



ORDINARY MEETING

MINUTES

18 SEPTEMBER 2018

The resolutions contained within these minutes were confirmed at the Council meeting on
2 October 2018.

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MINUTES OF THE ORDINARY MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON TUESDAY, 18 SEPTEMBER 2018 COMMENCING AT 9:07AM

1 OPENING

2 PRESENT

Members Present:

Deputy Mayor, Councillor Nigel Hutton (Chairperson)
Councillor Adam Belot
Councillor Pat Eastwood
Councillor Jan Kelly
Councillor Tom Wyatt

In Attendance:

Mrs Chris Murdoch – Chief Executive Officer
Mr Brett Bacon – Executive Director Liveability and Wellbeing
Mr Dan Toon – Executive Director Infrastructure
Mrs Andrea Ellis – Chief Financial Officer
Mr Matthew Willcocks - Chief Technology Officer
Mrs Nicole Robertson – Acting Coordinator Executive Support
Mrs Lucy Walker – Executive Support Officer

3 LEAVE OF ABSENCE / APOLOGIES

3.1 LEAVE OF ABSENCE FOR COUNCILLOR GLENDA MATHER - 18 SEPTEMBER 2018

File No: GV13.4.1
Attachments: Nil
Responsible Officer: Chris Murdoch - Chief Executive Officer

SUMMARY

Councillor Glenda Mather has requested leave of absence for 18 September 2018.

COUNCIL RESOLUTION

THAT leave of absence be granted to Councillor Glenda Mather for 18 September 2018.

Moved by: Councillor Wyatt
Seconded by: Councillor Eastwood

MOTION CARRIED

3.2 LEAVE OF ABSENCE FOR MAYOR BILL LUDWIG - 18 SEPTEMBER 2018

File No: GV13.4.1

Responsible Officer: Chris Murdoch - Chief Executive Officer

SUMMARY

Mayor Bill Ludwig has requested leave of absence for 18 September 2018.

COUNCIL RESOLUTION

THAT leave of absence be granted to Mayor Bill Ludwig for 18 September 2018.

Moved by: Councillor Kelly

Seconded by: Councillor Eastwood

MOTION CARRIED

4 PUBLIC FORUMS/DEPUTATIONS

Nil

5 MAYORAL MINUTE

Nil

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 13 and 28 August 2018 be taken as read and adopted as a correct record.

Moved by: Councillor Kelly

Seconded by: Councillor Wyatt

MOTION CARRIED

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 4 September 2018 be taken as read and adopted as a correct record.

Moved by: Councillor Kelly

Seconded by: Councillor Belot

MOTION CARRIED

COUNCIL RESOLUTION

THAT the minutes of the Special Meeting held on 7 September 2018 be taken as read and adopted as a correct record.

Moved by: Councillor Kelly

Seconded by: Councillor Eastwood

MOTION CARRIED

7 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

10.09PM

In accordance with s172(2) of the *Local Government Act 2009*, Councillor Nigel Hutton disclosed a material personal interest in respect of Item 15.7 – Properties Eligible for Land Sale due to personal knowledge of property owners. Councillor Hutton did not take part in the debate and left the meeting.

8 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

8.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

File No: GV13.4.1

Attachments: 1. **Business Outstanding Table - 18 September 2018** [⇒](#)

Responsible Officer: Chris Murdoch - Chief Executive Officer

SUMMARY

The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Ordinary Council Meeting is presented for Councillors' information.

COUNCIL RESOLUTION

THAT the Business Outstanding table for the Ordinary Council Meeting be received.

