



SOUTH BURNETT
REGIONAL COUNCIL

MINUTES

**Community Standing Committee
Meeting**

Wednesday, 10 February 2021

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**MINUTES OF SOUTH BURNETT REGIONAL COUNCIL
COMMUNITY STANDING COMMITTEE MEETING
HELD AT THE WARREN TRUSS CHAMBER, 45 GLENDON STREET, KINGAROY
ON WEDNESDAY, 10 FEBRUARY 2021 AT 9.03AM**

PRESENT:**Councillors:**

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

Council Officers:

Mark Pitt (Chief Executive Officer), Peter O'May (General Manager Community), Susan Jarvis (General Manager Finance & Corporate), Aaron Meehan (General Manager Infrastructure), Mark Watt (Acting Manager NRM & Parks), Chris Du Plessis (Manager Planning), Craig Patch (Manager Environment & Waste), Leanne Petersen (Manager Property), Lynelle Paterson (Executive Assistant)

1 OPENING

The Mayor declared the meeting open and welcomed all attendees.

2 LEAVE OF ABSENCE / APOLOGIES

Nil

3 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

Cr Duff acknowledged the traditional custodians of the land on which the meeting took place.

4 DECLARATION OF INTEREST

I, Cr Kirstie Schumacher inform this meeting that I have a declarable conflict of interest in relation to Item 9.6 - Use of a Reserve Land - Bunya Mountains

The nature of my interest is as follows:

This declarable conflict of interest arises due to owning a freehold property on the Bunya Mountains and I am a member of the Bunya Mountains Community Association.

I propose to leave and stay away from the place where the meeting is being held while this matter is discussed and voted on.

I, Cr Gavin Jones inform this meeting that I have a declarable conflict of interest in relation to Item 10.1 - Discussion on letter received from SB Care to Council.

The nature of my interest is as follows:

This declarable conflict of interest arises as I am on the board of the Tarong Community Partnership Fund and have allocated grant funds to SB Care.

I propose to leave and stay away from the place where the meeting is being held while this matter is discussed and voted on.

I, Cr Kirstie Schumacher inform this meeting that I have a declarable conflict of interest in relation to 10.1 - Discussion on letter received from SB Care to Council.

The nature of my interest is as follows:

This declarable conflict of interest arises as I previously worked for Stanwell and gave advice to the Tarong Community Partnership Fund to allocate funds.

I propose to leave and stay away from the place where the meeting is being held while this matter is discussed and voted on.

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**5.1 MINUTES OF THE COMMUNITY STANDING COMMITTEE MEETING HELD ON 2 DECEMBER 2020**

COMMITTEE RESOLUTION 2021/48

Moved: Cr Brett Otto
Seconded: Cr Danita Potter

That the Minutes of the Community Standing Committee Meeting held on 2 December 2020 be received.

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

Against: Nil

CARRIED 7/0

6 PORTFOLIO – COMMUNITY, ARTS, HERITAGE, SPORT & RECREATION**6.1 COMMUNITY, ARTS, HERITAGE, SPORT AND RECREATION PORTFOLIO REPORT**

COMMITTEE RESOLUTION 2021/49

Moved: Cr Danita Potter
Seconded: Cr Kathy Duff

That Cr Potter's Community, Arts, Heritage, Sport and Recreation Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 7/0

6.2 INVITATION TO JOIN THE QUEENSLAND CLIMATE RESILIENT COUNCIL'S (Q CRC) PROGRAM

COMMITTEE RESOLUTION 2021/50

Moved: Cr Brett Otto
Seconded: Cr Danita Potter

That the committee recommends to Council

1. That South Burnett Regional Council

(a) Agrees to participate in the Queensland Climate Resilient Councils (Q CRC) Program;

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

Against: Nil

CARRIED 7/0

7 PORTFOLIO – RURAL SERVICES, NATURAL RESOURCE MANAGEMENT, PLANNING & COMPLIANCE SERVICES

7.1. RURAL SERVICES, NATURAL RESOURCE MANAGEMENT, PLANNING & COMPLIANCE SERVICES PORTFOLIO REPORT

COMMITTEE RESOLUTION 2021/51

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That Cr Henschen's Rural Services, Natural Resource Management, Planning and Compliance Services Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 7/0

7.1.1 DOG REGISTRATIONS

RESOLVED 2021/52

The Mayor requested a report be brought back to a future Standing Committee Meeting on the provisions within the Planning Scheme that relate to dog registrations including units / strata titles.

