

**235**



# **MINUTES**

*of the*

# **COUNCIL MEETING**

*held*

**Friday 31 May 2002**

*at*

**10.00 am**

**Nerang Administration Centre  
Nerang Southport Road Nerang**

**Minutes of the Two Hundred and Thirty-Fifth Ordinary Meeting of the Council of the City of Gold Coast held at the Nerang Administration Centre, Nerang Southport Road Nerang, on Friday 31 May 2002 at 10.00 am.**

National Anthem

The Mayor, Cr G J Baidon, welcomed Pastor Eugene Bognar of the Christian Community Church, Beenleigh, to open the meeting in prayer.

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**1 ATTENDANCE**

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Cr G J Baidon	Mayor	
Cr R W Hackwood		
Cr D L Power		
Cr A J Rickard		
Cr M J Grummitt		
Cr P J Young		(left the meeting at 11.25 am)
Cr D M Crichlow		
Cr N P Christmas		
Cr R La Castra		
Cr E L Shepherd		
Cr E Sarroff		
Cr J E Grew		
Cr P B Drake		
Cr D I McDonald		
Cr S Robbins		
Mr P Stevens	Chief Executive Officer	
Mr D Dickson	Director City Governance	
Mr W E Day	Director Engineering Services	(part only)
Mr S L Cox	Director Gold Coast Water	(part only)
Mr J McCabe	Director Organisational Services	(part only)
Mrs C McCool	Director Community Services	(part only)
Mr W Rowe	Director Planning Environment & Transport	(part only)
Mr G Young	Director Economic Development & Major Projects	(part only)

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**1.1 APOLOGIES/LEAVE OF ABSENCE**

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Nil

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**2**            **CONDOLENCES**

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**Cr McDonald**

To            The Nicholls Family

                 on the death of the father, Mr Keith Nicholls.

**RESOLUTION**    G02.0531.001    moved Cr McDonald    seconded Cr Robbins

**That a Motion of Condolence be passed and that a message of sympathy be forwarded.**

**CARRIED**

**Cr Robbins**

To            Mr Geoffrey Harris

                 on the death of his wife, Mrs Valerie Harris.

                 Mr John Brown

                 on the death of his wife, Mary Brown

**RESOLUTION**    G02.0531.002    moved Cr Robbins    seconded Cr Drake

**That a Motion of Condolence be passed and that messages of sympathy be forwarded.**

**CARRIED**

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**3**            **MAYORAL MINUTE**

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Nil

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**4**            **CONFIRMATION OF MINUTES**

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**RESOLUTION**    G02.0531.003    moved Cr Rickard    seconded Cr Shepherd

**That the Minutes of the Two Hundred and Thirty Fourth Ordinary Meeting of the Council of the City of Gold Coast held on Friday 24 May 2002 at 9.00 am be confirmed.**

**CARRIED**

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**5**            **MAYOR'S REPORT**

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Nil

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**6 CLARIFICATION - MEMBERS**

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Nil

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**7 BUSINESS ARISING FROM MINUTES**

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Nil

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**8 PRESENTATIONS**

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- 8.1 Cr Rickard noted an award of merit from the Queensland Branch of the Institute of Internal Auditors and a bronze award from the Australasian Reporting Awards, received in recognition of the excellence in the quality of Council's 2000/2001 Annual Report. He noted that the report "goes beyond minimum statutory requirements, taking steps to show information in such a way that it creates stakeholder confidence in Councillor's and management's ability to deliver outcomes". The awards represented the culmination of dedicated work, and demonstrated the professionalism of the officers involved in the production of the report. Cr Rickard invited Ben Byrne of the City Governance directorate and Emma Jurss of the Publications Unit, who were involved in the production of the report, to present the awards to the Mayor.

The Mayor extended congratulations on behalf of the Gold Coast City Council to the Chief Executive Officer and to all Council staff who contributed to Council's 2000/2001 Annual Report.

- 8.2 The Mayor expressed pleasure in presenting Tom Jukes, Council Safety Officer, with an award for the key role he recently played in saving the life of a five and a half year old child, Francesca Patterson, who suffered a heart attack while driving in a car with her mother. The Mayor noted that often acts of courage and compassion go unnoticed and, on behalf of the people of the city he commended Tom Jukes for stopping to assist with the child, recognising that his selfless action has certainly made a difference to the Patterson family. The Mayor also noted the assistance of schoolgirl, Ebony Anderson, and extended thanks to the emergency services for their prompt attention and to the hospital doctors and nursing staff for their expertise in the recovery of Francesca.

