

Minutes

Ordinary Meeting

Thursday, 25 May 2023

Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

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	7
8	REPORTS DIRECT TO COUNCIL	8
8.1	QUARTERLY PROGRESS REPORT - QUARTER 3, 2022/23	8
8.2	APRIL 2023 FINANCIAL PERFORMANCE REPORT	9
8.3	QUEENSLAND AUDIT OFFICE - FIRST INTERIM MANAGEMENT REPORT FOR THE FINANCIAL YEAR ENDED 30 JUNE 2023	10
8.4	SALE OF LAND FOR ARREARS OF RATES	11
8.5	INVESTMENT POLICY FOR 2023/24	12
8.6	DEBT POLICY FOR 2023/24.....	13
8.7	REVENUE POLICY FOR 2023/24	14
8.8	REGISTER OF GENERAL COST - RECOVERY FEES AND COMMERCIAL CHARGES 2023/24	15
8.9	DEVELOPMENT SERVICES REGISTER OF COST- RECOVERY FEES AND COMMERCIAL CHARGES 2023/24	16
8.10	MAKING OF AMENDMENT LOCAL LAW NO.1 (MISCELLANEOUS) 2023 AND AMENDMENT SUBORDINATE LOCAL LAW NO.1 (MISCELLANEOUS)	

2023 17

8.11 INTERNATIONAL RELATIONS AND TRADE POLICY 19

9 NOTIFIED MOTIONS 20

10 TABLING OF PETITIONS 20

10.3 PETITION – TO CONTINUE THE USE OF THE DOG
OFF LEASH AREA ADJACENT TO EQUESTRIAN
ARENA AT MALENY SHOWGROUND..... 20

10.1 PETITION - PRIORITY CROSSINGS FOR FAIRVIEW
CLOSE AND MCCALL PLACE, BLI BLI 21

10.2 PETITION - COMPLIANCE ISSUES AT 62 FLEETWOOD
RD, BELLI PARK..... 22

11 CONFIDENTIAL SESSION 23

12 NEXT MEETING 24

13 MEETING CLOSURE 24

14 APPENDICES..... 24

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 9:03am.

2 WELCOME AND OPENING

Councillor W Johnston acknowledged the Traditional Custodians of the land on which the meeting took place.

Pastor Dony Johnson from Kawana Life Baptist Church read a prayer.

Councillor M Suarez acknowledged the recent passing of Les Donald a founding member of the Maroochy Sanctuary Wetlands and a valuable community member of Bli Bli.

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

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Deputy Mayor)(Teams)
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 (Absent Item 1 – Item 8.8)
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
A/Group Executive Economic and Community Development
A/Group Executive Business Performance
Group Executive Civic Governance
A/Group Executive Liveability and Natural Assets
A/Chief Strategy Officer
Manager Executive Management and Support Services
Coordinator Financial Services
Coordinator Financial Accounting
Chief Financial Officer
Manager Development Services
Governance Policy Lead
Head of Investment, Trade and International

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution****Moved: Councillor J Natoli****Seconded: Councillor P Cox**

That the Minutes of the Ordinary Meeting held on 27 April 2023 be received and confirmed.

Carried unanimously.

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

5 MAYORAL MINUTE

NIL

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

Councillor W Johnston notified Council of a Prescribed Conflict of Interest in relation to Item 8.10 Making of Amendment Local Law No.1 (Miscellaneous) 2023 and Amendment Subordinate Local Law No.1 (Miscellaneous) 2023 and Item 10.3 Petition Maleny Showgrounds Dog Exclusion.

6.2 DECLARABLE CONFLICTS OF INTEREST

NIL

7 PRESENTATIONS / COUNCILLOR REPORTS

NIL

8 REPORTS DIRECT TO COUNCIL**8.1 QUARTERLY PROGRESS REPORT - QUARTER 3, 2022/23**

File No: Council Meetings
Author: Acting Chief Strategy Officer
Civic Governance
Appendices: App A - Chief Executive Officer's Quarterly Highlights Report,
Quarter 3 2022/23
App B - Operational Plan Activities Report Quarter 3, 2022/23

Council Resolution (OM23/37)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

That Council:

- (a) receive and note the report titled "**Quarterly Progress Report - Quarter 3, 2022/23**"
- (b) receive and note the Chief Executive Officer's Quarterly Highlights Report – Quarter 3 2022/23 (Appendix A), and
- (c) receive and note the Operational Plan Activities Report – Quarter 3, 2022/23 (Appendix B) reporting on implementation of the Corporate and Operational Plans.

