

Minutes

Ordinary Meeting

Thursday, 24 August 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
10	TABLING OF PETITIONS	8
	10.1 PETITION - KEEP POINT CARTWRIGHT OFF LEASH ACCESS FOR DOGS	8
	10.2 PETITION - REDUCE THE SPEED LIMIT OF ARTHUR STREET, MALTMAN STREET SOUTH & CANBERRA TCE, CALOUNDRA.....	9
	10.3 PETITION - HOUSING CRISIS REQUEST TO REVIEW TOWN PLAN IN RELATION TO TINY HOMES AND OTHER ACCOMMODATION OPTIONS.....	10
8	REPORTS DIRECT TO COUNCIL	11
	8.1 POINT CARTWRIGHT RESERVE AND LA BALSA PARK MASTER PLAN	11
	8.2 QUARTERLY PROGRESS REPORT - QUARTER 4, 2022/23	13
	8.3 JULY 2023 FINANCIAL PERFORMANCE REPORT	14
	8.4 MACROPOD CONSERVATION PLAN	15
	8.5 MARINE TURTLE CONSERVATION PLAN	16
	8.6 LOCAL DISASTER MANAGEMENT PLAN	17

8.7 SUNSHINE COAST MAJOR EVENTS STRATEGY..... 18

8.8 SUNSHINE COAST CREATIVE ARTS PLAN 2023 - 2038.... 19

8.9 SUNSHINE COAST REGIONAL GALLERY BUSINESS
CASE 20

8.10 DISPOSAL (LEASE): OZSKI RESORT PTY LTD OVER
PORTION OF 60 JUNCTION DRIVE, COOLUM BEACH 21

8.11 DISPOSAL (LEASE): REMONDIS AUSTRALIA PTY LTD
OVER PART OF 48 SIPPY CREEK ROAD, TANAWHA 22

8.12 DISPOSAL (EASEMENT) OF PART OF COUNCIL
FREEHOLD LAND HELD IN TRUST AT 15 EMMA
PERREN DRIVE, NAMBOUR..... 23

8.13 REPRESENTATION AT INTELLIGENT COMMUNITIES
FORUM, GLOBAL SUMMIT, NEW YORK CITY 24

9 NOTIFIED MOTIONS 25

8 CONFIDENTIAL SESSION 26

11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE -
RESUMPTION OF LAND MAROOCHY RIVER 27

11.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE -
STRATEGIC LAND ACQUISITION - BEERWAH..... 28

12 NEXT MEETING 29

13 MEETING CLOSURE 29

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 C Dickson acknowledged the Traditional Custodians of the land on which the meeting took place.

Reverend Debra Bird from St Georges Anglican Church Maleny read a prayer.

The Mayor acknowledged the passing of the Honourable Mike Ahern AO, former Premier of Queensland and former Member for Landsborough.

The Mayor acknowledged the passing of Lieutenant Colonel Harry Smith (Retd).

The Mayor acknowledged the passing of former Caloundra City Council, Councillor Gordon Wallace.

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 C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9 (via Teams)
Councillor D Law	Division 10

APOLOGIES

Councillor W Johnston	Division 5
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COUNCIL OFFICERS

Chief Executive Officer
Group Executive Built Infrastructure
A/Group Executive Business Performance
Group Executive Civic Governance
Group Executive Customer and Planning Services
A/Group Executive Economic and Community Development
Group Executive Liveability and Natural Assets
Manager Executive Management and Support Services
Manager Design & Placemaking
Coordinator Corporate Planning & Performance
Coordinator Financial Services
Senior Natural Areas Planning Officer
Conservation Officer (Wildlife/ Turtle)
Coordinator Disaster Management
Head of Tourism & Major Events
Coordinator Creative Arts and Events
Project Officer

Manager Leasing and Land Management
Head of Economic Development
Head of Strategic Property
Principal Property Officer
Coordinator Biodiversity & Waterways
Manager Environmental Operations

4 RECEIPT AND CONFIRMATION OF MINUTES

Council Resolution

Moved: Councillor C Dickson
Seconded: Councillor R Baberowski

That the Minutes of the Ordinary Meeting held on 27 July 2023 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

NIL

Council Resolution

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

That Council allow the introduction of a new item of business into the Agenda for the Ordinary Meeting held on Thursday 24 August 2023, namely "Item 8.13 – Representation at Intelligent Community Forum, Global Summit, New York City".