Moved by: Councillor Belot

Seconded by: Councillor Wyatt

MOTION CARRIED

9 PRESENTATION OF PETITIONS

Nil

**10 AUDIT, RISK AND BUSINESS IMPROVEMENT COMMITTEE
 REPORTS**

Nil

11 COUNCILLOR/DELEGATE REPORTS

Nil

12 REPORTS

12.1 AUDIT, RISK AND BUSINESS IMPROVEMENT COMMITTEE MEETING 31 AUGUST 2018

File No: CM4.2.1
Attachments: 1. ARaBIC Minutes 31 August 2018 - Unconfirmed [⇒](#)
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Scott Williams - Internal Auditor

SUMMARY

The Audit, Risk and Business Improvement Committee conducted its last meeting as a 'flying minute' or 'vote outside committee'. This was done with consideration of the planned agenda items and the travel commitments of a number of the members. The meeting was deemed to have been held on 31st August, 2018. This report provides the recommendations from the Committee for consideration and adoption by Council. The reports from the meeting are available for viewing by Councillors on the Councillor Portal.

COUNCIL RESOLUTION

THAT the unconfirmed minutes of the Audit, Risk and Business Improvement Committee held on 31st August, 2018, be received and the following recommendations contained within those minutes be adopted.

Moved by: Councillor Kelly
Seconded by: Councillor Wyatt

MOTION CARRIED UNANIMOUSLY

12.2 MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 31 AUGUST 2018**File No:** FM12.14.1**Attachments:** 1. **Monthly Financial Report - August 2018** [⇒](#)**Responsible Officer:** Andrea Ellis - Chief Financial Officer**Author:** Damien Cross - Coordinator Accounting Services

SUMMARY

Presentation of the Livingstone Shire Council Monthly Financial Report for the period ending 31 August 2018 by the Chief Financial Officer.

COUNCIL RESOLUTION

THAT the Livingstone Shire Council Monthly Financial Report for the period ending 31 August 2018 be received.

Moved by: Deputy Mayor, Councillor Hutton**Seconded by:** Councillor Kelly**MOTION CARRIED UNANIMOUSLY**

12.3 WASTE MANAGEMENT LOCAL LAW

- File No:** 19.5.1 and 4.7.31
- Attachments:**
1. Waste Management Schedule [⇒](#)
 2. Designated Waste Collection Area - Capricorn Coast - Map 1 (ver 1) [⇒](#)
 3. Designated Waste Collection Area - Capricorn Coast - Map 2 (ver 1) [⇒](#)
 4. Designated Waste Collection Area - Glenlee, Glendale, Rockyview, The Caves - Map 3 (ver 1) [⇒](#)
 5. Designated Waste Collection Area - Rockyview, Rockhampton - Yeppoon Road Areas - Map 4 (ver 1) [⇒](#)
 6. Designated Waste Collection Area - Yaamba Area - Map 5 (ver 1) [⇒](#)
 7. Designated Waste Collection Area - Marlborough Area - Map 6 (ver 1) [⇒](#)
 8. Designated Waste Collection Area - Ogmoo Area - Map 7 (ver 1) [⇒](#)
 9. Designated Waste Collection Area - Great Keppel Island - Map 8 (ver 1) [⇒](#)
 10. Waste and Recycling Collection Policy (v4) marked up [⇒](#)
 11. Waste and Recycling Collection Policy (v4) [⇒](#)
 12. Waste and Recycling Collection Procedure (v4) marked up [⇒](#)
 13. Waste and Recycling Collection Procedure (v4) [⇒](#)

Responsible Officer: Dan Toon - Executive Director Infrastructure Services
Author: Carrie Burnett - Policy & Planning Officer

SUMMARY

The purpose of this report is to address outstanding administrative matters resulting from the making of Local Law No 8 (Waste Management) 2018.

COUNCIL RESOLUTION

THAT Council resolves as follows:

1. Pursuant to s 5 of Local Law No. 8 (Waste Management) 2018, Council approves:
 - a. the Designated Waste Collection Areas Map Nos 1-8 (ver 1) which designate:
 - i. Collection Areas in which Council will conduct general waste collection; and
 - ii. Service Routes in which Council may conduct general waste collection.
 - b. the frequency of waste collection in the designated areas as identified in the Waste Management Schedule.
2. To adopt the Waste Management Schedule.
3. For the purposes of the definition of recyclable waste in Local Law No. 8 (Waste Management) 2018, Council declares the following as recyclable waste:

