



ORDINARY MEETING

CONFIRMED MINUTES

17 MARCH 2026

The resolutions contained within these minutes were confirmed at the Ordinary Council Meeting on the 7 April 2026.

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MINUTES OF THE ORDINARY MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON TUESDAY, 17 MARCH 2026 COMMENCING AT 9:00 AM**1 OPENING****Acknowledgement of Country – Mayor Adam Belot**

“I would like to take this opportunity to respectfully acknowledge the Darumbal People. The traditional custodians and elders past, present and emerging of the land on which this meeting is taking place today.”

Opening Prayer

The opening prayer was delivered by *Deputy Mayor, Councillor Pat Eastwood*.

2 PRESENT

Members Present:

Mayor, Councillor Adam Belot
Deputy Mayor, Councillor Pat Eastwood
Councillor Glenda Mather
Councillor Rhodes Watson
Councillor Wade Rothery (arrived 9.03am)
Councillor Lance Warcon
Councillor Andrea Friend

Officers in Attendance:

Alastair Dawson – Interim Chief Executive Officer
Michael Kriedemann – General Manager Infrastructure
Katrina Paterson – General Manager Communities and Environment
Kristy Mansfield - Chief People and Performance Officer
Lucy Walker – Coordinator Executive Support
Gretta Cowie – Executive Support Officer
Sharon Sommerville – Manager Environmental and Facilities
Molly Saunders – Manager Community and Cultural Services
Jeff Carter – Manager Construction and Maintenance
Christine Macdonald – Principal Property Officer
Greg Abbotts – Manager Planning and Development
Leise Childs – Coordinator Natural Resource Management
Sonia Tonkinson – Manager Economic Development
Skye Michaels – Strategic Communications Lead Advisor

Apologies

Andrea Ellis – General Manager Corporate Services
Graham Scott – Project Director Blueprint Livingstone

3 LEAVE OF ABSENCE / APOLOGIES

3.1 LEAVE OF ABSENCE FOR DEPUTY MAYOR PAT EASTWOOD - 31ST MARCH TO 6TH APRIL 2026 AND 7TH MAY TO 15TH MAY 2026

File No: GV14.4.1
Attachments: Nil
Responsible Officer: Alastair Dawson - Interim Chief Executive Officer

SUMMARY

Deputy Mayor Pat Eastwood requested a leave of absence from 31st March to 6th April 2026 inclusive and 7th May to 15th May 2026.

COUNCIL RESOLUTION

THAT Leave of Absence be granted to Deputy Mayor Pat Eastwood for the period of 31st March to 6th April 2026 inclusive and 7th May to 15th May 2026 inclusive.

Moved by: Councillor Mather
Seconded by: Councillor Warcon

MOTION CARRIED UNANIMOUSLY

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 3 March 2026 be taken as read and adopted as a correct record.

Moved by: Councillor Mather

Seconded by: Councillor Warcon

MOTION CARRIED UNANIMOUSLY

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Conflict of Interest Declared - Councillor Not Participate

COUNCIL RESOLUTION

Pursuant to Section 150EQ, as defined in Section 150EN of the Local Government Act, Councillor Rhodes Watson declared a conflict of Interest in Item 16.5 and declared the following: Councillor Rhodes Watson declared that his 16.5 son has a relationship with the owners of the property at Milman.

Councillor Rhodes Watson has voluntarily decided to not participate in the consideration and voting of this matter and will leave the meeting room while this item is being discussed.

6 DEPUTATIONS

6.1 9:00AM - DEPUTATION - YEPPOON SEAGULLS JUNIOR RUGBY LEAGUE

File No: fA2214
Attachments: Nil
Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer
Author: Gretta Cowie - Executive Support Officer
Sharon Sommerville - Manager Parks and Facilities
Molly Saunders - Manager Community and Cultural Services

SUMMARY

Current and future plans for the Yeppoon Seagulls Junior Rugby League.

