Sunshine Coast COUNCIL

Minutes

Ordinary Meeting

Wednesday, 21 September 2022

Council Chambers, 1 Omrah Avenue, Caloundra

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1 DECLARATION OF OPENING

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

2 WELCOME AND OPENING

Councillor D Law acknowledged the Traditional Custodians of the land on which the meeting took place.

Father Peter Brannelly from St Peters Catholic Parish Coolum Beach read a prayer.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

COUNCILLORS

Councillor M Jamieson	Mayor (Chair) (Absent Items 11 - 13)
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 (Absent Items 1 - 8.1)
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9 (Teams)
Councillor D Law	Division 10

COUNCIL OFFICERS

Chief Executive Officer
A/Group Executive Built Infrastructure
Group Executive Customer and Planning Services
Group Executive Economic and Community Development
A/Group Executive Liveability and Natural Assets
A/Chief of Staff
A/Chief Strategy Officer
A/Coordinator CEO Governance & Operations
Manager Environment and Sustainability Policy
Manager Community Development
Head of Economic Development
Coordinator Creative Arts and Events
Chief Financial Officer
Coordinator Financial Accounting
Manager Leasing and Land Management
Manager Business and Innovation
Coordinator Transport Strategy & Policy
Coordinator Transport Network
Principal Property Officer

APOLOGIES

Group Executive Business Performance

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4 RECEIPT AND CONFIRMATION OF MINUTES

Council Resolution

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

That the Minutes of the Ordinary Meeting held on 25 August 2022 be received and confirmed.

Carried unanimously.

Councillor E Hungerford was absent for the vote on this motion.

5 MAYORAL MINUTE

Council Resolution (OM22/70)

Moved: **Councillor M Jamieson**
Seconded: **Councillor R Baberowski**

That Council, on behalf of the residents of the Sunshine Coast –

1. *respectfully acknowledges with deep sorrow, the passing of our late Sovereign, Her Majesty, Queen Elizabeth II, Queen of Australia and Her other Realms and Territories, Head of the Commonwealth, on 8 September 2022 at Balmoral Castle in Aberdeenshire, Scotland in the 71st year of her reign;*

2. *recognises Her Majesty's unparalleled commitment and dedication to service, Constitutional duty and supporting the interests of communities across the 15 Realms and Territories in which she served as Head of State;*

3. *offers our deepest sympathies and condolences to Their Majesties, King Charles III and The Queen Consort and the members of the Royal Family on the loss of their mother, grandmother and great grandmother; and*

4. *extends our best wishes to His Majesty The King for the future of his reign.*

Carried unanimously.

Councillor E Hungerford was absent for the vote on this motion.

The Chamber observed one minute's silence to commemorate the life of Her Majesty, Queen Elizabeth II.

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6 INFORMING OF CONFLICTS OF INTEREST

6.1 PRESCRIBED CONFLICTS OF INTEREST

NIL

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 8.11 Deed of Variation – KPAT Mooloolaba Pty Ltd.

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 11.1 Confidential – Not for Public Release – Strategic Land Project - Maroochydore.

Councillor M Jamieson notified Council of a Declarable Conflict of Interest in relation to Item 11.2 Confidential – Not for Public Release – Road Transport Corridor Planning, Maroochydore.

Councillor J O'Pray notified Council of a Declarable Conflict of Interest in relation to Item 11.2 Confidential – Not for Public Release – Road Transport Corridor Planning, Maroochydore.

Councillor J Natoli notified Council of a Declarable Conflict of Interest in relation to Item 11.2 Confidential – Not for Public Release – Road Transport Corridor Planning, Maroochydore.

Councillor J Natoli notified Council of a Declarable Conflict of Interest in relation to Item 11.3 Confidential – Not for Public Release – Land Acquisition – Maroochydore.

7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 PRESENTATION - GOV DRIVEN X DESIGN AWARD FOR LANDSBOROUGH ACTIVATION

Council Resolution (OM22/71)

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

That Council recognise the achievement of the GOV Driven X Design Award for Landsborough Activation.

Carried unanimously.

Councillor E Hungerford was absent for the vote on this motion.