Carried unanimously.

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

8.2 APRIL 2023 FINANCIAL PERFORMANCE REPORT

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

Council Resolution (OM23/38)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

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

Carried unanimously.

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

8.3 QUEENSLAND AUDIT OFFICE - FIRST INTERIM MANAGEMENT REPORT FOR THE FINANCIAL YEAR ENDED 30 JUNE 2023

File No: Council Meetings
Author: Coordinator Financial Accounting
Business Performance Group
Attachments: Att 1 - Queensland Audit Office First Interim Report 2023

Council Resolution (OM23/39)

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

That Council receive and note the report titled “Queensland Audit Office - First Interim Management Report for the financial year ended 30 June 2023”.

Carried unanimously.

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

8.4 SALE OF LAND FOR ARREARS OF RATES

File No: Council Meetings
Author: Chief Financial Officer
Business Performance Group
Attachments: Att 1 - 2023 Sale of Land List - *Confidential*

Council Resolution (OM23/40)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

That Council:

- (a) *receive and note the report titled “**Sale of Land for Arrears of Rates**”*
- (b) *pursuant to Section 140(2) of the Local Government Regulation 2012 sell the land where some or all of the rates or charges for the land have been overdue for at least three years as at 31 December 2022 in accordance with Chapter 4, Part 12, Division 3 of the Local Government Regulation 2012 to recover outstanding rates and charges, and*
- (c) *delegate to the Chief Executive Officer the power to take all further steps under Chapter 4, Part 12, Division 3 of the Local Government Regulation 2012 to effect sale of the land procedures, including for the avoidance of doubt the power to end sale procedures.*

Carried unanimously.

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

8.5 INVESTMENT POLICY FOR 2023/24

File No: Council Meetings
Author: Coordinator Financial Accounting
Business Performance Group
Appendices: App A - 2023/24 Investment Policy

Council Resolution (OM23/41)

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

That Council:

- (a) receive and note the report titled "***Investment Policy for 2023/24***" and
- (b) adopt the 2023/24 Investment Policy (Appendix A).

Carried unanimously.

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

8.6 DEBT POLICY FOR 2023/24

File No: Council Meetings
Author: Coordinator Financial Services
Business Performance Group
Appendices: App A - 2023/24 Debt Policy

Council Resolution (OM23/42)

Moved: Councillor E Hungerford
Seconded: Councillor W Johnston

That Council:

- (a) receive and note the report titled "***Debt Policy for 2023/24***" and
- (b) adopt the 2023/24 Debt Policy (Appendix A).

Carried unanimously.

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

8.7 REVENUE POLICY FOR 2023/24

File No: Council Meetings
Author: Chief Financial Officer
Business Performance Group
Appendices: App A - 2023/24 Revenue Policy

Council Resolution (OM23/43)

Moved: Councillor E Hungerford
Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "**Revenue Policy For 2023/24**" and
- (b) adopt the 2023/24 Revenue Policy (Appendix A).

Carried unanimously.

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

8.8 REGISTER OF GENERAL COST - RECOVERY FEES AND COMMERCIAL CHARGES 2023/24

File No:	Council Meetings
Author:	Coordinator Financial Services Business Performance Group
Appendices:	App A - Register of General Cost - Recovery Fees and Commercial Charges 2023/24
Attachments:	Att 1 - General Cost-Recovery Fees and Commercial Charges 2023/24 Notes

Council Resolution (OM23/44)

Moved: Councillor E Hungerford
Seconded: Councillor P Cox

That Council:

- (a) *receive and note the report titled “**Register of General Cost - Recovery Fees and Commercial Charges 2023/24**”*
- (b) *adopt the fees detailed in the Register of General Cost-Recovery Fees and Commercial Charges 2023/24 (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*
 - (i) *to amend commercial charges to which Section 262(3)(c) of the Local Government Act 2009 apply and*
 - (ii) *to determine a reasonable fee based on cost recovery principles when a price on application is requested.*

Carried unanimously.