Meeting Adjourned

COUNCIL RESOLUTION

9.31AM

THAT the meeting be adjourned.

Moved by: Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

Meeting Resumed

COUNCIL RESOLUTION

9.34AM

THAT the meeting be resumed.

Moved by: Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

Cr Warcon returned to meeting at 9.35am.

COUNCIL RESOLUTION

THAT the deputation be received and that Council fully support any external grants or funding opportunities.

Moved by: Councillor Friend

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

Councillor Eastwood returned to the meeting at 9.36am.

7 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

7.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

File No: fA2206
Attachments: 1. **Business Outstanding Table - March 2026**
Responsible Officer: Alastair Dawson - Interim 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 Mather
Seconded by: Councillor Rothery

MOTION CARRIED UNANIMOUSLY

8 PRESENTATION OF PETITIONS

Nil

9 NOTICES OF MOTION

9.1 NOTICE OF MOTION - CR ANDREA FRIEND - ATTENDANCE FOR DFV FORUM THE 20TH MAY 2026

File No: qA86737
Attachments: 1. NoM - Cr Andrea Friend - Attendance of the DFV Forum on 20th May 2026
Responsible Officer: Alastair Dawson - Interim Chief Executive Officer

SUMMARY

Councillor Andrea Friend has submitted a 'Notice of Motion' in relation to attending of the Domestic and Family Violence Forum on the 20th May 2026.

COUNCIL RESOLUTION

THAT Council grant Councillor Andrea Friend leave of the table for the 19th of May 2026 Ordinary Meeting and to attend the DFV Prevention Champions Network Forum, facilitated by the LGAQ on the 20th of May 2026, hosted by Bundaberg Regional Council.

Moved by: Councillor Friend
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

9.2 NOTICE OF MOTION - CR ANDREA FRIEND - INSTALLATION OF A POTABLE WATER BUBBLER/FOUNTAIN**File No:** qA86737**Attachments:** 1. Notice of Motion - Cr Andrea Friend - Installation of a potable water bubbler/fountain**Responsible Officer:** Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

SUMMARY

Councillor Andrea Friend has submitted a 'Notice of Motion' in relation to the Installation of a Water Bubbler/Fountain.

COUNCIL RESOLUTION

THAT Council install a water bubbler/fountain inclusive of a dog dish at the amenities side of Merv Anderson Park near Ross Creek.

THAT Council undertake an audit of all parks in the Shire to identify the need for any further bubblers/fountains inclusive of dog dishes and a report be brought back to Council.

Moved by: Councillor Friend**Seconded by:** Councillor Rothery**MOTION CARRIED UNANIMOUSLY**

9.3 NOTICE OF MOTION - CR GLENDA MATHER - AWARDING OF MARLBOROUGH POOL CONTRACT

File No: qA86737
Attachments: 1. NoM - Cr Mather - Marlborough pool contract
Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

SUMMARY

Councillor Glenda Mather has submitted a 'Notice of Motion' in relation to the handling of the Marlborough Pool Contract.

COUNCILLOR RECOMMENDATION

THAT due to the length of time this new contract is being processed, and still to be processed and awarded, and the lack of complexity involved:

- a) the staff involved in this process provide a/written report to "Please Explain" why the matter has dragged on almost 3 months past it's Award Date of December,
and
- b) Identify all the relevant dates and extension, and reasons for these extensions,
and
- c) Copies of all/any correspondence to the applicants giving reasons for these delays.

Moved by: Councillor Mather

Seconded by: Councillor Rothery

MOTION LOST

Cr G Mather voted in the affirmative.

Crs A Belot, P Eastwood, A Friend, W Rothery, L Warcon and R Watson voted in the negative.

COUNCIL RESOLUTION

THAT all the information regarding the Marlborough Pool Contract be provided as requested by the Councillor and a report be brought back to the next meeting of Council.

