



SOUTH BURNETT
REGIONAL COUNCIL

MINUTES

Ordinary Council Meeting
Wednesday, 29 March 2023

Order Of Business

1	Opening	5
2	Leave of Absence / Apologies	5
3	Prayers	5
4	Acknowledgement of Traditional Owners	5
5	Declaration of Interest	5
6	Deputations/Petitions	6
	Nil	
7	Confirmation of Minutes of Previous Meeting	7
7.1	Minutes of the Council Meeting held on 22 February 2023.....	7
7.2	Minutes of the Special Council Meeting held on 20 February 2023	7
7.3	Minutes of the Special Council Meeting held on 3 March 2023.....	7
7.4	Minutes of the Special Council Meeting held on 13 March 2023.....	8
7.5	Minutes of the Corporate Risk & Audit Advisory Committee Meeting held on 23 February 2023.....	8
8	Notices of Motion	8
8.1	Notice of Motion - Advocacy - 25 year Economic Roadmap	8
9	Business Outstanding	9
9.1	Business Outstanding Table for Ordinary Council Meeting.....	9
9.1.2	Question on Notice - Kapernicks Park.....	9
10	Information Section	9
	Nil	
11	Portfolio - Corporate Governance & Strategy, People & Culture, Communication & Media, Finance & Sustainability, ICT & Business Systems, Community Representation and Advocacy, 2032 Olympics & Paralympics	9
11.1	Acting Chief Executive Officer	9
11.2	Delegations to the Chief Executive Officer under the Heavy Vehicle (Mass, Dimension and Loading) National Regulation (Qld) (HVNR).....	10
11.3	Adoption of the South Burnett Regional Council Recruitment & Selection Policy - Statutory014	10
11.4	Monthly Financial Information.....	10
11.4.1	Question on Notice - Staff Matrix & Benchmarking.....	11
11.5	Council Resolution - Short Term Labour Hire	11
11.6	SBRC 20/21_09 Health Care Providers.....	11
12	Portfolio - Infrastructure Planning, Works (Construction & Maintenance), Water & Wastewater, Plant & Fleet	12
12.1	SBRC 2223_07 Preferred Supplier Arrangement - Line Marking.....	12
12.2	SBRC 2223_04 Road Re-Surfacing and Maintenance - Preferred Supplier	12
12.3	KTP Progress Update	12

12.4	Kingaroy Street Alfresco Area Occupancy.....	13
12.5	Kingaroy CBD Parking Restrictions Community Consultation.....	14
16.1	SBRC 2223_08 Parks & Open Space Maintenance Pre-Qualified Supplier Register.....	16
12.6	Kingaroy CBD People with Disabilities (PWD) Parking Review	16
12.7	Wondai CBD Streetscape Community Consultation	16
12.8	Murgon CBD PWD Parking Modifications.....	17
12.9	Wondai Industrial Estate Road Network	17
12.10	Tingoorra DTMR Road Works Materials Site.....	18
12.11	Staines Road Blackbutt.....	18
12.12	Nystrom Road Booie	19
12.13	Maidenwell-Glencliffe Road Upgrade	19
12.14	Proston Lookout.....	19
12.14.1	Question on Notice - Proston Lookout.....	20
12.15	Proposed Betterment Projects for Lodgement with the Queensland Reconstruction Authority	20
12.16	Hart Street Blackbutt Pedestrian Path Works	20
12.17	Murgon Footpaths	21
12.18	Murgon Drainage	21
12.19	Chemical Applications used on Council's Roadside Vegetation Maintenance Program	22
12.20	Applicaton for a Permit to Occupy Lot on Plan AP82220 along the Reserve of Hivesville Road Marshlands Adjacent to 2FY2064	22
12.21	Application for the Permanent Road Closure for Unnamed Road off McCauley Weir Road South East Nanango	23
12.22	Recognition of Traditional Owners on Town and Village Entry Signage	23
13	Portfolio - Community Development, Arts & Heritage and Library Services.....	24
13.1	Anzac Day 2023.....	24
13.1.1	Media Release - Councillors Anzac Day Attendance.....	26
13.2	Kingaroy Youth Engagement Centre	26
14	Portfolio - Natural Resource Management, Rural Services, Agricultural Innovation, Compliance and Environmental Health	27
14.1	Compliance Enforcement on Burning in Residential Areas.....	27
14.2	Establishment of a Firebreak to the Rear of Properties in Grant Crescent Wondai.....	27
15	Portfolio - Disaster Management, Waste and Recycling Management	27
	Nil	
16	Portfolio - Rural Resilience & Disaster Recovery, Parks & Gardens, Property & Facility Management, First Nations Affairs	28
16.2	Renewal of Murgon Jubilee Swimming Pool Management	28
16.3	Removal of Tree in MacAlister Street Murgon	28

