

Sunshine Coast Council

MINUTES

ORDINARY MEETING

Wednesday 14 March 2012

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 1.05pm.

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

Councillor R Abbot	Mayor (Chair)
Councillor A Grosskreutz	Division 1
Councillor T Dwyer	Division 2
Councillor K Jones	Division 3
Councillor C Thompson	Division 4
Councillor J McKay	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor D Blumel	Division 8
Councillor V Griffin	Division 9
Councillor P Tatton	Division 10
Councillor R Green	Division 11
Councillor L Brennan	Division 12

EXECUTIVE LEADERSHIP TEAM

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

APOLOGIES

Nil

COUNCIL OFFICERS

Director Development Services

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

Moved: Councillor P Tatton
Seconded: Councillor V Griffin

That the minutes of the Ordinary Meeting held on 22 February 2012 be received and confirmed.

Carried Unanimously.

4 OBLIGATIONS OF COUNCILLORS**4.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS**

Declaration of Material Personal Interest on any Item of Pursuant to Section 172 (3) of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.

4.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 (2) of the *Local Government Act 2009*, no declarations of conflict of interest were made during this meeting.

5 MAYORAL MINUTE

Nil.

6 PRESENTATIONS

Nil.

7 REPORTS DIRECT TO COUNCIL**7.1 FINANCE AND BUSINESS****7.1.1 DE-AMALGAMATION COST TO CREATE A NEW NOOSA COUNCIL****File No:** ECM 14 March 2012**Author:** Executive Director Finance and Business
Finance and Business**Appendix:** App A – Deloitte Touche Tohmatsu De-amalgamation Report (OM
Late Att Pg 3)

Council Resolution (OM12/48)**Moved:** Councillor V Griffin
Seconded: Councillor R Green*That Council:*

- (a) *receive and note the report titled “De-amalgamation Cost to Create a New Noosa Council”;*
- (b) *receive and note the Deloitte Touche Tohmatsu report titled “Sunshine Coast Regional Council – De-amalgamation cost to create a new Noosa Council” (Appendix A);*
- (c) *in noting the report is not in a position at this time to endorse the reports findings and note that further information would be required to determine the full range of costings; and*
- (d) *consider at a future time whether to make a submission to the Government on the matter.*

Carried Unanimously.

7.1.2 DELEGATION OF AUTHORITY - 2012 LOCAL GOVERNMENT ELECTION PERIOD

File No: ECM 14 March 2012
Author: Executive Director Finance and Business
Finance and Business
Appendix: App A - Delegation of Authority - LG Election Period 2012 (OM Att
Pg 3)

Council Resolution (OM12/49)

Moved: Councillor T Dwyer
Seconded: Councillor A Grosskreutz

That Council:

- (a) *receive and note the report titled "Delegation of Authority - 2012 Local Government Election Period"; and*
- (b) *delegate authority to the Chief Executive Officer in accordance with 'Delegation of Authority – Local Government Election Period 2012' as per Appendix A to this report.*

Carried Unanimously.

7.1.3 JANUARY 2012 FINANCIAL PERFORMANCE REPORT

File No: ECM 14 March 2012
Author: Financial Services Manager
Finance and Business
Appendix: App A - January 2012 Financial Performance Report (OM Att Pg 5)

Council Resolution (OM12/50)

Moved: Councillor C Thompson
Seconded: Councillor L Brennan

That Council:

- (a) *receive and note the report titled "January 2012 Financial Performance Report"; and*
- (b) *approve the minor budget reallocations for both operating and capital as well as the transfers from reserves to capital as outlines in January 2012 Financial Performance Report (Appendix A).*

Carried Unanimously.

7.2 REGIONAL STRATEGY AND PLANNING

7.2.1 DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE, 267 VALDORA ROAD, VALDORA

File No: MCU11/0153
Author/Presenter: Principal Development Planner, Planning Assessment
Attachments: Att 1 - Proposal Plans (OM Att Pg 17)
Att 2 - Photomontages (OM Att Pg 22)
Att 3 - Advice Agency Response (DERM) (OM Att Pg 24)

Council Resolution (OM12/51)

Moved: Councillor V Griffin
Seconded: Councillor J McKay

That Council REFUSE Application No. MCU11/0153 for a Material Change of Use of Premises (Major Utility (AM Radio Broadcast Facility)) situated at 267 Valdora Road, Valdora, for the following reasons:

1. *the development conflicts with the South East Queensland Regional Plan 2009 – 2031, particularly in relation to scenic amenity, natural resources and infrastructure and cannot be conditioned to comply;*
2. *the development conflicts with the Strategic Plan of the Maroochy Plan 2000, particularly in relation to visual amenity, tourism, heritage, natural resources and physical infrastructure and cannot be conditioned to comply;*
3. *the development conflicts with the planning area and precinct intent and cannot be conditioned to comply;*
4. *the development conflicts with the Code for Telecommunications Facilities, particularly in relation to its visual dominance that will detract from the natural scenic amenity of the locality and cannot be conditioned to comply;*
5. *the development does not uphold the precautionary principle outlined in the Sustainable Planning Act 2009; and*
6. *the applicant has not satisfactorily demonstrated any overriding need in the public interest for the proposed development, justifying approval despite the conflicts with the planning scheme.*

Carried Unanimously.