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8 REPORTS DIRECT TO COUNCIL

8.1 SUNSHINE COAST ENVIRONMENT AND LIVEABILITY STRATEGY ANNUAL REPORT 2021/22

File No: **Council Meetings**

Author: **Environment Project Officer**
Liveability & Natural Assets Group

Appendices: **App A - Sunshine Coast Environment and Liveability Strategy Annual Report 2021/22**

Council Resolution (OM22/72)

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

That Council:

*(a) receive and note the report titled "**Sunshine Coast Environment and Liveability Strategy Annual Report 2021/22**" and*

(b) note the Sunshine Coast Environment and Liveability Strategy Annual Report 2021/22 (Appendix A) for the purpose of promoting environment, liveability and organisational environmental sustainability outcomes.

Carried unanimously.

Councillor E Hungerford was absent for the discussion and vote on this item.

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8.2 SUNSHINE COAST COMMUNITY STRATEGY ANNUAL REPORT 2021/22

File No:	**Council Meetings**
Author:	**Manager Community Development** **Economic & Community Development Group**
Appendices:	**App A - Sunshine Coast Community Strategy Annual Report 2021/22**

Council Resolution (OM22/73)

Moved: **Councillor D Law**
Seconded: **Councillor R Baberowski**

That Council:

*(a) receive and note the report titled "**Sunshine Coast Community Strategy Annual Report 2021/22"** and*

(b) note the "Sunshine Coast Community Strategy Annual Report 2021/22" (Appendix A) for the purpose of promoting Council's progress and achievements in relation to the Sunshine Coast Community Strategy 2019-2041.

Carried unanimously.

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8.3 SUNSHINE COAST REGIONAL ECONOMIC DEVELOPMENT STRATEGY ANNUAL REPORT 2021/22

File No:	**Council meetings**
Author:	**Head of Economic Development** **Economic & Community Development Group**
Appendices:	**App A - Sunshine Coast Regional Economic Development Strategy Annual Report 2021/22**

Council Resolution (OM22/74)

Moved: **Councillor J O'Pray**
Seconded: **Councillor T Landsberg**

That Council:

*(a) receive and note the report titled **"Sunshine Coast Regional Economic Development Strategy Annual Report 2021/22**" and*

(b) note the "Sunshine Coast Regional Economic Development Strategy Annual Report 2021/22" (Appendix A) for the purpose of promoting the region's economic outcomes.

Carried unanimously.

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8.4 HORIZON FESTIVAL

File No: **HF2327**

Author: **Coordinator Creative Arts and Events**
Economic & Community Development Group

Attachments: **Att 1 - Horizon Festival Development Plan 2023 - 2027**

MOTION

Moved: **Councillor R Baberowski**
Seconded: **Councillor J O'Pray**

That Council:

(a) receive and note the report titled "**Horizon Festival**"

(b) endorse the Horizon Festival of art and culture as a Council supported event for the years 2023, 2024, 2025, 2026 and 2027

(c) refer an annual materials and services budget of $340,000 (plus CPI) and an annual employee costs budget of $342,044 (plus increment and Certified Agreement increases) to the 2023/24 budget process for Council's consideration**.**

AMENDMENT

Council Resolution (OM22/75)

Moved: **Councillor M Suarez**
Seconded: **Councillor T Landsberg**

That Council:

*(a) receive and note the report titled **"Horizon Festival"***

(b) endorse the Horizon Festival of art and culture as a Council supported event for the years 2023, 2024 and 2025

(c) refer annual budget requests of $682,044 (plus CPI) to the 2023/24, 2024/25 and 2025/26 budget processes for Council's consideration and

(d) request the Chief Executive Officer to include consideration of positioning the Sunshine Coast as an artistic and cultural capital in the lead up to the 2032 Olympic and Paralympic Games in the next report on the future of the Horizon Festival.

For: **Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor J Natoli, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray and Councillor M Suarez.**

Against: **Councillor P Cox and Councillor D Law.**

Carried.

The amendment become the motion.

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The motion moved by Councillor M Suarez and seconded by Councillor T Landsberg was put to the vote.

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

Against: **Councillor D Law.**

Carried.

Councillor J O'Pray raised a point of order in relation to the use of incorrect meeting terminology. The Mayor noted the point of order.

Councillor M Suarez raised a point of order in relation to Councillor R Baberowski not speaking to the amendment. The Mayor ruled the point of order not be upheld as Councillor R Baberowski was speaking to the amendment.

