

Minutes

Ordinary Meeting

Thursday, 24 February 2022

Council Chambers, 1 Omrah Avenue, Caloundra

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	DECLARATION OF OPENING	5
2	WELCOME AND OPENING	5
3	RECORD OF ATTENDANCE AND LEAVE OF ABSENCE	5
4	RECEIPT AND CONFIRMATION OF MINUTES	6
5	MAYORAL MINUTE.....	6
6	INFORMING OF CONFLICTS OF INTEREST.....	6
6.1	PRESCRIBED CONFLICTS OF INTEREST	6
6.2	DECLARABLE CONFLICTS OF INTEREST	6
7	PRESENTATIONS / COUNCILLOR REPORTS.....	8
7.1	YEARS OF SERVICE - COUNCILLOR W JOHNSTON	8
8	REPORTS DIRECT TO COUNCIL	9
8.1	QUARTERLY PROGRESS REPORT - QUARTER 2 2021/22	9
8.2	FLOOD MAPPING AND INFORMATION COMMUNITY ENGAGEMENT OUTCOMES	10
8.3	DISPOSAL OF LAND - WHITECROSS ROAD, BLI BLI.....	12
8.4	BUDGET REVIEW 2 - 2021/22	14
8.5	JANUARY 2022 FINANCIAL PERFORMANCE REPORT	15
8.6	AUDIT COMMITTEE MEETING 24 JANUARY 2022.....	16
9	NOTIFIED MOTIONS	17
10	TABLING OF PETITIONS	18
10.1	PETITION - MALENY COMMUNITY REQUEST TO AMEND DEVELOPMENT APPLICATION.....	18
11	CONFIDENTIAL SESSION	19
12	NEXT MEETING.....	20
13	MEETING CLOSURE.....	20

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 E Hungerford acknowledged the Traditional Custodians of the land on which the meeting took place.

Pastor Ian Jack from Nambour Christian Church 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 J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

COUNCIL OFFICERS

Chief Executive Officer
Group Executive Built Infrastructure
A/ Group Executive Customer Engagement and Planning Services
Group Executive Economic and Community Development
Group Executive Business Performance (Via Teams)
A/ Group Executive Liveability and Natural Assets
A/ Chief of Staff
Director, Major Projects and Strategic Property (Via Teams)
Executive Manager
A/ Coordinator CEO Governance & Operations
Coordinator, Corporate Planning and Performance
Coordinator Flooding and Stormwater
Property Officer
Coordinator Financial Services
Acting Manager Audit & Assurance

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution****Moved: Councillor C Dickson****Seconded: Councillor J Natoli**

That the Minutes of the Ordinary Meeting held on 27 January 2022 be received and confirmed.

Carried unanimously.

5 MAYORAL MINUTE

NIL.

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

Nil.

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor J Natoli informed the meeting that he no longer has a Declarable Conflict of Interest of the nature notified to Council on 14 October 2021.

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.3 Disposal of Land – Whitecross Road, Bli Bli.

NOTIFICATION OF INTEREST

In line with the intent of clause 33 of the Standing Orders, I wish to update Councillors on the status of an interest that I have previously notified to the Chief Executive Officer and Council.

Councillors may recall that on 14 October 2021, I notified this Chamber under section 150EQ (3)(c)(i) of the Local Government Act 2009, that I have a declarable conflict of interest in any matter that may relate to, or originate from, certain current Council employees who were the subject officers in an investigation of a Public Interest Disclosure.

My declarable conflict of interest arose due to the fact I had agreed to act as a support person for the complainant and in my capacity as support person, I had participated in investigation interviews conducted with the complainant.

I have been informed this week that the aforementioned investigation has now concluded.

Further, I have been advised that the basis for my Declarable Conflict of Interest as originally made, no longer exists.

Accordingly, I am informing the Chamber that I no longer have a Declarable Conflict of Interest of the nature notified to Council on 14 October 2021.

In line with my previous advice to Council, due to the confidentiality obligations under section 65 (1) of the Public Interest Disclosure Act 2010, I am not able to disclose any information relating to the details of the public interest disclosure.

Whilst I recognise this is not notification of a Conflict of Interest, may I respectfully request that this statement be incorporated into the Minutes of this meeting as a record of the advice which I have provided to Council.

7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 YEARS OF SERVICE - COUNCILLOR W JOHNSTON

Council Resolution

Moved: Councillor M Jamieson

Seconded: Councillor M Suarez

That Council recognise Councillor Johnston's years of service to Local Government.

Carried unanimously.