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.1 COORDINATION**

Cr Rickard, Deputy Mayor, presented the Minutes of the Meeting of the Coordination Committee held on Friday 24 May 2002.

**RESOLUTION** G02.0531.004 moved Cr Rickard seconded Cr Grummitt

**That the Report of the Coordination Committee Meeting held on Friday 24 May 2002, covered by Recommendations C02.0524.001 to C02.0524.013 be received.**

**CARRIED**

ITEM 5  
ACCOMMODATION STRATEGY IMPLEMENTATION REPORT NO. 5  
LG235/46/02

**RESOLUTION** G02.0531.005 moved Cr Robbins seconded Cr Drake

**"That Committee Recommendation C02.0524.005 be adopted and that a report be brought forward in relation to the provision of a day care centre and an area that can be utilised as a gymnasium to be incorporated into the plans brought forward for the refurbishment of Nerang."**

**CARRIED**

**ADOPTION OF COORDINATION COMMITTEE REPORT**

**RESOLUTION** G02.0531.006 moved Cr Rickard seconded Cr Young

**That the Report of the Coordination Committee's Recommendations of Friday 24 May 2002, numbered C02.0524.001 to C02.0524.013, be adopted with the exception of:-**

**Recommendation Number C02.0524.005 which was specifically resolved.**

**CARRIED**

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.2 PLANNING & DEVELOPMENT (NORTH)**

Cr Power, Chairperson of the Planning & Development (North) Committee, presented the Minutes of the Meeting of the Planning & Development (North) Committee held on Tuesday 28 May 2002.

**RESOLUTION** G02.0531.007 moved Cr Power seconded Cr Hackwood

**That the Report of the Planning & Development (North) Committee Meeting held on Tuesday 28 May 2002, covered by Recommendations N02.0528.001 to N02.0528.007 be received.**

**CARRIED**

**ITEM 1**

**MATERIAL CHANGE OF USE FOR A TOWN CENTRE (SHOPPING CENTRE INCLUDING MAIN STREET AND SPECIALITY SHOPPING AND ASSOCIATED RECONFIGURING OF A LOT, OPERATIONAL WORKS AND BUILDING WORKS) - WESTFIELD LIMITED - LOT 4 RP814713, LOT 4 RP880355, LOT 16 RP880353, LOT 100 SP127602, LOT 12 & LOT 13 RP880356 & PART LOT 18 RP868223 GOLD COAST HIGHWAY, PACIFIC HIGHWAY, DISCOVERY DRIVE AND MILLAROO DRIVE, GAVEN - DIVISION 5 - FILE PN1682444/1234/DA5(P7)**

The Mayor declared an interest and left the Chambers during discussion and voting on this matter.

**RESOLUTION** G02.0531.008 moved Cr Robbins seconded Cr McDonald

**That Committee Recommendation N02.0528.001 be dealt with separately.**

**CARRIED**

In the absence of the Mayor, Cr Rickard took the chair.

**RESOLUTION** G02.0531.009 moved Cr Young seconded Cr Power

**That Committee Recommendation N02.0528.001 be adopted as printed.**

**CARRIED**

The Mayor resumed the Chair.

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9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS

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9.2 PLANNING & DEVELOPMENT (NORTH)

ADOPTION OF PLANNING & DEVELOPMENT (NORTH) COMMITTEE REPORT

RESOLUTION G02.0531.010 moved Cr Power seconded Cr Christmas

That the Report of the Planning & Development (North) Committee's Recommendations of Tuesday 28 May 2002, numbered N02.0528.001 to N02.0528.007, be adopted with the exception of:-

Recommendation Number N02.0528.001 which was specifically resolved.

CARRIED

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.3 PLANNING & DEVELOPMENT (SOUTH)**

Cr Robbins, Chairperson of the Planning & Development (South) Committee, presented the Minutes of the Meeting of the Planning & Development (South) Committee held on Tuesday 28 May 2002.

