

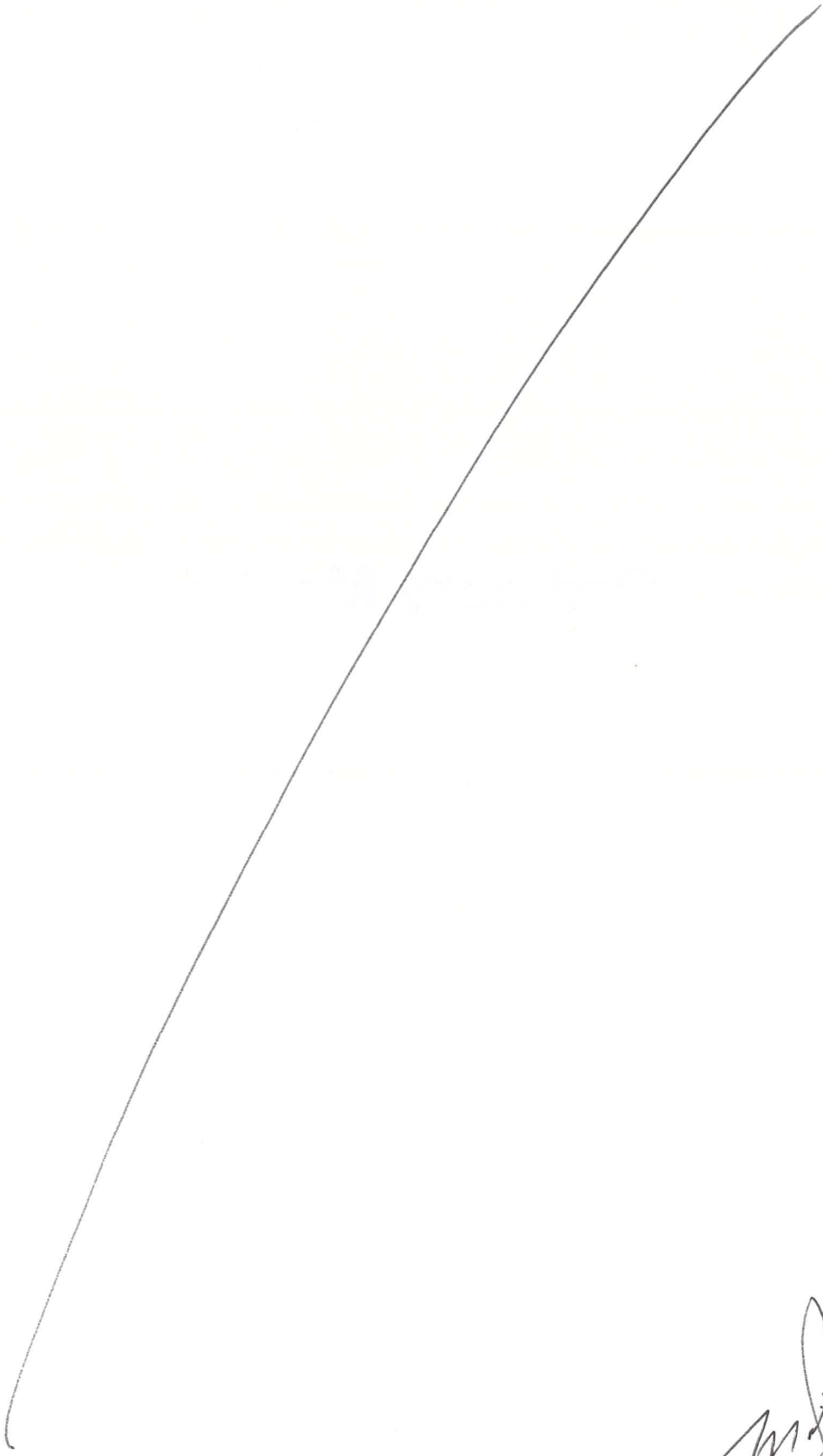
Minutes

Ordinary Meeting

Thursday, 22 July 2021

Council Chambers, 1 Omrah Avenue, Caloundra





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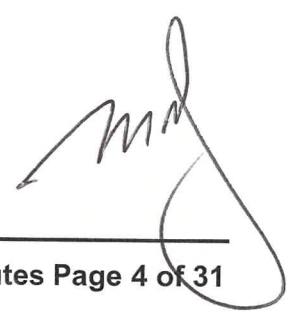
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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.



1 DECLARATION OF OPENING

The Chair declared the meeting open at 9:00am.

2 WELCOME AND OPENING

Councillor P Cox acknowledged the Traditional Custodians of the land on which the meeting took place.

Pastor Aaron Jackson from Church on the Rise Beerwah read a prayer.

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

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Deputy Mayor)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3
Councillor W Johnston	Division 5 (Absent Item 1-4 & Item 11.1)
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

Chief Executive Officer
Group Executive Built Infrastructure
Group Executive Customer Engagement and Planning Services
Group Executive Economic and Community Development
Group Executive Business Performance
Group Executive Liveability and Natural Assets
Chief of Staff
Chief Strategy Officer
Coordinator CEO Governance & Operations
Manager Waste and Resource Management
Coordinator Healthy Places
Manager Customer Response
Team Leader Animal Education & Control
Parks Community Sports Field Officer
Principal Development Planner
Chief Financial Officer
Acting Manager Leasing & Land Management
Project Director (Sunshine Coast Airport Expansion)

APOLOGIES

Councillor J Natoli Division 4

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

Moved: Councillor C Dickson
Seconded: Councillor R Baberowski

That the Minutes of the Special Meeting (Budget Adoption) and the Ordinary Meeting held on 24 June 2021 be received and confirmed.