8 PERFORMANCE AND SERVICE COMMITTEE RECOMMENDATIONS

Nil.

9 STRATEGY AND PLANNING COMMITTEE RECOMMENDATIONS

Nil.

10 NOTIFIED MOTIONS

10.1 NOTICES OF RESCISSION

10.2 NOTICES OF MOTION

10.2.1 NOTICE OF MOTION – REVIEW OF HERITAGE LEVY POLICY AND GUIDELINES

File No: ECM 14 March 2012
Author: Division 5 Councillor, J McKay
Notices of Motion

Council Resolution (OM12/52)

Moved: Councillor J McKay
Seconded: Councillor L Brennan

That Council request the Chief Executive Officer to review the Heritage Levy Policy and Guidelines to consider the distribution of grants to community facilities with Heritage Listing; such as the Montville Village Hall and other like facilities and report back to the new Council prior to the next round of grants.

Carried Unanimously.

10.3 FORESHADOWED NOTICE OF MOTION

11 TABLING OF PETITIONS

Nil.

12 CONFIDENTIAL SESSION

CLOSURE OF THE MEETING TO THE PUBLIC

Moved: Councillor V Griffin
Seconded: Councillor D Blumel

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

12.1.1 Confidential – Not for Public Release – Acquisition of Land by Agreement; and

12.2.1 Confidential – Not for Public Release – Road Reserve Repairs

Carried Unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC

Moved: Councillor Blumel
Seconded: Councillor Tatton

That the meeting be re-opened to the public.

Carried Unanimously.

(Councillor V Griffin was absent for the vote on this item)



12.1 FINANCE AND BUSINESS

12.1.1 CONFIDENTIAL – NOT FOR PUBLIC RELEASE - ACQUISITION OF LAND BY AGREEMENT

File No: ECM 14 March 2012
Author: Manager Property
Finance and Business

Council Resolution (OM12/53)

Moved: Councillor J McKay
Seconded: Councillor P Tatton

That Council:

- (a) *delegate authority to the Chief Executive Officer to finalise negotiations with the landowner, to acquire by agreement, part of Lot 1 RP 891760 for health and recreation purposes relating to a not for profit organisation; and*
- (b) *delegate authority the Chief Executive Officer to enter into lease arrangements with the Sunshine Valley Men's Shed Incorporation consistent with the acquisition.*

Carried Unanimously.

(Councillor V Griffin was absent for the discussion and vote on this item)

12.2 INFRASTRUCTURE SERVICES**12.2.1 CONFIDENTIAL – NOT FOR PUBLIC RELEASE - ROAD RESERVE REPAIRS**

File No: ECM 14 March 2012
Author: Contract Manager Civil Works Services
Infrastructure Services

Council Resolution (OM12/54)

Moved: Councillor E Hungerford
Seconded: Councillor C Thompson

That Council:

- (a) *commence negotiations with the owners of numbers 15 and 17 Durham Crescent for the acquisition by agreement of an easement for stormwater purposes along the common property boundary;*
- (b) *note that no further property acquisitions are required;*
- (c) *note that the construction of the retaining wall will be subject to confirmation of National Disaster Relief and Recovery Arrangements funding being approved, and if not approved, through consideration in the 2012/2013 financial year budget development process; and*
- (d) *delegate authority to the Chief Executive Officer to seek resumption of the required easement pursuant to the Acquisition of Land Act 1967 if agreement cannot be reached.*

Carried Unanimously.

(Councillor V Griffin was absent for the discussion on this item)



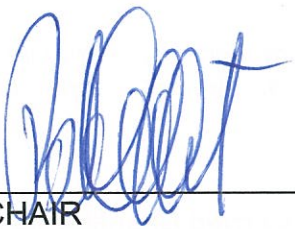
13 NEXT MEETING

The next Ordinary Meeting will be held on 4 April 2012 in the Nambour Council Chambers, corner Currie and Bury Streets, Nambour.

14 MEETING CLOSURE

The meeting closed at 1.30pm.

Confirmed this 4th day of April 2012.


CHAIR

15 APPENDICES

15.1 FINANCE AND BUSINESS

(OM) ITEM 7.1.1 DE-AMALGAMATION COST TO CREATE A NEW NOOSA COUNCIL

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om%20140312/Attach7.pdf>

(OM) ITEM 7.1.2 DELEGATION OF AUTHORITY – 2012 LOCAL GOVERNMENT ELECTION PERIOD

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om%20140312/Attach8.pdf>

(OM) ITEM 7.1.3 JANUARY 2012 FINANCIAL PERFORMANCE REPORT

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/om%20140312/Attach9.pdf>