Moved by: Councillor Rothery

Seconded by: Deputy Mayor, Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

10 QUESTIONS ON NOTICE

Nil

11 COMMITTEE REPORTS

Nil

12 AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS

12.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING - 10 FEBRUARY 2026

File No: A176309

Attachments: 1. **Audit, Risk and Improvement Committee
Unconfirmed Meeting Minutes - 10 February
2026**

Responsible Officer: **Andrea Ellis - General Manager Corporate Services
Alastair Dawson - Interim Chief Executive Officer**

Author: **Nicole Carr - Support Services Officer**

SUMMARY

The purpose of this report is for Council to receive the minutes from the Audit, Risk and Improvement Committee (ARaIC) meeting held in person on 10 February 2026, and note the recommendations from the Committee for consideration and adoption by Council. The reports from this meeting are available for viewing by Councillors on the Audit, Risk and Improvement Committee and Councillor portals.

COUNCIL RESOLUTION

THAT Council receive the unconfirmed meeting minutes of the Audit, Risk and Improvement Committee held on 10 February 2026.

Moved by: **Councillor Friend**
Seconded by: **Councillor Watson**
MOTION CARRIED UNANIMOUSLY

13 REPORTS

13.1 MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 28 FEBRUARY 2026

File No: FM12.14.1

Attachments:

1. Monthly Financial Report - February 2026
2. Contract Award Summaries

Responsible Officer: Mandy Louda - Support Services Officer
Andrea Ellis - General Manager Corporate Services
Alastair Dawson - Interim Chief Executive Officer

Author: Aqeel Ahmad - Financial Accountant

SUMMARY

The purpose of this report is to seek Council's adoption of the Livingstone Shire Council Monthly Financial Report for the Period Ending 28 February 2026.

COUNCIL RESOLUTION

THAT Council receive the Livingstone Shire Council Monthly Financial Report for the period ending 28 February 2026 (Attachment 1).

Moved by: Councillor Friend

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

13.2 CHANGE OF DATE - ORDINARY COUNCIL MEETING - AUGUST 2026

File No: fA2206
Attachments: Nil
Responsible Officer: Alastair Dawson - Interim Chief Executive Officer
Author: Adam Belot - Mayor

SUMMARY

It is proposed that the scheduled Ordinary Council Meeting for Tuesday, 18 August 2026 be moved to Monday, 17 August 2026. The change is suggested as Cockscomb Veterans Bush Retreat will be hosting their annual Veterans Day Service on Tuesday, 18 August 2026. Changing the date of the Council Meeting will allow Mayor and Councillors the opportunity to attend the celebrations.

COUNCIL RESOLUTION

THAT Council approve the rescheduling of the August 2026 Ordinary Council Meeting from Tuesday, 18 August 2026 to Monday, 17 August 2026.

Moved by: Councillor Friend
Seconded by: Councillor Rothery

MOTION CARRIED UNANIMOUSLY

13.3 RESPONSE TO NOTICE OF MOTION FROM COUNCILLOR MATHER - ROAD MAINTENANCE - PRIMARY PRODUCERS**File No:** fA2220**Attachments:**

1. Notice of Motion
2. Local Government Unseal Roads Service Levels

Responsible Officer: Michael Kriedemann - General Manager Infrastructure
Alastair Dawson - Interim Chief Executive Officer**Author:** Jeff Carter - Manager Construction & Maintenance

SUMMARY

This report provides details in response to a Notice of Motion on 17 February 2026 in relation to road maintenance on roads supporting primary producers.

OFFICER'S RECOMMENDATION

THAT Council:

1. Maintain the current service levels for grading intervention on its unsealed road network at International Roughness Index 7 with the exception of gazetted Translink school bus routes which are programmed for grading maintenance at International Roughness Index 6.

COUNCIL RESOLUTION

That pursuant to s2.18.1(d) and s2.18.11 of Livingstone Shire Council's Meeting Procedures Policy the matter lay on the table pending a report by Officers and to return to a future Council Meeting.

