



AGENDA

General Meeting

Tuesday 14 May 2019
commencing at 10.30am

Caboolture Chambers
2 Hasking Street, Caboolture

COUNCILLOR:

NOTICE IS HEREBY GIVEN, that a General Meeting of the Moreton Bay Regional Council will be held on Tuesday 14 May 2019 commencing at 10.30am in Caboolture Chambers, 2 Hasking Street, Caboolture to give consideration to the matters listed on this agenda.

Daryl Hitzman
Chief Executive Officer

9 May 2019

Moreton Bay Regional Council

LIST OF ITEMS

1. OPENING PRAYER	3
2. ATTENDANCE & APOLOGIES	3
3. MEMORIALS OR CONDOLENCES	3
4. CONFIRMATION OF MINUTES	3
4.1. General Meeting - 7 May 2019 (Pages 19/731 - 19/736)	3
5. PRESENTATION OF PETITIONS (Addressed to the Council and tabled by Councillors)	3
6. CORRESPONDENCE	3
7. COMMUNITY COMMENT	3
8. NOTIFIED MOTIONS	3
9. NOTICES OF MOTION (Repeal or amendment of resolutions) (s262 of the Local Government Regulation 2012)	3
10. ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION COMMITTEE MEETING	4
11. RECONVENE GENERAL MEETING	4
12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS	4
12.1. Coordination Committee Meeting - 14 May 2019 (Pages TBA)	4
13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE	4
14. SPECIAL GENERAL BUSINESS (Closed Session) (s275 of the Local Government Regulation 2012)	4
ATTACHMENTS	4
Unconfirmed Minutes – General Meeting 7 May 2019	

1. OPENING PRAYER

2. ATTENDANCE & APOLOGIES

Cr Allan Sutherland (Mayor & Chairperson)

Apologies:

Cr Denise Sims is representing Council at the Waste 2019 Conference

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 - 7 May 2019
(Pages 19/731 - 19/736)**

RESOLUTION that the minutes of the General Meeting held 7 May 2019 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

RESOLUTION that any petitions addressed to the Council and tabled by Councillors, be received.

6. CORRESPONDENCE

7. COMMUNITY COMMENT

There are no participants in the Community Comment Session.

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 - 14 May 2019
(Pages TBA)**

RESOLUTION that the report and recommendations of the Coordination Committee meeting held 14 May 2019 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 7 May 2019



MINUTES

General Meeting

Tuesday 7 May 2019
commencing at 10.37am

Strathpine Chambers
220 Gympie Road, Strathpine

UNCONFIRMED

LIST OF ITEMS

1.	OPENING PRAYER	731
2.	ATTENDANCE & APOLOGIES	731
3.	MEMORIALS OR CONDOLENCES	731
4.	CONFIRMATION OF MINUTES	731
4.1.	General Meeting - 30 April 2019 (Pages19/647 - 19/651)	731
5.	PRESENTATION OF PETITIONS (Addressed to the Council and tabled by Councillors)	732
6.	CORRESPONDENCE	732
7.	COMMUNITY COMMENT	732
8.	NOTIFIED MOTIONS	732
9.	NOTICES OF MOTION (Repeal or amendment of resolutions) (s262 of the Local Government Regulation 2012)	732
10.	ADJOURN MEETING TO ENABLE CONDUCT OF COORDINATION COMMITTEE MEETING	732
11.	RECONVENE GENERAL MEETING	732
12.	ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS	733
12.1.	Coordination Committee Meeting - 7 May 2019 - ITEM 2.1 CONSIDERED SEPARATELY	733
	<i>ITEM 2.1 - DA/22209/2009/VCHG/2 - REQUEST TO CHANGE (OTHER) - MATERIAL CHANGE OF USE - PRELIMINARY APPROVAL FOR RESIDENTIAL AND COMMERCIAL USES - 49 AND LOT 909 STAPYLTON STREET, NORTH LAKES - DIVISION 4</i>	733
	<i>Conflict of Interest - Declaration - Cr Allan Sutherland (Mayor)</i>	733
	<i>Conflict of Interest - Declaration - Cr Julie Greer</i>	733
	<i>Councillors not voluntarily left meeting - other Councillors who are entitled to vote must decide</i>	733
12.2.	Coordination Committee Meeting - 7 May 2019 - ITEM 2.2 CONSIDERED SEPARATELY	734
	<i>ITEM 2.2 - DA/37540/2018/V2L - MATERIAL CHANGE OF USE - PRELIMINARY APPROVAL THAT INCLUDES A VARIATION APPROVAL TO VARY SECTOR PLAN 045-1000 TO ALLOW A RETAIL SHOWROOM, SERVICE INDUSTRY & Warehouse AS PERMITTED DEVELOPMENT SUBJECT TO CONDITIONS LOCATED AT 49 STAPYLTON STREET, NORTH LAKES - DIVISION 4</i>	734
	<i>Conflict of Interest - Declaration - Cr Allan Sutherland</i>	734
	<i>Conflict of Interest - Declaration - Cr Julie Greer</i>	734
	<i>Councillors not voluntarily left meeting - other Councillors who are entitled to vote must decide</i>	735

