

Minutes

Special Meeting

Thursday, 13 April 2017

Council Chambers, Corner Currie and Bury Streets, Nambour

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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 1.02pm.

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

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1
Councillor T Dwyer	Division 2
Councillor P Cox	Division 3
Councillor J Connolly	Division 4
Councillor J McKay	Division 5
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

EXECUTIVE LEADERSHIP TEAM

Chief Executive Officer
Director Community Services
Director Corporate Services
Director Economic Development and Major Projects
Director Infrastructure Services
Director Planning and Environment

APOLOGIES

Nil

COUNCIL OFFICERS

Coordinator Open Space and Social Policy
Project Coordinator
Coordinator Flooding & Stormwater
Principal Strategic Planner
Senior Strategic Planner
Manager Environment and Sustainability Policy
Chief Strategy Officer

3 OBLIGATIONS OF COUNCILLORS**3.1 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.

3.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Councillor M Jamieson declared a perceived conflict of interest for part of item 5.1.2 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

Councillor M Jamieson declared a perceived conflict of interest for item 5.1.5 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

Councillor J O'Pray declared a perceived conflict of interest in relation to item 5.1.5 (as defined in section 173 of the *Local Government Act 2009*) due to a past commercial lease arrangement where he was a lessee.

Councillor T Dwyer declared a perceived conflict of interest for item 5.1.5 (as defined in section 173 of the *Local Government Act 2009*) as Chair of The Events Centre as an affected party has offered support to The Events Centre should its application to The Better Regions Grant program be successful.

Councillor G Rogerson declared a perceived conflict of interest for item 5.1.5 (as defined in section 173 of the *Local Government Act 2009*) due to his relationship with an associated party.

4 REPORTS DIRECT TO COUNCIL

Nil

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

Moved: Councillor T Dwyer
Seconded: Councillor C Dickson

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

- 5.1.1 *Confidential - Not for Public Release - Community Hub Pilot Project - Baringa - Caloundra South*
- 5.1.2 *Confidential - Not for Public Release - Round 2 Amendment to Sunshine Coast Planning Scheme 2014 - Site Specific and Operational Matters*
- 5.1.3 *Confidential - Not for Public Release - Round 2A Amendments to Sunshine Coast Planning Scheme 2014 – Twin Waters West*
- 5.1.4 *Confidential - Not for Public Release - Round 2B Amendments to Sunshine Coast Planning Scheme 2014 – Maroochydore Principal Regional Activity Centre*
- 5.1.5 *Confidential - Not for Public Release - Round 3A Amendment to Sunshine Coast Planning Scheme 2014 – Mooloolaba Master Plan and Key Site Review*

For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor S Robinson and Councillor M Jamieson.

Against: Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.

Carried

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

Moved: Councillor P Cox
Seconded: Councillor T Dwyer

That the meeting be re-opened to the public.

Carried unanimously.

Councillor S Robinson, Councillor J Connolly and Councillor E Hungerford were absent for the vote.

5.1 PLANNING AND ENVIRONMENT**5.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - COMMUNITY HUB
PILOT PROJECT - BARINGA - CALOUNDRA SOUTH**

File No: Council Meeting
Author: Coordinator Open Space and Social Policy
Planning and Environment Department

This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Council Resolution (SM17/11)

Moved: Councillor R Baberowski
Seconded: Councillor C Dickson

That Council delegate authority to the Chief Executive Officer to finalise arrangements in accordance with the outcome of discussions in the confidential session in relation to the Community Hub Pilot Project – Baringa - Caloundra South.

For: Councillor R Baberowski, Councillor T Dwyer, 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 E Hungerford.

Carried.

5.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ROUND 2 AMENDMENT TO SUNSHINE COAST PLANNING SCHEME 2014 - SITE SPECIFIC AND OPERATIONAL MATTERS

File No: Statutory Meetings
Author: Principal Strategic Planner
Planning and Environment Department

This report is confidential in accordance with section 275 (g) (h) 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; AND other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Council Resolution (SM17/12)

Moved: Councillor J McKay
Seconded: Councillor J Connolly

That Council not proceed with the proposed Planning Scheme Amendment in respect to 46, 48, 50, 52 and 54 Wakefield Street, Woombye.

For: Councillor R Baberowski, 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 T Dwyer and Councillor P Cox.

Carried.

Council Resolution (SM17/13)

Moved: Councillor G Rogerson
Seconded: Councillor C Dickson

That Council include 28 – 30 Isabella Avenue, Nambour in the Sport and Recreation Zone as publicly notified per the proposed Planning Scheme Amendment.

For: Councillor R Baberowski, Councillor T Dwyer, 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 E Hungerford.

Carried.