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

8.9 DEVELOPMENT SERVICES REGISTER OF COST-RECOVERY FEES AND COMMERCIAL CHARGES 2023/24

File No:	Council Meetings
Author:	Manager Development Services Customer & Planning Services Group
Appendices:	App A - Development Services Register for Cost-recovery Fees and Commercial Charges 2023/24
Attachments:	Att 1 - Development Services Comparison of 2022/23 Fees and Charges to 2023/24 Att 2 - Urban Development Institute of Australia (UDIA) Queensland Research Foundation Fees and Charges 2022 Update Att 3 - Targeted SEQ Benchmark of Development Services Fees

Council Resolution (OM23/45)

Moved: Councillor C Dickson
Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled “**Development Services Register of Cost-recovery Fees and Commercial Charges 2023/24**”*
- (b) *adopt the fees detailed in the Development Services Register of Cost-recovery Fees and Commercial Charges for Sunshine Coast Council 203/24 in 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:*
 - (i) *to amend commercial charges to which section 262(3) (c) of the Local Government Act 2009 apply and*
 - (ii) *to determine a reasonable fee based on cost recovery principles when a price on application is requested.*

Carried unanimously.

**8.10 MAKING OF AMENDMENT LOCAL LAW NO.1 (MISCELLANEOUS) 2023
AND AMENDMENT SUBORDINATE LOCAL LAW NO.1
(MISCELLANEOUS) 2023**

File No:	Council Report
Author:	Governance Policy Lead Civic Governance
Appendices:	App A - Amendment Local Law No. 1 (Miscellaneous) 2023 App B - Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023
Attachments:	Att 1 - Community Submissions Att 2 - Human Rights Assessment of Compatibility Proposed Local Law Amendments Att 3 - Review of Amendment Local Laws for Anti Competitive Provisions

NOTIFICATION OF INTEREST

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor W Johnston gave notice of a Prescribed Conflict of Interest in relation to Item 8.10 Making of Amendment Local Law No.1 (Miscellaneous) 2023 and Amendment Subordinate Local Law No.1 (Miscellaneous) 2023.

I, Councillor Winston Johnston, notify that I have a Prescribed Conflict of Interest in Item 8.10 Making of Amendment Local Law No.1 (Miscellaneous) 2023 and Amendment Subordinate Local Law No.1 (Miscellaneous) 2023 to be considered at the Ordinary Meeting on 25 May 2023 as I am a member and also the President of the Maleny Show Society Incorporated.

In accordance with s150EK(1) of the *Local Government Act 2009*, Councillor W Johnston left the place at which the meeting was being held, including the area set aside for the public and stayed away while the matter was considered and voted on.

Council Resolution (OM23/46)

**Moved: Councillor J Natoli
Seconded: Councillor C Dickson**

That Council:

- (a) **receive and note the report titled "*Making of Amendment Local Law No.1 (Miscellaneous) 2023 and Amendment Subordinate Local Law No.1 (Miscellaneous) 2023*"**
- (b) **resolve to make Amendment Local Law No. 1 (Miscellaneous) 2023 (Appendix A) as advertised**
- (c) **resolve to make Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023 (Appendix B) with the following amendments:**
 - (i) **in section 19(2), substitute a revised Map 2.5.16 (Maleny Showground) Subordinate Local Law No. 2 (Animal Management) 2011. Schedule 5 (Exclusion of animals from specific places)**

- (ii) *in section 20(5), substitute a revised Map 2.6.29 (Maleny Showground) for insertion into Subordinate Local Law No. 2 (Animal Management) 2011. Schedule 6 (Dog off-leash areas) and*
- (iii) *in section 24(1), replace the words "Map SLL.5.3.1" with the words "the Birtinya Regulated Parking Area as delineated in Map SLL.5.3.1" in Subordinate Local Law No. 5 (Parking) 2011*
- (d) *note that there are no anti-competitive provisions in Amendment Local Law No. 1 (Miscellaneous) 2023 or Amendment Subordinate Local Law No. 1 (Miscellaneous) 2023 and*
- (e) *note that a review will be undertaken and reported to Council in 12 months to assess the impacts resulting from the proposed changes to the Maleny Showground Dog off-leash areas.*

Carried unanimously.

