



Minutes of the Ordinary Council Meeting held on Wednesday 27 May 2026 at Council Chambers, 67 Herbert Street, Bowen

Council acknowledges and shows respect to the Traditional Custodian/owners in whose country we hold this meeting.

Councillors Present:

Ry Collins (Mayor/Chair), John Finlay (Deputy Mayor), Jan Clifford, Clay Bauman, John Collins, Gary Simpson, and Michelle Wright

Council Officers Present:

Warren Bunker (Chief Executive Officer); Julie Wright (Acting Director Liveability and Development Services); Patty Johnson (Director Corporate Support Services); Gary Murphy (Director Infrastructure Services); Greg Martin (Communications and Marketing Manager); and Madeleine Bailey (Minute Taker)

Other Officers Present (Partial Attendance):

Matthew Twomey (Manager Development Assessment); Jessica Price (Legal, Risk and Reporting Coordinator); Marianne Goldman (Marketing and Commercial Business Officer); Leah Bradley (Manager Financial Systems and Services); Troy Pettiford (Chief Operating Officer Whitsunday Water) – via Microsoft Teams; Amy Humphries-Behan (Acting Director, Commercial Businesses); Jared Hammond (Manager Waste and Recycling); Paul Hanlon (Manager Investment Attraction and Growth); Malcolm Briody (Coordinator Capital Program); and Christina Schutt (Strategic Land Coordinator) – via Microsoft Teams

The meeting commenced at 9:01am

The meeting adjourned for morning tea at 10:35am

The meeting reconvened from morning tea at 10:58am

The meeting concluded at 12:57pm

TABLE OF CONTENTS

1 APOLOGIES/LEAVE OF ABSENCE	5
2 CONDOLENCES	5
3 CONFIRMATION OF MINUTES	5
3.1 Confirmation of Minutes - 29 April 2026	5
3.2 Confirmation of Minutes - Special Meetings - Budget (22 April, 29 April & 6 May 2026)	6
4 BUSINESS ARISING	6
4.1 Public Question Responses - 29 April 2026	6
5 MAYORAL MINUTE	7
6 NOTICES OF MOTION	7
7 DEPUTATIONS	7
8 PETITIONS / QUESTIONS ON NOTICE	7
9 QUESTIONS FROM THE PUBLIC GALLERY	7
10 COMMITTEES REPORTS	7
11 OFFICERS REPORTS	8
11.1 Q3 Operational Plan	8
11.2 Yasso Point Concept Site Plan	8
11.3 20251454 - Development Application for Development Permit for Operational Works - Advertising Devices (Freestanding Sign - Pylon) - Lot 900 Shute Harbour Road, Cannonvale - 900SP271819 - Taylor's Property Specialists	9
11.4 Donations, Sponsorships and Grants Approved - April 2026	10
11.5 Special Project Grant Applications - Round 2 - February to April 2026	11
11.6 Regional Arts Development Fund (RADF) 2025/26 Funding Round 3 - April 2026	12
11.7 Sport & Recreation Facility Management Grant - Proserpine Junior Sporting Complex Association Inc.	13
11.8 Community Services & Facilitation + Regional Strategy and Planning - Activity Report – January to March 2026	15
11.9 Amendment to 5.1 Subordinate Local Law No.5 (Parking) 2014	15
11.10 Notification of Water Meter Reading Period	16
11.11 Monthly Finance Report	17
11.12 Business Activity Performance Report - Utilities	17
12 CONFIDENTIAL MATTERS	18
12.1 Acquisition of 2 Easements Incorporating Strategic Value and Business Interruption to a Land Owner	19
12.2 Land and Easement Acquisition	20

12.3 Regional Activation Fund Easements21

12.4 Capital Budget Related Easements22

12.5 Legal Update and Councillor Expenditure.....23

12.6 Business Activity Performance Report - Commercial24

12.7 Planning & Environment Court Appeal No. 3181 of 202525

13 MATTERS OF IMPORTANCE26

14 CLOSURE OF MEETING26

1 APOLOGIES/LEAVE OF ABSENCE

Nil.