8 REPORTS DIRECT TO COUNCIL**8.1 QUARTERLY PROGRESS REPORT - QUARTER 2 2021/22**

File No: Council Meetings
Author: Coordinator, Corporate Planning and Performance
Office of the CEO
Appendices: App A - Chief Executive Officer's Quarterly Highlight Report
Quarter 2, 2021/22
App B - Operational Plan Activities Report Quarter 2, 2021/22

Council Resolution (OM22/9)

Moved: Councillor W Johnston
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled "Quarterly Progress Report - Quarter 2 2021/22"*
- (b) *note the Chief Executive Officer's Quarterly Highlights Report - Quarter 2, 2021/22 (Appendix A) and*
- (c) *note the Operational Plan Activities Report - Quarter 2, 2021/22 (Appendix B) reporting on implementation of the Corporate and Operational Plans.*

Carried unanimously.

8.2 FLOOD MAPPING AND INFORMATION COMMUNITY ENGAGEMENT OUTCOMES

File No:	Council meetings
Author:	Coordinator Flooding and Stormwater Built Infrastructure Group
Appendices:	App A - Maroochy River Flood Study App B - Mooloolah River Flood Study App C - Pumicestone Flood Study App D - Cornmeal Creek Flood Study App E - Addendum to Cornmeal Creek Flood Study App F - Doonan and Yandina Creek Flood Study App G - Obi Obi Creek Flood Study App H - Mary River Flood Study App I - Sunshine Coast Storm Tide Study App J - Flood Modelling of Catchments Upstream of Ewen Maddock Dam App K - Alexandra Headland Master Drainage Study App L - Caloundra Master Drainage Study App M - Landsborough Master Drainage Strategy App N - Nambour East Master Drainage Strategy App O - School Road, Maroochydore Master Drainage Study App P - Cotton Tree to Picnic Point Master Drainage Plan App Q - Coolum Beach Master Drainage Study App R - Kings and Shelly Beach Master Drainage Study App S - Maroochy North Shore Master Drainage Plan App T - Kawana Master Drainage Plan App U - Maroochydore West Master Drainage Plan App V - Nambour West Master Drainage Plan App W - Beerwah Master Drainage Plan App X - Nambour North Master Drainage Plan App Y - SMDB Cane Drain Sizing Investigation App Z - Sunshine Coast Council Flood Risk Assessment Methodology
Attachments:	Att 1 - Flood Mapping and Information Marketing and Engagement Report

Council Resolution (OM22/10)

Moved: Councillor M Suarez
Seconded: Councillor P Cox

That Council:

- (a) *receive and note the report titled “**Flood Mapping and Information Community Engagement Outcomes**” and*
- (b) *note the outcomes of community engagement*
- (c) *endorse the following studies:*
 1. *Maroochy River Flood Study (Appendix A)*
 2. *Mooloolah River Flood Study (Appendix B)*

3. *Pumicestone Flood Study (Appendix C)*
4. *Cornmeal Creek Flood Study (Appendix D)*
5. *Addendum to Cornmeal Creek Flood Study (Appendix E)*
6. *Doonan and Yandina Creek Flood Study (Appendix F)*
7. *Obi Obi Creek Flood Study (Appendix G)*
8. *Mary River Flood Study (Appendix H)*
9. *Sunshine Coast Storm Tide Study (Appendix I)*
10. *Flood Modelling of Catchments Upstream of Ewen Maddock Dam (Appendix J)*
11. *Alexandra Headland Master Drainage Study (Appendix K)*
12. *Caloundra Master Drainage Study (Appendix L)*
13. *Landsborough Master Drainage Strategy (Appendix M)*
14. *Nambour East Master Drainage Strategy (Appendix N)*
15. *School Road, Maroochydore Master Drainage Study (Appendix O)*
16. *Cotton Tree to Picnic Point Master Drainage Plan (Appendix P)*
17. *Coolum Beach Master Drainage Study (Appendix Q)*
18. *Kings and Shelly Beach Master Drainage Study (Appendix R)*
19. *Maroochy North Shore Master Drainage Plan (Appendix S)*
20. *Kawana Master Drainage Plan (Appendix T)*
21. *Maroochydore West Master Drainage Plan (Appendix U)*
22. *Nambour West Master Drainage Plan (Appendix V)*
23. *Beerwah Master Drainage Plan (Appendix W)*
24. *Nambour North Master Drainage Plan (Appendix X)*
25. *SMDB Cane Drain Sizing Investigation (Appendix Y) and*
26. *Sunshine Coast Council Flood Risk Assessment Methodology (Appendix Z).*

Carried unanimously.

8.3 DISPOSAL OF LAND - WHITECROSS ROAD, BLI BLI

File No: F20/00235
Author: Property Officer
Office of the CEO

NOTIFICATION OF INTEREST - MAYOR

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 8.3 Disposal of Land – Whitecross Road, Bli Bli.