Moved by: Councillor Mather**MOTION CARRIED UNANIMOUSLY**

13.4 RESPONSE TO NOTICE OF MOTION FROM COUNCILLOR MATHER - DRAINAGE ISSUES - LAMMERMOOR SANDS ESTATE.

File No: fA2220
Attachments: 1. Lammermoor Sands Maintenance Agreement
Responsible Officer: Michael Kriedemann - General Manager Infrastructure
Alastair Dawson - Interim Chief Executive Officer
Author: Jeff Carter - Manager Construction & Maintenance

SUMMARY

This report provides details in response to a Notice of Motion on 16 December 2025 in relation to Lammermoor Sands Estate Drainage Issues.

COUNCIL RESOLUTION

THAT Council:

1. Acknowledges the current condition of the Open Space Reserve;
2. Note the current agreement between Council and the Body Corporate of Lammermoor Sands CTS (BCLS), which details maintenance requirements for the “park” occupying Lot 201 on SP199670;
3. Rectify erosion and sedimentation which is present along the drainage flow path through the park; and
4. Actively monitor upstream developments to ensure future stormwater flows through the park are not adversely impacting on the park.

Moved by: Councillor Rothery

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

Meeting Adjourned**COUNCIL RESOLUTION**

10.44AM

THAT the meeting be adjourned for Morning Tea.

Moved by: Deputy Mayor, Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

Meeting Resumed**COUNCIL RESOLUTION**

11.01AM

THAT the meeting be resumed.

Moved by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

Meeting Proceeds to the Item 13.6**COUNCIL RESOLUTION**

That pursuant to s2.18.1(c) and s2.18.8 of Livingstone Shire Council's Meeting Procedures Policy the meeting proceeds to the item 13.6 and will return to item 13.5 of the agenda later in the meeting.

Moved by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

13.6 APPLICATION TO PURCHASE RESERVE FOR SANITARY PURPOSES - LOT 38 PERKINS ROAD, MARLBOROUGH - LOT 38 ON LI148**File No:** fA86770**Attachments:**

1. Application Form
2. Aerial Image - Lot 38 on LI148

Responsible Officer: Sharon Sommerville - Manager Parks and Facilities
Katrina Paterson - General Manager Communities and Environment**Author:** Monica Heaslip - Executive Support Officer (Acting)
Christine Macdonald - Principal Property Officer**SUMMARY**

The owner of Lot 11 Perkins Road, Marlborough has submitted an application to the Department of Natural Resources and Mines, Manufacturing and Regional and Rural Development seeking to purchase Reserve for Sanitary Purposes described as Lot 38 on LI148, located at Lot 38 Perkins Road, Marlborough, of which Council is trustee.

The Department has requested Council's views, requirements or objections regarding the application.

COUNCIL RESOLUTION

THAT Council resolve to advise the Department of Natural Resources and Mines, Manufacturing and Regional and Rural Development that it does not object to the proposal to purchase Lot 38 Perkins Road, Marlborough described as Lot 38 on LI148; and further that Council provides the following comments to the State for its consideration:-

1. the site contains significant mapped environmental values, including Biodiversity – Wetlands and Waterways and Stream Order overlays, and is associated with a natural waterway recognised as a Matter of State Environmental Significance;
2. the vegetation is mapped by the State as Category R (riparian regrowth) within a Great Barrier Reef catchment and includes Endangered Regional Ecosystem 11.3.38, which provides habitat for threatened and near threatened flora species; and
3. any future use of the land for animal husbandry will trigger a development application for a material change of use due to the biodiversity overlay mapped on the site, and given the land is on the contaminated land register, the proposal use of the site for grazing, may not be the most appropriate.

