



AGENDA

General Meeting

Tuesday 31 July 2018
commencing at 10.30am

Strathpine Chambers
220 Gympie Road, Strathpine

COUNCILLOR:

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Tuesday 31 July 2018 commencing at 10.30am in Strathpine Chambers, 220 Gympie Road, Strathpine to give consideration to the matters listed on this agenda.

Daryl Hitzman
Chief Executive Officer

26 July 2018

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1. OPENING PRAYER

2. ATTENDANCE & APOLOGIES

Cr Allan Sutherland (Mayor) (Chairperson)

3. MEMORIALS OR CONDOLENCES

Council to observe a moment's silence for residents who have passed away.

4. CONFIRMATION OF MINUTES

**4.1. General Meeting - 24 July 2018
(Pages 18/1505 - 18/1511)**

RESOLUTION that the minutes of the General Meeting held 24 July 2018 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

6. CORRESPONDENCE

7. COMMUNITY COMMENT

8. NOTIFIED MOTIONS

9. NOTICES OF MOTION (Repeal or amendment of resolutions)

(s262 of the Local Government Regulation 2012)

10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION
COMMITTEE MEETING

RESOLUTION to adjourn meeting to enable the conduct of the Coordination Committee meeting.

11. RECONVENE GENERAL MEETING

RESOLUTION that the General Meeting be reconvened.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

**12.1. Coordination Committee Meeting - 31 July 2018
(Pages TBC)**

RESOLUTION that the report and recommendations of the Coordination Committee meeting held 31 July 2018 be adopted.

13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

14. SPECIAL GENERAL BUSINESS (Closed Session)

(s275 of the Local Government Regulation 2012)

ATTACHMENTS

Unconfirmed Minutes – General Meeting 24 July 2018



MINUTES

General Meeting

Tuesday 24 July 2018
commencing at 10.36am

Caboolture Chambers
2 Hasking Street, Caboolture

UNCONFIRMED

LIST OF ITEMS

1.	OPENING PRAYER	1505
2.	ATTENDANCE & APOLOGIES	1505
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4.	CONFIRMATION OF MINUTES	1506
4.1.	General Meeting - 3 July 2018 (Pages 18/1470 to 18/1473)	1506
5.	PRESENTATION OF PETITIONS	1506
	(Addressed to the Council and tabled by Councillors)	
5.1.	Petition - Oppose the resumption of 157 Kinsellas Road East for the development of a school (A17179715)	1506
5.2.	Petition - Stop the Council Killing Baja and Winston (A17211397)	1507
6.	CORRESPONDENCE	1507
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9.	NOTICES OF MOTION (Repeal or amendment of resolutions)	1508
	(s262 of the Local Government Regulation 2012)	
10.	ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION COMMITTEE MEETING	1508
11.	RECONVENE GENERAL MEETING	1508
12.	ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS	1508
12.1.	Coordination Committee Meeting - 24 July 2018 - Declarations of Interest for Items 2.1 & 4.5	1508
	<i>ITEM 2.1: DA/35749/2018/V2N - MATERIAL CHANGE OF USE - DEVELOPMENT PERMIT FOR LOW IMPACT INDUSTRY (FOOD PRODUCTION) AT 13 TOORBUL STREET, BONGAREE - DIVISION 1</i>	1508
	<i>ITEM 4.5: ROTHWELL - NATHAN ROAD - SPORTING STAGE 1 (CIVIL WORKS) - Division 5</i>	1509
12.2.	Coordination Committee Meeting - 24 July 2018 (Pages 18/1512 to 18/1616)	1510
	<i>ITEM 2.1: DA/35749/2018/V2N - MATERIAL CHANGE OF USE - DEVELOPMENT PERMIT FOR LOW IMPACT INDUSTRY (FOOD PRODUCTION) AT 13 TOORBUL STREET, BONGAREE - DIVISION 1</i>	1510
	<i>ITEM 4.5: ROTHWELL - NATHAN ROAD - SPORTING STAGE 1 (CIVIL WORKS) - Division 5</i>	1510
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| 13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE | 1510 |
| 14. SPECIAL GENERAL BUSINESS (Closed Session)
(s275 of the Local Government Regulation 2012) | 1510 |
| 15. CLOSURE | 1510 |

1. OPENING PRAYER

The Mayor recited the Opening Prayer and invited Councillors to join him in the recitation of the Lord's Prayer.

