



Redland
CITY COUNCIL

MINUTES

SPECIAL MEETING

Wednesday, 16 December 2015
Monday, 21 December 2015

The Council Chambers
35 Bloomfield Street
CLEVELAND QLD

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1 DECLARATION OF OPENING

The Mayor declared the meeting open at 9.07am.

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

MEMBERS PRESENT:

Cr K Williams	Mayor
Cr A Beard	Deputy Mayor and Councillor Division 8
Cr W Boglary	Councillor Division 1
Cr C Ogilvie	Councillor Division 2
Cr K Hardman	Councillor Division 3
Cr L Hewlett	Councillor Division 4
Cr M Edwards	Councillor Division 5 (by teleconference)
Cr J Talty	Councillor Division 6
Cr M Elliott	Councillor Division 7 (by teleconference)
Cr P Gleeson	Councillor Division 9
Cr P Bishop	Councillor Division 10

EXECUTIVE LEADERSHIP GROUP:

Mr B Lyon	Chief Executive Officer
Mr N Clarke	General Manager Organisational Services
Mrs L Rusan	General Manager Community & Customer Services
Mr L Smith	Acting General Manager Infrastructure & Operations
Mrs D Corbett-Hall	Acting Chief Financial Officer

MINUTES:

Mrs E Striplin	Corporate Meetings & Registers Team
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APOLOGIES/TELECONFERENCING

COUNCIL RESOLUTION

Moved by: Cr A Beard
Seconded by: Cr P Bishop

That permission is granted for Cr Mark Edwards to take part in the Special Meeting on Wednesday 16 December 2015 by teleconferencing in accordance with s.276 of the *Local Government Regulation 2012*.

CARRIED 11/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

COUNCIL RESOLUTION

Moved by: Cr P Bishop
Seconded by: Cr K Hardman

That permission is granted for Cr Murray Elliott to take part in the Special Meeting on Wednesday 16 December 2015 by teleconferencing in accordance with s.276 of the *Local Government Regulation 2012*.

CARRIED 11/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

COUNCILLOR ABSENCES FROM MEETING (during closed session)**16 December 2015**

Cr Bishop left the meeting at 9.11am and returned at 9.12am
Cr Edwards left the meeting at 10.22am and returned at 10.24am
Cr Beard left the meeting at 10.24am and returned at 10.30am
Cr Talty left the meeting at 10.26am and returned at 10.30am
Cr Talty left the meeting at 10.37am and returned at 12.02pm
Cr Hardman left the meeting at 10.46am and returned at 10.50am
Cr Gleeson left the meeting at 10.50am and returned at 10.52am
Cr Ogilvie left the meeting at 10.55am and returned at 10.57am
Cr Hewlett left the meeting at 11.38am and returned at 11.42am
Cr Bishop left the meeting at 11.38am and returned at 11.45am
Cr Gleeson left the meeting at 11.38am and returned at 11.45am
Cr Gleeson left the meeting at 11.51am and returned at 11.56am
Cr Beard left the meeting at 11.56am and returned at 11.57am
Cr Talty left the meeting at 12.02pm and returned at 12.04pm
Cr Talty left the meeting at 12.08pm and returned at 12.10pm
Cr Edwards left the meeting at 12.36pm
Cr Gleeson left the meeting at 12.55pm and returned at 1.12pm
Cr Ogilvie left the meeting at 1.26pm and returned at 1.28pm

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Cr Talty left the meeting at 11.34am and returned at 11.37am
Cr Hardman left the meeting at 12.06pm and returned at 12.13pm
Cr Gleeson left the meeting at 12.18pm and returned at 12.23pm
Cr Talty left the meeting at 1.15pm and returned at 1.22pm

3 DECLARATION OF MATERIAL PERSONAL INTEREST OR CONFLICT OF INTEREST ON ANY ITEMS OF BUSINESS

Nil.

4 CLOSED SESSION

MOTION TO CLOSE THE MEETING AT 9.10AM

Moved by: Cr P Bishop
Seconded by: Cr J Talty

That the meeting be closed to the public pursuant to Section 275(1) of the *Local Government Regulation 2012*, to discuss the following items:

4.1.1 Resolutions for Toondah Harbour Development Area (Part 2), including Notice of Motion to Repeal a Resolution of Council on 10 December 2014

4.2.1 Cleveland Road East Options

The reason that is applicable is as follows:

(h) *other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage*

CARRIED 11/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

MOTION TO REOPEN MEETING AT 1.46PM

Moved by: Cr A Beard
Seconded by: Cr J Talty

That the meeting be again opened to the public.

CARRIED 11/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

4.1 ORGANISATIONAL SERVICES

4.1.1 RESOLUTIONS FOR TOONDAH HARBOUR DEVELOPMENT AREA (PART 2), INCLUDING NOTICE OF MOTION TO REPEAL A RESOLUTION OF COUNCIL ON 10 DECEMBER 2014

Objective Reference: A605836
Reports and Attachments (Archives)

Authorising Officer: 
Nick Clarke
General Manager Organisational Services

Responsible Officer: Peter Kelley
CEO Redland Investment Corporation

Report Author: Anca Butcher
Solicitor

EXECUTIVE SUMMARY

A confidential report from General Manager Organisational Services was discussed in closed session in accordance with s.275(1) of the *Local Government Regulation 2012*.

PROPOSED MOTION

Moved by: Cr A Beard
Seconded by: Cr P Bishop

That Council resolves to:

1. Delegate to the Chief Executive Officer pursuant to section 257(1)(b) of the *Local Government Act 2009* to:
 - a) Execute, amend or discharge the Development Agreement at Annexure 3 of the report;
 - b) Execute, amend or discharge the Infrastructure Agreement at Annexure 4 of the report; and
 - c) Execute, amend or discharge any agreement required to comply with obligations in the Development Agreement;
2. Repeal point 2 in its decision of General Meeting 10 December 2014 and replace with the following:
 2. Appoint the General Manager Organisational Services and the General Manager Community and Customer Services of Council to the Local Representative Committee for the Toondah Harbour and Weinam Creek Priority Development Areas; and
3. Note that this report and attachments remain confidential.