Moreton Bay Regional Council

GENERAL MEETING - 469
7 May 2019

PAGE b
Minutes

12.3. Coordination Committee Meeting - 7 May 2019 - BALANCE OF ITEMS (Pages 19/737 - 19/784)	735
13. GENERAL BUSINESS OR RESPONSE TO QUESTIONS TAKEN ON NOTICE	736
14. SPECIAL GENERAL BUSINESS (Closed Session) (s275 of the Local Government Regulation 2012)	736
15. CLOSURE	736

UNCONFIRMED

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 Koliana Winchester
Cr Mick Gillam
Cr Mike Charlton (Deputy Mayor)
Cr Matthew Constance
Cr Darren Grimwade
Cr Adrian Raedel

Chief Executive Officer	(Mr Daryl Hitzman)
Director Community & Environmental Services	(Mr Bill Halpin)
Director Engineering, Construction & Maintenance	(Mr Tony Martini)
Director Infrastructure Planning	(Mr Andrew Ryan)
Director Planning & Economic Development	(Mr Mike Pickering)
Meeting Support	(Larissa Kerrisk)

Apologies:

Cr Denise Sims

3. MEMORIALS OR CONDOLENCES

Cr Peter Flannery made special mention of his son's friend, the late **Mr Darren Victor Smith** who passed away on 22 April 2019, aged 32 years.

Cr Flannery said that he had previously coached Mr Smith in an under 16's football team and that he was a resident of Morayfield. Mr Smith had three children, the youngest being under 12 months old, had served in the military, and had started his own business prior to becoming ill. Cr Flannery described the service held at Bribie Island RSL as very moving.

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

4. CONFIRMATION OF MINUTES

**4.1. General Meeting - 30 April 2019
(Pages 19/647 - 19/651)**

RESOLUTION

Moved by Cr Mike Charlton (Deputy Mayor)

Seconded by Cr Koliana Winchester

CARRIED 12/0

That the minutes of the General Meeting held 30 April 2019 be confirmed.

5. PRESENTATION OF PETITIONS

(Addressed to the Council and tabled by Councillors)

There were no petitions for tabling by Councillors.

6. CORRESPONDENCE

There was no correspondence for tabling.

7. COMMUNITY COMMENT

There were no participants in the Community Comment session.

8. NOTIFIED MOTIONS

There was 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 Julie Greer

Seconded by Cr Adam Hain

CARRIED 12/0

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

The General Meeting adjourned at 10.41am.

11. RECONVENE GENERAL MEETING

RESOLUTION

Moved by Cr Julie Greer

Seconded by Cr Brooke Savige

CARRIED 11/0

That the General meeting be reconvened.

The meeting reconvened at 1.10pm.

ATTENDANCE

Cr James Houghton had left the meeting after the Coordination Committee meeting and was not present when the General Meeting reconvened.

12. ADOPTION OF COMMITTEE MEETING REPORTS & RECOMMENDATIONS

12.1. Coordination Committee Meeting - 7 May 2019 - ITEM 2.1 CONSIDERED SEPARATELY

ITEM 2.1 - DA/22209/2009/VCHG/2 - REQUEST TO CHANGE (OTHER) - MATERIAL CHANGE OF USE - PRELIMINARY APPROVAL FOR RESIDENTIAL AND COMMERCIAL USES - 49 AND LOT 909 STAPYLTON STREET, NORTH LAKES - DIVISION 4

Conflict of Interest - Declaration - Cr Allan Sutherland (Mayor)

Pursuant to s175E of the *Local Government Act 2009*, Cr Allan Sutherland (Mayor) declared a perceived conflict of interest in Item 2.1 as the Councillor had 2016 election signs on Stockland land in the North Lakes Town Precinct.

However, Cr Allan Sutherland (Mayor) has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Cr Mike Charlton (Deputy Mayor) assumed the Chair at this time.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Julie Greer declared a perceived conflict of interest in Item 2.1 as the Councillor had 2016 election signs on Stockland land in the North Lakes Town Precinct.