17	Portfolio - Tourism & Visitor Information Centres, Sport & Recreation and Commercial Enterprises.....	29
17.1	Murgon Visitor Information Centre.....	29
18	Portfolio - Regional Development, Development Services, Community & Social Housing.....	29
18.1	Reconfiguration of a Lot (1 Lot into 2 Lots) at 64 Boat Mountain Road, Murgon (and described as Lot 6 on SP298256) - Applicant: J Kapernick C/- ONF Surveyors.....	29
19	Questions on Notice.....	33
19.1	Cash Reconciliation	33
20	Confidential Section	33
20.3	Renewal of Blackbutt and Proston Pool Management.....	34
20.1	Financial Hardship Rates Application – Assessment Number - 20606-00000-000.....	35
20.2	Financial Hardship Rates Application – Assessment Number -31601-00000-000.....	36
21	Closure of Meeting.....	36

**MINUTES OF SOUTH BURNETT REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE WARREN TRUSS CHAMBER, 45 GLENDON STREET, KINGAROY
ON WEDNESDAY, 29 MARCH 2023 AT 8.30AM**

PRESENT: Councillors:

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

Council Officers:

Mark Pitt (Chief Executive Officer), Susan Jarvis (General Manager Finance & Corporate), Peter O'May (General Manager Liveability), Aaron Meehan (General Manager Infrastructure), Kerri Anderson (Manager Finance & Sustainability), James D'Arcy (Manager Infrastructure Planning), Leanne Petersen (Manager Facilities & Parks), Kimberley Donohue (Executive Assistant).

1 OPENING

Mayor Otto opened the meeting and welcomed all attendees.

2 LEAVE OF ABSENCE / APOLOGIES

Nil

3 PRAYERS

Mayor Otto led the chamber in the Lord's Prayer.

A representative of the Kingaroy Church of Christ, Andy Dunkin offered prayers for Council and for the conduct of the Council meeting.

4 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

5 DECLARATION OF INTEREST

I, Mark Pitt inform this meeting that I have a declarable conflict of interest in relation to the EBA. The nature of my interest is as follows: This declarable conflict of interest arises due to a close personal relationship that my daughter works for Council.

This declarable conflict of interest arises because I wish to participate in the decision and organisational process in relation to this matter.

I acknowledge that eligible Councillors must now determine, in accordance with Council Policies, whether I May participate in the decisions about the matter.

Attendance:

At 8:35am, Chief Executive Officer Mark Pitt left the meeting.

At 8:36am, Cr Jane Erkens left the meeting.

At 8:36am, General Manager Liveability Peter O'May left the meeting.

MOTION

RESOLUTION 2023/436

Moved: Cr Gavin Jones

Seconded: Cr Danita Potter

That the Chief Executive Officer Mark Pitt is allowed to participate in the operational EBA discussions and processes.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 8:38am, Cr Jane Erkens returned to the meeting.

At 8:38am, Chief Executive Officer Mark Pitt returned to the meeting.

At 8:38am, General Manager Liveability Peter O'May returned to the meeting.

At 8:38am, Manager Finance & Sustainability Kerri Anderson entered the meeting via teams.

I, Cr Kirstie Schumacher inform this meeting that I have a declarable conflict of interest in relation to Item 12.11 - Staines Road - Blackbutt. The nature of my interest is as follows: This declarable conflict of interest arises due to my husband and I owning land on Staines Road.

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 Item 20.3 - Renewal of Blackbutt and Proston Pool Management. The nature of my interest is as follows: This declarable conflict of interest arises due to my sister in law and business partner being a swimming instructor for the current Blackbutt Pool managers.

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

6 DEPUTATIONS/PETITIONS

Nil

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**7.1 MINUTES OF THE COUNCIL MEETING HELD ON 22 FEBRUARY 2023**

RESOLUTION 2023/437

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That the Minutes of the Council Meeting held on 22 February 2023 be received and the recommendations therein be adopted.

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

Against: Nil

CARRIED 7/0**7.2 MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 20 FEBRUARY 2023**

RESOLUTION 2023/438

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That the Minutes of the Special Council Meeting held on 20 February 2023 be received and the recommendations therein be adopted.

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

Against: Nil

CARRIED 7/0**7.3 MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 3 MARCH 2023**

RESOLUTION 2023/439

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That the Minutes of the Special Council Meeting held on 3 March 2023 be received and the recommendations therein be adopted.