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

13.7 D-230-2025 - REQUEST FOR WAIVER OF LEVIED INFRASTRUCTURE CHARGES

File No: D-230-2025

Attachments:

1. Locality Plan
2. MCU Site Plan

Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

Author: Shari Rankin - Coordinator Development Assessment

SUMMARY

L A Lloyd has made representations to Council seeking the waiver of levied infrastructure charges for Material Change of Use for a Pet Crematorium located at 383 Pine Mountain Drive, Mulara (Lot 8 SP220202).

Matter Lay on Table until later in the Meeting**COUNCIL RESOLUTION**

That pursuant to s2.18.1(d) and s2.18.11 of Livingstone Shire Council's Meeting Procedures Policy the matter lay on the table until later in the meeting pending confirmation of a deputation from the applicant.

Moved by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

Matter be Lifted from the Table**COUNCIL RESOLUTION**

That pursuant to s2.18.1(d) and s2.18.13 of Livingstone Shire Council's Meeting Procedures Policy the matter be lifted from the table to be dealt as the applicant advised a decision be made at today's Council Meeting.

Moved by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT concerning the request for a waiver of levied infrastructure charges, made by L A Lloyd, in relation to Material Change of Use for a Pet Crematorium located at 383 Pine Mountain Drive, Mulara (Lot 8 SP220202), Council resolves to refuse the request to waive the charges.

Moved by: Councillor Warcon

Seconded by: Councillor Watson

MOTION CARRIED

Crs A Belot, P Eastwood, W Rothery, L Warcon and R Watson voted in the affirmative.

Crs A Friend and G Mather voted in the negative.

13.8 HAWKE STREET - KERB AND CHANNEL AUGMENTATION**File No:** D-390-2023, D-75-2025**Attachments:**

1. Locality and Development Plans
2. Photo of area- 1
3. Photo of area- 2

Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer**Author:** Greg Abbotts - Manager Planning and Development
Nat Druery - Coordinator Public Environments

SUMMARY

This report seeks funding to deliver a missing link in road infrastructure.

COUNCIL RESOLUTION

THAT Council provides a co-contribution to deliver the missing section of road pavement and Kerb and channel in Hawke Street Emu Park. The section to be co-funded is from the end of the development site D75-2025 in Hawke Street and front 24 and 26 Hawke Street; and

THAT Council allocates an additional \$63000.00 in the 2025-26 capital budget for the kerb & channel bitumen widening; and

THAT given there is only one contractor reasonably available, Council engage with them directly to undertake the construction work; and

THAT the CEO (or delegate) negotiate with Contractor to finalise a Contract or Deed of Agreement for the construction.

Moved by: Councillor Watson**Seconded by:** Councillor Mather**MOTION CARRIED UNANIMOUSLY**

**13.9 ROAD CLOSURE APPLICATION - ADJACENT TO 19 EVELYN STREET
LAMMERMOOR (LOT 8 RP608330)**

File No: fA89410

Attachments: 1. Plan
2. Road Closure Application

Responsible Officer: Sean Fallis - Manager Engineering Services
Michael Kriedemann - General Manager Infrastructure
Alastair Dawson - Interim Chief Executive Officer

Author: Carrie Burnett - Policy & Planning Officer

SUMMARY

This report pertains to an application to permanently close an area of road reserve adjacent to 19 Evelyn Street Lammermoor.

COUNCIL RESOLUTION

THAT Council resolve:

- 1) To authorise the Chief Executive Officer to sign a 'Statement in relation to an application under the *Land Act 1994* over State land (Part C)' stating that:
 - a) as road manager, Council does not object to the proposed permanent closure of approximately 53.58m² of road reserve adjacent to 19 Evelyn Street Lammermoor for the following reasons:
 - i) the area of road reserve proposed to be closed appears to be surplus to current and foreseeable public road requirements;
 - ii) the proposed closure is not likely to compromise the ongoing function, safety or future planning of Evelyn Street; and
 - iii) from a planning perspective, the proposed closure represents an appropriate balance between private land use outcomes and the retention of adequate public road reserve.
 - b) if the Department of Natural Resources and Mines, Manufacturing and Regional and Rural Development approve the road closure, the following conditions must be imposed:
 - i) The water meter must be relocated to the new property boundary at the landowner's cost; and
 - ii) The road closure must be clear of the powerlines.
- 2) That a copy of the Part C be provided to the Department of Natural Resources and Mines, Manufacturing and Regional and Rural Development and the applicant.
- 3) That the applicant also be advised that for the following reasons, Council objects to Option 1, being 117.81m², because it:
 - a) may reduce the available public land beyond what is reasonably necessary;
 - b) has the potential to limit future flexibility for road, pedestrian, or service infrastructure upgrades along Evelyn Street; and
 - c) may reasonably be required to accommodate future public infrastructure

needs.

Moved by: Councillor Rothery

Seconded by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

**13.5 RESPONSE TO NOTICE OF MOTION FROM COUNCILLOR MATHER -
RESOURCES FOR PEST MANAGEMENT OFFICER AND INITIATIVES FOR
LEUCAENA AND GIANT RATS TAIL GRASS CONTROL**

File No:	fA2220
Attachments:	Nil
Responsible Officer:	Sharon Sommerville - Manager Parks and Facilities Katrina Paterson - General Manager Communities and Environment Alastair Dawson - Interim Chief Executive Officer
Author:	Leise Childs - Coordinator Natural Resource Management
Previous Items:	9.7 - Notice of Motion - Cr Glenda Mather - Additional Permanent and Work Unit in Pest Management - Ordinary Council - 16 Dec 2025 11:00 AM 9.1 - Notice of Motion - Cr Glenda Mather - Leucaena Control - Ordinary Council - 17 Feb 2026 9:00 AM

SUMMARY

This report provides further information regarding resourcing of pest management initiatives for consideration prior to the finalisation of the 2026/27 budget.

Suspension of Standing Orders**COUNCIL RESOLUTION****11.36AM**

That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 13.5 prior to entering into formal debate.

Moved by: **Councillor Mather**

MOTION CARRIED

Crs A Belot, A Friend, G Mather, W Rothery and R Watson voted in the affirmative.

Crs P Eastwood and L Warcon voted in the negative.

Resumption of Standing Orders**COUNCIL RESOLUTION****11.41AM**

That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: **Councillor Friend**

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT Council endorse a budget allocation of \$30,500 in 2026/2027 to undertake new pest management initiatives and \$218,686 to employ a Pest Management Officer and purchase a vehicle and spray equipment.

Moved by: Councillor Mather

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

14 URGENT BUSINESS QUESTIONS

Nil

15 CLOSED SESSION

In accordance with the provisions of section 254J 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

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 254J of the *Local Government Regulation 2012*, for the reasons indicated.

16.1 Proposed acquisition of land – Mulambin Road Relocation

This report is considered confidential in accordance with section 254J(3)(h), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to the taking of land by the local government under Acquisition of Land Act 1967.

16.2 Yeppoon Town Centre and Community Activation Proposal

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

16.3 Community Housing Location Options

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

16.4 Capricorn Enterprise Agreement Renewal - withdrawn from agenda

This report is considered confidential in accordance with section 254J(3)(c), of the *Local Government Regulation 2012*, as it contains information relating to the local government's budget.

16.5 Update on Appeal - Development Application for Material Change of Use, Non-resident workforce accommodation, Low impact industry (metal Fabrication) and High Impact Industry (Concrete Batching)

This report is considered confidential in accordance with section 254J(3)(e), of the *Local Government Regulation 2012*, as it contains information relating to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

Moved by: Councillor Mather

Seconded by: Councillor Warcon

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION**12.00PM**

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

Moved by: Councillor Mather

Seconded by: Councillor Warcon

MOTION CARRIED UNANIMOUSLY

Meeting Proceeds to Item 16.5 due to Declaration of Interest from Councillor Rhodes Watson

COUNCIL RESOLUTION

That pursuant to s2.18.1(c) and s2.18.8 of Livingstone Shire Council's Meeting Procedures Policy the meeting proceeds to item 16.5 of business then return to item 16.1.