Mayor Collins advised the public that Cr Jan Clifford joined the meeting via Microsoft Teams.

~~~~~

## **2 CONDOLENCES**

To acknowledge and observe a minute silence for the recently deceased throughout the Whitsunday Region.

~~~~~

3 CONFIRMATION OF MINUTES

3.1 - Confirmation of Minutes - 29 April 2026

PURPOSE

At each Council meeting, the minutes of the previous meeting must be confirmed by the councillors present and signed by the person presiding at the later meeting. The Minutes of Council's Ordinary Council Meeting held on 29 April 2026 are provided for Council's review and confirmation.

OFFICER'S RECOMMENDATION

That Council confirms the Minutes of the Ordinary Meeting held on 29 April 2026.

RESOLUTION OM2026/05/27.1

Moved By: **CR G SIMPSON**

Seconded By: **CR C BAUMAN**

That Council confirms the Minutes of the Ordinary Meeting held on 29 April 2026.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

### 3.2 - Confirmation of Minutes - Special Meetings - Budget (22 April, 29 April & 6 May 2026)

#### PURPOSE

At each Council meeting, the minutes of the previous meeting must be confirmed by the councillors present and signed by the person presiding at the later meeting. The Minutes of Council's Special Meeting – Budget held on 22 April 2026, 29 April 2026, and 6 May 2026 are provided for Council's review and confirmation.

#### OFFICER'S RECOMMENDATION

That Council confirms the Minutes of the Special Meeting – Budget held on the:

1. 22 April 2026 (**Attachment 3.2.1**);
2. 29 April 2026 (**Attachment 3.2.2**); and
3. 6 May 2026 (**Attachment 3.2.3**).

#### RESOLUTION OM2026/05/27.2

Moved By: CR J COLLINS

Seconded By: CR J FINLAY (DEPUTY MAYOR)

That Council confirms the Minutes of the Special Meeting – Budget held on the:

1. 22 April 2026 (**Attachment 3.2.1**);
2. 29 April 2026 (**Attachment 3.2.2**); and
3. 6 May 2026 (**Attachment 3.2.3**).

#### MEETING DETAILS

The motion was Carried 7 / 0.

**CARRIED**

~~~~~

4 BUSINESS ARISING

4.1 - Public Question Responses - 29 April 2026

There was one public question presented at the Ordinary Council Meeting held on the 29 April 2026 by the below individual:

- Damien Friederichs

The questions were read out by the submitter. The questions were taken on notice, and the response has been provided.

~~~~~

**5 MAYORAL MINUTE**

Nil.

~~~~~

6 NOTICES OF MOTION

Nil.

~~~~~

**7 DEPUTATIONS**

Nil.

~~~~~

8 PETITIONS / QUESTIONS ON NOTICE

There were no petitions or questions on notice for this meeting.

~~~~~

**9 QUESTIONS FROM THE PUBLIC GALLERY**

There were no public questions submitted during this meeting.

The Chief Executive Officer advised that Council has received public questions regarding the Wind Farm and another matter.

As Council is progressing to a public consultation period regarding the community benefits agreement approach, any additional or previously submitted questions relating to the Wind Farm will be considered as part of the consultation process.

A written matter has been submitted for this Council meeting however, to facilitate accessibility for the submitter, the matter has been referred to the Council meeting to be held in Proserpine on 17 June 2026, as this location is closer to the submitter's place of residence.

~~~~~

10 COMMITTEES REPORTS

There were no committees reports for this agenda.

~~~~~

**11.1 - Q3 Operational Plan****PURPOSE**

To present Council with a summary of progress against the 2025/26 Operational Plan Quarter 3 Report.

**OFFICER'S RECOMMENDATION**

That Council:

1. Receive the 2025/26 Operational Plan Quarter 3 Report for the period 1 January to 31 March 2026 (**Attachment 11.1.1**).