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

Councillors not voluntarily left meeting - other Councillors who are entitled to vote must decide

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 a Councillor'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 whether the Councillor has a real or perceived conflict of interest in the matter and what action the Councillor must take.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Koliana Winchester

CARRIED 9/0

That in accordance with s175E(4) of the *Local Government Act 2009*, it is considered that Cr Allan Sutherland (Mayor) 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 Allan Sutherland (Mayor) remained in the meeting.

12.1. *Coordination Committee Meeting - 7 May 2019 - ITEM 2.1 CONSIDERED SEPARATELY (Cont.)*

RESOLUTION

Moved by Cr Adrian Raedel

Seconded by Cr Matt Constance

CARRIED 9/0

That in accordance with s175E(4) of the *Local Government Act 2009*, it is considered that Cr Julie Greer 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 Julie Greer remained in the meeting.

RESOLUTION

Moved by Cr Mick Gillam

Seconded by Cr Koliana Winchester

CARRIED 11/0

That the report and recommendation for Item 2.1 of the Coordination Committee meeting held 7 May 2019, be adopted.

12.2. *Coordination Committee Meeting - 7 May 2019 - ITEM 2.2 CONSIDERED SEPARATELY*

ITEM 2.1 - DA/37540/2018/V2L - MATERIAL CHANGE OF USE - PRELIMINARY APPROVAL THAT INCLUDES A VARIATION APPROVAL TO VARY SECTOR PLAN 045-1000 TO ALLOW A RETAIL SHOWROOM, SERVICE INDUSTRY & Warehouse AS PERMITTED DEVELOPMENT SUBJECT TO CONDITIONS LOCATED AT 49 STAPYLTON STREET, NORTH LAKES - DIVISION 4

Conflict of Interest - Declaration - Cr Allan Sutherland

Pursuant to s175E of the *Local Government Act 2009*, Cr Allan Sutherland (Mayor) declared a perceived conflict of interest in Item 2.2 as the Councillor had 2016 election signs on Stockland land in the North Lakes Town Precinct.

However, Cr Allan Sutherland (Mayor) has considered his position and is firmly of the opinion that he could participate in the debate and recommendation on the matter in the public interest.

Conflict of Interest - Declaration - Cr Julie Greer

Pursuant to s175E of the *Local Government Act 2009*, Cr Julie Greer declared a perceived conflict of interest in Item 2.2 as the Councillor had 2016 election signs on Stockland land in the North Lakes Town Precinct.

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

12.2. Coordination Committee Meeting - 7 May 2019 - ITEM 2.2 CONSIDERED SEPARATELY (Cont.)

Councillors not voluntarily left meeting - other Councillors who are entitled to vote must decide

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 a Councillor'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 whether the Councillor has a real or perceived conflict of interest in the matter and what action the Councillor must take.

RESOLUTION

Moved by Cr Adrian Raedel
Seconded by Cr Mick Gillam

CARRIED 9/0

That in accordance with s175E(4) of the *Local Government Act 2009*, it is considered that Cr Allan Sutherland (Mayor) 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 Allan Sutherland (Mayor) remained in the meeting.

RESOLUTION

Moved by Cr Koliana Winchester
Seconded by Cr Darren Grimwade

CARRIED 9/0

That in accordance with s175E(4) of the *Local Government Act 2009*, it is considered that Cr Julie Greer 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 Julie Greer remained in the meeting.

RESOLUTION

Moved by Cr Peter Flannery
Seconded by Cr Matt Constance

CARRIED 11/0

That the report and recommendation for Item 2.2 of the Coordination Committee meeting held 7 May 2019, be adopted.

Cr Allan Sutherland (Mayor) resumed the Chair after Items 2.1 and 2.2 were considered separately.

**12.3. Coordination Committee Meeting - 7 May 2019 - BALANCE OF ITEMS
(Pages 19/737 - 19/784)**

RESOLUTION

Moved by Cr Adrian Raedel
Seconded by Cr Julie Greer

CARRIED 11/0

That the report and recommendations of the Coordination Committee meeting held 7 May 2019 be adopted, excluding Item 2.1 and Item 2.2. which have been considered separately.

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 1.15pm.

CHIEF EXECUTIVE OFFICER'S CERTIFICATE

I certify that minute pages numbered 19/731 to 19/784 constitute the minutes of the General Meeting of the Moreton Bay Regional Council held 7 May 2019.

Daryl Hitzman
Chief Executive Officer

CONFIRMATION CERTIFICATE

The foregoing minutes were confirmed by resolution of Council at its meeting held Tuesday 14 May 2019.

Daryl Hitzman
Chief Executive Officer

Councillor Allan Sutherland
Mayor