

**GENERAL COMMITTEE MEETING - LIVE RECORD MEETING NOTES**

17 DECEMBER 2018 - Crs. Frank Wilkie (Chair), Ingrid Jackson, Joe Jurisevic, Frank Pardon, Brian Stockwell and Tony Wellington

Apology: Cr Jess Glasgow

**1 51987.2951.01 - MINOR CHANGE TO A DEVELOPMENT APPROVAL FOR ADDITIONS TO A DETACHED HOUSE TO INCLUDE A SWIMMING POOL, DECK AND OTHER STRUCTURES SEAWARD OF THE COASTAL BUILDING LINE SITUATED AT 42 SEAVIEW TERRACE, SUNSHINE BEACH**

**Motion**

**Moved: Cr Pardon**

**Seconded: Cr Wellington**

That Council note the report by the Development Planner to the Planning & Environment Committee Meeting dated 11 December 2018 regarding Application No. 51987.2951.01 to make a minor change to an existing approval for additions to a detached house to include a swimming pool, deck and other structures seaward of the coastal building line situated at 42 Seaview Tce, Sunshine Beach and:

A. Refuse the change for the following reasons:

1. The proposal is in conflict with the assessment benchmarks of the State Planning Policy as it proposes development in an Erosion Prone Area and Natural Hazard Area.
2. Development seaward of the Coastal Building Line is contrary to the building setbacks contained in the Planning Scheme and the setback provided under State Code 8; Coastal Development and Tidal Works of the State development assessment provisions.
3. Recent modelling carried out by the Council indicates significant erosion is likely to occur in the future which may threaten life and property should the proposed development proceed.
- 4.4. The proposal does not comply with the Planning Scheme in force at the time of the original approval, given the extent of excavation and vegetation removal in a sand dune area.
- 2.5. The proposal does not comply with the Natural Resources Overlay Code for Coastal Protection as it has the potential to adversely impact on natural coastal processes.
- 3.6. Given the site is affected by the Coastal Building Line and is located in a highly vulnerable erosion prone area, the proposed 6m setback is not sufficient to minimise the risk of erosion.
7. The proposal does not comply with the Biodiversity Overlay Code as vegetation is proposed to be removed within the Environmental Protection Overlay placing the integrity and resilience of the foreshore at risk.
- 4.8. The proposal is contrary to the Overall Outcomes for the Eastern Beaches Locality as it does not protect the dunal area and natural environment nor maintain the safety of people and works.

B. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

**RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL**

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**Procedural Motion No. 1****Moved:** Cr Jackson**Seconded:** Cr Jurisevic

That debate on the motion now before the meeting be deferred to the Ordinary Meeting of 20 December 2018.

**Procedural Motion No. 2****Moved:** Cr Stockwell**Seconded:** Cr Wellington

That the motion be put.

*The Chairperson ruled that the motion was out of order as only one procedural motion can be dealt with at a time.*

**Committee Recommendation****Moved:** Cr Jackson**Seconded:** Cr Jurisevic

That debate on the motion now before the meeting be deferred to the Ordinary Meeting of 20 December 2018.

**Cr Jackson called for a division on the voting. The motion was carried 4/2.**

For: Crs. Jackson, Jurisevic, Pardon and Wilkie

Against: Crs. Wellington and Stockwell

**2 GAMBLING ALLIANCE REFORM GROUP****Committee Recommendation****Moved:** Cr Wellington**Seconded:** Cr Stockwell

That Council note the report by the Chief Executive Officer to the Planning & Environment Committee Meeting dated 11 December 2018 and:

- A. Agree to join the Gambling Alliance Reform Group as Queensland's first member Council of that organisation; and
- B. Subsequently write to other Queensland local governments inviting them to join the Gambling Alliance Reform Group if they are supportive of the recently adopted LGAQ policy position of defining electronic gaming machines as a land use, and permit planning schemes to address both the land use as well as the social impacts of electronic gaming machines on communities.