Carried unanimously.



7 PRESENTATIONS / COUNCILLOR REPORTS

NIL



Council Resolution

Moved: Councillor J Natoli
Seconded: Councillor T Landsberg

That Council suspend standing orders to consider item 10 - Petitions next on the agenda due to public interest.

Carried unanimously.

Item 10 was considered at this stage.



10 TABLING OF PETITIONS

10.1 PETITION - KEEP POINT CARTWRIGHT OFF LEASH ACCESS FOR DOGS

Council Resolution (OM23/79)

Moved: Councillor J Natoli

Seconded: Councillor C Dickson

That the petition tabled by Councillor J Natoli relating to the request to keep Point Cartwright off leash access for dogs be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

**10.2 PETITION - REDUCE THE SPEED LIMIT OF ARTHUR STREET,
MALTMAN STREET SOUTH & CANBERRA TCE, CALOUNDRA****Council Resolution** (OM23/80)

Moved: Councillor T Landsberg
Seconded: Councillor R Baberowski

That the petition tabled by Councillor T Landsberg relating to the request to reduce the speed limit of Arthur Street, Maltman Street South & Canberra Terrace, Caloundra be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

**10.3 PETITION - HOUSING CRISIS REQUEST TO REVIEW TOWN PLAN IN
RELATION TO TINY HOMES AND OTHER ACCOMMODATION OPTIONS****Council Resolution** (OM23/81)**Moved: Councillor C Dickson****Seconded: Councillor D Law**

That the petition tabled by Councillor C Dickson relating to the request to review the town plan to recognise caravans, buses and tiny homes during the housing crisis be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

8 REPORTS DIRECT TO COUNCIL**8.1 POINT CARTWRIGHT RESERVE AND LA BALSA PARK MASTER PLAN**

File No:	Council Meetings
Author:	Manager Design & Placemaking Liveability & Natural Assets Group
Appendices:	App A - Point Cartwright Reserve and La Balsa Park Master Plan - Version 01 App B - Point Cartwright Reserve and La Balsa Park Master Plan - Illustrative Plan App C - Proposed Changes to Pet Access Map
Attachments:	Att 1 - Legislative Considerations Att 2 - Environmental Values Report Att 3 - Recreation Values Report

Council Resolution (OM23/82)

Moved: Councillor J Natoli
Seconded: Councillor R Baberowski

That Council:

- (a) *receive and note the report titled “**Point Cartwright Reserve and La Balsa Park Master Plan**”*
- (b) *endorse the Point Cartwright Reserve and La Balsa Park Master Plan - (Appendix A) and Illustrative Plan (Appendix B)*
- (c) *note that the Point Cartwright Reserve and La Balsa Park master plan will inform the development of staged implementation projects for consideration in future capital and operational budgets and applications for external funding opportunities*
- (d) *request the Chief Executive Officer prepare a report for Council’s consideration at the Ordinary Meeting of 21 September 2023 to commence a local law making process for a proposed amendment to Subordinate Local Law 2 (Animal Management) 2011 - Schedule 6 Dog off leash areas – maps 2.6.19 Point Cartwright Reserve and 2.6.20 Point Cartwright to Gulai Street, Buddina (Beach access 198 to 201) and*
- (e) *endorse the Proposed Changes to Pet Access Map (Appendix C) to inform the local law amendment process (d) above.*

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor J Natoli, Councillor J O’Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor P Cox, Councillor C Dickson and Councillor E Hungerford.

Carried.

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor T Landsberg

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

Carried unanimously.

Council Resolution

Moved: Councillor C Dickson
Seconded: Councillor E Hungerford

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

Carried unanimously.

Council Resolution

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

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

Carried unanimously.

Council Resolution

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

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

Carried unanimously.

