

Minutes

Ordinary Meeting

Thursday, 20 August 2020

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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.

1 DECLARATION OF OPENING

The Chair declared the meeting open at 9:00am.

2 WELCOME AND OPENING PRAYER

Councillor D Law acknowledged the traditional custodians of the land on which the meeting took place.

The Chair then read a prayer which was provided by Pastor Peter Hewitt from the New Life Church, Woombye.

The Chair acknowledged the recent passing of Christopher Leslie Cox and expressed Council's deepest condolences to Councillor P Cox and his family on the loss of his father.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**COUNCILLORS**

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Deputy Mayor) (Absent from part of agenda item 9.1 – 14)
Councillor T Landsberg	Division 2
Councillor P Cox	Division 3
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

EXECUTIVE LEADERSHIP TEAM

A/Chief Executive Officer
Group Executive Built Infrastructure
Group Executive Customer Engagement and Planning Services
Group Executive Economic and Community Development
A/Group Executive Business Performance
A/Group Executive Liveability and Natural Assets
Chief of Staff
Executive Manager
Chief Strategy Officer
Director, Major Projects and Strategic Property

APOLOGIES

Nil

COUNCIL OFFICERS

Coordinator CEO Governance & Operations
Acting Chief Financial Officer
Senior Development Planner
Community Connections and Partnerships - Lead
Trade & Investment - Investment Lead
General Counsel

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution**

Moved: Councillor C Dickson
Seconded: Councillor R Baberowski

That the Minutes of the Ordinary Meeting held on 23 July 2020 be received and confirmed.

Carried unanimously.

5 INFORMING OF PERSONAL INTERESTS**5.1 MATERIAL PERSONAL INTEREST**

Pursuant to Section 175C of the *Local Government Act 2009*, the following declarations of a material personal interest were made:

Councillor M Jamieson informed the meeting of a material personal interest for item 8.6 and

Councillor M Jamieson informed the meeting of a material personal interest for item 8.7.

5.2 CONFLICT OF INTEREST / PERCEIVED CONFLICT OF INTEREST

Pursuant to Section 175E of the *Local Government Act 2009*, the following declaration was raised:

Councillor M Jamieson informed the meeting of a perceived conflict of interest for item 8.3.

6 MAYORAL MINUTE

Nil

Council Resolution

Moved: Councillor J Natoli
Seconded: Councillor M Suarez

That Council suspend standing orders to allow the meeting to be live-streamed to ensure health and safety during the COVID-19 health emergency.

Carried unanimously.

7 PRESENTATIONS / COUNCILLOR REPORTS**7.1 PRESENTATION - NAMBOUR COMMUNITY CENTRE PHOTOGRAPHIC EXHIBITION - CHALLENGING PERCEPTIONS ON HOMELESSNESS****Council Resolution**

Moved: Councillor D Law
Seconded: Councillor T Landsberg

That Council acknowledge Homelessness Week and the photographic exhibition – Challenging Perceptions on Homelessness.

Carried unanimously.

7.2 PRESENTATION - 2020 NATIONAL AWARDS FOR LOCAL GOVERNMENT - MIGRANT WORK READY PROGRAM**Council Resolution**

Moved: Councillor D Law
Seconded: Councillor P Cox

That Council recognise the achievement of the Community Planning and Development Branch for the award received for the Migrant Work Ready Program at the 2020 National Awards for Local Government.

Carried unanimously.

7.3 PRESENTATION - 2020 GRAPHIC DESIGN AWARDS**Council Resolution**

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

That Council recognise the achievement of the Sunshine Coast Council Communications Branch for the awards received at the 2020 Government Design Awards and also the 2020 Brisbane Design Awards.

Carried unanimously.