Council Resolution (SM17/14)**Moved: Councillor S Robinson****Seconded: Councillor C Dickson***That Council:*

- (a) *having considered all properly made submissions about the proposed Round 2 Sunshine Coast Planning Scheme 2014 (Major Amendment) – Site specific and operational matters, excluding the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim, Gannawarra Street/Nicklin Way, Currimundi decide to proceed with the proposed planning scheme amendment, with changes, subject to (b) below*
- (b) *only proceed with changes to the proposed Pelican Waters Golf Course amendment subject to the execution of a Deed of Variation to the Pelican Waters Golf Course Infrastructure Agreement*
- (c) *delegate authority to the Chief Executive Officer to make all decisions to progress the proposed Round 2 planning scheme amendment, excluding the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim and Gannawarra Street/Nicklin Way, Currimundi, in accordance with the Sustainable Planning Act 2009, including authority to*
 - (i) *write to the Minister for Infrastructure and Planning seeking approval to adopt the proposed Round 2 planning scheme amendment*
 - (ii) *advise each person in writing who made a properly made submission about the proposed Round 2 planning scheme amendment, detailing how their submission has been dealt with*
 - (iii) *make terminology or other operational changes, where required, to align the proposed Round 2 planning scheme amendment with the New Planning Act 2016 and*
- (d) *adopt the Round 2 planning scheme amendment, excluding the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim and Gannawarra Street/Nicklin Way, Currimundi, subject to receiving advice from the Minister for Infrastructure and Planning that Council may adopt the Sunshine Coast Planning Scheme 2014 (Major Amendment) – Site specific and operational matters.*

Carried unanimously.

Councillor M Jamieson declared a perceived conflict of interest in this part of item 5.1.2 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor M Jamieson left the meeting room for the debate and decision on this matter.

Councillor T Dwyer took the chair at this time.

Council Resolution (SM17/15)

Moved: Councillor S Robinson
Seconded: Councillor E Hungerford

That Council:

- (a) *having considered all properly made submissions about the proposed Round 2 Sunshine Coast Planning Scheme 2014 (Major Amendment) – Site specific and operational matters, relating to the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim and Gannawarra Street/Nicklin Way, Currimundi, decide to proceed with the proposed planning scheme amendment, with changes*
- (b) *delegate authority to the Chief Executive Officer to make all decisions to progress the proposed Round 2 planning scheme amendment, relating to the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim and Gannawarra Street/Nicklin Way, Currimundi, in accordance with the Sustainable Planning Act 2009, including authority to*
 - (i) *write to the Minister for Infrastructure and Planning seeking approval to adopt the proposed Round 2 planning scheme amendment*
 - (ii) *advise each person in writing who made a properly made submission about the proposed Round 2 planning scheme amendment, detailing how their submission has been dealt with*
 - (iii) *make terminology or other operational changes, where required, to align the proposed Round 2 planning scheme amendment with the New Planning Act 2016 and*
- (c) *adopt the Round 2 planning scheme amendment, relating to the proposed amendment items for the area bounded by Old Maroochydore Road, Whites Road and Vise Road at Forest Glen/Buderim and Gannawarra Street/Nicklin Way, Currimundi, subject to receiving advice from the Minister for Infrastructure and Planning that Council may adopt the Sunshine Coast Planning Scheme 2014 (Major Amendment) – Site specific and operational matters.*

Carried unanimously.

Councillor M Jamieson was absent for the vote on this motion.

The Mayor returned to the chair at the conclusion of item 5.1.2.

**5.1.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ROUND 2A
AMENDMENTS TO SUNSHINE COAST PLANNING SCHEME 2014 –
TWIN WATERS WEST**

File No: Statutory Meetings
Author: Principal Strategic Planner
Planning and Environment Department

This report is confidential in accordance with section 275 (g) (h) 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; AND other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Council Resolution

Moved: Councillor G Rogerson
Seconded: Councillor J McKay

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

Carried unanimously.

Council Resolution (SM17/16)

Moved: Councillor C Dickson
Seconded: Councillor P Cox

That Council:

- (a) *having considered all properly made submissions about the proposed Round 2A Sunshine Coast Planning Scheme 2014 (Major Amendment) – Twin Waters West, decide to proceed with the proposed planning scheme amendment, with changes*
- (b) *delegate authority to the Chief Executive Officer to make all decisions to progress the proposed Round 2A planning scheme amendment in accordance with the Sustainable Planning Act 2009, including authority to*
 - (i) *write to the Minister for Infrastructure and Planning seeking approval to adopt the proposed Round 2A planning scheme amendment*
 - (ii) *advise each person in writing who made a properly made submission about the proposed Round 2A planning scheme amendment, detailing how their submission has been dealt with*
 - (iii) *make terminology or other operational changes, where required, to align the proposed Round 2A planning scheme amendment with the New Planning Act 2016 and*
- (c) *adopt the Round 2A planning scheme amendment, subject to receiving advice from the Minister for Infrastructure and Planning that Council may adopt the proposed Sunshine Coast Planning Scheme 2014 (Major Amendment) – Twin Waters West*

For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox,
Councillor J Connolly, Councillor C Dickson, Councillor S Robinson,
Councillor G Rogerson and Councillor M Jamieson.

