

# Minutes

## Ordinary Meeting

**Wednesday, 25 January 2023**

**Sunshine Coast City Hall Chamber - 54 First Avenue, Maroochydore**



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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 9:00am.

The Chair acknowledged the first statutory meeting in the new Sunshine Coast City Hall.

**2 WELCOME AND OPENING**

Councillor R Baberowski acknowledged the Traditional Custodians of the land on which the meeting took place.

Reverend Tania Eichler from St Peter's Anglican Church Maroochydore read a prayer.

The Chair acknowledged that this Ordinary Meeting is the last for Warren Bunker (Group Executive of Liveability and Natural Assets) and thanked Warren for his contribution to the Sunshine Coast Council and community, with 28 years of service.

**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 and Planning Services  
Group Executive Economic and Community Development  
A/ Group Executive Business Performance  
Group Executive Liveability and Natural Assets  
Chief of Staff  
Chief Strategy Officer  
Manager Executive Management and Support Services  
Principal Urban Design  
Coordinator Financial Services  
Coordinator Biodiversity and Waterways  
Manager Waste and Resource Management

**APOLOGIES**

Group Executive Business Performance  
Group Executive Customer and Planning Services

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**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 8 December 2022 be received and confirmed.*

**Carried unanimously.**

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**5 MAYORAL MINUTE**

NIL

**6 INFORMING OF CONFLICTS OF INTEREST**

**6.1 PRESCRIBED CONFLICTS OF INTEREST**

NIL

**6.2 DECLARABLE CONFLICTS OF INTEREST**

NIL

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**7 PRESENTATIONS / COUNCILLOR REPORTS**

**7.1 PRESENTATION - BLACKALL RANGE WOODCRAFTERS GUILD -  
GAVEL**

**Council Resolution**

**Moved: Councillor W Johnston**

**Seconded: Councillor M Suarez**

*That Council receive with thanks the Gavel Set crafted by the Blackall Range Woodcrafter's Guild (the Woodies) to mark the opening of the Sunshine Coast City Hall Building.*

**Carried unanimously.**

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**7.2 PRESENTATION - PARKS & GARDENS - GREEN FLAGS AWARDS**

**Council Resolution**

**Moved: Councillor T Landsberg**

**Seconded: Councillor P Cox**

*That Council recognise the achievement of Parks and Gardens team being awarded the Green Flag Award for the Kings Beach Park and Community Precinct.*

**Carried unanimously.**





**7.3 PRESENTATION - YEARS OF SERVICE AWARD - COUNCILLOR COX**

**Council Resolution**

**Moved: Councillor M Jamieson**

**Seconded: Councillor M Suarez**

*That Council recognise the Years of Service in Local Government for Councillor Cox.*

**Carried unanimously.**



**8 REPORTS DIRECT TO COUNCIL****8.1 MOOLOOLABA FORESHORE REVITALISATION STAGE 2 CENTRAL MEETING PLACE**

**File No:** Council meetings

**Author:** Principal Urban Design  
Liveability & Natural Assets Group

**Attachments:** Att 1 - Mooloolaba Foreshore Revitalisation - Stage 2 Central Meeting Place - Concept Blue  
Att 2 - Mooloolaba Foreshore Revitalisation - Stage 2 Central Meeting Place - Concept Yellow  
Att 3 - Mooloolaba Foreshore Revitalisation - Stage 2 Central Meeting Place Community Engagement Summary Report, November 2022

**MOTION****Moved:** Councillor J Natoli**Seconded:** Councillor J O'Pray

That Council:

- (a) receive and note the report titled "Mooloolaba Foreshore Revitalisation Stage 2 Central Meeting Place"
- (b) defer any decision until Council and the community considers a third option based on the 1043 signed petition- Retain Loo with a View and Observation Decks at Mooloolaba tabled at the Ordinary Meeting 26 May 2022 which requested; "The Sunshine Coast Council does not move the 'Loo with a View' and 'Observation Decks' from its current location. Council does not demolish the 'Loo with a View' and 'Observation Decks' and that it renovates and refurbishes the current 'Loo with a View' building and amenities in its existing position"(option three)
- (c) undertake public consultation presenting the public with two options with estimated cost: Option Blue, council's reimagine Mooloolaba option and (Option 3), a complete renovation and refurbishment of the existing Loo with a View, including design solutions on how to improve and meet Universal Disability access to the upper and lower decks
- (d) present the public with an option to close the road along the Esplanade from Brisbane Road roundabout to Burnett Street to increase parkland and
- (e) present the public with the full costs of the two options, the likely construction time frames and the street elevations from both options looking from the Landmark, Peninsular, Syracuse, Zanzibar and Sirocco buildings.

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

Lost.

