

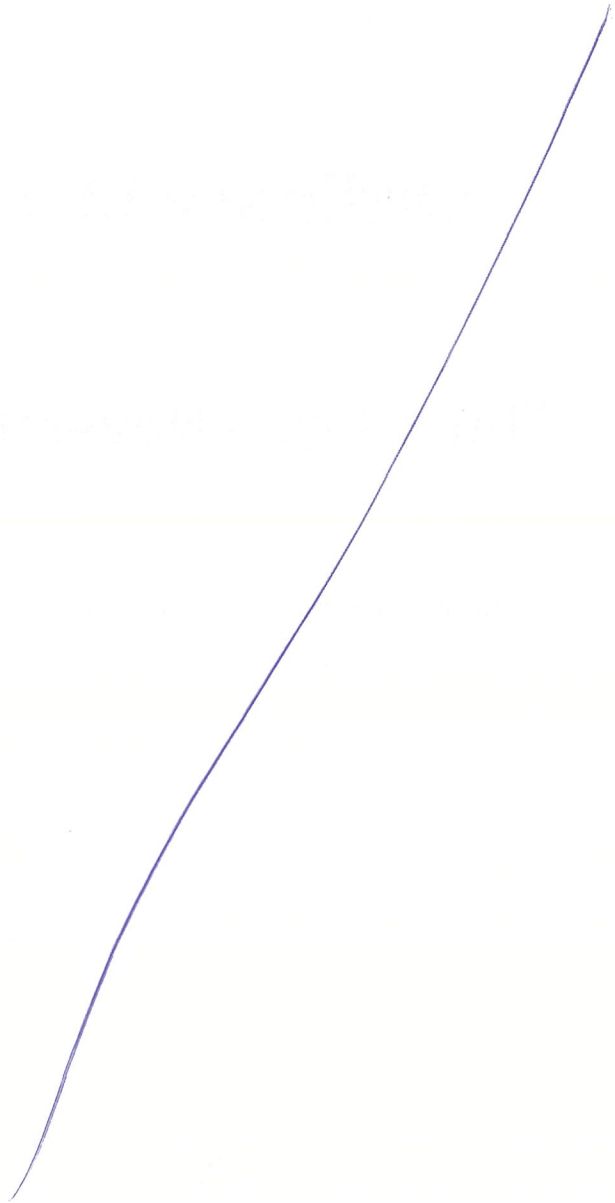
# Minutes

## Ordinary Meeting

**Thursday, 8 November 2018**

**Council Chambers, 1 Omrah Avenue, Caloundra**





*msj*

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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 9:02am.

**2 WELCOME AND OPENING PRAYER**

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

Pastor Phil Smith from Bells, Caloundra West Parish read a prayer.

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

Councillor M Jamieson	Mayor (Chair) (Absent 11-13)
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

**BOARD OF MANAGEMENT**

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

**APOLOGIES**

Nil

**COUNCIL OFFICERS**

Coordinator Financial Accounting  
Chief Financial Officer  
Project Manager – Brisbane Road Car Park  
Manager Transport and Infrastructure Planning  
Development Officer  
Coordinator Creative Arts & Events  
Coordinator Sports Venues & Development  
Coordinator Planning Scheme & Projects  
Manager Strategic Planning  
Manager Project Delivery  
Manager Environment & Sustainability Policy  
Coordinator CEO Governance & Operations

## 4 RECEIPT AND CONFIRMATION OF MINUTES

### Council Resolution

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor R Baberowski

*That the Minutes of the Ordinary Meeting held on 11 October 2018 be received and confirmed with the following amendment (insertion of the word "perceived"):*

*"Item 8.4.4 Sunshine Coast City Hall Building – High Level Project Plan*

*As required by s175G(2) of the Local Government Act 2009, Councillor G Rogerson informed the meeting that he believed Councillor M Jamieson did have a perceived conflict of interest relating to item 8.4.4.*

*Councillor G Rogerson set out the following in relation to this interest:*

- Project Urban previously donated to the Mayors electoral campaign."*

**Carried unanimously.**

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## 5 INFORMING OF PERSONAL INTERESTS

### 5.1 MATERIAL PERSONAL INTEREST

Pursuant to Section 175C of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.

### 5.2 CONFLICT OF INTEREST / PERCEIVED CONFLICT OF INTEREST

Pursuant to Section 175E of the *Local Government Act 2009*, the following personal interests were raised:

Councillor M Jamieson informed the meeting of a personal interest for item 8.2.3

Councillor M Jamieson informed the meeting of a personal interest for item 8.4.1

Councillor J O'Pray informed the meeting of a personal interest for item 8.4.1

Councillor G Rogerson informed the meeting of a personal interest for item 8.4.1

Councillor E Hungerford informed the meeting of a personal interest for item 8.4.1

Councillor P Cox informed the meeting of a personal interest for item 8.4.1

Councillor J O'Pray informed the meeting of a personal interest for item 8.4.3

Councillor M Jamieson informed the meeting of a personal interest for item 8.5.1

Councillor G Rogerson informed the meeting of a personal interest for item 8.5.1

Councillor M Jamieson informed the meeting of a personal interest for item 9.1.1

Councillor M Jamieson informed the meeting of a personal interest for item 9.2.1

**6 MAYORAL MINUTE**

Nil

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**Council Resolution**

**Moved: Councillor T Dwyer**  
**Seconded: Councillor S Robinson**

*That Council allow an introduction of a new item of business into the Agenda for the Ordinary Meeting held on Thursday 8 November 2018, namely "item 8.2.3 – Brisbane Road Car Park - Valuation Data".*