2. ATTENDANCE & APOLOGIES

Cr Allan Sutherland (Mayor) (Chairperson)
Cr Brooke Savige
Cr Peter Flannery
Cr Adam Hain
Cr Julie Greer
Cr James Houghton
Cr Kolianna Winchester
Cr Denise Sims
Cr Mick Gillam
Cr Mike Charlton (Deputy Mayor)
Cr Adrian Raedel

Officers

Chief Executive Officer	(Mr Daryl Hitzman)
Director Community & Environmental Services	(Mr Bill Halpin)
Director Planning & Economic Development	(Mr Stewart Pentland)
Director Engineering, Construction & Maintenance	(Mr Tony Martini)
Meeting Support	(Ms Larissa Kerrisk)

Apologies

Cr Matthew Constance
Cr Darren Grimwade

3. MEMORIALS OR CONDOLENCES

Cr Allan Sutherland (Mayor) made special mention of the late **Ms Elaine Dobra** who passed away recently. The Mayor said that Ms Dobra had served as a Councillor of the former Redcliffe City Council during the Mayor's first term as Mayor.

Cr James Houghton concurred with the Mayor, adding that Ms Dobra was previously the manager of ANZ Margate, who later owned Redcliffe Cruise and Travel and was heavily involved in the community and commerce in the Peninsula region. Cr Houghton said that Ms Dobra leaves behind her partner, son and grandson and expressed his condolences to her family.

Councillors observed a moment's silence in memory of residents who have passed away, noting Council's sympathy.

4. CONFIRMATION OF MINUTES

4.1. **General Meeting - 3 July 2018**
(Pages 18/1470 to 18/1473)

RESOLUTION

Moved by Cr Adrian Raedel
Seconded by Cr Denise Sims

CARRIED 11/0

That the minutes of the General Meeting held 3 July 2018 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

5.1. **Petition - Oppose the resumption of 157 Kinsellas Road East for the development of a school (A17179715)**

Cr Julie Greer tabled a petition containing 64 signatures, received from Caron Stance, reading as follows:

"We, the undersigned residents of Moreton Bay Regional Council, request that Council:

Oppose the resumption of 157 Kinsellas Road East for the development of a school as we believe the site to be unsuitable for the following reasons:

1. *Long walking distance from main roads, train lines and bus routes.*
2. *Displacement of wildlife, including koalas, kangaroos and bird life.*
3. *Community character, the farm is a [sic] important part of our community and a large reason why we live in this area.*
4. *Concerns over health risks or nearby cell site and large power pylons.*
5. *Traffic congestion through narrow residential area with no off street parking backing the proposed site (Capestone).*
6. *Flood area. The proposed site is in a flood zone, and would require large earthworks to make it suitable for a school (this also having an impact on the surrounding homes and environment).*
7. *Danger of Ross River fever with the high amount of mosquitoes in the area, people have contracted Ross River fever at the proposed site.*
8. *Trees aged over 100 years old being felled and changing the feel of the neighbourhood.*
9. *Dangerous surrounding road, which have claimed many lives in the past years (Kinsellas Road East)."*

It was resolved:

1. **That the petition regarding resumption of 157 Kinsellas Road East, be received.**
2. **That the matters raised be referred to Director Planning & Economic Development for investigation and report to Council, if required.**
3. **That the Principal Petitioner be advised accordingly and forwarded a copy of the petition.**
4. **That the Principal Petitioner and Divisional Councillor be kept informed of any action taken in relation to this petition.**

5.2. Petition - Stop the Council Killing Baja and Winston (A17211397)

Cr James Houghton tabled an e-petition containing 5,656 signatures as at 24 July 2018, received from Jessica Atlee, reading as follows:

“Everyone that knows Ben and Jodie and know Baja and Winston please help!!!

Winston and Baja got out of their yard on Tuesday evening, someone found them and locked them in the dog park, someone in the dog park reported the dogs as being aggressive as their dog and Baja allegedly growled at each other.

The ranger also allegedly experienced Baja and Winston soon growling at him and have deemed them to be dangerous dogs and have ordered them to be put down.

Everyone that knows these dogs know they ARE NOT AGGRESSIVE DOGS.

As their sister with two young babies, o [sic] would trust my children around these dogs with out [sic] wavering.

They have until Friday. We are seeking legal help bit [sic] need support to show they are not aggressive dogs and are not a threat to anyone.

Please sign if you agree and share to get it around.”

- 1. That the petition regarding Stop the Council killing Baja and Winston, be received.**
- 2. That the matters raised be referred to Director Community & Environmental Services for investigation and report to Council, if required.**
- 3. That the Principal Petitioner be advised accordingly and forwarded a copy of the petition.**
- 4. That the Principal Petitioner and Divisional Councillor be kept informed of any action taken in relation to this petition.**

6. CORRESPONDENCE

There was no correspondence for tabling.

7. COMMUNITY COMMENT

There was no Community Comment.

8. NOTIFIED MOTIONS

There were no Notified Motions.

9. NOTICES OF MOTION (Repeal or amendment of resolutions)
(s262 of the Local Government Regulation 2012)

There were no Notices of Motion.

10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION
COMMITTEE MEETING

RESOLUTION

Moved by Cr Koliانا Winchester

Seconded by Cr James Houghton

CARRIED 11/0

That the meeting be adjourned to enable the conduct of the Coordination Committee meeting.

The meeting adjourned at 10.44am.