8.2 QUARTERLY PROGRESS REPORT - QUARTER 4, 2022/23

File No: Council Meetings
Author: Coordinator Corporate Planning & Performance
Civic Governance
Appendices: App A - Chief Executive Officer's Quarterly Highlights Report
Quarter 4, 2022/23
App B - Operational Plan Activities Report - Quarter 4, 2022/23

Council Resolution (OM23/83)**Moved:** Councillor E Hungerford**Seconded:** Councillor J Natoli*That Council:*

- (a) receive and note the report titled "**Quarterly Progress Report - Quarter 4, 2022/23**"
- (b) receive and note the Chief Executive Officer's Quarterly Highlights Report – Quarter 4 2022/23 (Appendix A) and
- (c) receive and note the Operational Plan Activities Report – Quarter 4, 2022/23 (Appendix B) reporting on implementation of the Corporate and Operational Plans.

Carried unanimously.

8.3 JULY 2023 FINANCIAL PERFORMANCE REPORT

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

Council Resolution (OM23/84)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

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

Carried unanimously.

8.4 MACROPOD CONSERVATION PLAN

File No: Council Meetings
Author: Senior Natural Areas Programming Officer
Liveability & Natural Assets Group
Appendices: App A - Macropod Conservation Plan

Council Resolution (OM23/85)

Moved: Councillor M Suarez
Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "**Macropod Conservation Plan**"
- (b) endorse the Macropod Conservation Plan (Appendix A) and
- (c) note the Macropod Conservation Plan will inform the preparation and staged implementation of projects for consideration in future capital and operational budgets and applications for external funding opportunities.

Carried unanimously.

8.5 MARINE TURTLE CONSERVATION PLAN

File No: Council Meetings
Author: Senior Natural Areas Programming Officer
Liveability & Natural Assets Group
Appendices: App A - Marine Turtle Conservation Plan - Part A - Strategic Plan
App B - Marine Turtle Conservation Plan - Part B -
Implementation Plan

Council Resolution (OM23/86)

Moved: Councillor P Cox
Seconded: Councillor J O'Pray

That Council:

- (a) receive and note the report titled "**Marine Turtle Conservation Plan**"
- (b) endorse the Marine Turtle Conservation Plan Part A and Part B (Appendix A and B)
- (c) note the Marine Turtle Conservation Plan will inform the preparation and staged implementation of projects for consideration in future capital and operational budgets and applications for external funding opportunities and
- (d) note that the Marine Turtle Conservation Plan is being considered in the development of the New Planning Scheme Project, including in respect to the identification of a sea turtle nesting area and the incorporation of appropriate light spill reduction measures as provided for by State Planning Policy and associated guidance material.

Carried unanimously.

8.6 LOCAL DISASTER MANAGEMENT PLAN

File No: Council Meetings
Author: Coordinator Disaster Management
Built Infrastructure Group
Appendices: App A - Sunshine Coast Council Local Disaster Management
Plan

Council Resolution (OM23/87)

Moved: Councillor R Baberowski
Seconded: Councillor P Cox

That Council:

- (a) receive and note the report titled "***Local Disaster Management Plan***" and
- (b) adopt the Sunshine Coast Council Local Disaster Management Plan (Appendix A).

Carried unanimously.

8.7 SUNSHINE COAST MAJOR EVENTS STRATEGY

File No: Council Meetings
Author: Head of Tourism & Major Events
Economic & Community Development Group
Appendices: App A - Sunshine Coast Major Events Strategy 2018-2028 - 2023 Refresh

Council Resolution (OM23/88)

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

That Council:

- (a) receive and note the report titled "**Sunshine Coast Major Events Strategy**" and
- (b) adopt the "Sunshine Coast Major Events Strategy 2018-2028 – 2023 Refresh (Appendix A)".

Carried unanimously.

