

Minutes

Ordinary Meeting

Thursday, 23 February 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 9:01am.

2 WELCOME AND OPENING

Councillor T Landsberg acknowledged the Traditional Custodians of the land on which the meeting took place.

Reverend Clint Lombard from Grace Christian Church read a prayer.

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

Councillor M Jamieson	Mayor (Chair) (Absent item 8.9 – 13)
Councillor R Baberowski	Division 1 (Deputy Mayor) (Chair item 8.8 – 13)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3 (Absent item 1 - 8.3)
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5 (Absent item 8.7 - 13)
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
Group Executive Customer and Planning Services
Group Executive Economic and Community Development
Group Executive Business Performance
Acting Group Executive Liveability and Natural Assets
Group Executive Civic Governance
Chief Strategy Officer
Manager Executive Management and Support Services
Coordinator Corporate Planning and Performance
Manager Audit & Assurance
Chief Financial Officer
Coordinator Councillor Governance
Coordinator Major Events Delivery
Manager Customer Response
Head of Strategic Property

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 25 January 2023 be received and confirmed.

Carried unanimously.**Councillor C Cox was absent for the vote on this motion.**

5 MAYORAL MINUTE**6 INFORMING OF CONFLICTS OF INTEREST****6.1 PRESCRIBED CONFLICTS OF INTEREST**

NIL

6.2 DECLARABLE CONFLICTS OF INTEREST

NIL

7 PRESENTATIONS / COUNCILLOR REPORTSNIL

8 REPORTS DIRECT TO COUNCIL**8.1 SUNSHINE COAST COUNCIL CORPORATE PLAN**

File No: Council Meetings
Author: Coordinator Corporate Planning and Performance
Civic Governance
Appendices: App A - Sunshine Coast Council Corporate Plan 2023-2027
Attachments: Att 1 - Sunshine Coast Council Corporate Plan 2023-2027 - Text
Version for screen readers

Council Resolution (OM23/6)

Moved: Councillor E Hungerford
Seconded: Councillor M Suarez

That Council:

- (a) receive and note the report titled "***Sunshine Coast Council Corporate Plan***" and
- (b) adopt the *Sunshine Coast Council Corporate Plan 2023-2027 (Appendix A)*
- (c) authorise the Chief Executive Officer to make minor administrative amendments to *Sunshine Coast Council Corporate Plan 2023-2027* prior to online publication (if required).

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, 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.

Councillor P Cox was absent for discussion and vote on this item.

Council Resolution

Moved: Councillor R Baberowski
Seconded: Councillor D Law

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

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

Against: Councillor E Hungerford.

Carried.

Councillor P Cox was absent for the vote on this motion.

Council Resolution

Moved: Councillor T Landsberg

Seconded: Councillor J Natoli

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

Carried unanimously.

Councillor P Cox was absent for the vote on this motion.



8.2 QUARTERLY PROGRESS REPORT - QUARTER 2 2022/23

File No: Council Meetings
Author: Coordinator Corporate Planning and Performance
Civic Governance
Appendices: App A - Chief Executive Officer's Quarterly Highlights Report
Quarter 2, 2022/23
App B - Operational Plan Activities Report Quarter 2, 2022/23

Council Resolution (OM23/7)**Moved:** Councillor E Hungerford**Seconded:** Councillor J O'Pray*That Council:*

- (a) *receive and note the report titled "Quarterly Progress Report – Quarter 2 2022/23",*
- (b) *note the Chief Executive Officer's Quarterly Highlights Report - Quarter 2, 2022/23 (Appendix A) and*
- (c) *note the Operational Plan Activities Report - Quarter 2, 2022/23 (Appendix B) reporting on implementation of the Corporate and Operational Plans.*

Carried unanimously.

Councillor P Cox was absent for the discussion and vote on this item.

8.3 AUDIT COMMITTEE MEETING 23 JANUARY 2023**File No:** Council Meetings**Author:** Principal Auditor
Civic Governance**Appendices:** App A - Audit Committee Minutes 23 January 2023

Council Resolution (OM23/8)**Moved:** Councillor J Natoli**Seconded:** Councillor E Hungerford*That Council:*

- (a) receive and note the report titled "***Audit Committee Meeting 23 January 2023***" and
- (b) endorse the Minutes of the Audit Committee meeting of 23 January 2023 at Appendix A to this report.