Carried unanimously.

Councillor W Johnston was absent for this motion.

5 MAYORAL MINUTE

Nil

6 INFORMING OF CONFLICTS OF INTEREST**6.1 PRESCRIBED CONFLICTS OF INTEREST**

Councillor M Jamieson notified Council of a Prescribed Conflict of Interest in relation to Item 8.9 Sunshine Coast Airport Expansion Project Update.

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.5 Development Applications for Coles Beerwah - Roys Road, Beerwah.

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.8 Appointment of Independent Audit Committee Chair.

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.10 Motions for the 125th Local Government Association of Queensland Annual Conference



7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 PRESENTATION – OLYMPIC BID RECOGNITION

Council Resolution

Moved: Councillor R Baberowski

Seconded: Councillor J O'Pray

That Council recognise the contribution of Mayor Jamieson to the Brisbane 2032 Olympic and Paralympic Games proposal and to securing the decision of the International Olympic Committee on 21 July 2021 to award the Hosting Rights to the 2032 Games to Brisbane.

Carried unanimously.

8 REPORTS DIRECT TO COUNCIL**8.1 ORGANICS WASTE COLLECTION**

File No: Council Meeting
Author: Manager Waste and Resource Management
Customer Engagement & Planning Services Group
Attachments: Att 1 - Garden Organics Collection Map
Att 2 - Scenario Analysis and Modelling
Att 3 - Proposed Garden Organics transition and FOGO

Council Resolution (OM21/63)

Moved: Councillor C Dickson
Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled “Organics Waste Collection”*
- (b) *implement an opt-out kerbside Garden Organics collection service from the commencement of the next generation waste collection contract on 10 July 2022*
- (c) *request the Chief Executive Officer develop opt-out criteria for the kerbside Garden Organics collection service for Council’s consideration*
- (d) *undertake ongoing community engagement to inform and educate the community about the Organics Collection Service.*

Carried unanimously.



8.2 SURVEILLANCE PROGRAM - BIOSECURITY ACT 2014

File No: F2016/210350
Author: Coordinator Healthy Places
Customer Engagement & Planning Services Group
Appendices: App A - 6 September 2021 to 5 September 2022 Surveillance
Program for Sunshine Coast Council under the Biosecurity Act
2014

Council Resolution (OM21/64)

Moved: Councillor P Cox
Seconded: Councillor R Baberowski

That Council:

- (a) receive and note the report titled "**Surveillance Program - Biosecurity Act 2014**"
- (b) adopt the 6 September 2021 to 5 September 2022 Surveillance Program (Appendix A) for Sunshine Coast Council in accordance with section 235 of the Biosecurity Act 2014
- (c) delegate the Chief Executive Officer to authorise the carrying out of the 6 September 2021 to 5 September 2022 Surveillance Program for Sunshine Coast Council (Appendix A) in accordance with section 235 of the Biosecurity Act 2014 on conclusion of the consultation with the Department of Agriculture and Fisheries and
- (d) note the following details of the 6 September 2021 to 5 September 2022 Surveillance Program for Sunshine Coast Council (which are required to be specified in this authorisation under Section 236 Biosecurity Act 2014), the Program:
 - (i) relates to invasive biosecurity matter – invasive plants that are prohibited or restricted matter as defined in the Biosecurity Act 2014
 - (ii) purpose is to monitor for compliance with the Biosecurity Act 2014 and monitor the presence and extent of invasive biosecurity matter – invasive plants that are prohibited or restricted matter as defined in the Biosecurity Act 2014
 - (iii) will be carried out from 6 September 2021 to 5 September 2022
 - (iv) is for monitoring compliance with the Biosecurity Act 2014 and places that will be entered and inspected are privately owned land within the Sunshine Coast Council Local Government Area and are properties with land size equal to or greater than 4,000m²
 - (v) is for determining the presence or extent of the spread of specific invasive biosecurity matter – invasive plants that are prohibited or restricted matter as defined in the Biosecurity Act 2014 and applies to privately owned land within the Sunshine Coast Council Local Government Area and are properties with land size equal to or greater than 4,000m²
 - (vi) surveillance in the localities of Balmoral Ridge, Diamond Valley, Beerwah, Mt Mellum, Bells Creek, Crohamhurst, North Maleny, Flaxton, Dulong, Eerwah Vale, Verrierdale, Belli Park, Peachester, Montville, Obi Obi, Mapleton and
 - (vii) individual properties also previously known to harbour invasive biosecurity matter may be surveyed for ongoing compliance.

Carried unanimously.

**8.3 FERAL ANIMAL PREVENTION AND CONTROL PROGRAM -
BIOSECURITY ACT 2014**

File No: 2018/30481
Author: Coordinator Healthy Places
Customer Engagement & Planning Services Group
Appendices: App A - 6 September 2021 to 5 September 2022 Prevention and
Control Program for feral animals under the Biosecurity Act 2014
for the Sunshine Coast Council area

Council Resolution (OM21/65)

Moved: Councillor W Johnston
Seconded: Councillor M Suarez

That Council:

- (a) *receive and note the report titled "**Feral Animal Prevention and Control Program - Biosecurity Act 2014**"*
- (b) *adopt the 6 September 2021 to 5 September 2022 Prevention and Control Program for feral animals under the Biosecurity Act 2014 for the Sunshine Coast Council area (Appendix A) in accordance with section 235 of the Biosecurity Act 2014 and*
- (c) *delegate the Chief Executive Officer to authorise the carrying out of the 6 September 2021 to 5 September 2022 Prevention and Control Program for feral animals under the Biosecurity Act 2014 for the Sunshine Coast Council area in accordance with section 235 of the Biosecurity Act 2014 on conclusion of the consultation with the Department of Agriculture and Fisheries.*

Carried unanimously.