Moved by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

16 CONFIDENTIAL REPORTS

16.5 UPDATE ON APPEAL - DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE, NON-RESIDENT WORKFORCE ACCOMMODATION, LOW IMPACT INDUSTRY (METAL FABRICATION) AND HIGH IMPACT INDUSTRY (CONCRETE BATCHING)

File No: D-266-2024

Attachments:

1. Consolidated Reasons for Refusal
2. Dust Management Plan
3. WP Letter to Council
4. Stormwater Management Plan
5. Noise Impact Assessment
6. Traffic Impact Assessment
7. Erosion and Sediment Control
8. Revised Draft Conditions - Marked up copy
9. Revised Draft Conditions - Clean Copy

Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

Author: Greg Abbotts - Manager Planning and Development

Previous Items: 13.1 - Material Change of Use for Non-Resident Workforce Accommodation, Low Impact Industry (Metal Fabrication) and High Impact Industry (Concrete Batching) - Ordinary Council - 27 Oct 2025 9:00 AM
5.2 - D-266-2024 Development Application for a Material Change of Use for Non-resident Workforce Accommodation, Low Impact Industry (Metal Fabrication) and High Impact Industry (Concrete Batching Plant) – 64387 Bruce Highway, Milman - Briefing Session - 07 Oct 2025

This report is considered confidential in accordance with section 254J(3)(e), of the *Local Government Regulation 2012*, as it contains information relating to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

SUMMARY

This report provides an update on the appeal by the applicant and Council's legal/expert team

COUNCIL RESOLUTION

THAT Council resolves to settle the Technical Matters in the appeal and continue the appeal process to determine whether the Planning Matters still warrant refusal of the application.

Moved by: Councillor Mather

Seconded by: Councillor Rothery

MOTION CARRIED UNANIMOUSLY

01:46PM Councillor Watson returned to the meeting following his Declaration of Interest in relation to item 16.5. Refer to page 4 of the Minutes.

16.1 PROPOSED ACQUISITION OF LAND – MULAMBIN ROAD RELOCATION

File No: fA74529
Attachments: Nil
Responsible Officer: Michael Kriedemann - General Manager Infrastructure
Alastair Dawson - Interim Chief Executive Officer
Author: Carrie Burnett - Policy & Planning Officer
Previous Items: 16.1 - Proposed Acquisition of Land - Mulambin Road
Relocation - Ordinary Council - 18 Mar 2025 9:00 AM

This report is considered confidential in accordance with section 254J(3)(h), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to the taking of land by the local government under Acquisition of Land Act 1967.

SUMMARY

This report addresses the proposed acquisition of land for road purposes in the Mulambin area.

COUNCIL RESOLUTION

THAT Council resolves to:

1. Receive and note the contents of this report; and
2. Delegate authority under s 257 of the *Local Government Act 2009* to the Chief Executive Officer to carry out the recommended actions outlined in the body of this report.

Moved by: Deputy Mayor, Councillor Eastwood

Seconded by: Councillor Warcon

MOTION CARRIED UNANIMOUSLY

16.2 YEPPON TOWN CENTRE AND COMMUNITY ACTIVATION PROPOSAL

File No: ED8.05.05
Attachments: 1. Aerial of sites
Responsible Officer: Graham Scott - Strategic Development Consultant
Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer
Author: Sonia Tomkinson - Manager Economy and Places

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

SUMMARY

Councill staff accommodation is spread across several sites in Yeppoon. This report outlines an opportunity to progress feasibility investigations to consolidate Council operations and free up key sites for commercial, civic and community development.