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

Against: Nil

CARRIED 7/0

7.4 MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 13 MARCH 2023

RESOLUTION 2023/440

Moved: Cr Jane Erkens

Seconded: Cr Gavin Jones

That the Minutes of the Special Council Meeting held on 13 March 2023 be received and the recommendations therein be adopted.

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

Against: Nil

CARRIED 7/0

7.5 MINUTES OF THE CORPORATE RISK & AUDIT ADVISORY COMMITTEE MEETING HELD ON 23 FEBRUARY 2023

RESOLUTION 2023/441

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That the Minutes of the Corporate Risk & Audit Advisory Committee Meeting held on 23 February 2023 be received.

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

Against: Nil

CARRIED 7/0**8 NOTICES OF MOTION**

8.1 NOTICE OF MOTION - ADVOCACY - 25 YEAR ECONOMIC ROADMAP

RESOLUTION 2023/442

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That South Burnett Regional Council seek a meeting for Mayor Otto and Cr Schumacher to provide a brief and seek support for the South Burnett's 25 year economic roadmap with:

- Hon. David Littleproud MP, Federal member for Maranoa
- Hon. Llew O'Brien MP, Federal member for Wide Bay
- Colin Boyce MP, Federal member for Flynn
- Hon. Dr Steven Miles, Deputy Premier, Minister for State Development, Infrastructure, Local Government and Planning and Minister Assisting the Premier on Olympic and Paralympic Games Infrastructure.

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

Against: Nil

CARRIED 7/0

9 BUSINESS OUTSTANDING

9.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

RESOLUTION 2023/443

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That the Business Outstanding table for the Ordinary Council Meeting be received for information.

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

Against: Nil

CARRIED 7/0

9.1.2 QUESTION ON NOTICE - KAPERICKS PARK

Question on Notice received from Cr Kathy Duff:

When is the meeting with the landholder scheduled for?

10 INFORMATION SECTION

Nil

11 PORTFOLIO - CORPORATE GOVERNANCE & STRATEGY, PEOPLE & CULTURE, COMMUNICATION & MEDIA, FINANCE & SUSTAINABILITY, ICT & BUSINESS SYSTEMS, COMMUNITY REPRESENTATION AND ADVOCACY, 2032 OLYMPICS & PARALYMPICS

11.1 ACTING CHIEF EXECUTIVE OFFICER

RESOLUTION 2023/444

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That South Burnett Regional Council approves the Chief Executive Officer leave from 20 April 2023 to 10 May 2023 and appoints the General Manager Infrastructure as Acting Chief Executive Officer.

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

Against: Nil

CARRIED 7/0

11.2 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER UNDER THE HEAVY VEHICLE (MASS, DIMENSION AND LOADING) NATIONAL REGULATION (QLD) (HVNR)

RESOLUTION 2023/445

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That pursuant to *Section 257* of the *Local Government Act 2009* South Burnett Regional Council:

1. Delegate the exercise of the powers contained in Schedule 1 of the Instrument of Delegation *Heavy Vehicle (Mass, Dimension and Loading) National Regulation (Qld) (HVNR)* to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.
2. Repeal all prior resolutions delegating the same powers to the Chief Executive Officer.

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

Against: Nil

CARRIED 7/0

11.3 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL RECRUITMENT & SELECTION POLICY - STATUTORY014

RESOLUTION 2023/446

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That the South Burnett Regional Council Recruitment & Selection Policy – Statutory014 be adopted as presented.

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

Against: Nil

CARRIED 7/0**Attendance:**

At 9:00am, Strategic Procurement Coordinator Louise Reidy entered the meeting.

At 9:00am, Manager Finance & Sustainability Kerri Anderson left the meeting via teams.

11.4 MONTHLY FINANCIAL INFORMATION

RESOLUTION 2023/447

Moved: Cr Jane Erkens

Seconded: Cr Scott Henschen

That the monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 28th February 2023 be received and noted.

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

Against: Nil

CARRIED 7/0

11.4.1 QUESTION ON NOTICE - STAFF MATRIX & BENCHMARKING

Question on Notice received from Cr Kirstie Schumacher:

That further detail be provided in regards to annual leave and long service leave provisions and benchmarking.

11.5 COUNCIL RESOLUTION - SHORT TERM LABOUR HIRE

RESOLUTION 2023/448

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That South Burnett Regional Council resolves it is satisfied that it would be impractical and disadvantageous for Council to invite quotes or tenders due to the specialised and confidential nature of the services provided to Council by the below list of Short-Term Labour Hire providers.