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8.5 BUDGET REVIEW 1 - 2022/23

File No:	**Council Meetings**
Author:	**Coordinator Financial Services** **Business Performance Group**
Appendices:	**App A - 2022/23 Amended Budget Financial Statements** **App B - Minor Capital Works Program**

Council Resolution (OM22/76)

Moved: **Councillor E Hungerford**
Seconded: **Councillor C Dickson**

That Council:

*(a) receive and note the report titled "**Budget Review 1 - 2022/23**"*

(b) adopt Appendix A as tabled, pursuant to sections 169 and 170 of the Local Government Regulation 2012, Council's amended budget for 2022/23 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

(vii) the Debt Policy

(viii) the Revenue Statement

(c) adopt Appendix A as tabled, pursuant to section 120, 121 and 122 of the Local Government Regulation 2012, Council grants a concession by way of a part rebate of the differential general rate levied, to those ratepayers described in section 2.4.4 in the 2022/23 Revenue Statement, subject to the eligibility criteria and conditions set out in section 2.4.4 in the 2022/23 Revenue Statement

(d) note the following documentation applies as adopted 23 June 2022

(i) the Revenue Policy

(ii) 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

(iii) the rates and charges to be levied for the 2022/23 financial year and other matters as adopted 23 June 2022

(iv) the Strategic Environment Levy Policy

(v) the Strategic Arts and Heritage Levy Policy

(vi) the Strategic Transport Levy Policy and

(e) endorse the Minor Capital Works Program (Appendix B).

Carried unanimously.

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8.6 AUGUST 2022 FINANCIAL PERFORMANCE REPORT

File No:	**Council meetings**
Author:	**Coordinator Financial Services** **Business Performance Group**
Attachments:	**Att 1 - August 2022 Financial Performance Report** **Att 2 - 2022-23 Capital Grant Funded Project Report - August 2022**

Council Resolution (OM22/77)

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

*That Council receive and note the report titled "**August 2022 Financial Performance Report**".*

Carried unanimously.

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8.7 QUEENSLAND AUDIT OFFICE - SECOND INTERIM MANAGEMENT REPORT FOR THE FINANCIAL YEAR ENDED 30 JUNE 2022

File No: **Council Meetings**

Author: **Coordinator Financial Accounting**
Business Performance Group

Attachments: **Att 1 - Queensland Audit Office 2022 Interim Report**

Council Resolution (OM22/78)

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

*That Council receive and note the report titled "**Queensland Audit Office - Second Interim Management Report for the financial year ended 30 June 2022**".*

Carried unanimously.

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8.8 AUDIT COMMITTEE MEETING 8 SEPTEMBER 2022

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

Council Resolution (OM22/79)

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

That Council:

*(a) receive and note the report titled "**Audit Committee Meeting 8 September 2022**" and*

(b) approve the recommendations contained in the Audit Committee Minutes for the meeting of 8 September 2022 (Appendix A).

Carried unanimously.

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8.9 DISPOSAL (LEASE) COMMERCIAL SUITES WITHIN THE BRISBANE ROAD MULTIDECK CARPARK AT 11-15 FIRST AVENUE, MOOLOOLABA

File No:	**F2020/5125**
Author:	**Manager Leasing and Land Management** **Business Performance Group**
Attachments:	**Att 1 - Aerial Photograph** **Att 2 - Tenancy 1 - Floor Plan** **Att 3 - Tenancy 2 - Floor Plan** **Att 4 - Tenancy 3 - Floor Plan**

Council Resolution (OM22/80)

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

That Council:

*(a) receive and note the report titled "**Disposal (Lease) Commercial Suites within the Brisbane Road Multideck Carpark at 11-15 First Avenue, Mooloolaba**"*

(b) resolve to Lease Lots 64, 65 and 66 on RP52440 being Tenancy 1 and Tenancy 2 within the Brisbane Road Multideck Carpark at 11-15 First Avenue, Mooloolaba via Council's appointed real estate and marketing agent on the open market seeking a private treaty agreement subject to:

(i) compliance with Section 236 of the Local Government Regulation 2012 and

(ii) the consideration for the disposal being equal or greater than the market value of the interest in land and

(c) resolve, pursuant to Section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest (lease) in land over Tenancy 1 and Tenancy 2 within the Brisbane Road Multideck Carpark as:

(i) the lease has previously twice been offered to the market by public tender and

(ii) a lease has not been entered into or secured via this process.

Carried unanimously.