- a. Glass food and beverage containers;
 - b. Clean paper and cardboard;
 - c. Steel and aluminum cans including aerosols;
 - d. Liquid paperboard; and
 - e. Plastics – all plastics defined in the plastic coding system as Groups ® 1, 2, 3, 4, 5 and 6, HDPE plastic containers, PET plastic containers.
4. For the purposes of the definition of standard general waste container in Local Law No. 8 (Waste Management) 2018, Council approves the standard general waste containers identified in the Waste Management Schedule for storing domestic waste, commercial waste and recyclable waste at premises.
 5. To adopt the Waste and Recycling Collection Policy (v4); and
 6. To endorse the Waste and Recycling Collection Procedure (v4).

Moved by: Councillor Belot

Seconded by: Councillor Kelly

MOTION CARRIED UNANIMOUSLY

12.4 LIFTING MATTERS LYING ON THE TABLE

File No: GV13.4.1
Attachments: Nil
Responsible Officer: Chris Murdoch - Chief Executive Officer
Author: Lucy Walker - Executive Support Officer

SUMMARY

The Business Outstanding Table is used as a tool to identify when reports are due back to the table. Items lying on the table require a report to be lifted from the table before being dealt with. This report is designed to lift all necessary reports from the table to be dealt with at the current meeting 18 September 2018.

COUNCIL RESOLUTION

THAT the following matter, 'lying on the table' in the Business Outstanding Table due to return to Council Meeting, be lifted from the table and be dealt with accordingly.

- Notice of Motion – Councillor Adam Belot – Change to Media Policy

Moved by: Councillor Belot
Seconded by: Deputy Mayor, Councillor Hutton
MOTION CARRIED

15.4 CAPRICORN ENTERPRISE ANNUAL GENERAL MEETING PROXY VOTE**File No:** ED8.5.12**Attachments:** 1. 2018 Notice of Capricorn Enterprise AGM**Responsible Officer:** Brett Bacon - Executive Director Liveability and Wellbeing**Author:** Debra Howe - Director Strategic Growth & Development

SUMMARY

The purpose of this report is to seek authorisation to assign Council's Proxy Vote for the 2018 Capricorn Enterprise Annual General Meeting.

COUNCIL RESOLUTION

THAT Council appoint the Director Strategic Growth and Development as Proxy to represent 100 per cent of Council's voting rights at the 2018 Capricorn Enterprise Annual General Meeting being held on 27 September 2018 at the Quality Regent Hotel in Rockhampton.

Moved by: Deputy Mayor, Councillor Hutton**Seconded by:** Councillor Kelly**MOTION CARRIED UNANIMOUSLY**

**13 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM
COUNCILLORS**

13.1 NOTICE OF MOTION - COUNCILLOR ADAM BELOT - CHANGE TO MEDIA POLICY

File No: GV13.4.4
Attachments: 1. [Notice of Motion](#)⇒
Responsible Officer: Chris Murdoch - Chief Executive Officer

SUMMARY

Councillor Adam Belot has indicated his intention to move the following Notice of Motion at the next Council Meeting 4 September 2018, as follows:

COUNCIL RESOLUTION

THAT a review be undertaken of the Media Policy Guidelines and roles/responsibilities, in order to encourage greater Councillors participation and freedom when commenting in the media.

Moved by: Councillor Belot
Seconded by: Councillor Kelly

COUNCIL RESOLUTION

That the matter lay on the table and to return to the Council Meeting on 2 October 2018.