8.4 2021 SPORTS FIELD MAINTENANCE FUNDING PROGRAM

File No: Council Meetings
Author: Community Connections and Partnerships - Lead
Economic & Community Development Group
Appendices: App A - 2021 Sports Field Maintenance Funding Program
Recommendations

Council Resolution (OM21/66)

Moved: Councillor C Dickson
Seconded: Councillor D Law

That Council:

- (a) *receive and note the report titled “2021 Sports Field Maintenance Funding Program” and*
- (b) *endorse the 2021 Sports Field Maintenance Funding Program Recommendations (Appendix A).*

Carried unanimously.



8.5 DEVELOPMENT APPLICATIONS FOR COLES BEERWAH - ROYS ROAD, BEERWAH

File No: MCU19/0267, MCU19/0270 & RAL19/0118

Author: Principal Development Planner
Customer Engagement & Planning Services Group

Attachments: Att 1 - Detailed Assessment Report - Application MCU19/0267 – Preliminary Approval and Shopping Centre
Att 2 - Detailed Assessment Report - Application MCU19/0270 - Service Station and Food and Drink Outlet
Att 3 - Detailed Assessment Report - Application RAL19/0118 – Reconfiguring a Lot
Att 4 - Proposal Plans - Application MCU19/0267 – Preliminary Approval and Shopping Centre
Att 5 - Proposal Plans - Application MCU19/0270 - Service Station and Food and Drink Outlet
Att 6 - Proposed Plan - Application RAL19/0118 - Reconfiguring a Lot
Att 7 - State Assessment and Referral Agency Response - Application MCU19/0267 - Application MCU19/0270 - Application RAL19/0118

NOTIFICATION OF INTEREST

In accordance with s150EQ(3)(c) of the Local Government Act 2009 Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.5 Development Applications for Coles Beerwah – Roys Road, Beerwah.

I, Mayor Mark Jamieson, notify that I have a Declarable Conflict of Interest in Item 8.5 to be considered at the Ordinary Meeting on 22 July 2021 due to the fact that I received the following electoral donations from Andrew Stevens, who is the Managing Director of Project Urban Pty Ltd:

- On 3 January 2012, I received a donation of \$380; and
- On 3 February 2012, I received a further donation of \$570.

The cumulative total of these donations is \$950.

Each of these electoral donations were received outside of my relevant term as a Councillor - which commenced on 5 April 2016 - and therefore, are not a Prescribed Conflict of Interest within the context of the Local Government Act 2009.

In relation to Mr Steven's interest in the development application which is the subject of Agenda Item 8.5, it is my understanding that Project Urban (of which Mr Stevens is the Managing Director) is the planning consultant to the applicant. The applicant is Coles Group Property Developments Pty Ltd, an entity in which I have no personal interests.

I have no ongoing relationship with Mr Stevens, Project Urban or its associated entities, beyond having received the electoral donations nominated above in early 2012.

Furthermore, I have no intention of opposing or proposing an amendment to the officer's recommendation in this report.

On this basis, I have formed the view that I can appropriately manage any conflict, should it exist, and that I can impartially make a decision in the public interest on the matter which is the subject of Agenda Item 8.5, which is to be considered at the meeting on 22 July 2021.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

Council Resolution

Moved: Councillor W Johnston

Seconded: Councillor P Cox

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009, that despite Councillor M Jamieson's conflict of interest, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.5 due to the following reasons:

- *The extensive local knowledge held as the Mayor*
- *The historical/in-depth knowledge of the issue held by the Councillor*
- *The expertise in the subject matter held by the Councillor*
- *The interest is not considered to be sufficient to undermine the ability of the Councillor to form an impartial view and exercise their vote in the public interest and*
- *The interest is considered to be sufficiently remote so as not to unduly influence the impartiality of the Councillor*

For: Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor C Dickson, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor R Baberowski and Councillor E Hungerford.

Carried.

In accordance with s150ET(2) of the *Local Government Act 2009*, Councillor M Jamieson was not eligible to vote on this matter.

The Mayor returned to the chair at this time.

Council Resolution (OM21/67)

Moved: Councillor R Baberowski

Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled "**Development Applications for Coles Beerwah - Roys Road, Beerwah**" and*
- (b) *REFUSE Application MCU19/0267 for Preliminary Approval for Material Change of Use of Premises (Including a Variation Request to Vary the Effect of the Sunshine Coast Planning Scheme 2014) to Establish a Business, Industrial, Community, Sport and Recreation and Other Activities; and Development Permit for Material Change of Use of Premises to Establish a Shopping Centre (Full Line Supermarket and Showroom), situated at Roys Road BEERWAH for the following reasons:*
 - i. *The proposed development departs from the policy direction of the Strategic Framework for the Sunshine Coast Planning Scheme 2014, in particular, Theme 2 – Economic development, and the Strategic Outcomes and Specific Outcomes therein relating to activity centres and industry and enterprise areas. Additionally,*

the proposed development departs from Overall Outcomes (e) and (m) of the Beerwah local plan code, and, the Purpose and Overall Outcomes (a), (b) and (c) of the Medium impact industry zone code, because:

- a. The proposed development represents a major out-of-centre development that would undermine the Sunshine Coast Activity Centre Network and would fragment the Beerwah Major Regional Activity Centre. The proposed development would draw retailing activity away from and outside of the Beerwah Major Retail Activity Centre and would result in Beerwah having a fragmented, disconnected and unwalkable centre, to the detriment of its character, identity, functionality, and viability.*
- b. The proposal would result in a significant loss of industry zoned land, and this loss would severely compromise and frustrate the integrity and the potential of the Beerwah Sub-Regional Industry and Enterprise Area being realised.*
- ii. The proposed development departs from the Purpose and Overall Outcome (b) for the Flood hazard overlay code because it has not demonstrated that floodplains and the flood conveyance capacity of waterways will be protected.*
- iii. The proposed development departs from the Purpose and Overall Outcomes (a), (c) and (d) of the Height of buildings and structures overlay code because the proposed building height of the supermarket does not comply with the specified height limit, exceeds the additional height allowance for flood hazard, and therefore would not be consistent with the reasonable expectations of the community.*
- iv. The proposed development departs from the Purpose and Overall Outcomes (a) and (c) of the Transport and parking code because:*
 - a. The proposed external works and road reserve widening on Roys Road, including the proposal's primary access intersection to Roys Road, is insufficient and inappropriate and therefore does not:*
 - (1) facilitate the orderly provision of transport infrastructure in accordance with the intended role, function, and characteristics of the transport network*
 - (2) provide for the reserve width, pavement, and verge of a transport corridor to support the intended role, function, and amenity of the transport corridor and*
 - (3) provide for a verge width that permits access to be retained for vehicles onto a property at an existing driveway to another site.*
 - b. The internal layout proposed by the development does not provide for a transport network that achieves a high level of permeability and connectivity to the surrounding area, nor does it facilitate the orderly provision of transport infrastructure in accordance with the intended role, function and characteristics of the transport network.*
- v. The proposed development departs from the Purpose and Overall Outcomes (a) and (b) of the Stormwater management code, because it has not demonstrated that it would protect and enhance the environmental values and flow regimes of constructed and natural waterways and drainage systems, and, it has not demonstrated that it would provide effective stormwater drainage systems to protect people, property and the environment.*
- vi. The proposed development is premature and would have a significant impact on the planning and delivery of centres within the Beerwah Major Development Area.*
- vii. The proposed development departs from the Northern Sub-regional "Outcomes*

For Live – Our Great Places” within the South East Queensland Regional Plan 2017 because it does not maintain or promote, and would adversely affect, Beerwah’s active and lively main street.

- viii. *The departures from the assessment benchmarks above are not capable of being addressed or mitigated by conditions of approval.*
 - ix. *The departures from the assessment benchmarks support refusal of the proposed development.*
 - x. *Compliance with some assessment benchmarks and the submission of relevant matters advanced by the applicant are not, on balance, material, and should be given little weight and do not otherwise sufficiently support approval of the proposed development.*
 - xi. *Refusal of the proposed development advances the Purpose of the Planning Act 2016 because the development would not facilitate the achievement of ecological sustainability in that it fails to maintain the cultural, economic, physical, and social wellbeing of people and communities and*
- (c) *REFUSE Application MCU19/0270 for Development Permit for Material Change of Use of Premises to Establish a Service Station and Food and Drink Outlet, situated at Roys Road BEERWAH for the following reasons:*
- i. *The proposed development departs from the policy direction of the Strategic Framework for the Sunshine Coast Planning Scheme 2014, in particular, Theme 2 – Economic development, and the Strategic Outcomes and Specific Outcomes therein relating to the protection and design of industry and enterprise areas. Additionally, the proposed development departs from the Purpose and Overall Outcomes (a), (b) and (c) of the Medium impact industry zone code, and Overall Outcome (m) of the Beerwah local plan code, because:*
 - a. *the development fails to protect an area that is planned for legitimate industry activity from unwarranted intrusion by non-industrial development, and proposes a use that is neither compatible with, nor is a direct and desirable support activity to, industrial uses.*
 - b. *the development would prevent the full potential of the Beerwah industry and enterprise area from being realised by compromising and frustrating the integrity and orderly development of the Beerwah Medium impact industry zone.*
 - ii. *The proposed development departs from the Purpose and Overall Outcome (e) of the Beerwah local plan code because it does not provide for centre activities to be consolidated in the Major centre zone on the western side of the rail line.*
 - iii. *The proposed development departs from the Purpose and Overall Outcomes (a) and (c) of the Transport and parking code because the internal layout proposed by the development does not provide for a transport network that achieves a high level of permeability and connectivity to the surrounding area, nor does it facilitate the orderly provision of transport infrastructure in accordance with the intended role, function and characteristics of the transport network.*
 - iv. *The proposed development departs from the Purpose and Overall Outcomes (a) and (b) of the Stormwater management code, because it has not demonstrated that it would protect and enhance the environmental values and flow regimes of constructed and natural waterways and drainage systems, and, it has not demonstrated that it would provide effective stormwater drainage systems to protect people, property and the environment.*
 - v. *The departures from the assessment benchmarks above are not capable of being*

addressed or mitigated by conditions of approval.