**Carried unanimously.**

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**7 PRESENTATIONS / COUNCILLOR REPORTS****7.1 PRESENTATION - AUSTRALIAN INSTITUTE OF LANDSCAPE ARCHITECTS NATIONAL AWARDS - PALMWOODS****Council Resolution****Moved: Councillor J McKay****Seconded: Councillor P Cox**

*That Council note the two national awards received from the Australian Institute of Landscape Architects for the Palmwoods New Town Square in the Civic Landscape category and the Community Contribution category.*

**Carried unanimously.****7.2 PRESENTATION - PARKS AND LEISURE AUSTRALIA STRATEGIC PLANNING AWARD FOR THE ENVIRONMENT AND LIVEABILITY STRATEGY****Council Resolution****Moved: Councillor C Dickson****Seconded: Councillor G Rogerson**

*That Council note the Parks and Leisure Australia Strategic Planning Award received for the Environment and Liveability Strategy.*

**Carried unanimously.****7.3 PRESENTATION - SMART CITIES AWARDS****Council Resolution****Moved: Councillor S Robinson****Seconded: Councillor T Dwyer**

*That Council note the Awards received at the Australian Smart Cities Awards for:*

- *Leadership City*
- *Regional Leadership and*
- *Smart Cities Leader – Government.*

**Carried unanimously.**

**7.4 PRESENTATION - ECONOMIC LEADERSHIP AWARDS****Council Resolution****Moved: Councillor M Jamieson****Seconded: Councillor T Dwyer**

*That Council note the Awards received at the Economic Development Australia conference for*

- *Economic Leadership (elected official) Councillor Stephen Robinson.*

**Carried unanimously.****7.5 PRESENTATION - INTERNATIONAL RELATIONS****Council Resolution****Moved: Councillor G Rogerson****Seconded: Councillor J McKay**

*That Council note the presentation by Councillor G Rogerson in relation to a recent visit by Mayor Peyronnet of Moindou (New Caledonia).*

**Carried unanimously.****7.6 PRESENTATION - ECONOMIC DEVELOPMENT INITIATIVE AWARDS****Council Resolution****Moved: Councillor S Robinson****Seconded: Councillor R Baberowski**

*That Council note the Awards received at the Economic Development Australia conference for two Economic Development initiative Awards to Alex Lever-Shaw.*

**Carried unanimously.**  

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**8 REPORTS DIRECT TO COUNCIL****8.1 OFFICE OF THE CEO****8.1.1 QUARTERLY PROGRESS REPORT - QUARTER 1, 2018/19**

**File No:** Council meetings  
**Author:** Coordinator Organisational Performance  
Office of the Chief Executive Officer  
**Appendices:** App A - CEO's Quarterly Progress Report  
App B - Operational Plan Activities Report  
**Attachments:** Att 1 - CEO's Quarterly Snapshot

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**Council Resolution** (OM18/179)

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor T Dwyer

*That Council:*

- (a) receive and note the report titled "**Quarterly Progress Report - Quarter 1, 2018/19**"
- (b) note the Chief Executive Officer's Quarterly Progress Report - Quarter 1, 1 July 2018 to 30 September 2018 (Appendix A) on service delivery and
- (c) note the Operational Plan Activities Report - quarter ended 30 September 2018 (Appendix B) reporting on implementation of the Corporate and Operational Plans.

**Carried unanimously.**

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**8.1.2 SUNSHINE COAST COUNCIL ANNUAL REPORT 2017/2018**

**File No:** Council meetings  
**Author:** Manager Corporate Governance  
Office of the CEO  
**Appendices:** App A - Sunshine Coast Annual Report 2017/2018

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**Council Resolution** (OM18/180)

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor J O'Pray

*That Council:*

- (a) *receive and note the report titled "**Sunshine Coast Council Annual Report 2017/2018**"*
- (b) *adopt the Sunshine Coast Council Annual Report 2017/2018 (Appendix A) and*
- (c) *note that the Chief Executive Officer may make minor amendments to the Annual Report to allow for publication.*

**Carried unanimously.**

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**8.1.3 AUDIT COMMITTEE MEETING 8 OCTOBER 2018**

**File No:** Council meetings  
**Author:** Manager Audit and Assurance  
Office of the CEO  
**Attachments:** Att 1 - Audit Committee Minutes 8 October 2018

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**Council Resolution** (OM18/181)

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor C Dickson

*That Council receive and note the report titled "Audit Committee Meeting 8 October 2018".*

Carried unanimously.