Carried unanimously.

Councillor P Cox was absent for discussion and vote on this item.

8.4 BUDGET REVIEW 2 - 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 (OM23/9)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

That Council:

- (a) *receive and note the report titled “**Budget Review 2 - 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*
- (c) *note the following documentation applies as adopted 23 June 2022*
 - (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 2022/23 financial year and other matters as adopted 21 September 2022 and*
- (d) *endorse the Minor Capital Works Program (Appendix B).*

Carried unanimously.

8.5 JANUARY 2023 FINANCIAL PERFORMANCE REPORT

File No: Council Meetings
Author: Coordinator Financial Services
Business Performance Group
Attachments: Att 1 - January 2023 Financial Performance Report
Att 2 - Capital Grant Funded Project Report January 2023

Council Resolution (OM23/10)

Moved: Councillor E Hungerford
Seconded: Councillor C Dickson

That Council receive and note the report titled “January 2023 Financial Performance Report”.

Carried unanimously.

8.6 SUNSHINE COAST REGIONAL COUNCIL - DIVISIONAL ELECTORAL ENROLMENT REVIEW

File No: Council Meetings
Author: Coordinator Councillor Governance
Civic Governance
Attachments: Att 1 - Final Determination Report for Divisional Boundaries
1/11/2019

Council Resolution (OM23/11)

Moved: Councillor M Suarez
Seconded: Councillor R Baberowski

That Council:

- (a) *receive and note the report titled “**Sunshine Coast Regional Council - Divisional Electoral Enrolment Review**” and*
- (b) *in accordance with section 16 of the Local Government Act 2009, authorise the Chief Executive Officer to provide written notice of the results of the review of elector numbers in each internal local government electoral division for the Sunshine Coast local government area to the Deputy Premier and Minister for State Development, Infrastructure, Local Government and Planning, and the Electoral Commissioner of Queensland by 1 March 2023.*

Carried unanimously.

8.7 CALOUNDRA MUSIC FESTIVAL 2023-2025

File No: Council meetings
Author: Coordinator Major Events Delivery
Economic & Community Development Group
Attachments: Att 1 - Silver Lining Strategy Research November 2022 - Caloundra Music Festival
Att 2 - Earthcheck Caloundra Music Festival Business Plan 2023-2026
Att 3 - Silver Lining Strategy Caloundra Music Festival Business Plan 2023-2025

Council Resolution (OM23/12)

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

That Council:

- (a) receive and note the report titled "Caloundra Music Festival 2023-2025"
- (b) refer an operational budget of \$275,000 for the Caloundra Music Festival to the annual budget process for Council's consideration for the financial years 2023/24, 2024/2025 and 2025/26 and
- (c) request the Chief Executive Officer to review the delivery model of the Caloundra Music Festival and report the findings to Council by no later than December 2024.

AMENDMENT

Moved: Councillor M Suarez
Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "Caloundra Music Festival 2023-2025"
- (b) refer an operational budget of \$275,000 for the Caloundra Music Festival to the annual budget process for Council's consideration for the financial years 2023/24,
- (c) seek funding for the Caloundra Music Festival in 2024/2025 and 2025/2026 from sources other than general revenue including, but not limited to the Caloundra central business district parking fund and
- (d) request the Chief Executive Officer to review the delivery model for the Caloundra Music Festival for 2025 onwards including an expression of interest process for delivery of the festival by an entity other than Council and report the findings of this review to Council by no later than December 2024.

For: Councillor E Hungerford and Councillor M Suarez.

Against: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor J Natoli, Councillor C Dickson, Councillor J O'Pray and Councillor D Law.

Lost.

Councillor W Johnston was absent for the discussion and vote on this motion.

The motion moved by Councillor T Landsberg and seconded by Councillor J O'Pray was put.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor J Natoli

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

Carried unanimously.

Councillor W Johnston was absent for the vote on this motion.

Council Resolution

Moved: Councillor T Landsberg
Seconded: Councillor P Cox

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

Carried unanimously.