**Carried.**

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**3 NOOSA FISHING FUTURES - A SUSTAINABLE FISHERIES DIRECTIONS PAPER****Motion****Moved: Cr Jurisevic****Seconded: Cr Jackson**

That Council note the report by the Environmental Services Manager to the Planning & Environment Committee Meeting dated 11 December 2018, and:

- A. aAgree to the preparation of a Noosa Fishing Futures research-based directions paper, ~~subject to availability of funding~~, with the primary objective of long term sustainable fisheries management of the Noosa River, estuaries and beaches;
- B. Refer the funding of the Noosa Fishing Futures research-based directions paper to Budget Review 3; and
- C. Request the Chief Executive Officer to seek quotations from suitably qualified consultants in accordance with Council's procurement policy and make a recommendation to a future Council meeting in relation to the appointment of a suitably qualified consultant following that quotation process.

**Amendment****Moved: Cr Pardon****Seconded: Cr Wellington**

That item C of the motion be amended to read:

- C. Request the Chief Executive Officer to seek quotations from suitably qualified consultants in accordance with Council's procurement policy and appoint a consultant following the assessment of those quotations and further, request the Chief Executive Officer to report the outcome of that procurement process to a future Council meeting.

**Carried.****Committee Recommendation****Moved: Cr Jurisevic****Seconded: Cr Jackson**

That Council note the report by the Environmental Services Manager to the Planning & Environment Committee Meeting dated 11 December 2018, and:

- A. aAgree to the preparation of a Noosa Fishing Futures research-based directions paper, ~~subject to availability of funding~~, with the primary objective of long term sustainable fisheries management of the Noosa River, estuaries and beaches;
- B. Refer the funding of the Noosa Fishing Futures research-based directions paper to Budget Review 3; and
- C. Request the Chief Executive Officer to seek quotations from suitably qualified consultants in accordance with Council's procurement policy and appoint a consultant following the assessment of those quotations and further, request the Chief Executive Officer to report the outcome of that procurement process to a future Council meeting

**Carried.**

**RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL****GENERAL COMMITTEE MEETING****17 DECEMBER 2018****4 2018-19 COMMUNITY GRANTS PROGRAM FUNDING - COMMUNITY PROJECT GRANTS (ROUND TWO) - ENVIRONMENT**

*Cr Stockwell declared a perceived conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to both his long standing (25 year) association with the Mary River Catchment Coordinating Committee and the fact that he has also previously subcontracted an officer of the organisation as part of his private consultancy business. Cr Stockwell believed that he could consider this item impartially and in the public interest and requested to remain in the meeting room to participate in the debate and vote on this matter.*

*Pursuant to section 175E(4) of the Local Government Act 2009, the remaining Councillors gave consideration to whether the conflict was a real conflict or perceived conflict and whether Cr Stockwell may participate in the meeting for the debate and vote on this matter or whether he must leave the meeting for the debate and vote on this matter.*

**Committee Recommendation****Moved: Cr Wilkie****Seconded: Cr Pardon**

*That Councillors note the perceived conflict of interest declaration of Cr Stockwell and resolve that this represents a perceived conflict of interest in this matter and Cr Stockwell may remain in the meeting room to participate in the debate and vote on this matter.*

**Carried.**

*Cr Stockwell did not vote on the above motion.*

**Motion****Moved: Cr Wellington****Seconded: Cr Jurisevic**

That Council note the report by the Community Development Manager to the Services & Organisation Committee Meeting dated 11 December 2018 and approve the 2018/2019 Round Two Community Project Grants – Environment provided in Attachment 1 to the report.

**Amendment****Moved: Cr Stockwell****Seconded: Cr Jurisevic**

*That the following words be added to the end of the motion: “and include an additional condition to the grant for Noosa & District Landcare Group Inc and Reef Check Foundation that requires them to communicate and coordinate where possible their actions with other local community natural resource management and environmental groups and Council to achieve integrated outcomes.”*

**Carried.**

**Cr Stockwell voted in favour of the amendment.**

**RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL**

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**Committee Recommendation****Moved:** Cr Wellington**Seconded:** Cr Jurisevic