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8.10 INTERNATIONAL TRAVEL - ASIAN SMART CITIES CONFERENCE 2022

File No: **Council meetings**

Author: **Head of Economic Development**
Economic & Community Development Group

Attachments: **Att 1 - Invitation to Asian Smart City Conference**

Council Resolution (OM22/81)

Moved: **Councillor R Baberowski**
Seconded: **Councillor J O'Pray**

That Council:

*(a) receive and note the report titled "**International Travel - Asian Smart Cities Conference 2022**" and*

(b) approve international travel for Economic Development Portfolio Councillor Terry Landsberg to attend the Asian Smart Cities Conference 2022.

Carried unanimously.

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8.11 DEED OF VARIATION - KPAT MOOLOOLABA PTY LTD

File No: **Council meetings**

Author: **Manager Business and Innovation**
Business Performance Group

Attachments: **Att 1 - Deed of Variation - *Confidential***

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.11 Deed of Variation – KPAT Mooloolaba Pty Ltd.

*I, Mayor Mark Jamieson, notify that I may have a **Declarable Conflict of Interest** in Item 8.11 Deed of Variation – KPAT Mooloolaba Pty Ltd to be considered at the Ordinary Meeting of 21 September 2022.*

The Declarable Conflict of Interest may arise due to the fact that Dennis Wagner is a shareholder in KPAT Property Pty Ltd, which is the sole shareholder of KPAT Mooloolaba Pty Ltd.

Denis Wagner may be advantaged or disadvantaged by the decision which Council makes on this matter.

While I have no personal interest in either of these entities, Mr Wagner volunteered to speak on the subject of Airport developments at my campaign launch on 12 February 2016 - given his family were, at that time, developing the Wellcamp Airport at Toowoomba. The then proposed expansion of the Sunshine Coast Airport was a priority being advanced by this Council at that time.

Mr Wagner is not a professional public speaker; he is not paid for his services; and he provided his speech on an entirely voluntary basis. As such, this is not a reportable gift.

Furthermore, this event occurred outside my relevant term as a Councillor – which commenced on 5 April 2016 – and therefore, Mr Wagner's services do not constitute a Prescribed Conflict of Interest within the context of the Local Government Act 2009.

Councillors, I also note that when I notified Council of this interest at the Ordinary Meeting on 22 March 2022 in relation to the consideration of the development application for this project, Council resolved that I could participate in the discussions and the decision relating to that matter.

On the basis of what I have outlined today, 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 8.11.

I will now ask the Deputy Mayor to take the Chair so that Council may consider whether or not I may participate in the discussion and decision for Agenda Item 8.11.

In accordance with s150ES(3)(b) of the *Local Government Act 2009* the eligible Councillors were required to decide whether Councillor M Jamieson may participate in a decision in relation to agenda item 8.11, including by voting on the matter.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

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Council Resolution

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

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009, that despite Councillor M Jamieson's conflict of interest, Councillor M Jamieson may participate in the discussions and decision relating to Agenda Item 8.11 due to the interest being considered to be sufficiently remote so as not to unduly influence the impartiality of the Councillor.

Carried unanimously.

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

The Mayor returned to the chair at this time.

CLOSURE OF THE MEETING TO THE PUBLIC

Council Resolution

Moved: **Councillor W Johnston**
Seconded: **Councillor J O'Pray**

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

8.11 Deed of Variation – Confidential Attachment 1 – Deed of Variation

Carried unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC

Council Resolution

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

That the meeting be re-opened to the public.

Carried unanimously.

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Council Resolution (OM22/82)

Moved: **Councillor W Johnston**
Seconded: **Councillor J Natoli**

That Council:

*(a) receive and note the report titled "**Deed of Variation – KPAT Mooloolaba Pty Ltd**" and*

(b) authorise the Chief Executive Officer to finalise and execute a Deed of Variation and any associated subsidiary legal documents with KPAT Mooloolaba Pty Ltd as trustee for the KPAT Mooloolaba Holding Trust, in line with discussions in confidential session.

Carried unanimously.

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9 NOTIFIED MOTIONS

NIL

10 TABLING OF PETITIONS

10.1 PETITION - SAVE POINT CARTWRIGHT RESERVE

Councillor J Natoli raised a point of order that there were still other items to be discussed. The Mayor ruled the point of order not be upheld as the other items to be discussed will be considered at Item 11.