Councillor W Johnston was absent for the vote on this motion.



8.8 APPROVALS FOR TEMPORARY HOMES

File No:	Council Meetings
Author:	Manager Customer Response Customer & Planning Services Group
Appendices:	App A - 2022-2023 Register of Cost-Recovery Fees and Commercial Charges
Attachments:	Att 1 - DRAFT - Temporary Home Guideline Att 2 - DRAFT - Organisational Guideline - Temporary Home Fees Att 3 - DRAFT - Temporary Home Application Form

The Mayor left the chair and the Deputy Mayor took the chair at this time.

Council Resolution (OM23/13)

Moved: Councillor C Dickson

Seconded: Councillor D Law

That Council:

- (a) *receive and note the report titled “**Approvals for Temporary Homes**”*
- (b) *adopt the fees detailed in the Register of General Cost-Recovery Fees and Commercial Charges 2022/23 (Appendix A)*
- (c) *resolve that, in relation to those cost-recovery fees to which Section 97 of the Local Government Act 2009 apply:*
 - (i) *the applicant is the person liable to pay these fees*
 - (ii) *the fee must be paid at or before the time the application is lodged and*
- (d) *delegate to the Chief Executive Officer the power to amend commercial charges to which Section 262(3)(c) of the Local Government Act 2009 apply.*

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

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

9 NOTIFIED MOTIONS

NIL

10 TABLING OF PETITIONS**10.1 PETITION - FENCED DOG OFF LEASH PARK REQUEST FOR PELICAN WATERS/ GOLDEN BEACH****Council Resolution** (OM23/14)**Moved: Councillor T Landsberg****Seconded: Councillor P Cox**

That the petition tabled by Councillor T Landsberg relating to the request for a fenced dog off leash park for Pelican Waters/ Golden Beach be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

10.2 PETITION - SUPPORT TO CHANGE THE SIPPY DOWNS LOCAL PLAN CODE TO ENCOURAGE DEVELOPMENT OF AN ALDI STORE WITHIN THE SIPPY DOWNS TOWN CENTRE**Council Resolution** (OM23/15)**Moved: Councillor C Dickson****Seconded: Councillor J Natoli**

That the petition tabled by Councillor C Dickson relating to the support to request a change to the Sippy Downs Local Plan code to encourage the development of an ALDI store within the Sippy Downs Town Centre be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

10.3 PETITION - NOISE FROM HEAVY MACHINERY IN A RURAL RESIDENTIAL ZONE**Council Resolution** (OM23/16)**Moved: Councillor E Hungerford****Seconded: Councillor C Dickson**

That the petition tabled by Councillor E Hungerford relating to the reviewing a permit relating to noise from heavy machinery in a rural residential zone be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

**10.4 PETITION - CONCERNS ABOUT DEVELOPMENT APPLICATION
REC09/0028.05 FANTAIL SQUARE PEREGIAN SPRINGS**

Council Resolution (OM23/17)

Moved: Councillor M Suarez
Seconded: Councillor E Hungerford

That the petition tabled by Councillor M Suarez relating to the concerns about development Application REC09/0028.05 Fantail Square Peregian Springs be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

10.5 PETITION - CEASE WORK ON THE EUMUNDI STREETScape PROJECT

Council Resolution (OM23/18)

Moved: Councillor D Law
Seconded: Councillor J Natoli

That the petition tabled by Councillor D Law relating to the request to cease work on the proposed Eumundi Streetscape be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

10.6 PETITION - SUPPORT FOR THE EUMUNDI STREETScape PROJECT**Council Resolution** (OM23/19)**Moved:** Councillor D Law**Seconded:** Councillor P Cox

That the petition tabled by Councillor D Law relating to the support for the proposed Eumundi Streetscape be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

10.7 PETITION - SAFE PLACES FOR THE HOMELESS**Council Resolution** (OM23/20)

Moved: Councillor D Law
Seconded: Councillor C Dickson

That the petition tabled by Councillor D Law relating to the request to provide safe places for the homeless be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this motion.