Moved by: Councillor Belot
Seconded by: Councillor Wyatt

MOTION CARRIED UNANIMOUSLY

13.2 NOTICE OF MOTION - COUNCILLOR ADAM BELOT - NATION BUILDING - WATER HARVESTING STRATEGIES**File No:** GV13.4.4**Attachments:** 1. **NOM - Nation Building - Water Harvesting Strategies** [↗](#)**Responsible Officer:** Chris Murdoch - Chief Executive Officer

SUMMARY

Councillor Adam Belot has indicated his intention to move the following Notice of Motion at the next Council Meeting 18 September 2018, as follows:

COUNCIL RESOLUTION

THAT

1. Livingstone Shire Council request the opportunity to meet with Senator Canavan, Michelle Landry and Brittany Lauga to discuss the current actions and future agenda in this space and following those discussions;
2. Livingstone Shire Council write to both Federal and State Governments advocating for greater investment and action on 'Nation Building -Water Harvesting strategies' that will lead to more prosperous and sustainable conditions for Queensland and Australian Farmers.

Moved by: Councillor Belot**Seconded by:** Councillor Kelly**MOTION CARRIED UNANIMOUSLY**

13.3 NOTICE OF MOTION - COUNCILLOR ADAM BELOT - ICESUP-CQ - BUDGET REQUEST

File No: GV13.4.4
Attachments: 1. NOM [⇒](#)
Responsible Officer: Chris Murdoch - Chief Executive Officer

SUMMARY

Councillor Adam Belot has indicated his intention to move the following Notice of Motion at the next Council Meeting 18 September 2018, as follows:

COUNCIL RESOLUTION

THAT Livingstone Shire Council consider what financial/in kind support, can be provided in the current budget to assist ICESUP-CQ in their aims which includes building on the developed community capacity, increasing awareness of the negative impacts of drug use and implementing strategies to support families effected by ICE and other drugs.

Moved by: Councillor Belot
Seconded by: Councillor Eastwood

COUNCIL RESOLUTION

Councillor Belot moved an amendment:

THAT LSC consider what other in kind support, can be provided to ICESUP-CQ to assist them in their aims which includes building on the developed community capacity, increasing awareness of the negative impacts of drug use and implementing strategies to support families effected by ICE and other drugs .

For consideration with assistance in the planning and operation of a Community Awareness Day on Alcohol and other Drugs, to be held June 2019.

Moved by: Councillor Belot
Seconded by: Councillor Eastwood

COUNCIL RESOLUTION

That the matter lay on the table and to return to the Council Meeting on 2 October 2018.

Moved by: Councillor Wyatt
Seconded by: Councillor Kelly
MOTION CARRIED

14 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

COUNCIL RESOLUTION

10:00AM

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

15.1 Container Refund Scheme - Refund Point

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

15.2 Acquisition of Easements - Scenic Highway Statue Bay

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

15.3 Opening of Road - Gunder Road, The Caves

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

15.5 Sale of Land - 16 Red Emperor Way, Lammermoor

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

15.6 Potential Sale of Lots 2 and 3 - The Gateway Business and Industry Park

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

15.7 Properties Eligible for Land Sale

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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.

Moved by: Councillor Kelly
Seconded by: Councillor Wyatt

MOTION CARRIED

COUNCIL RESOLUTION

10.08AM

THAT the meeting moves out of closed session and be opened to the public.

Moved by: Councillor Kelly

Seconded by: Councillor Eastwood

MOTION CARRIED

15 CONFIDENTIAL REPORTS

15.1 CONTAINER REFUND SCHEME - REFUND POINT

File No: WM31.8.6

Attachments: Nil

Responsible Officer: Dan Toon - Executive Director Infrastructure Services

Author: Sean Fallis - Manager Water and Waste Operations

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

This report provides information on the container refund scheme and a request from the Container Refund Point Operator to operate out of Council facilities.

COUNCIL RESOLUTION

THAT Council resolve to not approve establishment of container refund points at Yeppoon Landfill or Emu Park Transfer Station due to the sites not being suitable, however, that alternative locations be investigated for suggestion to the proponent.