That Council note the report by the Community Development Manager to the Services & Organisation Committee Meeting dated 11 December 2018 and approve the 2018/2019 Round Two Community Project Grants – Environment provided in Attachment 1 to the report and include an additional condition to the grant for Noosa & District Landcare Group Inc and Reef Check Foundation that requires them to communicate and coordinate where possible their actions with other local community natural resource management and environmental groups and Council to achieve integrated outcomes

**Carried.****Cr Stockwell voted in favour of the motion.****5 NOOSA FM LEASE AT THE J****Committee Recommendation****Moved:** Cr Pardon**Seconded:** Cr Jurisevic

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee Meeting dated 11 December 2018 and agree to:

- A. Extinguish the current Noosa FM lease at The J and replace it with a new 2 year lease (based on Council's standard lease terms and conditions) with the option of further three x 1-year terms at Council's discretion and an annual rental of \$~~10,500~~ 6,000 pa (plus CPI increases);
- B. Apply the exception to the requirement for the tendering of the lease under Section 236 (1) (b) (ii) of the Local Government Regulation 2012, as the lease is to a community organisation;
- C. Consider any financial implications of this new lease arrangement in BR3, and
- D. Reconsider Council's position of providing both a rental subsidy and a Community Alliance grant to Noosa FM, when Noosa FM's 3-year Community Alliance funding comes up for renewal in the 2019/20 community grants round.

**Carried.***The meeting adjourned at 12.16pm.**The meeting resumed at 12.25pm.*

**RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL****GENERAL COMMITTEE MEETING****17 DECEMBER 2018****6 PROPOSAL FOR LIVE VIDEO STREAMING OF COUNCIL MEETINGS****Committee Recommendation****Moved: Cr Jackson****Seconded: Cr Pardon**

That Council note the report by the Chief Executive Officer to the Services & Organisation Committee Meeting dated 11 December 2018 and:

- A. Agree to live video stream Council Ordinary Meetings and meetings of the General Committee using technology identified in option 3 of the report by the Chief Executive Officer, namely one fixed high definition camera and three omnidirectional microphones at an approximate cost of \$2,100 with that funding to be incorporated into Budget Review 3;
- B. Agree to make such recordings available on Council's website for future viewing in addition to being live streamed;
- C. Note that such recordings are not the final record of the meeting and that the meeting minutes are the official record of the meeting;
- D. Approve the recording of these meetings pursuant to section 38 of Council's Standing Orders and request the Chairpersons of those meetings to announce at the beginning of each meeting that such recording is occurring;
- E. Note that for those Ordinary Council meetings that are held in the community twice per year, depending on the location, live video streaming may not be possible but that recording should occur and subsequently be published via the Council website;
- F. Request the Chief Executive Officer to provide a report to Council after six months to review the technology and practices of the live video streaming and for Council to determine at that stage whether to extend the live video streaming technology to the Committee Room and/or the other committees; and
- G. Request the Chief Executive Officer to take such necessary action to implement the live video streaming as soon as practical.

**Carried.****7 ROAD INFRASTRUCTURE ASSET MANAGEMENT PLAN****Committee Recommendation****Moved: Cr Pardon****Seconded: Cr Jackson**

That Council note the report by the Asset Planning Manager to the Services & Organisation Committee Meeting dated 11 December 2018 and adopt the Road Infrastructure Asset Management Plan as a document that specifies the activities, resources and asset classes to achieve Noosa Council's asset management objectives.

**Carried.**

**RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL**

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**8 GUMTREE DRIVE PEDESTRIAN BRIDGE - LONG-TERM OPTIONS**

*Cr Stockwell declared a real conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to his contracting services to SEQwater for undertaking land asset classifications including identifying the suitability of land for recreational purposes, including land in this locality owned by SEQwater. Cr Stockwell left the meeting room for the debate and decision on this matter.*

**Committee Recommendation****Moved: Cr Jurisevic****Seconded: Cr Pardon**

That Council note the report by the Asset Planning Manager to the Services & Organisation Committee Meeting dated 11 December 2018 and:

- A. Agree to the removal of the Gumtree Drive Pedestrian bridge by the end of the 2018/2019 financial year and make provision for the costs of that removal and the geotechnical investigations to determine the suitability for a replacement bridge in Budget Review 3;
- B. Agree to replace the bridge with a steel framed recycled products bridge and refer that project for consideration during the 2019/20 budget process as part of the Council's 10-Year Capital Works Program.