8 REPORTS DIRECT TO COUNCIL**8.1 QUARTERLY PROGRESS REPORT - QUARTER 4, 2019-20**

File No:	Council meetings
Author:	Coordinator Organisational Performance Office of the CEO
Appendices:	App A - Chief Executive Officers Quarterly Highlights Report - Quarter 4, 2019-20 App B - Operational Plan Activities Report - Quarter 4, 2019-20

Council Resolution (OM20/82)

Moved: Councillor E Hungerford
Seconded: Councillor M Suarez

That Council:

- (a) receive and note the report titled "**Quarterly Progress Report - Quarter 4, 2019-20**"
- (b) note the Chief Executive Officer's Quarterly Highlights Report - Quarter 4, 2019-20 (Appendix A) on service delivery highlights and
- (c) note the Operational Plan Activities Report - Quarter 4, 2019-20 (Appendix B) reporting on implementation of the Corporate and Operational Plans.

Carried unanimously.

Council Resolution

Moved: Councillor W Johnston
Seconded: Councillor R Baberowski

That Council grant Councillor C Dickson an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Council Resolution

Moved: Councillor C Dickson
Seconded: Councillor E Hungerford

That Council grant Councillor W Johnston an extension of time for five minutes to speak further to the motion.

Carried unanimously.

8.2 JULY 2020 FINANCIAL PERFORMANCE REPORT

File No: Financial Reports
Author: Acting Chief Financial Officer
Business Performance Group
Appendices: App A - Capital Minor Works Program
Attachments: Att 1 - July 2020 Financial Performance Report

Council Resolution (OM20/83)**Moved:** Councillor E Hungerford**Seconded:** Councillor W Johnston*That Council:*

- (a) receive and note the report titled "**July 2020 Financial Performance Report**" and
- (b) endorse the Minor Capital Works Program (Appendix A).

Carried unanimously.

8.3 KAWANA WATERS STRUCTURE PLAN AMENDMENTS

File No: MPC17/0008.01
Author: Senior Development Planner
Customer Engagement & Planning Services Group
Appendices: App A - Conditions of Approval
Attachments: Att 1 - Amended Kawana Waters Structure Plan
Att 2 - Map of Development Control Plan No. 1 area
Att 3 - Location of development proposals map

As required by s175E (2) of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting of a perceived conflict of interest in relation to matters to be considered in item 8.3 'Kawana Waters Structure Plan Amendments'.

Councillor M Jamieson set out the following in relation to this interest:

One of the directors of Sunshine Coast Vitality Pty Ltd, which owns the Vitality Village building, is Mr Ken Reed.

I have previously received the following electoral donations from entities that either are, or were, associated with Mr Reed –

- *\$2,000 from RCQ Constructions on 2 March 2012*
- *\$2,000 from HMR Projects on 11 February 2016*
- *\$3,000 from Reed Property Group on 15 February 2016 and*
- *\$2,000 from Reed Property Group on 15 February 2016.*

I have decided therefore, out of an abundance of caution that I will withdraw from the Chamber and not participate in the deliberation and vote on Agenda Item 8.3.

The Mayor vacated the Chair and left the meeting. The Deputy Mayor took the Chair at this time.

Council Resolution (OM20/84)

Moved: Councillor P Cox
Seconded: Councillor C Dickson

That Council:

- (a) *receive and note the report titled “**Kawana Waters Structure Plan Amendments**”*
- (b) *recommend to the Minister for Natural Resources, Mines and Energy that the amended Kawana Waters Structure Plan be approved, subject to conditions contained in Appendix A and*
- (c) *delegate authority to the Chief Executive Officer to approve any further minor or administrative amendments to the Kawana Waters Structure Plan.*

Carried unanimously.

Councillor M Jamieson was absent for the discussion and vote on this item.

The Mayor returned to the Chair.

**8.4 COMMUNITY PARTNERSHIP FUNDING PROGRAM
RECOMMENDATIONS 2020**

File No:	Council meetings
Author:	Community Connections and Partnerships - Lead Economic & Community Development Group
Appendices:	App A - Community Partnership Funding Program Recommendations 2020
Attachments:	Att 1 - 2020 Community Partnership Funding Program Recommendation Report – Additional Information - <i>Confidential</i>

Council Resolution (OM20/85)

Moved: Councillor D Law
Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled “**Community Partnership Funding Program Recommendations 2020**” and*
- (b) *endorse the Community Partnership Funding Program Recommendations 2020 (Appendix A).*

Carried unanimously.