PROCEDURAL MOTION – 16 DECEMBER 2015

Moved by: Cr P Bishop

That the item lie on the table until 11am Monday 21 December 2015.

CARRIED 10/1

Crs Boglary, Ogilvie, Hardman, Hewlett, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

Cr Edwards was not present when the motion was put.

The meeting then proceeded to Item 4.2.1.

4.2 OFFICE OF CEO**4.2.1 OLD CLEVELAND ROAD EAST OPTIONS**

Objective Reference: A934553
Reports and Attachments (Archives)



Authorising/Responsible Officer:
Bill Lyon
Chief Executive Officer

Report Author:
Bill Lyon
Chief Executive Officer

EXECUTIVE SUMMARY

A confidential report from the Chief Executive Officer was discussed in closed session in accordance with s.275(1) of the *Local Government Regulation 2012*.

COUNCIL RESOLUTION

Moved by: Cr P Bishop
Seconded by: Cr W Boglary

That Council resolves as follows:

1. That the Chief Executive Officer be delegated authority under s.257(1)(b) of the *Local Government Act 2009*, to enact options C and E of the confidential report including the discharge of any associated documentation; and
2. That this report remains confidential and details of individual acquisition will become publicly available when it has been successfully completed.

CARRIED 7/3

Crs Boglary, Ogilvie, Hardman, Hewlett, Elliott, Beard and Bishop voted FOR the motion.

Crs Gleeson, Talty and Williams voted AGAINST the motion

Cr Edwards was not present when the motion was put.

PROCEDURAL MOTION – MEETING ADJOURNMENT – 16 DECEMBER 2015

Moved by: Cr M Elliott
Seconded by: Cr P Bishop

That Council resolves that the meeting stands adjourned at 1.49pm until Monday 21 December 2015 at 11.00am.

CARRIED 10/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Elliott, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

Cr Edwards was not present when the motion was put.

RESUMPTION OF MEETING AT 11.04AM - 21 DECEMBER 2015

Moved by: Cr P Gleeson

That the proceedings of the meeting resume and Item 4.1.1 be taken from the table.

CARRIED 9/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Talty, Gleeson, Bishop and Williams voted FOR the motion.

Cr Beard was not present when the motion was put.

Cr Elliott was absent from the meeting.

The meeting resumed with Crs Boglary, Ogilvie, Hardman, Hewlett, Talty, Gleeson, Bishop and Williams.

Apologies were noted for Crs Elliott and Beard.

Cr Beard entered the meeting at 12.10pm.

5 CLOSED SESSION**MOTION TO CLOSE THE MEETING AT 11.05AM**

Moved by: Cr P Gleeson

Seconded by: Cr J Talty

That the meeting be closed to the public pursuant to Section 275(1) of the *Local Government Regulation 2012*, to discuss the following item:

4.1.1 Resolutions for Toondah Harbour Development Area (Part 2), including Notice of Motion to Repeal a Resolution of Council on 10 December 2014

The reason that is applicable is as follows:

(h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage

CARRIED 9/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Talty, Gleeson, Bishop and Williams voted FOR the motion.

Cr Beard was not present when the motion was put.

Cr Elliott was absent from the meeting.

MOTION TO REOPEN MEETING AT 1.45PM

Moved by: Cr A Beard

Seconded by: Cr P Gleeson

That the meeting be again opened to the public.

CARRIED 10/0

Crs Boglary, Ogilvie, Hardman, Hewlett, Edwards, Talty, Beard, Gleeson, Bishop and Williams voted FOR the motion.

Cr Elliott was absent from the meeting.

COUNCIL RESOLUTION

Moved by: Cr P Gleeson

Seconded by: Cr A Beard

That Council resolves to:

1. Delegate to the Chief Executive Officer pursuant to section 257(1)(b) of the *Local Government Act 2009* to:
 - a) power to make, amend or discharge the Development Agreement at Annexure 3 of the report; and
 - b) power to make, amend or discharge the Infrastructure Agreement at Annexure 4 of the report, and
 - c) power to make, amend or discharge any agreement required to comply with obligations in the Development Agreement;
2. Use infrastructure charges, once the creditable works (listed in the infrastructure agreement at Annexure 4 of the report) have been offset, to construct a multi deck carpark with a minimum of 500 public car parking spaces;
3. Appoint the General Manager Organisational Services and the Manager Economic Sustainability and Major Projects of Council to the Local Representative Committee for the Toondah Harbour and Weinam Creek Priority Development Areas; and
4. Note that this report and attachments remain confidential.

PROCEDURAL MOTION – 21 DECEMBER 2015

Moved by: Cr C Ogilvie

That the item lie on the table.

LOST 4/6

Crs Boglary, Ogilvie, Hewlett and Bishop voted FOR the motion

Crs Hardman, Edwards, Talty, Beard, Gleeson and Williams voted AGAINST the motion.

Cr Elliott was absent from the meeting.

Cr Gleeson's motion was then put to the vote and **CARRIED 6/4**

Crs Hardman, Elliott, Talty, Beard, Gleeson and Williams voted FOR the motion.

Crs Boglary, Ogilvie, Hewlett and Bishop voted AGAINST the motion.

Cr Elliott was absent from the meeting.

6 MEETING CLOSURE

There being no further business, the Mayor declared the meeting closed at 1.48pm.

Signature of Chairperson: _____

Confirmation date: _____