- vi. The departures from the assessment benchmarks support refusal of the proposed development.*
 - vii. Compliance with some assessment benchmarks and the submission of relevant matters advanced by the applicant are not, on balance, material, and should be given little weight and do not otherwise sufficiently support approval of the proposed development.*
 - viii. Refusal of the proposed development advances the Purpose of the Planning Act 2016 because the development would not facilitate the achievement of ecological sustainability in that it fails to maintain the cultural, economic, physical, and social wellbeing of people and communities and*
- (d) REFUSE Application RAL19/0118 for Development Permit to Reconfigure a Lot (4 Lots into 4 Lots and New Road), situated at Roys Road BEERWAH for the following reasons:*
- i. The proposed development departs from the Purpose and Overall Outcomes (a) and (b) of the Biodiversity, waterways and wetlands overlay code because it does not protect, rehabilitate, and enhance ecologically important areas, nor does it protect and establish appropriate buffers to waterways and native vegetation.*
 - ii. The proposed development departs from the Purpose and Overall Outcome (m) of the Beerwah local plan code, and the Purpose and Overall Outcome (d) of the Medium impact industry zone code, because it does not provide for, and will frustrate the future provision of, a range of lot sizes to cater for a range of medium and low impact industrial uses.*
 - iii. The proposed development departs from the Purpose and Overall Outcomes (k), (l) and (m) of the Medium impact industry zone code, because it has not demonstrated that future industrial activities would have access to an appropriate level of transport infrastructure and would not interfere with the safe and efficient operation of the surrounding road network.*
 - iv. The proposed development departs from the Purpose and Overall Outcomes (a) and (d) of the Environmental management and conservation zone code because it does not conserve or protect the parts of the site with natural environmental values.*
 - v. The proposed development departs from the Purpose and Overall Outcomes of the Reconfiguring a lot code, and the Purpose and Overall Outcomes (a) and (c) of the Transport and parking code because the internal lot and street layout does not:*
 - a. provide for an efficient land use pattern*
 - b. effectively connect and integrate the site with existing or potential development on adjoining sites*
 - c. create a legible and interconnected movement network*
 - d. avoid the use of culs-de-sac*
 - e. avoid the sporadic and out-of-sequence creation of lots*
 - f. facilitate a high standard of urban design which reflects a grid pattern to assist connectivity*
 - g. provide for the dedication and construction of roads to allow access to and proper development of adjoining land that is intended for development*
 - h. provide for a transport network that achieves a high level of permeability and*

connectivity to the surrounding area

- i. facilitate the orderly provision of transport infrastructure in accordance with the intended role, function, and characteristics of the transport network*
- j. provide for public esplanade adjoining Coochin Creek.*
- vi. The proposed development departs from the Purpose and Overall Outcomes (a) and (b) of the Stormwater management code, because it has not demonstrated that it would protect and enhance the environmental values and flow regimes of constructed and natural waterways and drainage systems, and, it has not demonstrated that it would provide effective stormwater drainage systems to protect people, property and the environment.*
- vii. The departures from the assessment benchmarks above are not capable of being addressed or mitigated by conditions of approval.*
- viii. The departures from the assessment benchmarks support refusal of the proposed development.*
- ix. Compliance with some assessment benchmarks do not otherwise sufficiently support approval of the proposed development.*
- x. Refusal of the proposed development advances the Purpose of the Planning Act 2016 because the development would not facilitate the achievement of ecological sustainability in that it fails to protect ecological processes and natural systems, and, fails to maintain the cultural, economic, physical and social wellbeing of people and communities.*

Carried unanimously.

8.6 JUNE 2021 FINANCIAL PERFORMANCE REPORT

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

Council Resolution (OM21/68)

Moved: Councillor E Hungerford
Seconded: Councillor P Cox

That Council receive and note the report titled "June 2021 Financial Performance Report".

Carried unanimously.

8.7 EXCEPTION UNDER LOCAL GOVERNMENT REGULATION 2012 FOR DISPOSAL OF AN EASEMENT FOR SEWERAGE PURPOSES WITHIN LOT 902 SP318725

File No: F2021/28678
Author: Senior Property Officer
Business Performance Group
Attachments: Att 1 - Lot 902 SP318725 Locality Map
Att 2 - Easement AE in Survey Plan 324773
Att 3 - Lot 902 SP318725 Aerial Map

Council Resolution (OM21/69)

Moved: Councillor D Law
Seconded: Councillor M Suarez

That Council:

- (a) *receive and note the report titled "**Exception under Local Government Regulation 2012 for Disposal of an Easement for Sewerage Purposes within Lot 902 SP318725**"*
- (b) *resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land over Lot 902 SP318725, other than by tender or auction applies, as the disposal is pursuant to section 236(1)(b)(i) to a government agency and*
- (c) *note that Unitywater is a government agency.*

Carried unanimously.



8.8 APPOINTMENT OF INDEPENDENT AUDIT COMMITTEE CHAIR

File No: Council meetings
Author: Manager Audit and Assurance
Office of the CEO

NOTIFICATION OF INTEREST

In accordance with s150EQ(3)(c) of the Local Government Act 2009 Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.8 Appointment of Independent Audit Committee Chair.

I, Mayor Mark Jamieson, notify that I have a Declarable Conflict of Interest in Item 8.8 to be considered at the Ordinary Meeting on 22 July 2021 due to the fact that the nominee for appointment as independent Chair of the Sunshine Coast Council Audit Committee, Mr Mitchell Petrie, is an appointed special advisor to the LGIASuper Audit and Risk Committee.