COUNCIL RESOLUTION

THAT Council authorises the CEO to initiate project feasibility investigations, as described in the milestone section of this report.

Moved by: Councillor Friend
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

16.3 COMMUNITY HOUSING LOCATION OPTIONS

File No:	ED8.05.26
Attachments:	1. Contract of Sale 2. Proposed relocation map
Responsible Officer:	Graham Scott - Strategic Development Consultant Katrina Paterson - General Manager Communities and Environment Alastair Dawson - Interim Chief Executive Officer
Author:	Sonia Tomkinson - Manager Economy and Places
Previous Items:	12.4 - Future of the Station Site - Tenancy and Development Options - Ordinary Council - 21 Jun 2022 9.00am 10.2 - The Station - Invitation to Tender - Ordinary Council - 23 Aug 2022 9.00am (Special) 15.3 - The Station Eastern Precinct Site - Development Option - Ordinary Council - 20 Dec 2022 9.00am

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

SUMMARY

A strategic realignment of the preferred location of several essential community and civic assets are being considered. An opportunity has emerged for a community housing provider to relocate their proposed development to a Council owned site, freeing up a key commercial site for alternate development. This report details the development opportunity and will provide the developer with the confidence to undertake due diligence on the proposed site change.

COUNCIL RESOLUTION

THAT Council resolve to:

- 1) Authorise the Chief Executive Office to negotiate the disposal terms of Council owned land with the proponent named in this report, for the purposes of developing a future community housing and support services hub; and
- 2) Apply the exception mentioned in 236(1)(b) of the *Local Government Regulation 2012* in its dealing with the proponent named in this report over the Council owned land detailed in this report; and
- 3) If disposal is successful and development proceeds, support the proponent submitting a development application via the Ministerial Infrastructure Designation (MID) process.

Moved by: Councillor Warcon

Seconded by: Deputy Mayor, Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

16.4 CAPRICORN ENTERPRISE AGREEMENT RENEWAL

File No:	ED8.5
Attachments:	<ol style="list-style-type: none">1. Draft Livingstone Shire Council & Capricorn Enterprise Partnership 2026-2030_CLEAN2. Draft Livingstone Shire Council and Capricorn Enterprise Partnership 2026-2030_TRACK CHANGES3. LGA Funding to Capricorn Enterprise Over 15 Years4. Capricorn Enterprise Funding Request to Council - 05.12.2025
Responsible Officer:	Sonia Tomkinson - Manager Economy and Places Katrina Paterson - General Manager Communities and Environment Alastair Dawson - Interim Chief Executive Officer
Author:	Arna Hart - Economic Development Officer
Previous Items:	8.15 - Capricorn Enterprise Future Funding Agreement - Briefing Session - 07 Dec 2021 9.00am 15.1 - Draft Capricorn Enterprise Funding Agreement 2022-2026 - Ordinary Council - 15 Mar 2022 9.00am 0.0 - Capricorn Enterprise Agreement Renewal 2026/27 - 2029/30 - Briefing Session - 24 Feb 2026

This report is considered confidential in accordance with section 254J(3)(c), of the *Local Government Regulation 2012*, as it contains information relating to the local government's budget.

SUMMARY

The agreement between Capricorn Enterprise and Livingstone Shire Council is due for renewal in mid-2026. The report provides recommended changes to the current agreement to define the future role of Capricorn Enterprise's partnership with Livingstone Shire Council. These changes are presented for Council's consideration, prior to engagement with Capricorn Enterprise.

OFFICER'S RECOMMENDATION

THAT Council resolve to approve the draft Capricorn Enterprise Funding Agreement 2026 (Attachment One) to be presented to Capricorn Enterprise for consideration

THIS REPORT HAS BEEN WITHDRAWN AND WILL RETURN TO FUTURE COUNCIL MEETING

17 CLOSURE OF MEETING

There being no further business the meeting closed at 1.54PM