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

Against: Nil

CARRIED 7/0

11.6 SBRC 20/21_09 HEALTH CARE PROVIDERS

RESOLUTION 2023/449

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That South Burnett Regional Council approve the list of new providers to be included in the Register of providers for Health Care Services in alignment with the Tender Consideration Plan adopted on 19 of August 2020 in accordance with s230 of the *Local Government Regulation 2012*.

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

Against: Nil

CARRIED 7/0

12 PORTFOLIO - INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE), WATER & WASTEWATER, PLANT & FLEET**12.1 SBRC 2223_07 PREFERRED SUPPLIER ARRANGEMENT - LINE MARKING**

RESOLUTION 2023/450

Moved: Cr Kirstie Schumacher

Seconded: Cr Jane Erkens

Based on the evaluation panel's assessment of all offers, South Burnett Regional Council appoint both Stewart Concrete Cutting Services and Suncoast Roadmarking as preferred suppliers for the supply and delivery of line marking services for a twenty-four (24) month period.

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

Against: Nil

CARRIED 7/0**12.2 SBRC 2223_04 ROAD RE-SURFACING AND MAINTENANCE - PREFERRED SUPPLIER**

RESOLUTION 2023/451

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

Based on the evaluation panels assessment of all offers, South Burnett Regional Council appoint RPQ Spray Seal Pty Ltd as preferred suppliers for the Road Re-Surfacing and Maintenance for a twenty-four (24) month period.

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

Against: Nil

CARRIED 7/0**12.3 KTP PROGRESS UPDATE**

RESOLUTION 2023/452

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That South Burnett Regional Council note the prioritisation list in agenda item 12.3 and the report for information.

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

Against: Nil

CARRIED 7/0

12.4 KINGAROY STREET ALFRESCO AREA OCCUPANCY

RESOLUTION 2023/453

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That:

1. The Chief Executive Officer be delegated to negotiate the occupancy of the two (2) alfresco areas on the Western side of Kingaroy Street.
2. Council apply the following fees:
 - 2023/24 - no charge
 - 2024/25 - \$250 per structure
3. The Chief Executive Officer be delegated to make the same conditional offer to hospitality businesses on the eastern side of Kingaroy Street.
4. That Council approves installing suitable furniture in line with the KTP all alfresco structures at the conclusion of the project if at such time they remain unoccupied.
5. That the matter is resolved as a high priority in the 2022/23 year.

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

Against: Nil

CARRIED 7/0

12.5 KINGAROY CBD PARKING RESTRICTIONS COMMUNITY CONSULTATION

RESOLUTION 2023/454

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council:

1. Introduce time limited parking as per the:
 - (a) Revised layout of P30 time limited parking in proximity to Australia Post as outlined in Attachment Two (2), based on business and community feedback received during consultation;
 - (b) Revised layout of time limited parking within the Kingaroy CBD as outlined in Attachment Three (3), based on business and community feedback received during consultation; and
 - (c) Install relevant traffic signage as per the above referenced layouts to regulate parking.
2. Develop an interim local law to regulate parking to give Council power to enforce traffic signs, while Council develops a local law; and
3. Make a local law to regulate parking in its local government area in conjunction with the review and development of Council's local laws as part of the 2023/24 Operational Plan.
4. That a 12 month review be undertaken.

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

Against: Nil

CARRIED 7/0

ADJOURN MORNING TEA

RESOLUTION 2023/455

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That the meeting adjourn for morning tea.

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

Against: Nil

CARRIED 7/0

RESUME MEETING

RESOLUTION 2023/456

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the meeting resume at 11:50am.

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

Against: Nil

CARRIED 7/0

Attendance:

At the resumption of the meeting Manager Infrastructure Planning James D'Arcy was present.

MOTION

RESOLUTION 2023/457

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That we move item 16.1 to be addressed next on the agenda.

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

Against: Nil

CARRIED 7/0

16.1 SBRC 2223_08 PARKS & OPEN SPACE MAINTENANCE PRE-QUALIFIED SUPPLIER REGISTER

RESOLUTION 2023/458

Moved: Cr Scott Henschen
Seconded: Cr Kathy Duff

That South Burnett Regional Council approve the recommended list of providers for the SBRC 2223_09 Parks and Open Space Maintenance Pre-qualified supplier register, established in accordance with s232 of the *Local Government Regulation 2012*.