In line with previous declarations, the details of my declarable conflict of interest are that as President of the Local Government Association of Queensland (LGAQ), I am an Employer representative Director of LGIASuper .

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.

In relation to Mr Petrie's interest in the matter that is the subject of this agenda item, he is the nominee for appointment as Chair of Council's Audit Committee and will benefit or be disadvantaged based on the decision which Council makes on this matter.

That said, I consider that I personally do not stand to either benefit or be disadvantaged by the decision of Council on this matter and nor do I stand to benefit or be disadvantaged as a result of Mr Petrie continuing to also hold a role with the LGIASuper Audit and Risk Committee.

Furthermore, I have no intention of opposing or proposing an amendment to the officer's recommendation in this report.

On this basis, I have formed the view that I can appropriately manage any conflict, should it exist, and that I can impartially make a decision in the public interest on the matter which is the subject of Agenda Item 8.8, which is to be considered at the meeting on 22 July 2021.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor E Hungerford

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009 , that despite Councillor M Jamieson's conflict of interest, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.8 due to the interest not being considered to be sufficient to undermine the ability of the Councillor to form an impartial view and exercise their vote in the public interest.

Carried unanimously.

In accordance with s150ET(2) of the *Local Government Act 2009*, Councillor M Jamieson was not eligible to vote on this matter.

The Mayor returned to the chair at this time.

Council Resolution (OM21/70)

Moved: Councillor E Hungerford

Seconded: Councillor C Dickson

That Council:

- (a) receive and note the report titled "**Appointment of Independent Audit Committee Chair**" and
- (b) appoint Mr Mitchell Petrie as the Independent Audit Committee Chair to December 2024.

Carried unanimously.



8.9 SUNSHINE COAST AIRPORT EXPANSION PROJECT UPDATE

File No: SCAEP Environmental Obligations
Author: Project Director (Sunshine Coast Airport Expansion)
Built Infrastructure Group
Attachments: Att 1 - Coordinator General's Environmental Obligations -
Compliance Status Summary

NOTIFICATION OF INTEREST

As declared at the Special Meeting held on 9 November 2020 the Mayor declared the following Prescribed Conflict of interest.

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor M Jamieson gave notice of a Prescribed Conflict of Interest in relation to Item 8.9 – Sunshine Coast Airport Expansion Project Update.

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.*

For completeness, I ask that the full details of my Prescribed Conflict of Interest as notified on 9 November 2020, be included in the minutes of today's meeting.

In accordance with s150EK(1) of the *Local Government Act 2009*, Councillor M Jamieson left the place at which the meeting was being held, including the area set aside for the public and stayed away while the matter was considered and voted on.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

Council Resolution (OM21/71)

Moved: Councillor J O'Pray

Seconded: Councillor M Suarez

That Council receive and note the report titled "Sunshine Coast Airport Expansion Project Update".

Carried unanimously.



A handwritten signature in black ink, appearing to be 'MJ', is written over a horizontal line.

8.10 MOTIONS FOR THE 125TH LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND ANNUAL CONFERENCE

File No: Council Meetings
Author: Executive Manager
Office of the CEO
Attachments: Att 1 - Proposed Motion – Housing Affordability and Availability
Att 2 - Proposed Motion – Amendment of section 236 of the
Local Government Regulation
Att 3 - Local Government Association of Queensland – Policy
Executive Motions for the 125th Annual Conference

NOTIFICATION OF INTEREST

In accordance with s150EQ(3)(c) of the Local Government Act 2009 Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.10 Motions for the 125th Local Government Association of Queensland Annual Conference.

I, Mayor Mark Jamieson, notify that I have a Declarable Conflict of Interest in Item 8.10 to be considered at the Ordinary Meeting on 22 July 2021 due to the fact that I am a Director and President of the Local Government Association of Queensland (LGAQ).

I receive remuneration from this role and this is noted in my Register of Interests.

In relation to the LGAQ's interest in the matter that is the subject of this agenda item, I consider this to be not materially different to the interest it would have in any of the 77 councils in Queensland considering motions to submit for consideration at the LGAQ's Annual Conference.

The LGAQ does not derive any monetary or other financial or reputational benefit from our Council's consideration of potential Conference motions and neither do I.

Council is simply responding to a formal request made by the LGAQ to all member councils to consider and nominate potential motions for debate at the LGAQ's Annual Conference on 25 to 27 October 2021.

Furthermore, I have no intention of opposing or proposing an amendment to the officer's recommendation in this report.

On this basis, I have formed the view that I can appropriately manage any conflict, should it exist, and that I can impartially make a decision in the public interest on the matter which is the subject of Agenda Item 8.10, which is to be considered at the meeting on 22 July 2021.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.



Council Resolution

Moved: Councillor W Johnston

Seconded: Councillor C Dickson

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009, that despite Councillor M Jamieson's conflict of interest, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.10 due to the following reasons:

- *The extensive local knowledge held as the Mayor and*
- *The interest is not considered to be sufficient to undermine the ability of the Councillor to form an impartial view and exercise their vote in the public interest.*

Carried unanimously.

In accordance with s150ET(2) of the Local Government Act 2009, Councillor M Jamieson was not eligible to vote on this matter.

The Mayor returned to the chair at this time.