**RESOLUTION** G02.0531.011 moved Cr Robbins seconded Cr Drake

**That the Report of the Planning & Development (South) Committee Meeting held on Tuesday 28 May 2002, covered by Recommendations S02.0528.001 to S02.0528.006 be received.**

**CARRIED**

**ADOPTION OF PLANNING & DEVELOPMENT (SOUTH) COMMITTEE REPORT**

**RESOLUTION** G02.0531.012 moved Cr Robbins seconded Cr Shepherd

**That the Report of the Planning & Development (South) Committee's Recommendations of Tuesday 28 May 2002, numbered S02.0528.001 to S02.0528.006, be adopted.**

**CARRIED**



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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.4 WATER WASTEWATER BEACHES & FORESHORES**

Cr McDonald, Chairperson of the Water Wastewater Beaches & Foreshores Committee, presented the Minutes of the Meeting of the Water Wastewater Beaches & Foreshores Committee held on Thursday 23 May 2002.

**RESOLUTION** G02.0531.013 moved Cr McDonald seconded Cr Drake

That the Report of the Water Wastewater Beaches & Foreshores Committee Meeting held on Thursday 23 May 2002, covered by Recommendations W02.0523.001 to W02.0523.006 be received.

**CARRIED**

**ADOPTION OF WATER WASTEWATER BEACHES & FORESHORES COMMITTEE REPORT**

**RESOLUTION** G02.0531.014 moved Cr McDonald seconded Cr Drake

That the Report of the Water Wastewater Beaches & Foreshores Committee's Recommendations of Thursday 23 May 2002, numbered W02.0523.001 to W02.0523.006, be adopted.

**CARRIED**

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9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS

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9.5 ENGINEERING SERVICES

Cr Hackwood, Chairperson of the Engineering Services Committee, presented the Minutes of the Meeting of the Engineering Services Committee held on Thursday 23 May 2002.

**RESOLUTION** G02.0531.015 moved Cr Hackwood seconded Cr Rickard

**That the Report of the Engineering Services Committee Meeting held on Thursday 23 May 2002, covered by Recommendations E02.0523.001 to E02.0523.011 be received.**

**CARRIED**

ITEM 6  
2001/2002 DIVISIONAL WORKS PROGRAMME - MINOR WORKS  
FN334/375/02

**RESOLUTION** G02.0531.016 moved Cr Young seconded Cr Rickard

**That Committee Recommendation E02.0523.006 be adopted with an amendment being noted that the Pedestrian Crossing Michigan Drive Project D708 be funded 50/50 from Division 5 and Division 2.**

**CARRIED**

**ADOPTION OF THE ENGINEERING SERVICES COMMITTEE REPORT**

**RESOLUTION** G02.0531.017 moved Cr Hackwood seconded Cr Shepherd

**That the Report of the Engineering Services Committee's Recommendations of Thursday 23 May 2002, numbered E02.0523.001 to E02.0523.011, be adopted with the exception of:-**

**Recommendation Number E02.0523.006 which was specifically resolved.**

**CARRIED**

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.6 HEALTH CULTURAL AND COMMUNITY SAFETY**

Cr Grew, Chairperson of the Health Cultural and Community Safety Committee, presented the Minutes of the Meeting of the Health Cultural and Community Safety Committee held on Thursday 23 May 2002.

**RESOLUTION** G02.0531.018 moved Cr Grew seconded Cr Robbins

That the Report of the Health Cultural and Community Safety Committee Meeting held on Thursday 23 May 2002 covered by Recommendations H02.0523.001 to H02.0523.008 be received.

**CARRIED**

ITEM 1

CULTURAL DEVELOPMENT ADVISORY COMMITTEE - ADOPTION OF CHARTER AND TERMS OF REFERENCE  
CS105/651/-(P3)

**MOTION** moved Cr Crichlow seconded Cr Shepherd

That Committee Recommendation H02.0523.001 be deferred for a further report to be brought forward.

The MOTION was LOST.

**RESOLUTION** G02.0531.019 moved Cr Grew seconded Cr Robbins

That Committee Recommendation H02.0531.001 be adopted with the addition of a part 9 to read as follows:

“9 That Council notes that the Cultural Development Advisory Committee will make recommendations about the disbursement of grant funds (\$50,000) received from Arts Queensland and matched with funding from Gold Coast City Council.”