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

8.11 INTERNATIONAL RELATIONS AND TRADE POLICY

File No: Council Meetings
Author: Head of Investment, Trade and International
Economic & Community Development Group
Appendices: App A - International Relations and Trade Policy
Attachments: Att 1 - International Relations and Trade Policy - tracked
changes

Council Resolution (OM23/47)

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

That Council:

- (a) *receive and note the report titled “**International Relations and Trade Policy**”*
- (b) *adopt the International Relations and Trade Policy (Appendix A)*
- (c) *endorse the continuation of the following government to government relationships:*
 - (i) *the Sister City arrangement with the Tatebayashi Municipal Government for a further 5-year period with the intent to align the agreement in due course to a Friendship City arrangement*
 - (ii) *the Friendship City with the Xiamen Municipal Government for a further 5-year period*
 - (iii) *the Friendship City with Fenland District Council for a further 5-year period and*
- (d) *does not renew the Friendship City arrangement with the Mont Dore Municipal Government.*

Carried unanimously.

9 NOTIFIED MOTIONS

NIL

10 TABLING OF PETITIONS**NOTIFICATION OF INTEREST**

In accordance with s150EL(3)(b)(i) of the *Local Government Act 2009* Councillor W Johnston gave notice of a Prescribed Conflict of Interest in relation to Item 10.3 Petition – To continue the use of the Dog off Leash Area Adjacent to Equestrian Arena at Maleny Showground.

I, Councillor Winston Johnston, notify that I have a Prescribed Conflict of Interest in Item 10.3 Petition – To continue the use of the Dog off Leash Area Adjacent to Equestrian Arena at Maleny Showground to be considered at the Ordinary Meeting on 25 May 2023 as I am a member and also the President of the Maleny Show Society Incorporated.

In accordance with s150EK(1) of the *Local Government Act 2009*, Councillor W Johnston left the place at which the meeting was being held, including the area set aside for the public and stayed away while the matter was considered and voted on.

10.3 PETITION – TO CONTINUE THE USE OF THE DOG OFF LEASH AREA ADJACENT TO EQUESTRIAN ARENA AT MALENY SHOWGROUND**Council Resolution** (OM23/48)

Moved: Councillor J Natoli
Seconded: Councillor M Suarez

That the petition tabled by Councillor J Natoli relating to Maleny Dog Owners Community's request that the area adjacent to the Equestrian Arena at the Maleny Showgrounds be allowed to continue being used as an off leash area be received and referred to the Chief Executive Officer to determine appropriate action.

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

Carried.

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

10.1 PETITION - PRIORITY CROSSINGS FOR FAIRVIEW CLOSE AND MCCALL PLACE, BLI BLI**Council Resolution** (OM23/49)

Moved: Councillor M Suarez
Seconded: Councillor C Dickson

That the petition tabled by Councillor M Suarez relating to the request for priority crossings for Fairview Close and McCall Place, Bli Bli be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

10.2 PETITION - COMPLIANCE ISSUES AT 62 FLEETWOOD RD, BELLI PARK**Council Resolution** (OM23/50)

Moved: Councillor D Law
Seconded: Councillor W Johnston

That the petition tabled by Councillor Cr D Law relating to the request to stop the increasing number of living quarters being erected and remove all the current dwellings, storage containers, vehicles and persons on 62 Fleetwood Road, Belli Park 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 22 June 2023 in the Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

13 MEETING CLOSURE

The meeting closed at 12:05pm.

Confirmed 22 June 2023.

CHAIR

14 APPENDICES