**Carried.**

*Cr Stockwell returned to the meeting.*

*The meeting adjourned at 2.21pm.*

*The meeting resumed at 2.24pm.*

**9 MCU16/0044.01 - REQUEST TO CHANGE AN EXISTING APPROVAL FOR MATERIAL CHANGE OF USE FOR OFFICES, NEW COMMUNITY HOUSE, RESTAURANT & SPORT AND RECREATION USES AND BOUNDARY REALIGNMENT AT 253 & 255 DAVID LOW WAY AND 5-7 RUFIOUS ST, PEREGIAN BEACH****Committee Recommendation****Moved: Cr Stockwell****Seconded: Cr Jurisevic**

That Council note the report by the Development Planner to the General Committee Meeting dated 17 December 2018 regarding Application No. MCU16/0044.01 to make a minor change to an existing approval for Commercial Business Type 1 Office, Entertainment & Dining Business Type 1 Food & Beverages, Wellbeing Type 2 - Social and Open Space Type 1 Sport & Recreation situated at 253 & 255 David Low Way and 5-7 Rufous St, Peregian Beach and request staff to bring forward amended conditions of approval to the Ordinary Meeting of 20 December 2018 that increase the skillion roof pitch to 5 degrees and requires external treatments to be of natural materials in locations identified for timber look aluminium.

~~A. Approve the change.~~

~~B. Amend condition 2 to read as follows:~~

## RECOMMENDATIONS ONLY – NOT THE FINAL DECISION OF COUNCIL

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2. Development undertaken in accordance with this approval must generally comply with the approved plans of development. The approved plans are listed in the following table unless otherwise amended by these conditions:

Plan No.	Rev.	Plan/Document Name	Date
SD-A 4.2		Site Plan, prepared by Sparks Architecture	
SD-A 4.2.1		Site Plan – Stage 1, prepared by Sparks Architecture	
<i>Community House</i>			
GC 10	01	Site and Roof, prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	Ground, prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	Basement, prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	North Elev., prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	West Elev., prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	East Elev., prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	Section 1, prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	View 3, prepared by Flexure Architecture and Urban Design	12 November 2018
GC 10	01	View 3, prepared by Flexure Architecture and Urban Design	12 November 2018
<i>Digital Hub</i>			
SD-B1.1		Ground Floor Plan, prepared by Sparks Architecture	
SD-B1.2		First Floor Plan, prepared by Sparks Architecture	
SD-B1.3		Roof Plan, prepared by Sparks Architecture	
SD-B2.1		North Elevation, prepared by Sparks Architecture	
SD-B2.2		East Elevation, prepared by Sparks Architecture	
SD-B2.3		South Elevation, prepared by Sparks Architecture	
SD-B2.4		West Elevation, prepared by Sparks Architecture	
SD-B3.1		North Elevation, prepared by Sparks Architecture	
SD-B4.1		Perspective, prepared by Sparks Architecture	

C. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

**Carried.**



**10 FINANCIAL PERFORMANCE REPORT - NOVEMBER 2018****Committee Recommendation****Moved: Cr Jackson****Seconded: Cr Jurisevic**

That Council note the report by the Manager Financial Services to the General Committee Meeting dated 17 December 2018 outlining November 2018 year to date financial performance against budget.

**Carried.****11 NOOSA COUNCIL ORGANISATIONAL STRUCTURE AND POSITION ESTABLISHMENT****Committee Recommendation****Moved: Cr Jurisevic****Seconded: Cr Pardon**

That Council note the report by the Director Executive Services to the General Committee Meeting dated 17 December 2018 detailing the changes made to the organisational structure and position establishment since 1 July 2018 and approve the new organisational structure provided at Attachment 2 to the report

**Carried.**

RECOMMENDATIONS ONLY