Council Resolution (OM22/83)

Moved: **Councillor J Natoli**
Seconded: **Councillor T Landsberg**

That the petition tabled by Councillor J Natoli relating to the request to Save Point Cartwright Reserve be received and referred to the Chief Executive Officer to determine appropriate action.

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

Against: **Councillor P Cox.**

Carried.

10.2 PETITION - NAMBOUR PARKING

Council Resolution (OM22/84)

Moved: **Councillor D Law**
Seconded: **Councillor C Dickson**

That the petition tabled by Councillor D Law relating to the Nambour Parking Concerns be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

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11 CONFIDENTIAL SESSION

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 11.1 – Confidential – Not for Public Release – Strategic Land Project – Maroochydore.

*I wish to notify you that I may have a **Declarable Conflict of Interest** in Item 11.1 "Strategic Land Project - Maroochydore" to be considered at today's Ordinary Meeting.*

The Declarable Conflict of Interest may arise due to the fact that I have a financial interest in entities that have an interest in a commercial property that is in proximity to the property that is the subject of the report.

These interests are recorded in my Register of Interests and have previously been notified to the Chief Executive Officer and Council on 9 November 2020.

For the record, I have no personal or financial interest in the property that is the subject of this report.

Nevertheless, given this is a Confidential Report and therefore the details of the matters which are the subject of the report are recommended to remain confidential until resolved otherwise by Council, I have decided to exclude myself from the meeting while this matter is being discussed and the vote is taken.

Councillor M Jamieson informed the Meeting that he would voluntarily not participate in the decision and will leave the place at which the meeting is being held, including any area set aside for the public and stayed away while the matter was considered and voted on.

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor M Jamieson gave notice of a Declarable Conflict of Interest in relation to Agenda Item 11.2 – Confidential – Not for Public Release – Road Transport Corridor Planning – Maroochydore.

*I wish to notify you that I may have a **Declarable Conflict of Interest** in Item 11.2 "Road Transport Corridor Planning" to be considered at today's Ordinary Meeting due to the fact that I received the following electoral donations from the Pratt Property Group:*

- *$10,000 on 10 February 2012; and*
- *$5,000 on 4 May 2012.*

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

That said, I acknowledge that the Pratt Property Group may potentially be advantaged or disadvantaged by any decision which Council may make in respect of Agenda Item 11.2.

I have no ongoing relationship with the Pratt Property Group, beyond having received the electoral donations in 2012.

However, consistent with my actions on previous occasions, I have made the decision that I will exclude myself from the meeting while Agenda Item 11.2 is being discussed and the vote is taken.

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Councillor M Jamieson informed the Meeting that he would voluntarily not participate in the decision and will leave the place at which the meeting was being held, including any area set aside for the public and stay away while the matter is considered and voted on.

The Mayor vacated the Chair at this time.

The Deputy Mayor took the Chair at this time.

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor J O'Pray gave notice of a Declarable Conflict of Interest in relation to Agenda Item 11.2 – Confidential – Not for Public Release - Road Transport Corridor Planning – Maroochydore.

I, Councillor J O'Pray notify that I have a Declarable Conflict of Interest in Item 11.2 to be considered at the Ordinary Meeting on 21 September 2022 due to:

I received an election gift in the form of election signage in January 2012 to the approximate value of $3,800 from Pratt Property Developments. These signs were re-used in the 2016 and 2020 elections.

As Pratt Property Developments may derive a benefit or be disadvantaged by the matter that is the subject of Agenda item 11.2, I will exclude myself from the meeting.

Councillor J O'Pray informed the Meeting that he would voluntarily not participate in the decision and left the place at which the meeting was being held, including any area set aside for the public and stayed away while the matter is considered and voted on.

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor J Natoli gave notice of a Declarable Conflict of Interest in relation to Agenda Item 11.2 – Confidential – Not for Public Release - Road Transport Corridor Planning – Maroochydore.

I, Councillor J Natoli notify that I have a Declarable Conflict of Interest in Item 11.2 to be considered at the Ordinary Meeting on 21 September 2022 due to having a personal relationship with Mrs Vicki Dwyer owner of a property relating to the Road Transport Corridor Planning, Maroochydore.

Councillor J Natoli informed the Meeting that he would voluntarily not participate in the decision and left the place at which the meeting was being held, including any area set aside for the public and stayed away while the matter was considered and voted on.