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**8.2 BUSINESS PERFORMANCE****8.2.1 2017/18 FINANCIAL STATEMENTS AND COMMUNITY FINANCIAL REPORT**

**File No:** Audit External  
**Author:** Coordinator Financial Accounting  
Business Performance Group  
**Attachments:** Att 1 - Independent Auditors Report and Certified General  
Purpose Financial Statements 2017/18  
Att 2 - Community Financial Report 2017/18

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**Council Resolution** (OM18/182)

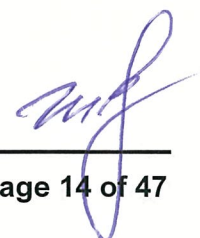
**Moved:** Councillor T Dwyer  
**Seconded:** Councillor E Hungerford

*That Council:*

- (a) *receive and note the report titled "2017/18 Financial Statements and Community Financial Report" and*
- (b) *note the 2017/18 Community Financial Report, 2017/18 Financial Statements and associated financial information will be included as Section 4 of the 2017/18 Annual Report.*

**Carried unanimously.**

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**8.2.2 SEPTEMBER 2018 FINANCIAL PERFORMANCE REPORT****File No:** Financial Reports**Author:** Coordinator Financial Services  
Business Performance Group**Attachments:** Att 1 - September 2018 Financial Performance Report

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**Council Resolution** (OM18/183)**Moved:** Councillor T Dwyer**Seconded:** Councillor E Hungerford

*That Council receive and note the report titled “September 2018 Financial Performance Report”.*

Carried unanimously.

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**8.2.3 BRISBANE ROAD CAR PARK – VALUATION DATA**

**File No:** Council meetings  
**Author:** Manager Business Development  
Business Performance Group

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As required by s175E of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting that he did not consider he had either a real or perceived conflict of interest in Agenda Item 8.2.3 on the basis that he does not stand to derive a benefit or incur a loss as a result of participating in the debate and vote on whether updated valuation data should be released to the public. However, out of an abundance of caution and given previous declarations which Councillor M Jamieson has made when Council has considered matters associated with the Brisbane Road Car Park, he informed Councillors that there may be a perception that he has a personal interest in the matters that are the subject of this Agenda Item, on the basis of a commercial property interest held by his family superannuation fund in the Mooloolaba area.

In making this declaration, Councillor M Jamieson formed the view that given he does not believe he has a personal interest in the matters which are the subject of this Agenda Item, he believes he can impartially make a decision in the public interest on this matter.

**The Mayor vacated the Chair and the Deputy Mayor took the Chair at this time.**

**Council Resolution**

**Moved:** Councillor P Cox  
**Seconded:** Councillor S Robinson

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor M Jamieson has a real or perceived conflict of interest in matters that are to be considered in item 8.2.3.*

**For:** Councillor J Connolly.

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

Lost.

In accordance with s175E (4) of the *Local Government Act 2009*, Councillor M Jamieson did not vote on this matter.

**The Mayor returned to the Chair at this time.**



**Council Resolution** (OM18/184)

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor E Hungerford

*That Council:*

- (a) *receive and note the report titled "**Brisbane Road Car Park Development**" and*
- (b) *approve the public release of the valuation data in Appendix A.*

**Carried unanimously.**

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**8.3 BUILT INFRASTRUCTURE****8.3.1 CALOUNDRA TRANSPORT CORRIDOR PLANNING - MEMORANDUM OF UNDERSTANDING**

**File No:** F2018/49813  
**Author:** Manager Transport and Infrastructure Planning  
Built Infrastructure Group  
**Appendices:** App A - Caloundra CBD Access Improvements Memorandum of Understanding

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**Council Resolution** (OM18/185)

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor R Baberowski

*That Council:*

- (a) *receive and note the report titled “**Caloundra Transport Corridor Planning - Memorandum of Understanding**”*
- (b) *endorse the proposed Memorandum of Understanding, as per Appendix A – Caloundra CBD Access Improvements Memorandum of Understanding*
- (c) *delegate authority to the Chief Executive Officer to sign the Memorandum of Understanding on behalf of Council and*
- (d) *delegate authority to the Chief Executive Officer to approve minor changes to the Memorandum of Understanding subject to changes aligning with the overall intent.*

**Carried unanimously.**

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**8.4 ECONOMIC AND COMMUNITY DEVELOPMENT****8.4.1 2018/2019 COMMUNITY GRANTS PROGRAM MAJOR GRANTS ROUND 1 RECOMMENDATIONS**

**File No:** Council meetings  
**Author:** Development Officer  
Economic & Community Development Group  
**Appendices:** App A - Major Grant Recommendations September 2018  
**Attachments:** Att 1 - Internal Consultation  
Att 2 - Confidential Major Grant Recommendations Additional Information - *Confidential*  
Att 3 - Funding Comparisons

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As required by s175E of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting that he may have a personal interest in the matters that are the subject of Agenda Item 8.4.1 on the basis that –

1. as Mayor, he is –
  - Honorary Vice President of the Maroochydore Surf Life Saving Club
  - Co-Patron of the Sunshine Coast Sports Federation and
  - Patron of the Sunshine Coast Hockey Association
2. He received the following electoral donations –
  - \$200 from the Caloundra Chamber of Commerce on 19 February 2016
  - \$200 from Michael Shadforth, Caloundra Chamber of Commerce on 29 January 2016 and
  - \$200 from STEPS Group Australia on 27 January 2016

As the Caloundra Chamber of Commerce and the STEPS Group may derive a benefit from the matter that is the subject of Agenda item 8.4.1, Councillor M Jamieson has advised that he would leave the Chamber and not participate in the discussion or vote on this matter.

**The Mayor vacated the Chair and the Deputy Mayor took the Chair at this time.**

As required by s175E of the *Local Government Act 2009*, Councillor J O'Pray informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor J O'Pray set out the following in relation to this interest:

- Life Member of Maroochydore Surf Life Saving Club
- Committee Member of Mooloolaba State School and
- Daughter attends Mooloolaba State School.