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

Moved: Councillor M Suarez
Seconded: Councillor E Hungerford

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

11.1 *Confidential - Not for Public Release - Land Acquisitions Maroochy River*

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the vote on this motion.

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

Moved: Councillor C Dickson
Seconded: Councillor P Cox

That the meeting be re-opened to the public.

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the vote on this motion.

**11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND ACQUISITIONS
MAROOCHY RIVER**

File No: F22/00156
Author: Head of Strategic Property
Business Performance Group

The Chief Executive Officer recommended this report be considered confidential in accordance with section 254J(3)(h) of the *Local Government Regulation 2012* (Qld) because it contains information on negotiations relating to the taking of land by the Sunshine Coast Regional Council (Council) under the *Acquisition of Land Act 1967* (Qld). Furthermore, the report contains information relating to Council's planning for the recreation precinct, which is subject to change. The publication of this information could adversely affect Council's ongoing negotiations with landowners and the finalisation of Council's land acquisitions.

This report is confidential in respect to the content and timeframes of negotiations with landowners and recognising that, until a voluntary acquisition is settled or a compulsory acquisition is gazetted, the acquisition has no certainty.

Public disclosure at this time would potentially impact adversely on the negotiation process and Council's ability to secure the land parcels at market value. Further, it would potentially impact the compulsory acquisition process under the *Acquisition of Land Act 1967* (Qld) by releasing sensitive planning information that is still subject to change prematurely instead of as part of the resumption process under the *Acquisition of Land Act 1967* (Qld), which formally commences with the serving of a Notice of Intention to Resume and associated background information, current at that time, on affected landowners.

Notwithstanding the Chief Executive's recommendation that this report be confidential, members of the public may be able to access this report under the *Right to Information Act 2009* (Qld). Requests to access this report under the *Right to Information Act 2009* (Qld) would be assessed on a case by case basis against the exemptions established under section 47(3)(a) and schedule 3 to the *Right to Information Act 2009* (Qld), or the 'public interest exemption test' established under section 49 and schedule 4 of the *Right to Information Act 2009* (Qld).

Council Resolution (OM23/21)**Moved:** Councillor M Suarez**Seconded:** Councillor C Dickson*That Council:*

- (a) *note that Council Resolution SM21/1 authorised the Chief Executive Officer to commence negotiations to acquire:*
 - (i) *Lot 1 on RP887967*
 - (ii) *Lot 4 on RP887967 and*
 - (iii) *Lot 11 on SP142743*
- (b) *authorise the Chief Executive Officer to negotiate the purchase of Lot 2 on RP803641*
- (c) *delegate authority to the Chief Executive Officer to commence the process under the Acquisition of Land Act 1967 to compulsorily acquire the following land for purposes relating to recreation grounds (nature-based recreation precinct) and incidental purposes (including short-term accommodation, commercial bike hire, a cafe, community open space and mountain bike event staging):*
 - (i) *Lot 1 on RP887967*
 - (ii) *Lot 4 on RP887967*
 - (iii) *approximately 203,644m² of Lot 2 on RP803641 (and balance land if requested by the landowner) and*
 - (iv) *approximately 64,440m² of Lot 11 on SP142743 (and balance land if requested by the landowner)*

(together, the Land)
- (d) *note that if there is an objection to a Notice of Intention to Resume, a report on the objection will be presented to Council for it to consider and decide whether Council should amend the Notice of Intention to Resume, discontinue the resumption or make an application to the Minister to take the land under section 9 of the Acquisition of Land Act 1967*
- (e) *if no objections are received, delegates authority to the Chief Executive Officer to make an application to the Minister for Resources to take the Land under section 9 of the Acquisition of Land Act 1967*
- (f) *delegate authority to the Chief Executive Officer to settle the claims for compensation if the land is compulsorily acquired and*
- (g) *refer a funding request to the next Budget review for the land acquisitions.*

Carried unanimously.

Councillor M Jamieson and Councillor W Johnston were absent for the discussion and vote on this item.

12 NEXT MEETING

The next Ordinary Meeting will be held on 23 March 2023 in the Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore.

13 MEETING CLOSURE

The meeting closed at 2:55pm.

Confirmed 23 March 2023.

CHAIR