Council Resolution (OM21/72)

Moved: Councillor D Law

Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled "**Motions for the 125th Local Government Association of Queensland Annual Conference**" and*
- (b) *endorse the following motions for forwarding to the Local Government Association of Queensland for inclusion in the 125th Annual Conference agenda –*
 - i. *That the Local Government Association of Queensland advocate to the Queensland Government to develop and agree a joint State/Local government package of measures that will enable a more timely response to housing affordability and availability in high growth areas of the State.*
 - ii. *That the Local Government Association of Queensland advocate to the Queensland Government to amend section 236 of the Local Government Regulation 2012 to afford greater flexibility to Councils to approve an exemption from the compulsory tender or auction requirements in relation to the disposal of non-current assets, in circumstances where there is a clear business case that demonstrates the disposal of the asset would provide clear beneficial outcomes for the community.*

Carried unanimously.

9 NOTIFIED MOTIONS**9.1 CALOUNDRA WATCH HOUSE REPURPOSE**

File No: Council meetings
Author: Councillor Terry Landsberg
Notice of Motion

Council Resolution (OM21/73)

Moved: Councillor T Landsberg
Seconded: Councillor P Cox

That Council:

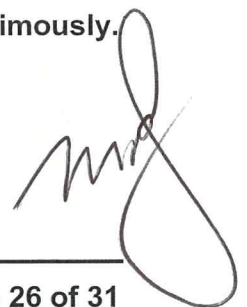
- (a) *does not support the proposal by the Queensland Government to repurpose, upgrade and refurbish the Caloundra Watch House at 3 Gregson Place, Caloundra as a youth remand centre, for the following reasons:*
- (i) *lack of engagement with Council and the community on the proposal for the site*
 - (ii) *lack of clarity on the extent and nature of the proposed facility and its intended operations*
 - (iii) *the potential impacts of the proposed youth remand centre on neighbouring uses of the site*
 - (iv) *the absence of any identification of the proposed facility in the Justice and Public Safety Asset Class of the State Infrastructure Plan (2020 Capital Plan update)*
 - (v) *the absence of public information demonstrating other site options considered by the Queensland Government and the outcomes of the assessment of those alternative options and*
 - (vi) *concerns about the availability of relevant human services support arrangements for a youth remand centre at this location*
- (b) *calls on the Queensland Government to abandon its plans for the repurposing of the Caloundra Watch House as currently proposed and engage in genuine consultation with Council and impacted communities prior to initiating any proposals for a youth remand centre and*
- (c) *authorise the Chief Executive Officer to inform the Department of Children and Youth Justice and Multicultural Affairs of Council's position on this matter.*

Council Resolution

Moved: Councillor C Dickson
Seconded: Councillor R Baberowski

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

Carried unanimously.



Council Resolution**Moved: Councillor W Johnston****Seconded: Councillor C Dickson**

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

Carried unanimously.**AMENDMENT****Moved: Councillor D Law****Seconded: Councillor R Baberowski**

That Council:

- (a) does not support the proposal by the Queensland Government to repurpose, upgrade and refurbish the Caloundra Watch House at 3 Gregson Place, Caloundra as a youth remand centre, for the following reasons:
 - (i) lack of engagement with Council and the community on the proposal for the site
 - (ii) lack of clarity on the extent and nature of the proposed facility and its intended operations
 - (iii) the potential impacts of the proposed youth remand centre on neighbouring uses of the site
 - (vi) concerns about the availability of relevant human services support arrangements for a youth remand centre at this location
- (b) calls on the Queensland Government to engage in genuine consultation with Council and impacted communities prior to initiating any proposals for a youth remand centre within the Local Government Area and
- (c) authorise the Chief Executive Officer to inform the Department of Children and Youth Justice and Multicultural Affairs of Council's position on this matter.

For: Councillor D Law.**Against: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray and Councillor M Suarez.****Lost.**

Councillor P Cox raised a point of order noting that Councillor D Law was not speaking to the amendment. The Mayor upheld the point of order.

The motion moved by Councillor T Landsberg and seconded by Councillor P Cox was put.

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray and Councillor M Suarez.**Against: Councillor D Law.****Carried.**

10 TABLING OF PETITIONS

Nil

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

Moved: Councillor E Hungerford

Seconded: Councillor P Cox

That the meeting be closed to the public pursuant to s254J(3)(g) of the Local Government Regulation 2012 to consider the following items:

- 11.1 *Confidential - Not for Public Release - Proposed Disposal of Council Assets in Maroochydore*

Carried unanimously.

Councillor W Johnston was absent for this motion.

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

Moved: Councillor R Baberowski

Seconded: Councillor E Hungerford

That the meeting be re-opened to the public.

Carried unanimously.

Councillor W Johnston was absent for this motion.



11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED DISPOSAL OF COUNCIL ASSETS IN MAROOCHYDORE

File No: Statutory Meeting
Author: Group Executive
Economic & Community Development Group

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

Council has entered into a Non-Disclosure Agreement with the party involved in this transaction and that Agreement restricts both parties from disclosing information to other persons in regard to the commercial negotiations.

The public release of information relating to this transaction prior to the transaction being endorsed by Council and finalised with the proponent will most likely result in the proponent withdrawing from the negotiations and expose Council to a potential action for breach of its confidentiality obligations in the Non-Disclosure Agreement.

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

Council Resolution (OM21/74)

Moved: Councillor M Suarez
Seconded: Councillor C Dickson

That Council authorise the Chief Executive Officer to proceed to implement the matters discussed in confidential session in relation to the Proposed Disposal of Council Assets in Maroochydore.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.