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CLOSURE OF THE MEETING TO THE PUBLIC

Council Resolution

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

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

11.1 Confidential - Not for Public Release - Strategic Land Project - Maroochydore

11.2 Confidential - Not for Public Release - Road Transport Corridor Planning, Maroochydore

11.3 Confidential - Not for Public Release - Land Acquisition - Maroochydore

Carried Unanimously.

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

RE-OPENING OF THE MEETING TO THE PUBLIC

Council Resolution

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

That the meeting be re-opened to the public.

Carried Unanimously.

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

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11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC LAND PROJECT - MAROOCHYDORE

File No: **F2022/47689**

Author: **Senior Transport Planner, Transport Strategy & Policy**
Built Infrastructure Group

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

Council Resolution (OM22/85)

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

That Council:

(a) delegate authority to the Chief Executive Officer to finalise and execute the acquisition for the identified land in accordance with the outcome of discussions in the confidential session in relation to the strategic land project in Maroochydore

(b) refer an adjustment to the budget to the next available budget review and

(c) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry.

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

Against: **Councillor M Suarez.**

Carried.

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

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Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor J Natoli gave notice of a Declarable Conflict of Interest in relation to Agenda Item 11.3 – Confidential – Not for Public Release – Land Acquisition – Maroochydore.

I, Councillor J Natoli notify that I have a Declarable Conflict of Interest in Item 11.3 to be considered at the Ordinary Meeting on 21 September 2022 due to having a personal relationship with Mrs Vicki Dwyer owner of a property relating to the Road Transport Corridor Planning, Maroochydore.

Councillor J Natoli informed the Meeting that he would voluntarily not participate in the decision and left the place at which the meeting was being held, including any area set aside for the public and stayed away while the matter was considered and voted on.

CLOSURE OF THE MEETING TO THE PUBLIC

Council Resolution

Moved: **Councillor C Dickson**
Seconded: **Councillor P Cox**

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

11.2 Confidential - Not for Public Release - Road Transport Corridor Planning, Maroochydore

11.3 Confidential - Not for Public Release - Land Acquisition - Maroochydore

Carried Unanimously.

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

RE-OPENING OF THE MEETING TO THE PUBLIC

Council Resolution

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

That the meeting be re-opened to the public.

Carried unanimously.

Councillor M Jamieson and Councillor J Natoli were absent for the vote on this motion.

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11.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ROAD TRANSPORT CORRIDOR PLANNING, MAROOCHYDORE

File No: **F2022/56492**

Author: **Coordinator Transport Network**
Built Infrastructure Group

In preparing this report, the Chief Executive Officer recommends it be considered confidential in accordance with Section 254J(3) (h) *of the Local Government Regulation 2012* as it contains information relating to negotiations relating to the taking of land by the local government under the *Acquisition of Land Act 1967*.

Council Resolution (OM22/86)

Moved: **Councillor C Dickson**
Seconded: **Councillor E Hungerford**

That Council:

(a) endorse the finalised transport planning approach including a comprehensive community information and engagement program to deliver the road transport corridor planning Maroochydore outcomes as discussed in this report

(b) delegate to the Chief Executive Officer authority to negotiate, execute and finalise the negotiated acquisition of the properties identified in this report and

(c) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the acquisition of the land parcels identified in this report once the negotiations have been finalised and the transfer of ownership of land to Sunshine Coast Regional Council has been registered with Titles Queensland.

Carried unanimously.

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

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11.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND ACQUISITION - MAROOCHYDORE

File No: **F22/00256**

Author: **Principal Property Officer**
Business Performance Group

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

Council Resolution (OM22/87)

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

That Council:

(a) delegate authority to the Chief Executive Officer to finalise the acquisition of the land parcel in Maroochydore identified in this report and

(b) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the acquisition of the land parcel identified in this report once the negotiations have been finalised and the transfer of ownership of land to Sunshine Coast Regional Council has been registered with Titles Queensland.

Carried unanimously.

Councillor M Jamieson and Councillor J Natoli were absent for the discussion and vote on this motion.

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12 NEXT MEETING

The next Ordinary Meeting will be held on 27 October 2022 in the Council Chambers, 1 Omrah Avenue, Caloundra.

13 MEETING CLOSURE

The meeting closed at 2:04pm.

Confirmed 27 October 2022.

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CHAIR

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