**Councillor J O'Pray has advised that he would leave the Chamber at this item and not participate in the discussion or vote on this matter.**

As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor G Rogerson set out the following in relation to this interest:

- Patron of Nambour Blue Demons who are affiliated with Sunshine Coast Hockey Association

### **Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

**For:** Nil

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford and Councillor S Robinson.

Lost.

**In accordance with s175E (4) of the Local Government Act 2009, Councillor G Rogerson did not vote on this matter.**

---

As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor G Rogerson set out the following in relation to this interest:

- Patron of Sunshine Coast Sports Federation

### **Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

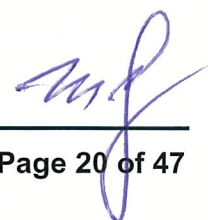
**For:** Nil

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford, Councillor S Robinson.

Lost.

**In accordance with s175E (4) of the Local Government Act 2009, Councillor G Rogerson did not vote on this matter.**

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As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor G Rogerson set out the following in relation to this interest:

- Past Member of Kawana Touch Association
- Two daughters who are Members of Kawana Touch Association

#### **Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

**For:** Nil

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford and Councillor S Robinson.

Lost.

**In accordance with s175E (4) of the *Local Government Act 2009*, Councillor G Rogerson did not vote on this matter.**

---

As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor G Rogerson set out the following in relation to this interest:

- Patron of the Kenilworth Hall Show and Recreation Ground Association Inc. who Sub Lease the Kenilworth Aquatic Area to the Kenilworth Sports and Swimming Pool Association

#### **Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

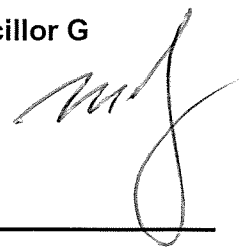
**For:** Nil

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford and Councillor S Robinson.

Lost.

**In accordance with s175E (4) of the *Local Government Act 2009*, Councillor G Rogerson did not vote on this matter.**

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As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor G Rogerson set out the following in relation to this interest:

- Attend Board Meetings for Nambour Tramway Co Ltd, however no executive or membership role.

### **Council Resolution**

**Moved:** Councillor J McKay

**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

**For:** Nil

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford and Councillor S Robinson.

Lost.

In accordance with s175E (4) of the *Local Government Act 2009*, Councillor G Rogerson did not vote on this matter.

**Councillor G Rogerson remained in the meeting at this time.**

As required by s175E of the *Local Government Act 2009*, Councillor E Hungerford informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor E Hungerford set out the following in relation to this interest:

- Member of RSL Nambour Sub Branch.

**Councillor E Hungerford has advised that he would leave the Chamber at this item and not participate in the discussion or vote on this matter.**

As required by s175E of the *Local Government Act 2009*, Councillor P Cox informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.1.

Councillor P Cox set out the following in relation to this interest:

- Current Player (Financial Member) of Kawana Touch Association.

**Council Resolution****Moved: Councillor C Dickson****Seconded: Councillor J McKay**

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor P Cox has a real or perceived conflict of interest in matters that are to be considered in item 8.4.1.*

**For: Nil****Against: Councillor R Baberowski, Councillor T Dwyer, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor S Robinson  
Councillor G Rogerson.**

Lost.

In accordance with s175E (4) of the *Local Government Act 2009*, Councillor P Cox did not vote on this matter.

Councillor P Cox remained in the meeting at this time.

---

**Council Resolution** (OM18/186)**Moved: Councillor J McKay****Seconded: Councillor R Baberowski***That Council:*

- (a) *receive and note the report titled "2018/2019 Community Grants Program Major Grants Round 1 Recommendations" and*
- (b) *endorse the Major Grant Recommendations September 2018 (Appendix A).*

Carried unanimously.

Councillor M Jamieson, Councillor J O'Pray and Councillor E Hungerford were absent for the discussion and vote on this motion.

---

The Mayor returned to the Chair at this time.



**8.4.2 REGIONAL ARTS DEVELOPMENT FUND ANNUAL REPORT - 2017/2018 PROGRAM**

**File No:** Council meetings  
**Author:** Coordinator Creative Arts & Events  
Economic & Community Development Group

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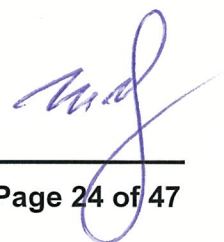
**Council Resolution** (OM18/187)

**Moved:** Councillor R Baberowski  
**Seconded:** Councillor J McKay

*That Council receive and note the report titled "**Regional Arts Development Fund Annual Report - 2017/2018 Program**".*

Carried unanimously.

---





**8.4.3 MALENY AQUATIC CENTRE FEASIBILITY STUDY**

**File No:** 210618  
**Author:** Team Leader Aquatic Facilities  
Economic & Community Development Group  
**Attachments:** Att 1 - Maleny Aquatic Centre Services Connection Options and Feasibility Study (GHD July 2018)  
Att 2 - Maleny Aquatic Centre Proposed Site Plan (Liquid Blu 8 August 2018)

---

As required by s175E of the *Local Government Act 2009*, Councillor J O'Pray informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.4.3.

Councillor J O'Pray set out the following in relation to this interest:

- Electoral donation of \$2,000 from good friend Grant Belcher who is a Lessee of Council owned aquatic centres across the Sunshine Coast.

