Councillor W Johnston has given notice to the Chief Executive Officer of a Declarable Conflict of Interest.

In accordance with s150EQ(3)(c)(i) of the *Local Government Act 2009* Councillor W Johnston gave notice to the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020 as follows:

I, Councillor Winston Johnston notify that I have a Declarable Conflict of Interest in Agenda Item 8.3 'Development Application (including a variation request) to establish the Forest Glen Village Centre Plan of Development' to be considered at the Ordinary Meeting on 12 November 2020 due to:

Mr Michael White of White's IGA is a member and shareholder of the applicant company Forest Glen Village Centre Pty Ltd. Mr Michael White and Mrs Roslyn White are members and shareholders of M & R Super TTEE Pty Ltd which is also a member and shareholder of Forest Glen Village Centre Pty Ltd. Further, White's IGA is the proposed owner/tenant of the planned supermarket within the development.

Mr and Mrs White are significant clients of Your Insurance Broker Pty Ltd. Together with my wife Helen we own a 10% shareholding in Your Insurance Broker Pty Ltd.

Given Mr and Mrs White may stand to benefit or be disadvantaged as a result of the decision which Council may make on this Agenda Item, I intend to leave the Chamber and not participate in the deliberation or vote on this matter when it is considered at the Ordinary Meeting on 12 November 2020.

Councillor W Johnston informed the Meeting that he will voluntarily not participate in the decision on Agenda Item 8.3 at the 12 November 2020 Ordinary Meeting and will leave the place at which the meeting is being held, including any area set aside for the public and stay away while the matter is considered and voted on.



NOTIFYING OF INTEREST

In accordance with s150EQ(3)(b) of the *Local Government Act 2009* Councillor T Landsberg has given notice to the Chief Executive Officer of a Declarable Conflict of Interest.

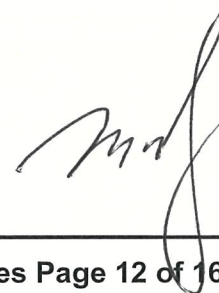
In accordance with s150EQ(3)(c)(i) of the *Local Government Act 2009* Councillor T Landsberg gave notice to the meeting of a Declarable Conflict of Interest in relation to Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020 as follows:

I, Councillor Terry Landsberg notify that I have a Declarable Conflict of Interest in Agenda Item 8.3 'Development Application (including a variation request) to establish the Forest Glen Village Centre Plan of Development' to be considered at the Ordinary Meeting on: 12 November 2020 due to:

RPS Australia East Pty Ltd is the planning consultant to this applicant in this matter. Mr Brad Williams is the General Manager, Planning and Development at RPS Group on the Sunshine Coast and he is also a member of Windansea Surf Club. Mr Williams has provided planning and development services to that Club free of charge on matters that are unrelated to the development application that is being considered by Council.

The Declarable Conflict of Interest may arise because I am a member and also the President of Windansea Surf Club. While the association with Mr Williams is remote of my Councillor duties, this declaration is made in the event that a member of the community may perceive that I have a predisposition to supporting the work of this planning consultant.

Given the remoteness of the association and that RPS Australia East Pty Ltd is not the applicant in the matter that will be before Council on 12 November 2020, but rather a consultant engaged by the applicant, I believe I can appropriately manage any perceived conflict - should it exist - and that I can impartially make a decision in the public interest on the matter before Council. I will be seeking Council's decision on whether I may participate in the making of the decision on Agenda Item 8.3 at the Ordinary Meeting of 12 November 2020



NOTIFYING OF INTEREST

In accordance with s150EQ(3)(c)(i) of the *Local Government Act 2009* Councillor J Natoli gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020.

Councillor J Natoli informed the meeting of the following details of the Declarable Conflict of Interest.

I, Councillor Joe Natoli, notify that I may have a Declarable Conflict of Interest in Agenda Item 8.3 to be considered at the Ordinary Meeting on 12 November 2020 due to the fact I was an employee of the Kunara Organic Market Place prior to my election as the Division 4 Councillor on 28 March 2020.

The nature of Kunara Organic Market's interest in the matter is that it is a business located in close proximity to the Forest Glen Village Centre Plan of Development.

In consideration of my Declarable Conflict of Interest I am of the opinion that I can participate in the discussion and vote on this matter and in doing so, my participation will not lead to a decision that is contrary to the public interest. I will be seeking Council's decision on whether I may participate in the making of the decision on Agenda Item 8.3 at the Ordinary Meeting of 12 November 2020.



4 REPORTS DIRECT TO COUNCIL

4.1 DRAFT COASTAL HAZARD ADAPTATION STRATEGY

File No: Special Meeting
Author: Coordinator Sustainability
Liveability & Natural Assets Group
Appendices: App A - Draft Sunshine Coast Council Coastal Hazard
Adaptation Strategy
App B - Supplement Materials
Attachments: Att 1 - Community Advisory Group Letter of Support

Council Resolution (SM20/19)

Moved: Councillor P Cox
Seconded: Councillor M Suarez

That Council:

- (a) *receive and note the report titled “**Draft Coastal Hazard Adaptation Strategy**”*
- (b) *endorse the Draft Coastal Hazard Adaptation Strategy (Appendix A) for the purposes of public consultation*
- (c) *endorse the draft Coastal Hazard Adaptation Strategy’s supplement materials (Appendix B) for the purpose of public consultation*
- (d) *receive and note the Coastal Hazard Adaptation Strategy Community Advisory Group Letter of Support (Attachment 1) and*
- (e) *delegate authority to the Chief Executive Officer to place the Draft Coastal Hazard Adaptation Strategy on public display during November/December 2020.*

Carried unanimously.



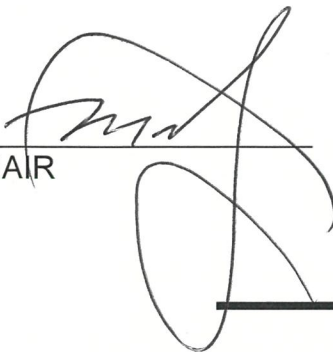
5 NEXT MEETING

Nil

6 MEETING CLOSURE

The meeting closed at 9:53am.

Confirmed 10 December 2020.


CHAIR



7 APPENDICES

4.1 DRAFT COASTAL HAZARD ADAPTATION STRATEGY – APP A – DRAFT SUNSHINE COAST COUNCIL COASTAL HAZARD ADAPTATION STRATEGY

4.1 DRAFT COASTAL HAZARD ADAPTATION STRATEGY – APP B - SUPPLEMENT MATERIALS