**8.5 SUNSHINE COAST INTERNATIONAL BROADBAND NETWORK
PROJECT UPDATE - AUGUST 2020**

File No: Council meetings
Author: Group Executive
Economic & Community Development Group
Attachments: Att 1 - Legal Advice - *Confidential*

Council Resolution (OM20/86)

Moved: Councillor J O'Pray
Seconded: Councillor M Suarez

That Council:

- (a) *receive and note the report titled "**Sunshine Coast International Broadband Network Project Update - August 2020**" and*
- (b) *delegate authority to the Chief Executive Officer to resolve the contractual dispute in the manner outlined in confidential session in relation to the Sunshine Coast International Broadband Network project.*

Council Resolution

Moved: Councillor R Baberowski
Seconded: Councillor J O'Pray

That the meeting be closed to the public pursuant to section 275 (f) of the Local Government Regulation 2012 to consider the following items:

- 8.5 *Sunshine Coast International Broadband Network Project Update – August 2020
– Confidential Attachment 1 – Legal Advice.*

Carried unanimously.

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor R Baberowski

That the meeting be re-opened to the public.

Carried unanimously.

The motion moved by Councillor J O'Pray and seconded by Councillor M Suarez was put.

Carried unanimously.

8.6 SUNSHINE COAST AIRPORT EXPANSION PROJECT (SCAEP) UPDATE

File No: SCAEP Reporting
Author: Project Director (Sunshine Coast Airport Expansion)
Built Infrastructure Group
Attachments: Att 1 - SCAEP Update - *Confidential*

As required by s175C (2) of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting of a material personal interest in relation to matters to be considered in item 8.6 'Sunshine Coast Airport Expansion Project (SCAEP) Update'.

Councillor M Jamieson set out the following in relation to this interest:

I am an Employer representative Director of LGIASuper, which holds a 32% stake in the Sunshine Coast Airport through its asset manager, Palisade Investment Partners.

In line with the requirements of section 175C (2) of the Act, I will leave the Chamber and not participate in the discussion or vote on this matter.

As required by s175C (2) of the *Local Government Act 2009*, Councillor M Jamieson informed the meeting of a material personal interest in relation to matters to be considered in item 8.7 'Exercise of Sunshine Coast Council's voting entitlement in the election of the next President of the Local Government Association of Queensland'.

Councillor M Jamieson set out the following in relation to this interest:

The report relates to my intended nomination for re-election as President of the Local Government Association of Queensland, a position which I have held since 20 October 2016.

In line with the requirements of section 175C (2) of the Act, I will leave the Chamber and not participate in the discussion or vote on this matter.

The Mayor vacated the Chair and left the meeting. The Deputy Mayor took the Chair at this time.

Council Resolution (OM20/87)

Moved: Councillor J O'Pray
Seconded: Councillor W Johnston

*That Council receive and note the report titled "**Sunshine Coast Airport Expansion Project (SCAEP) Update**".*

Carried unanimously.

Councillor M Jamieson was absent for the discussion and vote on this item.

8.7 EXERCISE OF SUNSHINE COAST COUNCIL'S VOTING ENTITLEMENT IN THE ELECTION OF THE NEXT PRESIDENT OF THE LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND

File No: Council meetings
Author: Chief of Staff
Office of the Chief Executive Officer

As required by s175C (2) of the *Local Government Act 2009*, Councillor M Jamieson had already informed the meeting of a material personal interest in relation to matters to be considered in item 8.7 'Exercise of Sunshine Coast Council's voting entitlement in the election of the next president of the Local Government Association of Queensland' and therefore, did not return to the Chamber for the deliberation and vote on this matter.

Councillor M Jamieson set out the following in relation to this interest:

The report relates to my intended nomination for re-election as President of the Local Government Association of Queensland, a position which I have held since 20 October 2016.

In line with the requirements of section 175C (2) of the Act, I will leave the Chamber and not participate in the discussion or vote on this matter.