7.1.2 COMMUNITY EDUCATION PROGRAM

RESOLVED 2021/53

The Mayor requested a community education program through our media in relation to dog litter and dogs off leashes to inform the community of the local law requirements on such, and furthermore let people know if they find a dog wandering without a leash or doing the wrong thing on their footpath to feel free to report to Council.

7.1.3 ESTABLISHMENT OF SUBCOMMITTEE - WIDE BAY BURNETT REGIONAL PLAN

COMMITTEE RESOLUTION 2021/54

Moved: Cr Kirstie Schumacher

Seconded: Cr Roz Frohloff

That the committee recommends to Council:

That a subcommittee be established to consider and inform the Mayor in relation to Council's input to the Wide Bay Burnett Regional Plan and that the subcommittee include Cr Henschen and Cr Schumacher along with Council Officers as determined by the Chief Executive Officer.

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

Against: Nil

CARRIED 7/0

7.2 NATURAL RESOURCE MANAGEMENT OPERATIONAL UPDATE

COMMITTEE RESOLUTION 2021/55

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the Natural Resource Management Operational update be received for information.

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

Against: Nil

CARRIED 7/0

7.2.1 PARTHENIUM WEED

RESOLVED 2021/56

Cr Duff requested an updated report be brought back to the March Community Standing Committee Meeting as to what arrangement Council has in place with Cherbourg Aboriginal Shire Council in relation to Parthenium Weed spraying on Barambah Creek.

7.2.2 TENDER FOR LEASING OF NANANGO, WONDAI AND PROSTON DIP YARDS

COMMITTEE RESOLUTION 2021/57

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

That the committee recommends to Council:

That Council progress the tender for the leasing of Nanango, Wondai and Proston Dip Yards. (Council Resolution - 12 June 2019).

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

Against: Nil

CARRIED 7/0

7.3 COMMUNITIES - PLANNING OPERATIONAL UPDATE

COMMITTEE RESOLUTION 2021/58

Moved: Cr Brett Otto

Seconded: Cr Danita Potter

That the Planning and Land Management Operational update be received for information.

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

Against: Nil

CARRIED 7/0

7.3.1 PLUMBING RESOURCE REPORT

RESOLVED 2021/59

The Mayor requested a resourcing report be brought to the March Community Standing Committee Meeting in relation to the plumbing area including service level and regulatory timeframes.

7.4 PROPOSED AMENDMENT TO THE SOUTH BURNETT REGIONAL COUNCIL PLANNING SCHEME

COMMITTEE RESOLUTION 2021/60

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That the Committee recommend to Council:

That Council resolve to make an amendment to the South Burnett Regional Council Planning Scheme 2017 under Chapter 2, Part 4 of the Minister's Guidelines and Rules.

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

Against: Nil

CARRIED 7/0

7.4.1 MEDIA RELEASE - PROPOSED PLANNING SCHEME AMENDMENT

RESOLVED 2021/61

The Mayor requested Council work with the Department to get information to the community in relation to the proposed Planning Scheme Amendment; eg: At it's next ordinary meeting Council will be considering a resolution in relation to seeking Ministerial approval to embark on a Planning scheme amendment process and that as part of that Council is open to take submissions from anyone who has issues in relation to the current planning scheme.

MOTION

COMMITTEE RESOLUTION 2021/62

Moved: Cr Brett Otto

Seconded: Cr Danita Potter

That the meeting adjourn for morning tea.

CARRIED 7/0

MOTION

COMMITTEE RESOLUTION 2021/63

Moved: Cr Brett Otto
Seconded: Cr Kathy Duff

That the meeting resume at 10.50am.

CARRIED 7/0

7.5 ECONOMIC SUPPORT INSTRUMENT PROVISION IN THE PLANNING REGULATION 2017

COMMITTEE RESOLUTION 2021/64

Moved: Cr Kirstie Schumacher
Seconded: Cr Gavin Jones

That the committee recommends to Council:

That South Burnett Regional Council resolve to adopt an economic support instrument in accordance with Part 8B of the *Planning Regulation 2016*.