Against: Councillor J McKay, Councillor E Hungerford and Councillor J O'Pray.

Carried.

**5.1.4 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ROUND 2B
AMENDMENTS TO SUNSHINE COAST PLANNING SCHEME 2014 –
MAROOCHYDORE PRINCIPAL REGIONAL ACTIVITY CENTRE**

File No: Statutory Meetings
Author: Principal Strategic Planner
Planning and Environment Department

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Council Resolution (SM17/17)

Moved: Councillor T Dwyer
Seconded: Councillor J Connolly

That Council:

- (a) *having considered all properly made submissions about the proposed Round 2B Sunshine Coast Planning Scheme 2014 (Major Amendment) – Maroochydore Principal Activity Centre, decide to proceed with the proposed planning scheme amendment, with changes*
- (b) *in accordance with the Sustainable Planning Act 2009, resolve to repeal the Planning scheme policy for the Maroochydore Principal Regional Activity Centre Structure Plan, with the repeal to take effect on commencement of the Sunshine Coast Planning Scheme 2014 (Major Amendment) – Maroochydore Principal Activity Centre*
- (c) *delegate authority to the Chief Executive Officer to make all decisions to progress the proposed Round 2B planning scheme amendment, and the repeal of the Planning scheme policy for the Maroochydore Principal Regional Activity Centre Structure Plan, in accordance with the Sustainable Planning Act 2009, including authority to*
 - (i) *write to the Minister for Infrastructure and Planning seeking approval to adopt the proposed Round 2B planning scheme amendment*
 - (ii) *advise each person in writing who made a properly made submission about the proposed Round 2B planning scheme amendment, detailing how their submission has been dealt with*
 - (iii) *make terminology or other operational changes where required to align the proposed Round 2B planning scheme amendment with the New Planning Act 2016 and*
- (c) *adopt the Round 2B planning scheme amendment, subject to receiving advice from the Minister for Infrastructure and Planning that Council may adopt the proposed Sunshine Coast Planning Scheme 2014 (Major Amendment) – Maroochydore Principal Activity Centre.*

Carried unanimously.

**5.1.5 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ROUND 3A
AMENDMENT TO SUNSHINE COAST PLANNING SCHEME 2014 –
MOOLOOLABA MASTER PLAN AND KEY SITE REVIEW**

File No: Statutory Meetings
Author: Senior Strategic Planner
Planning and Environment Department

This report is confidential in accordance with section 275 (g) (h) 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; AND other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Councillor M Jamieson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor M Jamieson left the meeting room for the debate and decision on this matter.

Councillor J O'Pray declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a past commercial lease arrangement where he was a lessee. Councillor J O'Pray left the meeting room for the debate and decision on this matter.

Councillor T Dwyer declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) as Chair of The Events Centre as an affected party has offered support to The Events Centre should its application to The Better Regions Grant program be successful. Councillor T Dwyer stayed in the meeting room for the debate and decision on this matter.

Councillor G Rogerson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to his relationship with an associated party. Councillor G Rogerson stayed in the meeting room for the debate and decision on this matter.

Councillor T Dwyer took the chair at this time.

Council Resolution (SM17/18)

Moved: Councillor J Connolly
Seconded: Councillor C Dickson

That Council:

- (a) *having considered all properly made submissions about the proposed Round 3A Sunshine Coast Planning Scheme 2014 (Major Amendment) – Mooloolaba Masterplan and Key Site Review, decide to proceed with the proposed planning scheme amendment, with changes*
- (b) *delegate authority to the Chief Executive Officer to make all decisions to progress the proposed Round 3A planning scheme amendment in accordance with the Sustainable Planning Act 2009, including authority to:*
 - (i) *write to the Minister for Infrastructure and Planning seeking approval to adopt the proposed Round 3A planning scheme amendment*
 - (ii) *advise each person in writing who made a properly made submission about the proposed Round 3A planning scheme amendment, detailing how their submission has been dealt with and*
 - (iii) *make terminology or other operational changes, where required, to align the proposed Round 3A planning scheme amendments with the new Planning Act 2016 and*
- (c) *adopt the Round 3A planning scheme amendment, subject to receiving advice from the Minister for Infrastructure and Planning that Council may adopt the Sunshine Coast Planning Scheme 2014 (Major Amendment) – Mooloolaba Masterplan and Key Site Review*

For: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox,
Councillor J Connolly, Councillor J McKay, Councillor C Dickson,
Councillor S Robinson and Councillor G Rogerson.

Against: Councillor E Hungerford.

Carried.

Councillor M Jamieson and Councillor J O'Pray were absent for the vote.

The Mayor returned to the chair at the conclusion of item 5.1.5.

6 NEXT MEETING

Nil

7 MEETING CLOSURE

The meeting closed at 6:08pm.

Confirmed 18 May 2017.

CHAIR