**RESOLUTION OM2026/05/27.3**

Moved By: CR M WRIGHT

Seconded By: CR C BAUMAN

That Council:

1. Receive the 2025/26 Operational Plan Quarter 3 Report for the period 1 January to 31 March 2026 with additional clarity from the Chief Executive Officer in relation to the financial statement on page 17 of the Operational Plan (**Attachment 11.1.1**).

**MEETING DETAILS**

The motion was Carried 7 / 0.

**CARRIED**

~~~~~

The Chief Executive Officer informed of an amendment required for the financial statement commentary on page 17 of the Operational Plan (**Attachment 11.1.1**).

For clarity the Chief Executive Officer advised the wording would be amended to: The General Fund is currently in a deficit position. This reflects a combination of historical decisions, external cost pressures, increasing asset depreciation, service level expectations, revenue settings, and the need for stronger organisational productivity, expenditure control and long-term financial discipline. Council has requested management execute a range of reform, budget review and business planning initiatives to reduce the deficit, improve transparency across Council activities, and restore sustainable General Fund performance.

11.2 - Yasso Point Concept Site Plan

PURPOSE

The purpose of this report is to present the actions undertaken to date with regards to the Yasso Point concept site plan and provide a way forward with a focus on priority capital and amenity improvements.

OFFICER'S RECOMMENDATION

That council:

1. Endorse the Yasso Point concept site plan 2026 (**Attachment 11.2.1**) for consideration for implementation via council's future capital programs.
2. Consider the suggestions provided by the community regarding the broader Queens Beach area as part of future master and precinct planning.

RESOLUTION OM2026/05/27.4

Moved By: **CR M WRIGHT**

Seconded By: **CR J FINLAY (DEPUTY MAYOR)**

That council:

1. **Endorse the Yasso Point concept site plan 2026 (Attachment 11.2.1) for consideration for implementation via council's future capital programs.**
2. **Consider the suggestions provided by the community regarding the broader Queens Beach area as part of future master and precinct planning.**

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

## 11.3 - 20251454 - Development Application for Development Permit for Operational Works - Advertising Devices (Freestanding Sign - Pylon) - Lot 900 Shute Harbour Road, Cannonvale - 900SP271819 - Taylor's Property Specialists

### PURPOSE

To present the assessment of the development application for a freestanding pylon sign and seek Council's determination.

### OFFICER'S RECOMMENDATION

That Council refuse the Development Application for Development Permit for Operational Works for Advertising Devices (Freestanding Sign - Pylon), made by Taylors Property Specialists, on L: 900 SP: 271819 and located at Shute Harbour Road, Cannonvale, for the following reasons:

1. The proposal does not comply with overall outcome (g) of the Advertising Devices Code as the sign is not consistent with the character of the area and there is no legitimate need to provide directions and business identification.
2. The proposal does not comply with parts a) and b) of Performance Outcome 1 of the Advertising Devices Code as the sign is inconsistent with the existing and planned character of the area as no approved third-party signage exists.

#### **RESOLUTION OM2026/05/27.5**

**Moved By: CR C BAUMAN**

**Seconded By: CR J CLIFFORD**

**That Council refuse the Development Application for Development Permit for Operational Works for Advertising Devices (Freestanding Sign - Pylon), made by Taylors Property Specialists, on L: 900 SP: 271819 and located at Shute Harbour Road, Cannonvale, for the following reasons:**

1. The proposal does not comply with overall outcome (g) of the Advertising Devices Code as the sign is not consistent with the character of the area and there is no legitimate need to provide directions and business identification.
2. The proposal does not comply with parts a) and b) of Performance Outcome 1 of the Advertising Devices Code as the sign is inconsistent with the existing and planned character of the area as no approved third-party signage exists.

#### **MEETING DETAILS**

The motion was Carried 5 / 2.

**CARRIED**

~~~~~

11.4 - Donations, Sponsorships and Grants Approved - April 2026

PURPOSE

To advise Council of the donations, sponsorships and grants up to \$20,000 provided for the month of April 2026.