**Councillor J O'Pray has advised that he would leave the Chamber at this item and not participate in the discussion or vote on this matter.**

---

**Council Resolution** (OM18/188)

**Moved:** Councillor J McKay  
**Seconded:** Councillor R Baberowski

*That Council:*

- receive and note the report titled "**Maleny Aquatic Centre Feasibility Study**"*
- acknowledge and uphold the recommendations as endorsed through Council's previous Planning documents in relation to a Maleny Aquatic Centre*
- note no funding is provided in Council's 10 year capital works program toward a new aquatic facility in Maleny, given existing and forecast catchments and endorsed Planning outcomes*
- support the Maleny community in their endeavors to develop a hydrotherapy and gymnasium facility, on the basis of this being built, funded and managed by the community*
- continue to support community access to the Maleny State School Pool through a Funding Agreement with the Maleny Swimming Club and*
- in the event that an aquatic facility in Maleny was to become a viable proposition and funding become available, the portion of land identified in this report within the Maleny and District Sports and Recreation Club's leased area is endorsed as the location.*

**Carried unanimously.**



**Council Resolution**

**Moved: Councillor P Cox**

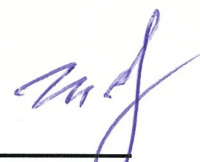
**Seconded: Councillor E Hungerford**

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

**Carried unanimously.**

**Councillor J O'Pray was absent for the discussion and vote on this item.**

---



**8.5 CUSTOMER ENGAGEMENT AND PLANNING SERVICES****8.5.1 SUNSHINE COAST PLANNING SCHEME 2014 - PROPOSED SITE SPECIFIC (INCLUDING SEQ REGIONAL PLAN BRING FORWARD SITES) AND OPERATIONAL MATTERS AMENDMENT - CONSIDERATION OF SUBMISSIONS**

**File No:** Council meetings  
**Author:** Senior Strategic Planner  
Customer Engagement & Planning Services Group  
**Appendices:** App A - Amendment Instrument - Proposed Sunshine Coast Planning Scheme 2014 - Site Specific (Including SEQRP Bring Forward Sites) and Operational Matters  
**Attachments:** Att 1 - Explanatory Memorandum  
Att 2 - Consultation Report

---

Councillor M Jamieson informed the meeting that under section 175E (1) (b) of the *Local Government Act 2009*, the conflict of interest provisions do not apply when Council is considering an Ordinary Business Matter. An Ordinary Business Matter is defined as including a planning scheme, or an amendment of a planning scheme.

However, in line with the practice that Councillor M Jamieson has personally adopted, he informed the Council that he received an electoral donation of \$760 on 23 January 2012 from Mr Murray Oakes. As Mr Oakes is one of the owners of three of the properties that would be impacted by Council's consideration of this scheme amendment package, Councillor M Jamieson advised that he would leave the Chamber and not participate in the discussion or vote on this matter.

**The Mayor left the Chair and the Deputy Mayor took the Chair at this time.**

---

As required by s175E of the *Local Government Act 2009*, Councillor G Rogerson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.5.1.

Councillor G Rogerson set out the following in relation to this interest:

- Murray and Associations act as the Consultant and have lodged submissions on behalf of their clients in relation to the proposed planning scheme amendment.
- Murray and Association donated \$1,500 toward my 2012 Election Campaign.

**Council Resolution**

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor J McKay

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor G Rogerson has a real or perceived conflict of interest in matters that are to be considered in item 8.5.1.*

**Carried unanimously.**

**In accordance with s175E (4) of the *Local Government Act 2009*, Councillor G Rogerson did not vote on this matter.**

**Council Resolution****Moved:** Councillor E Hungerford**Seconded:** Councillor J Connolly

*That in accordance with s175E(4)(b)(i) of the Local Government Act 2009, Councillor G Rogerson must leave the meeting while item 8.5.1 is discussed and voted on.*

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

Lost.

**In accordance with s175E (4) of the Local Government Act 2009, Councillor G Rogerson did not vote on this matter.**

**Councillor G Rogerson remained in the meeting at this time.**

**Council Resolution** (OM18/189)**Moved:** Councillor C Dickson**Seconded:** Councillor E Hungerford

*That Council:*

- (a) *receive and note the report titled "**Sunshine Coast Planning Scheme 2014 - Proposed Site Specific (Including SEQ Regional Plan Bring Forward Sites) and Operational Matters Amendment - Consideration of Submissions**"*
- (b) *following consideration of every submission about the proposed Sunshine Coast Planning Scheme 2014 Amendment – Site Specific (Including SEQRP Bring Forward Sites) and Operational Matters, decide to proceed with the proposed planning scheme amendment, with changes (Appendix A)*
- (c) *delegate authority to the Chief Executive Officer to progress and finalise the proposed planning scheme amendment in accordance with section 18 of the Planning Act 2016 and*
- (d) *adopt the proposed Sunshine Coast Planning Scheme 2014 - Site Specific (Including SEQRP Bring Forward Sites) and Operational Matters Amendment (Appendix A), subject to receiving advice from the Planning Minister that Council may proceed to adopt the proposed planning scheme amendment.*

**Amendment****Moved:** Councillor G Rogerson**Seconded:** Councillor J O'Pray

*That Council:*

- (a) *receive and note the report titled "Sunshine Coast Planning Scheme 2014 - Proposed Site Specific (Including SEQ Regional Plan Bring Forward Sites) and Operational Matters Amendment - Consideration of Submissions"*
- (b) *following consideration of every submission about the proposed Sunshine Coast Planning Scheme 2014 Amendment – Site Specific (Including SEQRP Bring Forward*