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

Against: Nil

CARRIED 7/0

7.5.1 MEDIA RELEASE – COUNCIL SUPPORTING ECONOMIC DEVELOPMENT AND RECOVERY

RESOLVED 2021/65

Cr Duff requested further Media be prepared to make the Community aware that Council is embracing a range of initiatives to support Economic Development and recovery in our region including Council's Development Incentive Scheme along with the Economic Support Instrument should it be adopted at the Council General Meeting on 24 February 2021.

8 PORTFOLIO - WASTE MANAGEMENT**8.1 WASTE MANAGEMENT PORTFOLIO REPORT**

COMMITTEE RESOLUTION 2021/66

Moved: Cr Roz Frohloff
Seconded: Cr Kirstie Schumacher

That Cr Frohloff's Waste Management Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 7/0

8.2 ENVIRONMENT AND WASTE SERVICES UPDATE

COMMITTEE RESOLUTION 2021/67

Moved: Cr Roz Frohloff

Seconded: Cr Kathy Duff

That the Environment and Waste Services Update be received for information.

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

Against: Nil

CARRIED 7/0

8.3 OVERGROWN ALLOTMENT ENFORCEMENT

COMMITTEE RESOLUTION 2021/68

Moved: Cr Brett Otto

Seconded: Cr Kathy Duff

That the Committee recommends to Council:

That Council approve a review into the Overgrown Allotment operations of Council with a view to a stricter enforcement protocol.

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

Against: Nil

CARRIED 7/0

8.3.1 UNSIGHTLY BLOCKS

RESOLVED 2021/69

Cr Kathy Duff requested a report be brought back to the April Community Standing Committee Meeting on what other Councils are doing across Queensland in relation to unsightly blocks, whether they are adopting the Model Local Law or whether they have more advanced Local Laws, and what options are available for Council.

8.4 ILLEGAL OCCUPATION ON PRIVATE LAND

COMMITTEE RESOLUTION 2021/70

Moved: Cr Roz Frohloff

Seconded: Cr Scott Henschen

That the committee recommends to Council:

That Council approve the development of an Illegal Occupation on Private Land Policy, Procedure and Enforcement Strategy.

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

Against: Nil

CARRIED 7/0

9 PORTFOLIO – RURAL RESILIENCE, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT, INDIGENOUS AFFAIRS**9.1 RURAL RESILIENCE, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT AND INDIGENOUS AFFAIRS PORTFOLIO REPORT**

COMMITTEE RESOLUTION 2021/71

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That Cr Duff's Rural Resilience, Parks & Gardens, Property & Facility Management and Indigenous Affairs Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 7/0**9.1.1 SUBMISSION - GREAT BARRIER REEF CATCHMENT AREA**

COMMITTEE RESOLUTION 2021/72

Moved: Cr Kathy Duff

Seconded: Cr Kirstie Schumacher

That the committee recommends to Council:

That South Burnett Regional Council support a submission to the State Government requesting that the South Burnett Region be left out of the proposed Great Barrier Reef Catchment area.

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

Against: Nil

CARRIED 7/0**9.2 PARKS & GARDENS UPDATE**

COMMITTEE RESOLUTION 2021/73

Moved: Cr Roz Frohloff

Seconded: Cr Danita Potter

That the Parks & Gardens update be received for information.

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

Against: Nil

CARRIED 7/0

MOTION

COMMITTEE RESOLUTION 2021/74

Moved: Cr Brett Otto
Seconded: Cr Kathy Duff

That Item 9.3 – Request – Proston Dementia Support Group and Item 9.4 – Hivesville Rail Trail Land lay on the table.

CARRIED 7/0

9.3 REQUEST - PROSTON DEMENTIA SUPPORT GROUP

9.4 HIVESVILLE RAIL TRAIL LAND

9.5 RESERVE FOR PARK - WALTER ROAD, KINGAROY - ALTERNATIVE USE OPTIONS.

COMMITTEE RESOLUTION 2021/75

Moved: Cr Danita Potter
Seconded: Cr Roz Frohloff

That the Committee recommends to Council:

That Council investigate alternative land use options for a Reserve for Park on Walter Road, Kingaroy (being Lot 1 on RP852419) by:

1. Undertake a land investigation to determine the most appropriate use for the property.
2. Undertaking community consultation in accordance with Council's Community Engagement Policy to determine the public's use of the park.