OFFICER'S RECOMMENDATION

That Council:

1. Note the Financial Support for Junior Elite Athlete Grant applications approved for the month of April 2026 to the applicants identified in **Attachment 11.4.1**.
2. Note the Donations approved for the month of April 2026 to the applicants identified in **Attachment 11.4.2**.
3. Note the Sponsorships approved for the month of April 2026 to the applicant identified in **Attachment 11.4.3**.
4. Note the Sport and Recreation Club Grant applications approved for the month of April 2026 to the applicants identified in **Attachment 11.4.4**.
5. Note the Donation on Council Fee's approved for the month of April 2026 to the applicant identified in **Attachment 11.4.5**.

RESOLUTION OM2026/05/27.6

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: CR J COLLINS

That Council:

1. Note the Financial Support for Junior Elite Athlete Grant applications approved for the month of April 2026 to the applicants identified in Attachment 11.4.1.
2. Note the Donations approved for the month of April 2026 to the applicants identified in Attachment 11.4.2.
3. Note the Sponsorships approved for the month of April 2026 to the applicant identified in Attachment 11.4.3.
4. Note the Sport and Recreation Club Grant applications approved for the month of April 2026 to the applicants identified in Attachment 11.4.4.
5. Note the Donation on Council Fee's approved for the month of April 2026 to the applicant identified in Attachment 11.4.5.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

Cr John Finlay declared a prescribed conflict of interest in item 11.5 regarding Special Project Grant Applications - Round 2 - February to April 2026 as defined by section 150EL of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: An applicant from the agenda item is a client of SSB Partners, to which Cr Finlay is the manager.

Details of the councillor's, and any other entity's, interest in the matter: Cr Finlay is a manager at SSB Partners.

As a result of this conflict of interest, Cr Finlay advised that he would leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the room at 9:58am.

~~~~~

11.5 - Special Project Grant Applications - Round 2 - February to April 2026

PURPOSE

For Council to consider the funding for the Special Projects Grant Applications for Round 2 of the 2025-26 Program.

OFFICER'S RECOMMENDATION

That Council:

1. Approve the payment of Special Projects Grants – Round 2, to assist the following recipients:

- a) Whitsunday Kyokushin Karate Proserpine Inc. - \$2,000
 - b) Proserpine & District Canegrowers Cooperative - \$1,628
 - c) Bowen Rugby Union Club Inc. - \$7,500
 - d) Bowen Flexi Care Inc. - \$4,240
2. Advise the following applicant that the application was unsuccessful:
- a) Second Act Arts – Community focused story-telling project - \$6,500

RESOLUTION OM2026/05/27.7

Moved By: CR M WRIGHT

Seconded By: CR J COLLINS

That Council:

1. **Approve the payment of Special Projects Grants – Round 2, to assist the following recipients:**
 - a) **Whitsunday Kyokushin Karate Proserpine Inc. - \$2,000**
 - b) **Proserpine & District Canegrowers Cooperative - \$1,628**
 - c) **Bowen Rugby Union Club Inc. - \$7,500**
 - d) **Bowen Flexi Care Inc. - \$4,240**
2. **Advise the following applicant that the application was unsuccessful:**
 - a) **Second Act Arts – Community focused story-telling project - \$6,500**

MEETING DETAILS

The motion was Carried 6 / 0.

CARRIED

~~~~~

Cr Finlay returned to the room at 10:03am.

### **11.6 - Regional Arts Development Fund (RADF) 2025/26 Funding Round 3 - April 2026**

#### **PURPOSE**

For Council to consider the funding for the Regional Arts Development Fund (RADF) grant applications for Round 3 of the 2025/26 Program, as recommended by the RADF Advisory Committee.

