



**Redland**  
CITY COUNCIL

**MINUTES**

**SPECIAL MEETING**

**Friday, 13 May 2011**

**Council Chambers**  
**1st floor Administration Building**  
**Bloomfield Street Cleveland. Qld 4163**

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## 1 DECLARATION OF OPENING

The Mayor declared the meeting open at 11.05am.

## 2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

### PRESENT

#### Members:

Cr M Hobson PSM	Mayor
Cr W Boglary	Councillor Division 1
Cr C Ogilvie	Councillor Division 2
Cr D Henry	Councillor Division 3 – left at 2.34pm
Cr B Townsend	Councillor Division 5
Cr T Bowler	Councillor Division 6 – left at 2.28pm
Cr M Elliott	Deputy Mayor and Councillor Division 7 – left at 12.51pm
Cr K Reimers	Councillor Division 8
Cr K Williams	Councillor Division 9 – left at 12.58pm
Cr H Murray	Councillor Division 10

#### Executive Leadership Group:

Mr G Stevenson PSM	Chief Executive Officer
Mr G Underwood	General Manager Planning & Policy
Mrs L Rusan	General Manager Customer Services
Mr M Drydale	General Manager Corporate Services
Mr N Clarke	General Manager Governance
Mrs T Averay	General Manager Development & Community Standards

#### Officers:

Mr A Ross	Manager Legal Services
Ms D Cartledge	Senior Associate, Gilkerston Legal
Mr D Carter	Principal Advisor Natural Environment
Mr G Photinos	Manager Environmental Management
Ms J Spokes	Senior Advisor Cultural Services
Ms R Bonnin	Manager Community & Social Planning
Mr W Dawson	Manager Land Use Planning
Mr S Hill	Principal Advisor Local Area & Strategic Planning
Mr G Jensen	Manager Customer & Community Services
Mr M Tait	Project Manager

#### Minutes:

Mrs J Parfitt	Corporate Meetings & Registers Team Leader
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### APOLOGY

Cr J Burns, Councillor Division 4

**3 MATERIAL PERSONAL INTEREST AND CONFLICT OF INTEREST**

Nil

**COUNCILLOR ABSENCES DURING MEETING**

Cr Elliott left the meeting at 11.25am and returned at 11.52am during confidential discussion

Cr Williams left the meeting at 11.43am and returned at 11.56am during confidential discussion.

Cr Henry left the meeting at 11.49am and returned at 11.52am during confidential discussion.

Cr Ogilvie left the meeting at 12.15pm and returned at 12.17pm during confidential discussion.

Cr Elliott left the meeting at 12.26pm and returned at 12.34pm during confidential discussion.

Cr Elliott left the meeting at 12.51pm during confidential discussion.

Cr Bowler was not present when the meeting resumed at 1.13pm. Cr Bowler entered at 1.37pm during further confidential discussion.

Cr Williams left the meeting at 12.58pm.

Cr Townsend left the meeting at 1.15pm and returned at 1.17pm during further confidential discussion.

Cr Ogilvie left the meeting at 1.22pm and returned at 1.26pm during further confidential discussion.

Cr Boglary left the meeting at 2.03pm and returned at 2.06pm during further confidential discussion.

Cr Henry left the meeting at 2.25pm and returned at 2.33pm during further confidential discussion.

Cr Bowler left the meeting at 2.28pm during further confidential discussion.

Cr Henry left the meeting at 2.34pm during further confidential discussion.

#### 4 CLOSED SESSION

##### MOTION TO CLOSE MEETING AT 11.06AM

Moved by: Cr Townsend  
Seconded by: Cr Ogilvie

That the meeting be closed to the public pursuant to section 72(1) of the *Local Government (Operations) Regulation 2010* to discuss the following item:

- 4.1.1 Consent Determination and Draft Indigenous Land Use Agreement for North Stradbroke Island

CARRIED

##### MOTION TO REOPEN MEETING AT 12.54PM

Moved by: Cr Williams  
Seconded by: Cr Bowler

That the meeting be again opened to the public.

CARRIED

#### 4.1 PLANNING & POLICY

##### 4.1.1 CONSENT DETERMINATION AND DRAFT INDIGENOUS LAND USE AGREEMENT FOR NORTH STRADBROKE ISLAND

**Datworks Filename:** Native Title - Qandamooka  
**Responsible Officer Name:** Greg Underwood  
General Manager Planning & Policy  
**Author Name:** Daniel Carter  
Principal Advisor Natural Environment

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#### EXECUTIVE SUMMARY

A confidential report from General Manager Planning & Policy dated 9 May 2011 was discussed in closed session.

#### COUNCIL RESOLUTION

Moved by: Cr Williams  
Seconded by: Cr Ogilvie

**That Council resolve as follows:**

1. That the Chief Executive Officer be delegated authority to settle the Federal Court Consent determinations generally in accordance with draft consent determinations identified in attachments 3 and 4 to this report and to sign all relevant documents;
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2. That the Chief Executive Officer be delegated authority to settle the Indigenous Land Use Agreement generally in accordance with draft agreement identified in attachment 6 to this report; subject to incorporating the following principles:
  - (a) Council agree with the Quandamooka request to reduce the ILUA area to the Claim Area within the Redland City Council boundary being North Stradbroke Island (NSI); and
  - (b) The Part 4 commitments offered by Council in the ILUA be used as a total offset for any calculation of compensation to Quandamooka for Council activities on NSI and as a offset towards any calculation of compensation for Council activities within its boundary area, namely Southern Moreton Bay Islands and the mainland and;
3. That the Mayor and Chief Executive Officer be authorised to sign all relevant documents on behalf of Council to give effect to resolution 2;
4. That the report and attachments remains confidential; and
5. That the resolution is subject to a review period of 5 working days within which Council reserve the right to reconsider its decision.

**CARRIED** (unanimously)

DIVISION:

FOR: Crs Reimers, Murray, Bowler, Williams, Townsend, Henry, Ogilvie, Boglary and Hobson.

Cr Elliott was not present when this motion was put.

Cr Burns was absent from the meeting.

**MOTION TO CLOSE MEETING AT 12.57PM**

Moved by: Cr Reimers  
Seconded by: Cr Ogilvie

That the meeting be closed to the public pursuant to section 72(1) of the *Local Government (Operations) Regulation 2010* to further discuss the following item:

4.1.1 Consent Determination and Draft Indigenous Land Use Agreement for North Stradbroke Island

CARRIED

The meeting adjourned at 12.58pm.

The meeting resumed at 1.13pm with Crs Reimers, Hobson, Murray, Ogilvie, Boglary, Townsend and Henry present.

Cr Bowler entered at 1.37pm

**MOTION TO REOPEN MEETING AT 2.31PM**

Moved by: Cr Townsend  
Seconded by: Cr Boglary

That the meeting be again opened to the public.

CARRIED

**5 IN APPRECIATION**

Moved by: Cr Ogilvie  
Seconded by: Cr Hobson

**That Council acknowledges the highly valuable and extensive work done by Council staff and legal advisors and requests the Chief Executive Officer to convey its appreciation to relevant personnel.**

CARRIED

DIVISION:

FOR: Crs Boglary, Ogilvie, Townsend, Murray, Reimers and Hobson.

Crs Henry, Williams, Bowler and Elliott were not present when this motion was put.

Cr Burns was absent from the meeting.

**6 MEETING CLOSURE**

There being no further business, the Mayor declared the meeting closed at 2.36pm.

Signature of Chairperson: \_\_\_\_\_

Confirmation date: \_\_\_\_\_