Council Resolution (OM20/88)

Moved: Councillor P Cox
Seconded: Councillor C Dickson

That Council:

- (a) *receive and note the report titled "**Exercise of Sunshine Coast Council's voting entitlement in the election of the next President of the Local Government Association of Queensland**" and*
- (b) *resolve that its full voting entitlement shall be exercised at the Annual General Meeting of the Local Government Association of Queensland (LGAQ) on 21 October 2020 in support of the election of Mayor Mark Jamieson as President of the LGAQ Board.*

Carried unanimously.

Councillor M Jamieson was absent for the discussion and vote on this item.

The Mayor returned to the Chair.

9 NOTIFIED MOTIONS**9.1 NOTICE OF MOTION - SUNSHINE COAST MASS TRANSIT**

File No: Notice of Motion
Author: Councillor J Natoli

MOTION

Moved: Councillor J Natoli
Seconded: Councillor W Johnston

That Council:

- (a) direct the Chief Executive Officer to ensure the Sunshine Coast Mass Transit Preliminary Business Case and Options Analysis is not finalised or advanced to the State Government Department of Transport and Main Roads interest check until such time as (b) below is completed and
- (b) request the Chief Executive Officer to
 - (i) prepare a report for consideration at the Ordinary Meeting of 17 September 2020, regarding the Sunshine Coast Mass Transit Preliminary Business Case and Options Analysis, allowing for Council to determine to immediately release the documentation to the public at that time
 - (ii) develop and present a comprehensive and meaningful community engagement plan which must be undertaken, completed and incorporated in the Sunshine Coast Mass Transit Preliminary Business Case, prior to proceeding through to Phase 3 of the Detailed Business Case
 - (iii) communicate to the Department of Transport and Main Roads that Council will only proceed with the Sunshine Coast Mass Transit Detailed Business Case if the community engagement process identifies majority community support for the Preliminary Business Case and Options Analysis and
 - (iv) ensure the final Preliminary Business Case, including the outcome of the community engagement, is presented to Council for final endorsement and decision prior to proceeding to Phase 3.

Council Resolution

Moved: Councillor W Johnston
Seconded: Councillor M Suarez

That Council grant Councillor J Natoli an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Council Resolution

Moved: Councillor P Cox
Seconded: Councillor C Dickson

That Council grant Councillor T Landsberg an extension of time for five minutes to speak further to the motion.

Carried unanimously.

AMENDMENT**Council Resolution** (OM20/89)

Moved: Councillor C Dickson
Seconded: Councillor E Hungerford

That Council:

- (a) *direct the Chief Executive Officer to ensure the Sunshine Coast Mass Transit Preliminary Business Case and Options Analysis is not finalised or advanced to the State Government Department of Transport and Main Roads interest check until such time as (b) below is completed and*
- (b) *request the Chief Executive Officer to*
- (i) *prepare a report for consideration at the Ordinary Meeting of 17 September 2020, regarding the Sunshine Coast Mass Transit Preliminary Business Case and Options Analysis, allowing for Council to determine to immediately release the documentation to the public at that time*
- (ii) *develop and present a comprehensive and meaningful community engagement plan which must be undertaken, completed and incorporated in the Sunshine Coast Mass Transit Preliminary Business Case, prior to proceeding through to Phase 3 of the Detailed Business Case*
- (iii) *communicate to the Department of Transport and Main Roads that Council will only proceed with the Sunshine Coast Mass Transit Detailed Business Case after it has completed community engagement with relation to the Preliminary Business Case and Options Analysis and*
- (iv) *ensure the final Preliminary Business Case, including the outcome of the community engagement, is presented to Council for final endorsement and decision prior to proceeding to Phase 3.*

For: Councillor M Jamieson, Councillor J Natoli, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor T Landsberg and Councillor P Cox.

Carried.

Councillor R Baberowski was absent for the vote on the amendment.

The amendment became the motion.

The motion moved by Councillor C Dickson and seconded by Councillor E Hungerford as amended was put.

For: Councillor J Natoli, Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford, Councillor J O'Pray, Councillor M Suarez and Councillor D Law.