Sites) and Operational Matters, decide to proceed with the proposed planning scheme amendment, with changes (Appendix A), subject to the following revisions:

- (i) reinstate the proposal to include part of 67 Western Avenue, Montville, in the Community facilities zone
  - (ii) make a residential care facility and retirement facility impact assessable uses in the Community facilities zone where it applies to 67 Western Avenue, Montville
  - (iii) in relation to the proposed zoning change at Yandina, include an additional assessment benchmark in the local plan code that facilitates the ultimate closure of the Creightons Road/Wappa Falls intersection, by providing alternative access via the subject land for properties that currently rely upon this intersection for access
- (c) delegate authority to the Chief Executive Officer to progress and finalise the proposed planning scheme amendment in accordance with section 18 of the Planning Act 2016 and
- (d) adopt the proposed Sunshine Coast Planning Scheme 2014 - Site Specific (Including SEQRP Bring Forward Sites) and Operational Matters Amendment (Appendix A), incorporating the revisions in (b) above, subject to receiving advice from the Planning Minister that Council may proceed to adopt the proposed planning scheme amendment.

**Councillor E Hungerford raised a point of order regarding Councillor G Rogerson's declaration of personal interests and the introduction of new information relating to the same during the debate.**

**The Chair ruled that Councillor G Rogerson's personal interests had been dealt with by Council.**

The amendment was put to vote.

**For: Councillor S Robinson and Councillor G Rogerson.**

**Against: Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford and Councillor J O'Pray.**

Lost.

The motion moved by Councillor C Dickson and Seconded by Councillor E Hungerford was put.

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

**Against: Councillor G Rogerson.**

Carried.

**Council Resolution**

**Moved:** Councillor J Connolly  
**Seconded:** Councillor P Cox

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

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor J Connolly

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

**Carried unanimously.**

**Councillor M Jamieson was absent for the discussion and vote on this item.**

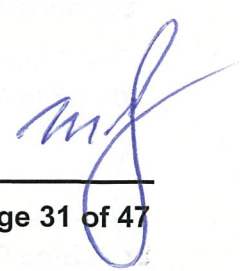
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**The Mayor returned to the Chair at this time.**

**8.6 LIVEABILITY AND NATURAL ASSETS**

Nil

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**9 NOTIFIED MOTIONS****9.1 NOTICES OF RESCISSION****9.1.1 BRISBANE ROAD CAR PARK, MOOLOOLABA**

**File No:** Council Meetings  
**Author:** Councillor John Connolly  
Notice of Rescission

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As he had done on previous occasions when Council considered matters relating to the Brisbane Road Car Park site and as required by s175E of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting under section 175E (2) of the *Local Government Act 2009* that he may have a personal interest in the matters that are the subject of Agenda Item 9.1.1 on the basis of a commercial property interest held by his family superannuation fund, in the Mooloolaba area. Councillor Jamieson informed the Council that his interest had not changed since this matter was previously declared and debated by Council on 29 June 2018 and 11 October 2018 and that the interest did not relate to the Brisbane Road Car Park site, nor any property adjoining that site.

In making this declaration, Councillor Jamieson formed the view that given the nature of the personal interest, he believes he can appropriately manage any perceived conflict should it exist and that he can impartially make a decision in the public interest on the matters which are the subject of Agenda Item 9.1.1.

**The Mayor vacated the Chair and the Deputy Mayor took the Chair at this time.**

**Council Resolution**

**Moved:** Councillor R Baberowski  
**Seconded:** Councillor E Hungerford

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor M Jamieson has a real or perceived conflict of interest in matters that are to be considered in item 9.1.1.*

**For:** Councillor J Connolly, Councillor J McKay, Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor C Dickson and Councillor S Robinson.

**The Deputy Mayor exercised the casting vote and the motion was lost.**

**Lost.**

**In accordance with s175E (4) of the *Local Government Act 2009*, Councillor M Jamieson did not vote on this matter.**

**Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor G Rogerson

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

**Carried Unanimously.**



The Mayor took the Chair at this time.

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**Council Resolution**

**Moved: Councillor C Dickson**

**Seconded: Councillor T Dwyer**

*That Council adjourn the Ordinary Meeting at 2:00pm.*

**Carried Unanimously.**

**Council Resolution**

**Moved: Councillor P Cox**

**Seconded: Councillor J McKay**

*That Council resume the Ordinary Meeting at 2:03pm.*

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

**Against: Councillor G Rogerson.**

**Carried.**

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**Council Resolution** (OM18/190)

**Moved: Councillor J Connolly**

**Seconded: Councillor G Rogerson**

*That Council rescind the previous Council Resolution (OM18/175) namely:*

*"That Council proceed with the calling of Expressions of Interest for the site known as Brisbane Road Car Park, Mooloolaba in accordance with section 228 of the Local Government Regulation 2012, noting that the calling for expressions of interest would be in the public interest for the following reason:*

- the process will allow Council to call for and consider a variety of development proposals, including those that generally align to the existing Development Approval; with a view to identifying the solution that best aligns with the interests of the public and Council."*

**For: Councillor P Cox, Councillor J Connolly, Councillor J McKay, Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.**