Moved by: Councillor Belot

Seconded by: Councillor Kelly

MOTION CARRIED UNANIMOUSLY

15.2 ACQUISITION OF EASEMENTS - SCENIC HIGHWAY STATUE BAY**File No:** 14-134

- Attachments:**
1. SP305213 - (*Confidential*)
 2. Resumption Agreement - Lot 1 LN1023 - (*Confidential*)
 3. SP308234 - (*Confidential*)
 4. Resumption Agreement - Lot 2 LN1023 - (*Confidential*)
 5. SP308235 - (*Confidential*)
 6. Resumption Agreement - Lot 9 LN1023 - (*Confidential*)
 7. Confidential Ordinary Agenda and Resolution 10 October 2016 – Report 1 (Lot 9 LN1023 and Lot 2 LN1023) - (*Confidential*)
 8. Confidential Ordinary Agenda and Resolution 10 October 2016 – Report 2 (Lot 1 LN1023) - (*Confidential*)

Responsible Officer: Dan Toon - Executive Director Infrastructure Services**Author:** Carrie Burnett - Policy & Planning Officer

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

This report addresses the taking of easements required for the Statue Bay Remediation Project.

COUNCIL RESOLUTION

THAT Council resolves:

1. To endorse the execution of the Resumption Agreement between Council and the owners of Lot 1 LN1023 by the Chief Executive Officer;
2. To endorse the execution of the Resumption Agreement between Council and the owners of Lot 2 LN1023 by the Chief Executive Officer;
3. To endorse the execution of the Resumption Agreement between Council and the owners of Lot 9 LN1023 by the Chief Executive Officer;;
4. That it is satisfied that the land identified in The Schedule may be taken and should be taken for the purpose of works for any public works, or other work or purpose of a similar nature (being works to stabilise a cliff face being part of the road reserve for Scenic Highway), for which it is proposed to be taken; and
5. To declare, by gazette notice, that the land identified in The Schedule is taken for the purpose of works for any public works, or other work or purpose of a similar nature (being works to stabilise a cliff face being part of the road reserve for Scenic Highway).

The Schedule

Easement H in Lot 1 on LN1023 on SP305213

Easement C in Lot 2 on LN1023 on SP308234

Easement D in Lot 9 on LN1023 on SP308235

Moved by: Councillor Kelly
Seconded by: Councillor Wyatt
MOTION CARRIED

15.3 OPENING OF ROAD - GUNDER ROAD, THE CAVES**File No:** 5.2.5-005**Attachments:** 1. Drawing No 17-112-04 - (*Confidential*)**Responsible Officer:** Dan Toon - Executive Director Infrastructure Services**Author:** Carrie Burnett - Policy & Planning Officer

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

This report relates to a road encroachment over private property and puts forward a proposed resolution to the encroachment.

COUNCIL RESOLUTION

THAT Council authorise the Chief Executive Officer to commence negotiations with the owners of Lot 69 RP891987 to open new road as shown on Drawing No. 17-112-04.

Moved by: Deputy Mayor, Councillor Hutton**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

Item - 15.4 Capricorn Enterprise Annual General Meeting Proxy Vote - has been moved to general reports as the table agreed this was not a confidential item.

15.5 SALE OF LAND - 16 RED EMPEROR WAY, LAMMERMOOR**File No:** ED8.5.5**Attachments:** 1. Valuation for 16 Red Emperor Way**Responsible Officer:** Brett Bacon - Executive Director Liveability and Wellbeing
Debra Howe - Director Strategic Growth & Development**Author:** Elle Wallin - Executive Support Officer

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

This report provides Council with the required information to confidently accept the offer presented for the sale of land at 16 Red Emperor Way, Lammermoor.

COUNCIL RESOLUTION

THAT Council accepts the offer presented in this report for 16 Red Emperor Way, Lammermoor and delegate authority to the Chief Executive Officer to execute the contract of sale, having due regard to the provisions for the disposal of non-current assets contained in the Queensland *Local Government Regulation 2012* and Livingstone Shire Council's *Procurement Policy*.