11. RECONVENE GENERAL MEETING

RESOLUTION

Moved by Cr Adam Hain

Seconded by Cr Mike Charlton (Deputy Mayor)

CARRIED 11/0

That the General Meeting be reconvened.

The meeting reconvened at 2.10pm.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

12.1. Coordination Committee Meeting - 24 July 2018 - Declarations of Interest for Items 2.1 & 4.5

ITEM 2.1: DA/35749/2018/V2N - MATERIAL CHANGE OF USE - DEVELOPMENT PERMIT FOR LOW IMPACT INDUSTRY (FOOD PRODUCTION) AT 13 TOORBUL STREET, BONGAREE - DIVISION 1

Conflict of Interest - Declaration - Cr Brooke Savige

Pursuant to s175E of the *Local Government Act 2009*, Cr Brooke Savige declared a perceived conflict of interest in Item 2.1 as Shane and Sue Shepard of Shasu Pty Ltd (the applicant) allowed multiple candidates to erect a sign on their property in the 2016 council election, one of which was the Councillor's.

However, Cr Brooke Savige has considered her position and was firmly of the opinion that she could participate in the debate and recommendation on the matter in the public interest.

Pursuant to s175E(3) of the Local Government Act 2009, the other Councillors who are entitled to vote at the meeting have been informed about Cr Savige's personal interests in the matter and the Councillor has not voluntarily left the meeting and in accordance with s175E(4) the other Councillors must decide if the Councillor has a perceived conflict of interest in the matter and what action the Councillor must take.

RESOLUTION

Moved by Cr Adrian Raedel

Seconded by Cr Koliana Winchester

CARRIED 8/2

Cr Peter Flannery and Denise Sims voted against the resolution

That in accordance with s175E(4) of the *Local Government Act 2009*, Cr Savige has a perceived conflict of interest in the matter, however may participate in the meeting including voting on the matter as it is considered that this is in the public interest.

Cr Brooke Savige remained in the meeting.

ITEM 4.5: ROTHWELL - NATHAN ROAD - SPORTING STAGE 1 (CIVIL WORKS) - Division 5

Conflict of Interest - Declaration - Cr James Houghton

Pursuant to s175E of the *Local Government Act 2009*, Cr James Houghton declared a perceived conflict of interest in Item 4.5 as the Councillor is the number one ticketholder of the Redcliffe Tiger's AFL Club.

However, Cr James Houghton had considered his position and was firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Pursuant to s175E(3) of the Local Government Act 2009, the other Councillors who are entitled to vote at the meeting have been informed about Cr James Houghton's personal interests in the matter and the Councillor has not voluntarily left the meeting and in accordance with s175E(4) the other Councillors must decide if the Councillor has a perceived conflict of interest in the matter and what action the Councillor must take.

RESOLUTION

Moved by Cr Adrian Raedel

Seconded by Cr Koliana Winchester

CARRIED 9/1

Cr Mick Gillam voted against the resolution

That in accordance with s175E(4) of the *Local Government Act 2009*, Cr James Houghton does not have a perceived conflict of interest in the matter.

Cr James Houghton remained in the meeting.

**12.2. Coordination Committee Meeting - 24 July 2018
(Pages 18/1512 to 18/1616)**

ITEM 2.1: DA/35749/2018/V2N - MATERIAL CHANGE OF USE - DEVELOPMENT PERMIT FOR LOW IMPACT INDUSTRY (FOOD PRODUCTION) AT 13 TOORBUL STREET, BONGAREE - DIVISION 1

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Mike Charlton (Deputy Mayor)

CARRIED 11/0

That the report and recommendation of Item 2.1 of the Coordination Committee meeting held 24 July 2018, be adopted.

ITEM 4.5: ROTHWELL - NATHAN ROAD - SPORTING STAGE 1 (CIVIL WORKS) - Division 5

RESOLUTION

Moved by Cr Adrian Raedel

Seconded by Cr Brooke Savige

CARRIED 11/0

That the report and recommendation of Item 4.5 of the Coordination Committee meeting held 24 July 2018 be adopted.

BALANCE OF ITEMS - Coordination Committee Meeting 24 July 2018

RESOLUTION

Moved by Cr Adrian Raedel

Seconded by Cr Mike Charlton (Deputy Mayor)

CARRIED 11/0

That the balance of the report and recommendations of the Coordination Committee meeting held 24 July 2018, excluding Items 2.1 and 4.5 which have been considered separately, be adopted.

13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE

There was no General Business or Response to Questions Taken on Notice.

14. SPECIAL GENERAL BUSINESS (Closed Session)

(s275 of the Local Government Regulation 2012)

There was no Special General Business.

15. CLOSURE

There being no further business the meeting closed at 2.18pm.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 18/1505 to 18/1616 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 24 July 2018.

Daryl Hitzman
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Tuesday 31 July 2018.

Daryl Hitzman
Chief Executive Officer

Councillor Allan Sutherland
Mayor