**Against: Councillor R Baberowski, Councillor T Dwyer, Councillor C Dickson, Councillor S Robinson and Councillor M Jamieson.**

**Carried.**

**Council Resolution**

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor E Hungerford

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

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor E Hungerford

*That Council grant Councillor J Connolly a further extension of time for five minutes to speak further to the motion.*

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor G Rogerson  
**Seconded:** Councillor E Hungerford

*That Council grant Councillor J Connolly a third extension of time for five minutes to speak further to the motion.*

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor J McKay  
**Seconded:** Councillor E Hungerford

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

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor P Cox  
**Seconded:** Councillor E Hungerford

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

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor G Rogerson

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

**Carried unanimously.**

**Council Resolution**

**Moved:** Councillor E Hungerford

**Seconded:** Councillor G Rogerson

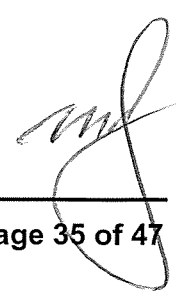
*That Council grant Councillor J Connolly an extension of time for five minutes to speak further to the motion.*

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

**Against:** Councillor J O'Pray.

**Carried.**

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**9.2 NOTICES OF MOTION****9.2.1 BRISBANE ROAD CAR PARK, MOOLOOLABA**

**File No:** Council Meetings  
**Author:** Councillor John Connolly  
Notice of Motion  
**Attachments:** Att 1 - Locality Plan

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As he had done on previous occasions when Council considered matters relating to the Brisbane Road Car Park site and as required by s175E of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting under section 175E (2) of the *Local Government Act 2009* that he may have a personal interest in the matters that are the subject of Agenda item 9.2.1 on the basis of a commercial property interest held by his family superannuation fund, in the Mooloolaba area. Councillor M Jamieson informed the Council that his interest had not changed since this matter was previously declared and debated by Council on 29 June 2018 and 11 October 2018 and that the interest did not relate to the Brisbane Road Car Park site, nor any property adjoining that site.

In making this declaration, Councillor M Jamieson formed the view that given the nature of the personal interest, he believes he can appropriately manage any perceived conflict should it exist and that he can impartially make a decision in the public interest on the matters which are the subject of Agenda Item 9.2.1.

**The Mayor vacated the Chair and the Deputy Mayor took the Chair at this time.**

**Council Resolution**

**Moved:** Councillor P Cox  
**Seconded:** Councillor R Baberowski

*That in accordance with s175E(4)(a) of the Local Government Act 2009, Councillor M Jamieson has a real or perceived conflict of interest in matters that are to be considered in item 9.2.1.*

**For:** Councillor J Connolly, Councillor E Hungerford, Councillor J O'Pray and Councillor G Rogerson.

**Against:** Councillor R Baberowski, Councillor T Dwyer, Councillor P Cox, Councillor J McKay, Councillor C Dickson and Councillor S Robinson.

**Lost.**

**In accordance with s175E (4) of the *Local Government Act 2009*, Councillor M Jamieson did not vote on this matter.**

**The Mayor returned to the Chair at this time.**

**Council Resolution** (OM18/191)**Moved:** Councillor J Connolly**Seconded:** Councillor P Cox*That Council direct the Chief Executive Officer to:*

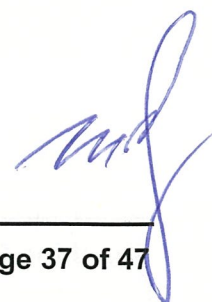
- *divide the existing lots of the site known as Brisbane Road Car Park, Mooloolaba, into two (2) parcels along the southern boundaries of Lot 66 on Registered Plan 52440 and Lots 92 and 93 on Registered Plan 73433*
- *proceed with the calling of tenders for the design and construction of a 700 bay/spaces Council owned multi deck car park on the northern parcel of the site known as Brisbane Road Car Park (Lots 64 – 66 on Registered Plan 52440, and Lots 92 and 93 on Registered Plan 73433) and*
- *proceed with the calling of Expressions of Interest for the southern parcel of the lot known as the Brisbane Road Car Park (Lots 67 – 69 on Registered Plan 52440 and Lot 73 on Registered Plan 73433) in accordance with section 228 of the Local Government Regulation 2012, noting that the calling of expressions of interest would be in the public interest for the following reason:*
  - *the process will allow Council to call for a variety of development proposals with a view to identifying the solution that best aligns with the interest of the public and Council.*

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

Carried.

Councillor T Dwyer raised a point of order when Councillor G Rogerson indicated his intention to move a subsequent motion to item 9.2.1. The Mayor upheld the point of order.

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## 9.2.2 INTERNATIONAL DARK SKY ASSOCIATION

File No: Council Meetings  
Author: Councillor Jenny McKay  
Notice of Motion

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**Council Resolution** (OM18/192)

Moved: Councillor J McKay  
Seconded: Councillor C Dickson

*That Council authorise the Chief Executive Officer to investigate the following:*

- (a) *an application to the International Dark Sky Association (IDA), to designate a Dark Sky Reserve encompassing the Obi-Obi Valley, Conondale and Maleny National Parks and*
- (b) *report back the findings to the March 2019 Ordinary Meeting.*

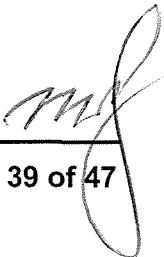
**Carried unanimously.**

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9.3 FORESHADOWED NOTICES OF MOTION