8.8 SUNSHINE COAST CREATIVE ARTS PLAN 2023 - 2038

File No: Council Meetings
Author: Coordinator Creative Arts and Events
Economic & Community Development Group
Appendices: App A - Sunshine Coast Creative Arts Plan 2023 - 2038
Attachments: Att 1 - Sunshine Coast Arts Plan 2018 - 2038
Att 2 - Audit and Opportunities Report

Council Resolution (OM23/89)

Moved: Councillor R Baberowski
Seconded: Councillor D Law

That Council:

- (a) receive and note the report titled "***Sunshine Coast Creative Arts Plan 2023 - 2038***" and
- (b) adopt the Sunshine Coast Creative Arts Plan 2023-2038 (Appendix A).

Carried unanimously.

8.9 SUNSHINE COAST REGIONAL GALLERY BUSINESS CASE

File No: Council Meetings

Authors: Project Officer
Liveability & Natural Assets Group
Coordinator Creative Arts and Events
Economic & Community Development Group

Appendices: App A - Detailed Business Case - Sunshine Coast Council New Regional Gallery
App B - Caloundra Community and Creative Hub Concept Plan

Attachments: Att 1 - Urban Design Concept June 2019

Council Resolution (OM23/90)

Moved: Councillor T Landsberg
Seconded: Councillor R Baberowski

That Council:

- (a) receive and note the report titled “***Sunshine Coast Regional Gallery Business Case***”
- (b) endorse the Detailed Business Case – Sunshine Coast Council New Regional Gallery (Appendix A) to guide the future planning and design of the new gallery, including future consideration of Council budgets and external funding opportunities and
- (c) endorse the Caloundra Community and Creative Hub Concept Design (Appendix B) to guide future detailed planning and design for the precinct including the location of key Council assets and development opportunities within the Caloundra centre area.

Carried unanimously.

8.10 DISPOSAL (LEASE): OZSKI RESORT PTY LTD OVER PORTION OF 60 JUNCTION DRIVE, COOLUM BEACH

File No: Council Meetings
Author: Senior Property Officer
Business Performance Group
Attachments: Att 1 - Aerial Map Lot 5 SP118756

Council Resolution (OM23/91)

Moved: Councillor M Suarez
Seconded: Councillor D Law

That Council:

- (a) *receive and note the report titled “**Disposal (Lease): OzSki Resort Pty Ltd over portion of 60 Junction Drive, Coolum Beach**” and*
- (b) *resolve that in accordance with section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land (lease) other than by tender or auction applies as per section 236(1)(c)(iii) as Oz Ski Resort Pty Ltd is the existing tenant of the land at 60 Junction Drive, Coolum Beach.*

Carried unanimously.

**8.11 DISPOSAL (LEASE): REMONDIS AUSTRALIA PTY LTD OVER PART OF
48 SIPPY CREEK ROAD, TANAWHA**

File No: F2022/29477
Author: Senior Property Officer
Business Performance Group
Attachments: Att 1 - Aerial Map Lot 427 SP237585
Att 2 - Lease Area Plan
Att 3 - Proposed Terms of New Trustee Lease - *Confidential*

Council Resolution (OM23/92)

Moved: Councillor C Dickson
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Disposal (Lease): Remondis Australia Pty Ltd over part of 48 Sippy Creek Road, Tanawha**”*
- (b) *resolve that in accordance with section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land (lease) other than by tender or auction applies as per section 236(1)(c)(iii) as Remondis Australia Pty Ltd is the existing tenant of the land at 48 Sippy Creek Road, Tanawha and*
- (c) *authorise the Chief Executive Officer to publicly release details relating to Trustee Lease once the negotiations have been finalised and registered with the Titles Registry.*

Carried unanimously.

8.12 DISPOSAL (EASEMENT) OF PART OF COUNCIL FREEHOLD LAND HELD IN TRUST AT 15 EMMA PERREN DRIVE, NAMBOUR

File No: Council Meetings (F2023/38484)
Author: Manager Leasing and Land Management
Business Performance Group
Attachments: Att 1 - Aerial Map
Att 2 - Locality Plan
Att 3 - Easement Plan

Council Resolution (OM23/93)

Moved: Councillor D Law
Seconded: Councillor J Natoli

That Council:

- (a) *receive and note the report titled “**Disposal (Easement) of Part of Council Freehold Land held in Trust at 15 Emma Perren Drive, Nambour**” and*
- (b) *resolve, pursuant to Section 236(2) of the Local Government Act 2012, that an exception to dispose of an interest (easement) in land (other than by tender or action) applies as the disposal of part of Council land held in trust at Lot 100 on SP292030 is to be disposed to a government entity pursuant to section 236(1)(b)(i).*

Carried unanimously.