Against: Councillor M Jamieson, Councillor T Landsberg and Councillor P Cox.

Carried.

Councillor R Baberowski was absent for the vote on the motion.

10 TABLING OF PETITIONS**10.1 PETITION - DOG OFF LEASH AREA - NAMBOUR****File No:** Council meetings**Author:** Councillor D Law
Elected Member

Council Resolution (OM20/90)**Moved:** Councillor D Law**Seconded:** Councillor C Dickson

That Council resolve the petition tabled by Councillor D Law relating to the consideration of an off leash dog area at Nambour Showgrounds be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.**Councillor R Baberowski was absent for the discussion and vote on this item.**

10.2 PETITION - 7ELEVEN AT MOFFAT BEACH

File No: Council meetings
Author: Councillor T Landsberg
Elected Member

Council Resolution (OM20/91)

Moved: Councillor T Landsberg
Seconded: Councillor W Johnston

That Council resolve the petition tabled by Councillor T Landsberg relating to the redevelopment of the 7Eleven at Moffat Beach be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor R Baberowski was absent for the discussion and vote on this item.

11 CONFIDENTIAL SESSION**CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor E Hungerford****Seconded: Councillor T Landsberg**

That the meeting be closed to the public pursuant to section 275 (1) (e) and (h) of the Local Government Regulation 2012 to consider the following items:

- 11.1 *Confidential - Not for Public Release - Sunshine Coast Investment Incentive Scheme.*

Carried unanimously.

Councillor R Baberowski was absent for the vote on this motion.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution****Moved: Councillor M Suarez****Seconded: Councillor D Law**

That the meeting be re-opened to the public.

Carried unanimously.

Councillor R Baberowski was absent for the vote on this motion.

**11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - SUNSHINE COAST
INVESTMENT INCENTIVE SCHEME**

File No: Statutory Meeting
Author: Investment Lead
Economic & Community Development Group

In preparing this report, the Chief Executive Officer recommends it be considered confidential in accordance with section 275 (1) (e) and (h) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by Council; and 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.

This report contains extensive commercial information relating to the applicant which has been provided to Council in confidence in line with the requirements of the Sunshine Coast Investment Incentive Scheme. Consistent with the principles and conditions associated with that scheme, Council is required to maintain the applicant's information within a strict confidentiality environment.

Council Resolution (OM20/92)

Moved: Councillor T Landsberg
Seconded: Councillor J O'Pray

That Council:

- (a) *approve the incentive recommended under the Sunshine Coast Investment Incentive Scheme as discussed in confidential session and*
- (b) *subject to approval of (a), delegate authority to the Chief Executive Officer to negotiate and execute with the applicant an appropriate agreement under the Sunshine Coast Investment Incentive Scheme.*

Carried unanimously.

Councillor R Baberowski was absent for the discussion and vote on this item.

12 NEXT MEETING

The next Ordinary Meeting will be held on 17 September 2020.

13 MEETING CLOSURE

The meeting closed at 1:33pm.

Confirmed 17 September 2020.

CHAIR

14 APPENDICES

- 8.1 [QUARTERLY PROGRESS REPORT - QUARTER 4, 2019-20 - APP A - CHIEF EXECUTIVE OFFICERS QUARTERLY HIGHLIGHTS REPORT - QUARTER 4, 2019-20](#)
- 8.1 [QUARTERLY PROGRESS REPORT - QUARTER 4, 2019-20 - APP B - OPERATIONAL PLAN ACTIVITIES REPORT - QUARTER 4, 2019-20](#)
- 8.2 [JULY 2020 FINANCIAL PERFORMANCE REPORT - APP A - CAPITAL MINOR WORKS PROGRAM](#)
- 8.3 [KAWANA WATERS STRUCTURE PLAN AMENDMENTS - APP A - CONDITIONS OF APPROVAL](#)
- 8.4 [COMMUNITY PARTNERSHIP FUNDING PROGRAM RECOMMENDATIONS 2020 - APP A - COMMUNITY PARTNERSHIP FUNDING PROGRAM RECOMMENDATIONS 2020](#)