Nil

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**10 TABLING OF PETITIONS****10.1 PETITION - DEMOLITION OF TOILET BLOCK ON LINDSAY ROAD, BUDERIM****Council Resolution** (OM18/193)

**Moved:** Councillor J McKay  
**Seconded:** Councillor E Hungerford

*That Council resolve the petition tabled by Councillor J McKay relating to the request to demolish the existing toilet block on Lindsay Road, Buderim and replace with a building to display the Krauss Locomotive and upgraded toilet facilities, be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

**10.2 PETITION - TRAFFIC CONCERNS AND REQUEST FOR TRAFFIC CALMING PARRERRA****Council Resolution** (OM18/194)

**Moved:** Councillor J Connolly  
**Seconded:** Councillor P Cox

*That Council resolve the petition tabled by Councillor J Connolly relating to traffic concerns on Jamaica Way and Grand Parade, Parrerra, be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

---

**The Mayor vacated the Chair and the Deputy Mayor took the Chair at this time.**



11 CONFIDENTIAL SESSION

CLOSURE OF THE MEETING TO THE PUBLIC

Council Resolution

Moved: Councillor R Baberowski

Seconded: Councillor S Robinson

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

11.6.1 Confidential - Not for Public Release - Proposed Land Acquisition, Maroochy River

**Carried unanimously.**

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

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RE-OPENING OF THE MEETING TO THE PUBLIC

Council Resolution

Moved: Councillor J McKay

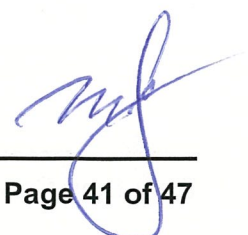
Seconded: Councillor E Hungerford

*That the meeting be re-opened to the public.*

**Carried unanimously.**

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

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**11.1 OFFICE OF THE CEO**

Nil

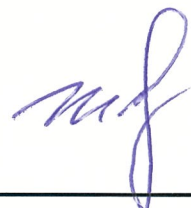
**11.2 BUSINESS PERFORMANCE**

Nil

**11.3 BUILT INFRASTRUCTURE**

Nil

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**11.4 ECONOMIC AND COMMUNITY DEVELOPMENT**

**11.4.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED SPORTS INITIATIVE**

**File No:** Council meetings  
**Authors:** Head of Economic Development  
Economic & Community Development Group  
Manager Sport & Community Venues  
Economic & Community Development Group

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This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council.

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

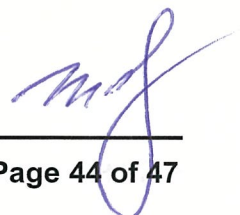
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**11.5 CUSTOMER ENGAGEMENT AND PLANNING**

Nil

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**11.6 LIVEABILITY AND NATURAL ASSETS****11.6.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED LAND ACQUISITION, MAROOCHY RIVER**

**File No:** Council meetings  
**Author:** Manager Environment and Sustainability Policy  
Liveability & Natural Assets Group

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This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council.

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**Council Resolution** (OM18/195)

**Moved:** Councillor S Robinson  
**Seconded:** Councillor J McKay

*That Council delegate authority to the Chief Executive Officer to enter into negotiations, execute and finalise the acquisition of whole or part of the identified properties in accordance with the outcome of discussions in the confidential session in relation to the proposed land acquisition, Maroochy River.*

**For:** Councillor T Dwyer, Councillor P Cox, Councillor J Connolly,  
Councillor J McKay, Councillor C Dickson, Councillor E Hungerford,  
Councillor J O'Pray, Councillor S Robinson, Councillor G Rogerson

**Against:** Councillor R Baberowski.

Carried.

Councillor M Jamieson was absent for the discussion and vote on this item.

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**12 NEXT MEETING**

The next Ordinary Meeting will be held on 6 December 2018 in the Council Chambers, Corner Currie and Bury Streets, Nambour.

**13 MEETING CLOSURE**

The meeting closed at 5:41pm.

Confirmed 6 December 2018.

  
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CHAIR

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## 14 APPENDICES

8.1.1 QUARTERLY PROGRESS REPORT - QUARTER 1, 2018/19 - APP A - CEO'S QUARTERLY PROGRESS REPORT

8.1.1 QUARTERLY PROGRESS REPORT - QUARTER 1, 2018/19 - APP B - OPERATIONAL PLAN ACTIVITIES REPORT

8.1.2 SUNSHINE COAST COUNCIL ANNUAL REPORT 2017/2018 - APP A - SUNSHINE COAST ANNUAL REPORT 2017/2018

8.4.1 2018/2019 COMMUNITY GRANTS PROGRAM MAJOR GRANTS ROUND 1 RECOMMENDATIONS - APP A - MAJOR GRANT RECOMMENDATIONS SEPTEMBER 2018

8.5.1 SUNSHINE COAST PLANNING SCHEME 2014 - PROPOSED SITE SPECIFIC (INCLUDING SEQ REGIONAL PLAN BRING FORWARD SITES) AND OPERATIONAL MATTERS AMENDMENT - CONSIDERATION OF SUBMISSIONS - APP A - AMENDMENT INSTRUMENT - PROPOSED SUNSHINE COAST PLANNING SCHEME 2014 - SITE SPECIFIC (INCLUDING SEQRP BRING FORWARD SITES) AND OPERATIONAL MATTERS

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