8.13 REPRESENTATION AT INTELLIGENT COMMUNITIES FORUM, GLOBAL SUMMIT, NEW YORK CITY

File No: Council Meetings
Author: Acting Group Executive
Economic & Community Development Group

Council Resolution (OM23/94)

Moved: Councillor J O'Pray
Seconded: Councillor D Law

That Council:

- (a) *receive and note the report titled "**Representation at Intelligent Communities Forum, Global Summit, New York City**"*
- (b) *approve overseas travel from 21-27 October 2023 to enable Councillor T Landsberg to participate in the Intelligent Communities Forum Global Summit in New York City from 25-26 October 2023 and*
- (c) *note that costs incurred in association with participation in the Intelligent Communities Forum Global Summit in New York City will be reported in Council's 2023-2024 Annual Report.*

Carried unanimously.

9 NOTIFIED MOTIONS

NIL

8 CONFIDENTIAL SESSION**CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor E Hungerford****Seconded: Councillor R Baberowski**

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 - Resumption of Land Maroochy River*

11.2 *Confidential - Not for Public Release - Strategic Land Acquisition – Beerwah.*

Carried unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution****Moved: Councillor P Cox****Seconded: Councillor R Baberowski**

That the meeting be re-opened to the public.

Carried unanimously.

11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - RESUMPTION OF LAND MAROOCHY RIVER

File No: F22/00156
Authors: Senior Property Officer
Business Performance Group
Head of Strategic Property
Business Performance 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 (Qld)* (the Act).

This report is confidential in respect to the content and timeframes of negotiations with land owners and recognising that, until a voluntary acquisition is settled or a compulsory land 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 land acquisition process under the Act by prematurely releasing sensitive planning information that is still subject to change instead of as part of the resumption process under the Act, which formally commences with the serving of a Notice of Intention to Resume and associated background information, current at that time, to affected land owners.

Council Resolution (OM23/95)

Moved: Councillor M Suarez
Seconded: Councillor J Natoli

That Council:

- (a) *note that the Notice of Intention to Resume for Lot 1 on RP887967 used the purpose of "recreation grounds, namely the Sunshine Coast Council Nature-Based Recreation Precinct Development" which incorporates the incidental purposes (including short-term accommodation, commercial bike hire, a café, community open space and mountain bike staging event) from the Council resolution made on 23 February 2023*
- (b) *confirm, after due consideration of the objections, that Lot 1 on RP887967 is required for the purpose of recreation grounds, namely the Sunshine Coast Council Nature-Based Recreation Precinct Development*
- (c) *delegate authority to the Chief Executive Officer to make an application to the Minister for Resources to take Lot 1 on RP887967 in accordance with section 9 of the Acquisition of Land Act 1967 and*
- (d) *authorise the Chief Executive Officer to publicly release details relating to the site location and purpose of acquisition for the identified strategic property once the transfer of ownership of land has been registered with the Titles Registry.*

Carried unanimously.

11.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC LAND ACQUISITION - BEERWAH

File No: Council Meetings
Authors: Head of Strategic Property
Business Performance Group
Coordinator Biodiversity & Waterways
Liveability & Natural Assets 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.

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 ability 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.

Council Resolution (OM23/96)

Moved: Councillor R Baberowski
Seconded: Councillor P Cox

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 property in Beerwah and*
- (b) *authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the identified strategic property once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry.*

Carried unanimously.

12 NEXT MEETING

The next Ordinary Meeting will be held on 21 September 2023 in the Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

13 MEETING CLOSURE

The meeting closed at 3:56pm.

Confirmed 21 September 2023.

CHAIR