#### **OFFICER'S RECOMMENDATION**

**That Council:**

1. Receive the minutes from the Regional Arts Development Fund (RADF) Local Advisory Committee.
2. Approve the payment of Regional Arts Development Fund (RADF) grants (subject to conditions) – for Round 3 as recommended to Council by the RADF Advisory Committee to assist the following recipients:
  - a. Whitsunday Songwriter Festival - \$8,630
  - b. Archaic Gathering Festival of Arts - \$3,380
  - c. Creative Connections Whitsunday - \$4,783.
3. To advise the following applicant that the application was unsuccessful:
  - a. Second Act Arts – KIN: Living Shrines (Concept Development & Community Trial) - \$8,000.

This is page 12 of the Minutes of Council's Ordinary Council Meeting - 27 May 2026

4. To approve an application to Arts Queensland to roll over excess funding to 26/27 financial year.

#### **RESOLUTION OM2026/05/27.8**

**Moved By: CR J CLIFFORD**

**Seconded By: CR C BAUMAN**

#### **That Council:**

1. Receive the minutes from the Regional Arts Development Fund (RADF) Local Advisory Committee.
2. Approve the payment of Regional Arts Development Fund (RADF) grants (subject to conditions) – for Round 3 as recommended to Council by the RADF Advisory Committee to assist the following recipients:
  - a. Whitsunday Songwriter Festival - \$8,630
  - b. Archaic Gathering Festival of Arts - \$3,380
  - c. Creative Connections Whitsunday - \$4,783.
3. To advise the following applicant that the application was unsuccessful:
  - a. Second Act Arts – KIN: Living Shrines (Concept Development & Community Trial) - \$8,000.
4. To approve an application to Arts Queensland to roll over excess funding to 26/27 financial year.

#### **MEETING DETAILS**

The motion was Carried 5 / 2.