**Council Resolution**

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

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

**Carried unanimously.**

**Councillor P Cox raised a point of order that Councillor J Natoli was not answering the question that had been asked. The Mayor upheld the point of order.**

**Council Resolution**

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor W Johnston

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

**Carried unanimously.**

**Councillor D Law raised a point of order that Councillor J Natoli was not doing what the Mayor had requested him to do, insofar as misrepresenting the actions of staff during the foreshore revitalisation consultation process. The Mayor upheld the point of order.**

**Council Resolution** (OM23/1)

**Moved:** Councillor P Cox  
**Seconded:** Councillor M Suarez

*That Council:*

- (a) *receive and note the report titled “**Mooloolaba Foreshore Revitalisation Stage 2 Central Meeting Place**”*
- (b) *approve an amendment to the previously adopted Place Making Mooloolaba Master Plan, (10 December 2015) to proceed with Concept Blue for the Mooloolaba Foreshore Revitalisation, Stage 2 Central Meeting Place*
- (c) *inform the community of a summary of the community engagement findings and the final decision of Council and*
- (d) *refer the project to the 2023/2024 financial year 10-year capital works budget development process for consideration, due to the pressing asset renewal requirements.*

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

**Against:** Councillor J Natoli.

**Carried.**

**Council Resolution**

**Moved: Councillor R Baberowski**

**Seconded: Councillor T Landsberg**

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

**Carried unanimously.**

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**8.2 DECEMBER 2022 FINANCIAL PERFORMANCE REPORT**

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

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**Council Resolution** (OM23/2)

**Moved:** Councillor E Hungerford  
**Seconded:** Councillor D Law

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

**Carried unanimously.**

**9 NOTIFIED MOTIONS**

NIL

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**10 TABLING OF PETITIONS****10.1 PETITION - OBJECTION TO THE PROPOSED DEVELOPMENT  
MCU22/0111****Council Resolution** (OM23/3)

**Moved: Councillor J O'Pray**  
**Seconded: Councillor C Dickson**

*That the petition tabled by Councillor J O'Pray relating to the objection to the proposed development MCU22/0111 be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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**11 CONFIDENTIAL SESSION****CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor E Hungerford****Seconded: Councillor W Johnston**

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

- 11.1 *Confidential - Not for Public Release - Strategic Land Acquisition - Mount Mellum*
- 11.2 *Confidential - Not for Public Release - Acquisition of Land to Establish a Food Organics / Garden Organics (FOGO) Processing Facility.*

**Carried unanimously.**

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**RE-OPENING OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor W Johnston****Seconded: Councillor C Dickson**

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

**Carried unanimously.**

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**11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC LAND ACQUISITION - MOUNT MELLUM**

**File No:** Council meetings  
**Authors:** Senior Biodiversity Policy Officer  
Liveability & Natural Assets Group  
Head of Strategic Property  
Business Performance Group

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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.

The report is confidential in respect to the content and timeframes of negotiations with the landowners and recognising that, until Council makes a decision and the sale contracts are executed, the acquisition has no certainty.

Public disclosure at this time would potentially impact adversely on the finalisation of a current negotiation process and Council's liability to secure the land parcels at a price that represents the best value for the ratepayers of the region.

The report contains a recommendation to release details relating to the site location and price of the acquisitions once negotiations have been finalised and the transfer of the property title has been registered with the Titles Registry.

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**Council Resolution** (OM23/4)

**Moved:** Councillor W Johnston  
**Seconded:** Councillor R Baberowski

*That Council:*

- (a) *delegate authority to the Chief Executive Officer to enter into negotiations, execute all documentation and finalise the acquisition of the identified strategic land parcel, Mount Mellum and*
- (b) *authorise the Chief Executive Officer to publicly release details relating 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.*

**Carried unanimously.**

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**11.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ACQUISITION OF LAND TO ESTABLISH A FOOD ORGANICS / GARDEN ORGANICS (FOGO) PROCESSING FACILITY**

**File No:** F22/00565  
**Author:** Manager Waste and Resource Management  
Liveability & Natural Assets Group

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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.

The report is confidential in respect to the content and timeframes of negotiations with the landowner and recognising that, until Council makes a decision and the sale contracts are executed, the acquisition has no certainty.

Public disclosure at this time would potentially impact adversely on the finalisation of a current negotiation process and Council's liability to secure the land parcel at a price that represents the best value for the ratepayers of the region. To ensure negotiations deliver the most advantageous outcome to Council and the community, it is necessary that information contained in this report remain confidential prior to settlement of an agreement to purchase.

The report contains a recommendation to release details relating to the site location and price of the acquisitions once negotiations have been finalised and the transfer of the property title has been registered with the Titles Registry.

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**Council Resolution** (OM23/5)

**Moved:** Councillor M Suarez  
**Seconded:** Councillor W Johnston

*That Council:*

- (a) *delegate authority to the Chief Executive Officer to negotiate, finalise and execute the acquisition for the identified land where a Food Organics / Garden Organics processing facility may be established*
- (b) *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*
- (c) *resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land over Proposed Lot 1 (being part of Lot 504 SP322784) other than by tender or auction applies, as the disposal is pursuant to section 236(1)(b)(i) to a government agency, being Economic Development Queensland and*
- (d) *refer an adjustment to the budget to the next available budget review for the land acquisition.*

**Carried unanimously.**

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**12 NEXT MEETING**

The next Ordinary Meeting will be held on 23 February 2023 in the Council Chambers, City Hall - 54 First Avenue, Maroochydore

**13 MEETING CLOSURE**

The meeting closed at 1:05pm.

Confirmed 23 February 2023.

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CHAIR

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1 APPENDIX – MAYORS OPENING ADDRESS – SUNSHINE COAST CITY HALL

