

**Redland**  
CITY COUNCIL

# **AGENDA**

## **SPECIAL MEETING**

**Wednesday, 16 December 2015**  
**commencing at 9.00am**

The Council Chambers  
35 Bloomfield Street  
CLEVELAND QLD

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## 1 DECLARATION OF OPENING

On establishing there is a quorum, the Mayor will declare the meeting open.

## 2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Motion is required to approve leave of absence for any Councillor absent from today's meeting.

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

Councillors are reminded of their responsibilities in relation to a Councillor's material personal interest and conflict of interest at a meeting (for full details see sections 172 and 173 of the *Local Government Act 2009*). In summary:

### **If a Councillor has a material personal interest in a matter before the meeting:**

*The Councillor must—*

- *inform the meeting of the Councillor's material personal interest in the matter; and*
- *leave the meeting room (including any area set aside for the public), and stay out of the meeting room while the matter is being discussed and voted on.*

*The following information must be recorded in the minutes of the meeting, and on the local government's website—*

- *the name of the Councillor who has the material personal interest, or possible material personal interest, in a matter;*
- *the nature of the material personal interest, or possible material personal interest, as described by the Councillor.*

A Councillor has a **material personal interest** in the matter if any of the following persons stands to gain a benefit, or suffer a loss, (either directly or indirectly) depending on the outcome of the consideration of the matter at the meeting—

- (a) the Councillor;
- (b) a spouse of the Councillor;
- (c) a parent, child or sibling of the Councillor;
- (d) a partner of the Councillor;
- (e) an employer (other than a government entity) of the Councillor;
- (f) an entity (other than a government entity) of which the Councillor is a member;
- (g) another person prescribed under a regulation.

### **If a Councillor has a conflict of interest (a real conflict of interest), or could reasonably be taken to have a conflict of interest (a perceived conflict of interest) in a matter before the meeting:**

*The Councillor must—*

- *deal with the real conflict of interest or perceived conflict of interest in a transparent and accountable way.*
- *Inform the meeting of—*
  - (a) *the Councillor's personal interests in the matter; and*
  - (b) *if the Councillor participates in the meeting in relation to the matter, how the Councillor intends to deal with the real or perceived conflict of interest.*

*The following must be recorded in the minutes of the meeting, and on the local government's website—*

- (a) the name of the Councillor who has the real or perceived conflict of interest;*
- (b) the nature of the personal interest, as described by the Councillor;*
- (c) how the Councillor dealt with the real or perceived conflict of interest;*
- (d) if the Councillor voted on the matter—how the Councillor voted on the matter;*
- (e) how the majority of persons who were entitled to vote at the meeting voted on the matter.*

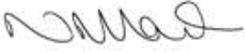
*A **conflict of interest** is a conflict between—*

- (a) a Councillor's personal interests (including personal interests arising from the Councillor's relationships, for example); and*
- (b) the public interest;*

*that might lead to a decision that is contrary to the public interest.*

**4 CLOSED SESSION****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

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**EXECUTIVE SUMMARY**

Council or Committee has a broad power under Section 275(1) of the Local Government Regulation 2012 to close a meeting to the public where there are genuine reasons why the discussion on a matter should be kept confidential.

**OFFICER'S RECOMMENDATION**

**That the meeting be closed to the public to discuss this matter pursuant to Section 275(1) of the *Local Government Regulation 2012*.**

The reason that is applicable in this instance 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*

**NOTICE OF MOTION TO REPEAL A RESOLUTION OF COUNCIL**

At the General Meeting of 10 December 2014 (*Item 15.2.2 Priority Development Areas: PDA Memorandums of Understanding with MEDQ refers*) Council resolved:

1. *To delegate authority to the Chief Executive Officer (under s.257(1)(b) of the Local Government Act 2009) to sign and implement the Memorandum of Understanding – Toondah Harbour and Weinam Creek PDAs Establishment of a Local Representative Committee;*
2. *To appoint the Mayor and the Project Director Priority Development Projects to the Board of the Local representative Committee; and*
3. *That this report and attachment remain confidential.*

Notice is hereby given that at the Special Meeting scheduled for 16 December 2015 I intend to move as follows:

**That Council resolves to REPEAL point 2 its decision of General Meeting 10 December 2014 and replace with the following:**

2. **To appoint the General Manager of Organisational Services and the General Manager of Community & Customer Services of Council to the Local Representative Committee for the Toondah Harbour and Weinam Creek Priority Development Areas.**

**BACKGROUND**

On 10 December 2014, Council resolved to appoint the Mayor and Project Director Priority Development Projects to the board of the Local Representative Committee for the Toondah Harbour and Weinam Creek Priority Development Areas.

The Economic Development Act 2012 section 158 states that the Minister for Economic Development Queensland may establish a local representative committee. The purpose of the Committee is to decide development applications in the Priority Development Area and to exercise any other powers delegated to it from Minister for Economic Development Queensland.

The Minister for Economic Development Queensland has determined that the state members of the Local representative Committee shall be the Director-General of the Department of Infrastructure, Local Government & Planning and the CEO of Economic Development Queensland.

**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

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**5 MEETING CLOSURE**