**CARRIED**

~~~~~

11.7 - Sport & Recreation Facility Management Grant - Proserpine Junior Sporting Complex Association Inc.

PURPOSE

For Council to consider the payment of the Facility Management Grant in accordance with Council's Facility Management Grant Guidelines.

OFFICER'S RECOMMENDATION

That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Proserpine Junior Sporting Complex Association Inc.

RESOLUTION OM2026/05/27.9

Moved By: CR J COLLINS

Seconded By: CR M WRIGHT

That Council approve the payment of a \$20,000 Sport & Recreation Facility Management Grant to Proserpine Junior Sporting Complex Association Inc.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

## 11.8 - Community Services & Facilitation + Regional Strategy and Planning - Activity Report – January to March 2026

### PURPOSE

The purpose of this report is to set out an account of statistics pertaining to the functions of each branch within the Liveability & Development Services Directorate for Quarter Three of the 2025-2026 financial year.

### OFFICER'S RECOMMENDATION

That Council receive the Community Services & Facilitation Activity Report (Q3) and Regional Strategy and Planning (Q3) Activity Report (**Attachment 11.8.1**) for 2025/2026.

### RESOLUTION OM2026/05/27.10

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: CR M WRIGHT

That Council receive the Community Services & Facilitation Activity Report (Q3) and Regional Strategy and Planning (Q3) Activity Report (**Attachment 11.8.1**) for 2025/2026.

### MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~  
The meeting adjourned for morning tea at 10:35am.

The meeting reconvened from morning tea at 10:58am.

11.9 - Amendment to 5.1 Subordinate Local Law No.5 (Parking) 2014

PURPOSE

The purpose of this report is to seek Council's endorsement to amend Subordinate Local Law No. 5.1 (Parking) 2014 to support the proposed implementation of the commercial parking approach.

OFFICER'S RECOMMENDATION

Council resolves that:

1. Council propose to make Subordinate Local Law (Amending) Subordinate Local Law No. 5 (Parking) 2026, as detailed in **Attachment 11.9.1 (the Proposed Subordinate Local Law)**.
2. Council delegate to the Chief Executive Officer the process and responsibilities to take all steps the Chief Executive Officer considers desirable under Chapter 3 of the *Local Government Act 2009* (Qld), including:

- a. consulting with the public about the Proposed Subordinate Local Law and conducting a public interest test in relation to anti-competitive provisions (if required) contained within the Proposed Subordinate Local Law (Consultation Period); and
- b. considering every submission properly made to Council about the Proposed Subordinate Local Law during the Consultation Period.

RESOLUTION OM2026/05/27.11

Moved By: CR G SIMPSON

Seconded By: CR M WRIGHT

That Council:

- 1. Propose to make Subordinate Local Law (Amending) Subordinate Local Law No. 5 (Parking) 2026, as detailed in Attachment 11.9.1 (the Proposed Subordinate Local Law), subject to the following amendments:**
 - a. omission of clause 7(3)(a);
 - b. renumber the remaining provisions accordingly; and
 - c. amendment of the date in clause 7(3)(g).
- 2. Council delegate to the Chief Executive Officer the process and responsibilities to take all steps the Chief Executive Officer considers desirable under Chapter 3 of the *Local Government Act 2009* (Qld), including:**
 - a. consulting with the public about the Proposed Subordinate Local Law and conducting a public interest test in relation to anti-competitive provisions (if required) contained within the Proposed Subordinate Local Law (Consultation Period); and
 - b. considering every submission properly made to Council about the Proposed Subordinate Local Law during the Consultation Period.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

#### **11.10 - Notification of Water Meter Reading Period**

##### **PURPOSE**

To obtain a resolution for the declaration of the date for the reading of water meters for the second half of the financial year 2025/26.

##### **OFFICER'S RECOMMENDATION**

That Council declare the water meter reading date to be 15 June 2026 for the commencement of reading the water meters for the billing period.

#### **RESOLUTION OM2026/05/27.12**

**Moved By: CR J COLLINS**

**Seconded By: CR M WRIGHT**



That Council declare the water meter reading date to be 15 June 2026 for the commencement of reading the water meters for the billing period.

#### MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

11.11 - Monthly Finance Report

PURPOSE

To inform Council of the current unaudited financial performance and position for the reporting period.

OFFICER'S RECOMMENDATION

That Council receive the Monthly Financial Report, including the Unaudited Financial Statements for year-to-date April 2026.

RESOLUTION OM2026/05/27.13

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: CR M WRIGHT

That Council receive the Monthly Financial Report, including the Unaudited Financial Statements for year-to-date April 2026.

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

### 11.12 - Business Activity Performance Report - Utilities

#### PURPOSE

To provide a report to Council on the quarterly performance of the Utilities business activities for the period to date.

#### OFFICER'S RECOMMENDATION

That Council receive the Business Activity Performance update for Utilities Businesses.

#### RESOLUTION OM2026/05/27.14

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: MAYOR R COLLINS

That Council receive the Business Activity Performance update for Utilities Businesses.

## MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

12 CONFIDENTIAL MATTERS

PROCEDURAL MOTION - CLOSURE OF MEETING (CONFIDENTIAL SESSION) OM2026/05/27.15

Moved by: CR M WRIGHT

Seconded by: CR J COLLINS

That Council close the meeting to the public at 11:26am in accordance with Section 254J of the Local Government Regulation 2012 for closed meetings, for the purpose of discussing the following items and the reasons for going into closed session:

12.1 Acquisition Of 2 Easements Incorporating Strategic Value and Business Interruption to A Land Owner

- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

12.2 Land and Easement Acquisition

- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

12.3 Regional Activation Fund Easements

- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

12.4 Capital Budget Related Easements

- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

12.5 Legal Update and Councillor Expenditure

- (e) *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.*

12.6 Business Activity Performance Report - Commercial

- (e) *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.*
- (g) *negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

12.7 Planning & Environment Court Appeal No. 3181 Of 2025

- (e) *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.*

MEETING DETAILS:

The procedural motion was Carried 7 / 0

CARRIED

~~~~~

Cr Finlay advised of a Prescribed conflict of interest on item 12.4 regarding Capital Budget Related Easements and left the room during the confidential discussion at 12:09pm.