Moved by: Councillor Kelly**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

15.6 POTENTIAL SALE OF LOTS 2 AND 3 - THE GATEWAY BUSINESS AND INDUSTRY PARK

File No:	ED.8.5.5
Attachments:	1. The Gateway Business and Industry Park Stage 1 and 2 Layout
Responsible Officer:	Brett Bacon - Executive Director Liveability and Wellbeing
Author:	Debra Howe - Director Strategic Growth & Development Elle Wallin - Executive Support Officer
Previous Items:	15.1 - Potential Sale of Lots 2 and 3 - The Gateway Business and Industry Park - Ordinary Council - 01 May 2018 9:00am

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

A local business has expressed interest in two lots within Stage One of The Gateway Business and Industry Park.

OFFICER'S RECOMMENDATION

THAT Council:

1. reconfirms its previous decision on 1 May 2018, to sell Lots 2 and 3, known as 3 and 5 Pineapple Drive, Hidden Valley, within Stage One of The Gateway Business and Industry Park, and acknowledges the nominated offer and new entity (purchaser) listed in this report; and
2. authorises the Chief Executive Officer to finalise negotiations and execute a contract of sale for the two lots, having due regard to the provisions for the disposal of non-current assets contained in the Queensland *Local Government Regulation 2012* and Livingstone Shire Council's Procurement Policy.

Moved by: Councillor Wyatt
Seconded by: Councillor Eastwood

COUNCIL RESOLUTION

That the matter lay on the table and to return to the Council Meeting in October 2018.

Moved by: Deputy Mayor, Councillor Hutton
Seconded by: Councillor Kelly

MOTION CARRIED

10:09AM Deputy Mayor, Councillor Hutton left the meeting due to a conflict of interest he declared in relation to item 15.7 – Properties for Eligible for Land Sale.

COUNCIL RESOLUTION

THAT in accordance with s165(2) of the *Local Government Act 2009*, Councillor Adam Belot be appointed Chairperson of this Council meeting for the period of Deputy Mayor's absence.

Moved by: Councillor Wyatt

Seconded by: Councillor Kelly

MOTION CARRIED

15.7 PROPERTIES ELIGIBLE FOR LAND SALE**File No:** FM12.1.9**Attachments:**

1. Table of Properties
2. Sale of Land Flow Chart

Responsible Officer: Andrea Ellis - Chief Financial Officer**Author:** Priscilla Graham - Coordinator Revenue

This report is considered confidential in accordance with section 275(1)(h), of the *Local Government Regulation 2012*, as it contains information relating to 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 .

SUMMARY

Under the provisions of the *Local Government Regulation 2012*, Council has the authority to recover outstanding rates and charges through a land sale process where the amounts have been overdue for three or more years. Eighteen (18) properties have received the pre land sale correspondence and meet the criteria being eligible for land sale. The total value of the rates assessment balances (including current rates issue due 5th September 2018) is \$355,174.19.

COUNCIL RESOLUTION

THAT (a) pursuant to section 140(2) of the *Local Government Regulation 2012* Council proceed with action to sell the land listed below, and also detailed in attachment 1 to the report for overdue rates and charges; and

(b) that Council delegate to the Chief Executive Officer the power to take all further steps under Chapter 4, Part 12, Division 3 of the *Local Government Regulation 2012* to effect sale of the land (including, for avoidance of doubt, the power to end sale procedures).

127881 - L31 E 15616	140365 - L3 RP 614619
129980 - L15 RP 618406	140394 - L15 RP 613481
130164 - L4 BUP 60007	141203 - L4 SP 223821
130381 - L80 SP 140933	141607 - L53 SP 167021
133658 - L15 RP 608960	142478 - L110 SP187967
134346 - L42 RP 602148	143907 - L179 SP 217255
136948 - L1 RP 612575	303528 - L51 SP 239036
137355 - L4 RP 618814	131688 – L1 RP 609496
137839 - L34 RP 860164	
138232 - L124 RP 842258	

Moved by: Councillor Kelly**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

10:16PM Deputy Mayor, Councillor Hutton returned to the meeting.

16 URGENT BUSINESS QUESTIONS

17 CLOSURE OF MEETING

There being no further business the meeting closed at 10:16PM.

Nigel Hutton
CHAIRPERSON

DATE