



SOUTH BURNETT
REGIONAL COUNCIL

MINUTES

Special Council Meeting
Wednesday, 18 November 2020

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**MINUTES OF SOUTH BURNETT REGIONAL COUNCIL
SPECIAL COUNCIL MEETING
HELD AT THE WARREN TRUSS CHAMBER, 45 GLENDON STREET, KINGAROY
ON WEDNESDAY, 18 NOVEMBER 2020 AT 9.02AM**

1 OPENING

The Mayor declared the meeting open and welcomed all attendees

2 ATTENDANCE

Councillors

Cr Brett Otto (Mayor), Cr Gavin Jones (Deputy Mayor), Cr Kathy Duff, Cr Roz Frohloff, Cr Danita Potter, Cr Kirstie Schumacher, Cr Scott Henschen

Council Officers

Mark Pitt (Chief Executive Officer), Susan Jarvis (General Manager Finance & Corporate), Peter O'May (General Manager Community), Aaron Meehan (General Manager Infrastructure), James D'Arcy (Manager Infrastructure Planning) Celina Branch (Manager Finance), Allen Christensen (Consultant), Lynelle Paterson (Executive Assistant)

3 LEAVE OF ABSENCE / APOLOGIES

Nil

4 ACKNOWLEDGEMENT OF COUNTRY

Nil

5 DECLARATION OF INTEREST

In accordance with Chapter 5B of the Local Government Act 2009, Mayor Otto declared a declarable conflict of interest in item 6.1 – Kingaroy Transformation Project (KTP) – Design Update.

Mayor Otto has a business located within the proximity of the CBD area.

Mayor Otto advised that since the introduction of the new legislation he had conferred with the LGAQ and LGAQ Senior Staff who have advised that on the facts Mayor Otto has presented them with, it is not a prescribed conflict of interest but a declarable conflict of interest.

Mayor Otto is the Director of a Company which operates an accounting practice. The company leases premises (does not own the premises) which border on to the Alford Street Carpark in behind the laneway which runs into Kingaroy Street. Mayor Otto does not expect the practice to receive any material benefit from the Kingaroy Transformation Project on the basis that the practice does not have any business operators in the Kingaroy CBD who are clients. Almost all of the clients are farmers as the practice specialises in Primary Production. All clients are farmers apart from a couple in other towns. There are no local businesses who are clients of the firm and don't expect to get any benefit from the KTP Project as the premises are leased. Mayor Otto feels comfortable that he is able to exercise the appropriate level of objectivity in acting at all times and 100% in the public interest.

Mayor Otto acknowledged that the remaining Councillors must now determine whether Mayor Otto can remain and participate in the decision.

Cr Schumacher advised she originally had some concerns in relation to potential conflicts of interest as she had previously been on the executive of the Kingaroy Chamber of Commerce (KCCI).

However since the original discussions about the KTP Project Cr Schumacher has stood down and is no longer a member of the KCCI executive.

At 9:08 am, Cr Brett Otto left the meeting.

The Deputy Mayor assumed the chair.

RESOLUTION 2020/191

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That Council resolve that Mayor Otto has a declarable conflict of interest in the matter and notwithstanding the conflict, Mayor Otto may participate in the matter, discuss and vote upon it.

In Favour: Crs Gavin Jones, Kathy Duff, Roz Frohloff, Danita Potter, Kirstie Schumacher and Scott Henschen

Against: Nil

CARRIED 6/0

At 9:29 am, Cr Brett Otto returned to the meeting and resumed the Chair.

At 9.58am CEO Mark Pitt left the meeting.

At 10.00am CEO Mark Pitt returned to the meeting.

At 10:19 am, Cr Danita Potter left the meeting.

At 10:21 am, Cr Danita Potter returned to the meeting.

6 PORTFOLIO – ROADS & DRAINAGE

6.1 KINGAROY TRANSFORMATION PROJECT - DESIGN UPDATE

RESOLUTION 2020/192

Moved: Cr Brett Otto

Seconded: Cr Roz Frohloff

That Council note the updated design presentation for Kingaroy Transformation Project and publicly release the revised design for the community shared space.

In Favour: Crs Brett Otto, Gavin Jones, Roz Frohloff, Danita Potter and Scott Henschen

Against: Crs Kathy Duff and Kirstie Schumacher

CARRIED 5/2

7 CLOSURE OF MEETING

The Meeting closed at 10.22am.

The minutes of this meeting were confirmed at the Ordinary Meeting of the South Burnett Regional Council held on 25 November 2020.

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CHAIRPERSON