Cr Finlay returned to the room during the confidential session at 12:14pm.

#### **PROCEDURAL MOTION - REOPEN MEETING OM2026/05/27.16**

Moved by: **CR M WRIGHT**

Seconded by: **CR J FINLAY (DEPUTY MAYOR)**

**That Council reopen the meeting to the general public at 12:47pm.**

#### **MEETING DETAILS:**

The motion was Carried 7 / 0

**CARRIED**

~~~~~

12.1 - Acquisition of 2 Easements Incorporating Strategic Value and Business Interruption to a Land Owner

CONFIDENTIAL

S254J Local Government Regulation 2012 - Closed Meetings

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*

– (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

RESOLUTION OM2026/05/27.17

Moved By: CR M WRIGHT

Seconded By: CR J FINLAY (DEPUTY MAYOR)

That Council:

- 1. Approves the acquisition of two easements over the property listed in Attachment 12.1.1 - Property Details;**
- 2. Endorses the recommended compensation payment to the landowner, noting that the amount exceeds the assessed land value but is supported by the estimated business interruption impacts and the strategic importance of the project; and**
- 3. Delegates authority to the Chief Executive Officer to negotiate, finalise and execute all necessary documentation associated with the easement acquisitions.**

MEETING DETAILS

The motion was Carried 6 / 1.

CARRIED

~~~~~

**SUBSEQUENT RESOLUTION OM2026/05/27.18**

**Moved By: MAYOR R COLLINS**

**Seconded By: CR J CLIFFORD**

**That Council:**

- 1. Delegate the Chief Executive Officer to report back to council on negotiated outcomes of land tenure and purchases to guide consistency across the organisation.**

**MEETING DETAILS**

The motion was Carried 7 / 0.

**CARRIED**

~~~~~

12.2 - Land and Easement Acquisition

CONFIDENTIAL

S254J Local Government Regulation 2012 - Closed Meetings

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
 - (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

RESOLUTION OM2026/05/27.19

Moved By: CR G SIMPSON

Seconded By: CR J COLLINS

That Council:

- 1. Approves the acquisition of the parcels of land and easements listed in Attachment 12.2.1 - Property Details; and**
- 2. Delegates authority to the Chief Executive Officer to negotiate, finalise and execute all necessary documentation associated with acquisitions and easements.**

MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

## 12.3 - Regional Activation Fund Easements

### CONFIDENTIAL

#### **S254J Local Government Regulation 2012 - Closed Meetings**

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
  - (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

## RESOLUTION OM2026/05/27.20

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: MAYOR R COLLINS

That Council:

1. Endorses the acquisition of easements over the land parcels described in Attachment 12.3.1 - Property Details for the purpose of delivering infrastructure associated with the Residential Activation Fund project,
2. Delegates authority to the Chief Executive Officer, pursuant to section 257 of the *Local Government Act 2009*, to negotiate, finalise and execute all documents necessary to secure the required easements;
3. Authorises the Chief Executive Officer to determine and agree compensation amounts and associated acquisition terms, provided all costs remain within the approved capital budget allocations for the project; and
4. Authorises the Chief Executive officer to do all things reasonably necessary to give effect to this resolution.

## MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~

Cr John Finlay declared a prescribed conflict of interest in item 12.4 regarding Capital Budget Related Easements as defined by section 150EL of the *Local Government Act 2009*, due to the following:

The nature of the councillor's relationship with the entity: A landowner in the report is a client of SSB Partners, to which Cr Finlay is a manager.

Details of the councillor's, and any other entity's, interest in the matter: Cr Finlay is a manager at SSB Partners.

As a result of this conflict of interest, Cr Finlay advised that he would leave the meeting and take no part in the discussion or decision making of this matter.

Cr Finlay left the room at 12:51pm.