I, Councillor Mark Jamieson, notify that I may have a Declarable Conflict of Interest in Item 8.3 “Disposal of Land – Whitecross Road, Bli Bli” to be considered at the Ordinary Meeting on Thursday, 24 February 2022 due to the fact that the owner of the subject property, Chris Camp, is a director and member (shareholder) of Covey Associates Pty Ltd. I received an electoral donation of \$2,000 on 11 February 2016 from Covey and Associates.

This electoral donation was received outside of my relevant term as a Councillor – which commenced on 5 April 2016 – and therefore, is not a Prescribed Conflict of Interest within the context of the Local Government Act 2009.

Furthermore, the landowner was not a director of Covey Associates at the time the donation was made. I do not recall ever meeting Chris Camp nor do I have any contact with him.

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 8.3.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

In accordance with s150ES of the *Local Government Act 2009* Councillor M Jamieson sought permission from the eligible Councillors to participate in discussion/deliberations/decision relating to Agenda Item 8.3.

Council Resolution

Moved: Councillor E Hungerford
Seconded: Councillor P Cox

That despite Councillor M Jamieson’s declarable conflict of interest, in accordance with s150ES(3)(b(i) of the Local Government Act 2009, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.3 due to the interest not being considered sufficient enough 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 and did not vote on this matter.

Councillor C Dickson was absent for the discussion and vote on this motion.

The Mayor returned to the chair at this time.

Council Resolution (OM22/11)**Moved:** Councillor M Suarez**Seconded:** Councillor P Cox*That Council:*

- (a) receive and note the report titled "***Disposal of Land - Whitecross Road, Bli Bli***" and
- (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 968 on SP272653 and Lot 1 on RP92714 other than by tender or auction applies, as the disposal pursuant to section 236(1)(c)(iv) is in exchange for other land, and is in the public interest, and is otherwise in accordance with sound contracting principles.

Carried unanimously.

8.4 BUDGET REVIEW 2 - 2021/22

File No: Council Meetings
Author: Coordinator Financial Services
Business Performance Group
Appendices: App A - 2021/22 Amended Budget Financial Statements
App B - Minor Capital Works Program

Council Resolution (OM22/12)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

That Council:

- (a) *receive and note the report titled "**Budget Review 2 - 2021/22**"*
- (b) *adopt Appendix A as tabled, pursuant to sections 169 and 170 of the Local Government Regulation 2012, Council's amended budget for 2021/22 financial year incorporating:*
 - (i) *the statement of income and expenditure*
 - (ii) *the statement of financial position*
 - (iii) *the statements of changes in equity*
 - (iv) *the statement of cash flow*
 - (v) *the relevant measures of financial sustainability*
 - (vi) *the long-term financial forecast*
- (c) *note the follow documentation applies as adopted 24 June 2021*
 - (i) *the Debt Policy*
 - (ii) *the Revenue Policy*
 - (iii) *the total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget, and*
 - (iv) *the Revenue Statement and the rates and charges to be levied for the 2021/22 financial year and other matters as adopted 24 June 2021 and*
- (d) *endorse the Minor Capital Works Program (Appendix B).*

Carried unanimously.

8.5 JANUARY 2022 FINANCIAL PERFORMANCE REPORT

File No: Council Meetings
Author: Coordinator Financial Services
Business Performance Group
Attachments: Att 1 - January 2022 Financial Performance Report
Att 2 - 2021/22 Capital Grant Funded Project Report January
2022

Council Resolution (OM22/13)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

*That Council receive and note the report titled “**January 2022 Financial Performance Report**”.*

Carried unanimously.

8.6 AUDIT COMMITTEE MEETING 24 JANUARY 2022

File No: Council Meetings
Author: Acting Manager Audit & Assurance
Office of the CEO
Appendices: App A - Audit Committee Minutes - 24 January 2022

Council Resolution (OM22/14)

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Audit Committee Meeting 24 January 2022**”*
- (b) *endorse the Audit Committee Minutes 24 January 2022 (Appendix A)*
- (c) *approve an amendment to the composition of the Audit Committee to increase the number of independent members to three persons and*
- (d) *authorise the Chief Executive Officer to commence a process to recruit the additional independent member of the Audit Committee.*

Carried unanimously.

9 NOTIFIED MOTIONS

Nil.

10 TABLING OF PETITIONS

10.1 PETITION - MALENY COMMUNITY REQUEST TO AMEND DEVELOPMENT APPLICATION

Council Resolution (OM22/15)

Moved: Councillor W Johnston

Seconded: Councillor C Dickson

That the petition tabled by Councillor W Johnston relating to the Maleny Community request to amend development application be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

11 CONFIDENTIAL SESSION

Nil.

12 NEXT MEETING

The next Ordinary Meeting will be held on 24 March 2022 in the Council Chambers, 1 Omrah Avenue, Caloundra.

13 MEETING CLOSURE

The meeting closed at 11:30am.

Confirmed 24 March 2022.

CHAIR