**CARRIED**

ITEM 6

REVIEW OF THE IMPLEMENTATION OF LOCAL LAW NO. 8 (RENTAL ACCOMMODATION)  
LG222/365/08(P2)

**MOTION** moved Cr Sarroff seconded Cr La Castra

That Committee Recommendation H02.0523.006 be not adopted and that a further report be brought forward seeking to phase out the Local Law No. 8 (Rental Accommodation) over a period of time, with future implementation to be on a complaints basis.

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9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS

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9.6 HEALTH CULTURAL AND COMMUNITY SAFETY (continued)

ITEM 6 (continued)  
REVIEW OF THE IMPLEMENTATION OF LOCAL LAW NO. 8 (RENTAL ACCOMMODATION)  
LG222/365/08(P2)

AMENDMENT moved Cr Rickard seconded Cr Power

That Committee Recommendation H02.0523.006 be deferred to a future Coordination Committee meeting.

The AMENDMENT was CARRIED.

The AMENDMENT became the MOTION and was CARRIED -  
RESOLUTION G02.0531.020

ADOPTION OF HEALTH CULTURAL AND COMMUNITY SAFETY COMMITTEE REPORT

RESOLUTION G02.0531.021 moved Cr Grew seconded Cr Robbins

That the Report of the Health Cultural and Community Safety Committee's Recommendations of Thursday 23 May 2002, numbered H02.0523.001 to H02.0523.008, be adopted with the exception of:-

Recommendation Numbers H02.0523.001 and  
H02.0523.006 which were specifically resolved.

CARRIED

Cr Young left the meeting at 11.25 am before Item 6 was voted on.

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.7 COMMUNITY SERVICES**

Cr La Castra, Chairperson of the Community Services Committee, presented the Minutes of the Meeting of the Community Services Committee held on Thursday 23 May 2002.

**RESOLUTION** G02.0531.022 moved Cr La Castra seconded Cr Drake

**That the Report of the Community Services Committee Meeting held on Thursday 23 May 2002, covered by Recommendations R02.0523.001 to R02.0523.012 be received.**

**CARRIED**

**ADOPTION OF COMMUNITY SERVICES COMMITTEE REPORT**

**RESOLUTION** G02.0531.023 moved Cr La Castra seconded Cr Drake

**That the Report of the Community Services Committee's Recommendations of Thursday 23 May 2002, numbered R02.0523.001 to R02.0523.012, be adopted.**

**CARRIED**

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**9 RECEPTION & CONSIDERATION OF COMMITTEE REPORTS**

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**9.8 FINANCE**

Cr Sarroff, Chairperson of the Finance Committee, presented the Minutes of the Meeting of the Finance Committee held on Tuesday 28 May 2002.

**RESOLUTION** G02.0531.024 moved Cr Sarroff seconded Cr Power

That the Report of the Finance Committee Meeting held on Tuesday 28 May 2002, covered by Recommendations F02.0528.001 to F02.0528.010 be received.

**CARRIED**

ITEM 5  
RATE NOTICE INSERTIONS JULY 2002 ISSUE  
RV 36/156/01/-(P1)

**RESOLUTION** G02.0531.025 moved Cr Power seconded Cr Robbins

That Committee Recommendation F02.0528.005 be adopted with the deletion of part 4 such that it reads as follows:

- 1 That Council approve the insertion of the City Report, Notice to Owner of Categorisation, Free Post Envelope and the Gold Coast City Cup Race Day Free Entry Ticket in the July 2002 rate notice mail out;
- 2 That Council approve the insertion of the Library Brochure and attached Membership Card in the July 2002 rate notice mail out subject to Council's approval of the brochure on 14 June 2002;
- 3 That:-
  - a subject to Council obtaining satisfactory approval from the Regulator, the Customer Service Standard for Gold Coast Water be distributed with the January 2003 rate notice mail out (excluding properties in rural areas),
  - b should the approval identified in 3(a) above not be forthcoming, the Customer Service Standard be distributed with the July 2002 rate notice mail out.