~~~~~

## 12.4 - Capital Budget Related Easements

### CONFIDENTIAL

#### ***S254J Local Government Regulation 2012 - Closed Meetings***

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its*

*councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*

- (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

#### **RESOLUTION OM2026/05/27.21**

**Moved By: MAYOR R COLLINS**

**Seconded By: CR M WRIGHT**

**That Council:**

- 1. Endorse the acquisition of easements over land parcels listed in Attachment 12.4.1 - Property Details;**
- 2. Delegates authority to the Chief Executive Officer to negotiate, finalise and execute all documents necessary to secure the required easements;**
- 3. Authorises the Chief Executive Officer to determine and agree compensation amounts and associated acquisition terms, provided all costs remain within the approved capital project, program or emerging project budget allocations; and**
- 4. Authorises the Chief Executive officer to do all things reasonably necessary to give effect to this resolution.**

#### **MEETING DETAILS**

The motion was Carried 6 / 0.

**CARRIED**

~~~~~

Cr Finlay returned to the room at 12:51pm.

12.5 - Legal Update and Councillor Expenditure

CONFIDENTIAL

S254J Local Government Regulation 2012 - Closed Meetings

- (1) A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
 - (e) 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.*

RESOLUTION OM2026/05/27.22

Moved By: CR M WRIGHT

Seconded By: CR G SIMPSON

That Council:

- a) Receive the legal status update for the quarter (Attachment 12.5.1); and
- b) Receive the Councillor Expenditure update for the quarter (Attachment 12.5.2).

MEETING DETAILS

The motion was Carried 6 / 1.

CARRIED

~~~~~

## 12.6 - Business Activity Performance Report – Commercial

### CONFIDENTIAL

#### ***S254J Local Government Regulation 2012 - Closed Meetings***

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
  - (e) 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.*
  - (g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.*

#### **RESOLUTION OM2026/05/27.23**

Moved By: CR J FINLAY (DEPUTY MAYOR)

Seconded By: CR J CLIFFORD

That Council receive the Business Activity Performance update for Commercial Businesses.

## MEETING DETAILS

The motion was Carried 7 / 0.

CARRIED

~~~~~


CONFIDENTIAL

S254J Local Government Regulation 2012 - Closed Meetings

- (1) *A local government may resolve that all or part of a meeting of the local government be closed to the public.*
- (3) *However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*
- *(e) 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.*

RESOLUTION OM2026/05/27.24

Moved By: MAYOR R COLLINS

Seconded By: CR M WRIGHT

That Council delegate to the Chief Executive Officer the power to attend to all matters to finalise the resolution of Planning and Environment Court Appeal No. 3181 of 2025.

MEETING DETAILS

The motion was Carried 5 / 2.

CARRIED

~~~~~

### 13 MATTERS OF IMPORTANCE

At this time in the meeting, Councillors had the opportunity to raise any matters of importance.

Cr Wright raised the below matters of importance:

- Cr Wright acknowledged the lives lost in the most recent bus incident near Gumlu on the 14<sup>th</sup> of May 2026. Cr Wright acknowledged the emergency services and council staff who were first on the scene.
- Cr Wright raised her concerns regarding Leucaena weed in the Rose Bay area, as many residents have raised their concerns. Cr Wright requested that the matter be addressed at an upcoming Ordinary Council Meeting.

Cr Finlay raised the below matter of importance:

- Cr Finlay also raised his concerns regarding Leucaena weed in the Rose Bay area.

Mayor Collins raised the below matter of importance:

- Mayor Collins also acknowledged the recent fatal bus incident near Gumlu on the 14<sup>th</sup> of May 2026 and acknowledged that Council will continue to advocate for improvements on the Bruce Highway noting that in the two years the Mayor has been in this role, that there have been two fatal bus crashes within 4km of each other.

~~~~~

14 CLOSURE OF MEETING

The Meeting closed at 12:57pm.

Confirmed as a true and correct recording this 17 June 2026.

Cr Ry Collins

MAYOR