12 NEXT MEETING

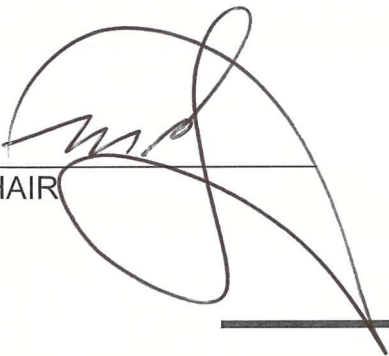
The next Ordinary Meeting will be held on 19 August 2021 Council Chambers, 1 Omrah Avenue, Caloundra

13 MEETING CLOSURE

The meeting closed at 2:37pm.

Confirmed 19 August 2021.

CHAIR



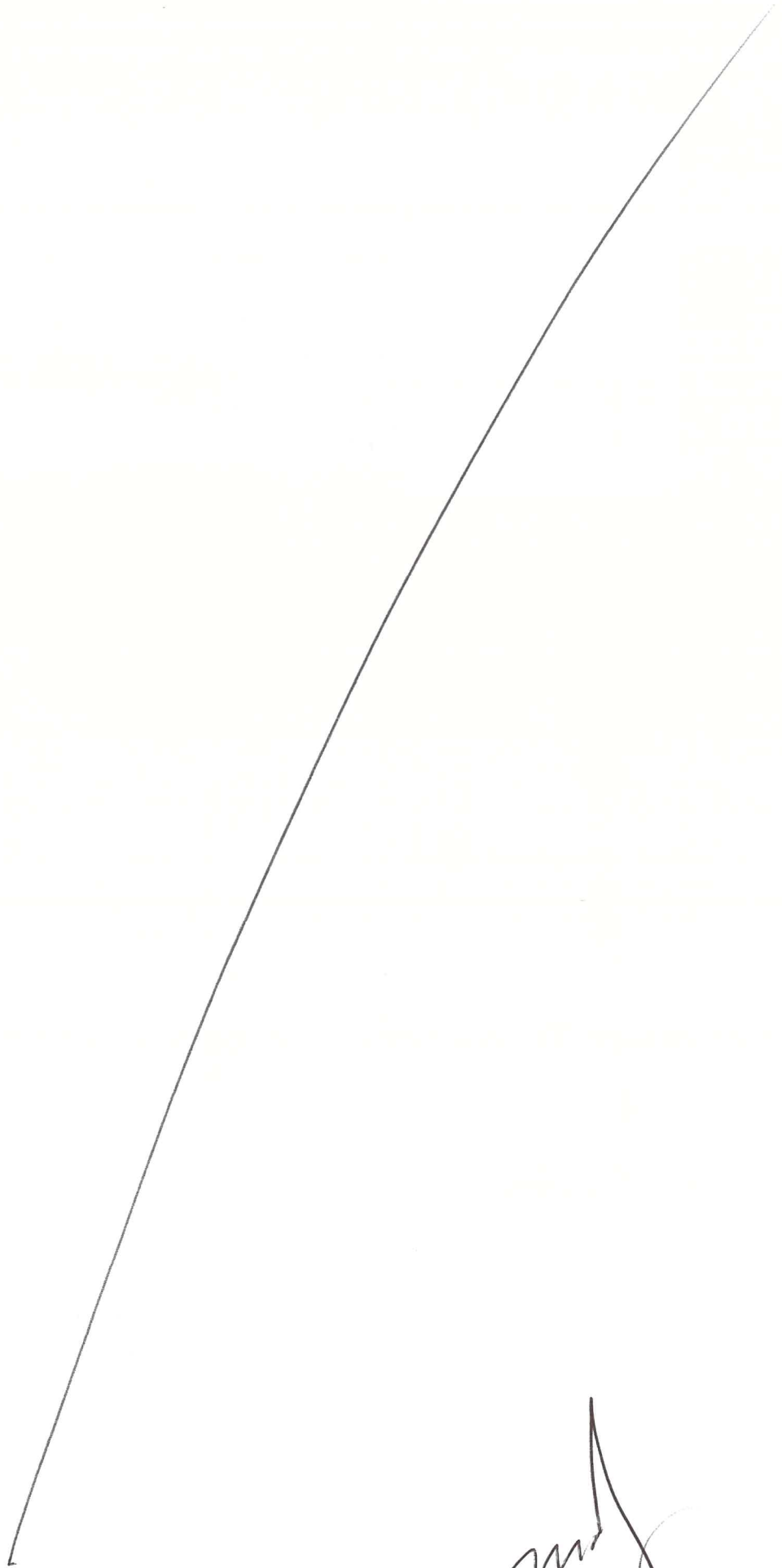
14 APPENDICES

8.2 SURVEILLANCE PROGRAM - BIOSECURITY ACT 2014 – APP A – 6 SEPTEMBER 2021 TO 5 SEPTEMBER 2022 SURVEILLANCE PROGRAM FOR SUNSHINE COAST COUNCIL UNDER THE BIOSECURITY ACT 2014

8.3 FERAL ANIMAL PREVENTION AND CONTROL PROGRAM - BIOSECURITY ACT 2014 – APP A – 6 SEPTEMBER 2021 TO 5 SEPTEMBER 2022 PREVENTION AND CONTROL PROGRAM FOR FERAL ANIMALS UNDER THE BIOSECURITY ACT 2014 FOR THE SUNSHINE COAST COUNCIL AREA

8.4 2021 SPORTS FIELD MAINTENANCE FUNDING PROGRAM – APP A – 2021 SPORTS FIELD MAINTENANCE FUNDING PROGRAM RECOMMENDATIONS

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