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

Against: Nil

CARRIED 7/0

Attendance:

At 12:19 pm, Councillor Schumacher, having earlier informed the meeting of a declarable conflict of interest in Item 9.6 – Use of a Reserve Land – Bunya Mountains, and her decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

9.6 USE OF A RESERVE LAND - BUNYA MOUNTAINS

COMMITTEE RESOLUTION 2021/76

Moved: Cr Gavin Jones

Seconded: Cr Roz Frohloff

That the Committee recommend to Council:

That Council, investigate the future development of Lot 81 on FY2309, being Reserve for Park and Recreation, by liaising across state government and other stakeholders to determine appropriate development of the Reserve or identify a more appropriate alternative site.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 12:26 pm, Cr Kirstie Schumacher returned to the meeting.

9.7 QUOTATIONS REQUIRED FOR NEW PROSTON POOL MANAGER

COMMITTEE RESOLUTION 2021/77

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the committee recommends to Council:

That Council advertises for a new Proston Pool Manager under a Management Agreement Contract.

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

Against: Nil

CARRIED 7/0

9.8 PLACEMENT OF INDIGENOUS FLAG OUTSIDE ALL CUSTOMER SERVICE CENTRES ACROSS THE SOUTH BURNETT

COMMITTEE RESOLUTION 2021/78

Moved: Cr Kathy Duff

Seconded: Cr Kirstie Schumacher

That the Committee recommends to Council:

That as part of 2021/22 budget deliberations, Council investigate the costs associated with the installation of flagpoles across the region to allow the Australian flag and an Indigenous flag to be flown at each Customer Service Centre or suitable alternate venue.

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

Against: Nil

CARRIED 7/0

Attendance:

At 12:43 pm, Councillor Jones and Councillor Schumacher, having earlier informed the meeting of a declarable conflict of interest in Item 10.1 – Discussion on letter received from SB Care to Council and their decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed.

At 12:47 pm, Cr Kirstie Schumacher returned to the meeting.

At 12:47 pm, Cr Gavin Jones returned to the meeting.

10 CONFIDENTIAL SECTION

COMMITTEE RESOLUTION 2021/79

Moved: Cr Brett Otto

Seconded: Cr Kathy Duff

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the *Local Government Regulation 2012*:

10.1 Discussion on letter received from SB Care to Council

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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.

10.2 Lease of Land for Development and Operation of Fuel Outlet at Durong.

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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.

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

Against: Nil

CARRIED 7/0

COMMITTEE RESOLUTION 2021/80

Moved: Cr Brett Otto

Seconded: Cr Danita Potter

That Council moves out of Closed Council into Open Council.

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

Against: Nil

CARRIED 7/0

Attendance:

At 1:00 pm, Councillor Schumacher and Cr Jones, having earlier informed the meeting of a declarable conflict of interest in Item 10.1 – Discussion on Letter received from SB Care to Council, and their decision to voluntarily not participate in the decision on this matter, left the place at which

the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

10.1 DISCUSSION ON LETTER RECEIVED FROM SB CARE TO COUNCIL

COMMITTEE RESOLUTION 2021/81

Moved: Cr Brett Otto
Seconded: Cr Roz Frohloff

That Council note the request and refer the matter back to the officers to seek further information.

In Favour: Crs Brett Otto, Roz Frohloff, Danita Potter, Scott Henschen and Kathy Duff

Against: Nil

CARRIED 5/0

Attendance:

At 1:01 pm, Cr Gavin Jones returned to the meeting.

At 1:01 pm, Cr Kirstie Schumacher returned to the meeting.

10.2 LEASE OF LAND FOR DEVELOPMENT AND OPERATION OF FUEL OUTLET AT DURONG.

COMMITTEE RESOLUTION 2021/82

Moved: Cr Danita Potter
Seconded: Cr Scott Henschen

That the committee recommend to Council:

That South Burnett Regional Council award the tender for the lease of part of Lot 1 on RP50789 being Lease A on SP320032, in accordance with the terms and conditions of the tender process, to the preferred tenderer, Emberwell Pty Ltd atf The Tebroc unit trust t/a Corbets Group.

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

Against: Cr Kathy Duff

CARRIED 6/1

11 CLOSURE OF MEETING

The Meeting closed at 1.02pm.

The minutes of this meeting were confirmed at the Community Standing Committee Meeting held on 10 March 2021.

.....
CHAIRPERSON