**CARRIED**

**ADOPTION OF FINANCE COMMITTEE REPORT**

**RESOLUTION** G02.0531.026 moved Cr Sarroff seconded Cr Robbins

That the Report of the Finance Committee's Recommendations of Tuesday 28 May 2002, numbered F02.0528.001 to F02.0528.010, be adopted with the exception of:-

Recommendation Number F02.0528.005 which was specifically resolved.

**CARRIED**

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10            **CONSIDERATION OF NOTICES OF MOTION**

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Nil

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11            **ANSWERS TO QUESTIONS ON NOTICE**

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Nil

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12            **PRESENTATION OF PETITIONS**

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12.1        PETITION REGARDING INCREASE IN TRAFFIC IN STREETS IN COOLANGATTA -  
BALLOW STREET, DUTTON STREET AND KENT STREET.  
TT93/-/-

**RESOLUTION**    G02.0531.027    moved Cr Robbins    seconded Cr Grew

That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.

**CARRIED**

12.2        PETITION REGARDING GOLD COAST CITY COUNCIL DRAFT PLANNING SCHEME  
CHANGES  
PD98/727/02(P34)

**RESOLUTION**    G02.0531.028    moved Cr Christmas    seconded Cr Grummitt

That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.

**CARRIED**

12.3        PETITION REGARDING NOISE EMANATING FROM ROCK CONCERT HELD ON GOOD  
FRIDAY 2002 AT PARKLANDS SHOWGROUNDS  
PN89363/16/-(P1)

**RESOLUTION**    G02.0531.029    moved Cr Grummitt    seconded Cr Rickard

That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.

**CARRIED**

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**12 PRESENTATION OF PETITIONS**

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12.4 PETITION REGARDING CONSTRUCTION OF A FOOTPATH IN DIPPER DRIVE,  
BURLEIGH HEADS.  
RD113320/16/-(P1)

**RESOLUTION** G02.0531.030 moved Cr Drake seconded Cr Grew

**That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.**

**CARRIED**

12.5 PETITION REGARDING PROPOSED TRAFFIC FLOW CHANGES TO TABILBAN STREET  
AND OCEAN PARADE, BURLEIGH HEADS.  
RD20001/16/-(P1)

**RESOLUTION** G02.0531.031 moved Cr Drake seconded Cr Grew

**That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.**

**CARRIED**

12.6 PETITION REGARDING TOWN PLAN MAP, HOLLAND COURT, BROADBEACH WATERS  
PD98/727/02(P34)

**RESOLUTION** G02.0531.032 moved Cr Sarroff seconded Cr Robbins

**That the above Petition be received and referred to the appropriate Committee for consideration and report to Council.**

**CARRIED**



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**13 GENERAL BUSINESS**

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13.1 CRUISE LINER FACILITY  
PD330/214/01(P13)

**RESOLUTION** G02.0531.033 moved Cr Christmas seconded Cr Drake

**That the Director Economic Development & Major Projects be requested to bring forward a report detailing:**

- a) the economic benefits of a cruise liner facility for the Gold Coast
- b) the impact of such a facility on the Seaway to the Broadwater, and the Broadwater itself.

**CARRIED**

13.2 REQUIREMENT THAT NEW HOMES INCLUDE AN OUTDOOR RAINWATER TANK  
PD97/366/- (P4)

**RESOLUTION** G02.0531.034 moved Cr Grummitt seconded Cr La Castra

**That the Chief Executive Officer provide a report on the requirement that new homes must include an outdoor rainwater tank.**

**CARRIED**

13.3 GOLD COAST CITY COUNCIL LIAISON WITH THE LOCAL GOVERNMENT ASSOCIATION  
LG473/471/- (P1)

**RESOLUTION** G02.0531.035 moved Cr Rickard seconded Cr Robbins

**That Council authorise the Mayor and the Chief Executive Officer to liaise with the Local Government Association in relation to support for the planned appeal by Waverley Council against the recent court decision regarding liability, and that a further report be presented to Council.**

**CARRIED**

**THERE BEING NO FURTHER BUSINESS THE MEETING WAS DECLARED CLOSED AT 12.25 PM.**

I HEREBY CERTIFY THAT THESE PAGES  
NUMBERED 1 to 17 CONSTITUTE  
THE MINUTES OF THE MEETING  
OF THE COUNCIL OF THE CITY OF GOLD COAST  
HELD FRIDAY 31 MAY 2002.

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MAYOR