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

Against: Nil

CARRIED 7/0

12.6 KINGAROY CBD PEOPLE WITH DISABILITIES (PWD) PARKING REVIEW

RESOLUTION 2023/459

Moved: Cr Danita Potter
Seconded: Cr Scott Henschen

1. Note the report; and
2. Undertake a media release in relation to its inclusivity and access within the Kingaroy CBD and ask the community for support in ensuring PWD spaces are only used by those with permits.

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

Against: Nil

CARRIED 7/0

Attendance:

At 11:53am, Strategic Procurement Coordinator Louise Reidy left the meeting.

12.7 WONDAI CBD STREETScape COMMUNITY CONSULTATION

RESOLUTION 2023/460

Moved: Cr Kathy Duff
Seconded: Cr Scott Henschen

That South Burnett Regional Council note the concept design and commences public consultation on the Wondai CBD Streetscape with the community.

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

Against: Nil

CARRIED 7/0

12.8 MURGON CBD PWD PARKING MODIFICATIONS

RESOLUTION 2023/461

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council:

- officers investigate the PWD parking user access into the footpaths within the Murgon CBD and work to implement improved access safety modifications; and
- a report to be brought back if capital upgrades are required.

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

Against: Nil

CARRIED 7/0

12.9 WONDAI INDUSTRIAL ESTATE ROAD NETWORK

RESOLUTION 2023/462

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That South Burnett Regional Council:

- Officers and Councillors consult with all relevant stakeholders at the Wondai Industrial Estate through an on-site meeting prior to the next Infrastructure, Environment and Compliance Standing Committee meeting on 3 May 2023;
- The meeting is advertised and promoted through Council's media and communications platforms and a letter of invitation is issued to all businesses within the precinct;
- A report be brought to the Infrastructure, Environment and Compliance Standing Committee meeting on 3 May 2023 as to stakeholder feedback and proposed solutions

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

Against: Nil

CARRIED 7/0

12.10 TINGOORA DTMR ROAD WORKS MATERIALS SITE

RESOLUTION 2023/463

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That South Burnett Regional Council:

- Officers liaise with DTMR as to removing or relocating the road works materials site located on the Bunya Highway road reserve within the village community of Tingoora in front of the Tingoora Hotel;
- Pursuant to such, Council undertake rehabilitation works to level the site, apply top dressing, re-grass the area and seek financial support from DTMR to assist with the costs to complete such works; and
- A report on this matter be brought to the Infrastructure, Environment and Compliance Standing Committee Meeting on 5 April 2023.

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

Against: Nil

CARRIED 7/0**Attendance:**

At 11:55am, Councillor Schumacher, having earlier informed the meeting of a declarable conflict of interest in Item 12.1, 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.

At 11:56am, Manager Infrastructure Planning James D'Arcy left the meeting.

12.11 STAINES ROAD BLACKBUTT

RESOLUTION 2023/464

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

That the unmade 2km section of Staines Road up to the intersection with Packer Road and the connector Road from Gilliland Crescent to Staines Road are reclassified as formed roads and works undertaken prior to 30 June 2023 to bring up to a trafficable standard subject to appropriate approvals required.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 11:56am, Cr Kirstie Schumacher returned to the meeting.

At 11:57am, Manager Infrastructure Planning James D'Arcy returned to the meeting.

12.12 NYSTROM ROAD BOOIE

RESOLUTION 2023/465

Moved: Cr Gavin Jones

Seconded: Cr Jane Erkens

That Item 12.12 lay on the table until after the onsite meeting.

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

Against: Nil

CARRIED 7/0

12.13 MAIDENWELL-GLENCLIFFE ROAD UPGRADE

RESOLUTION 2023/466

Moved: Cr Scott Henschen

Seconded: Cr Gavin Jones

That Officers provide a report to the Infrastructure, Environment and Compliance Standing Committee meeting to be held on 05 April 2023 as to the scope of works required and associated estimated cost to renew the Maidenwell-Glencliffe Road, including gravel re-sheeting and drainage works and that such works be considered for inclusion in the 2023/2024 works capital budget.

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

Against: Nil

CARRIED 7/0

12.14 PROSTON LOOKOUT

RESOLUTION 2023/467

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council assists in progressing the 'Proston Lookout' by working with the Proston and District Heritage Association to:

- Obtain authority to install three long information signs and provide assistance with installation of such as soon as practicable.

And that the following be considered in the 2023/24 Operational Budget to be done prior to the Proston Centenary (First weekend in October) and costings provided for the following;

- Undertake minimal earthworks to enable the placement of shade shelters;
- Installation of bollards;
- Provide a small amount of landscaping to enhance the appearance of the area;
- Investigate options for possible recycling of shade shelters removed from other sites.
- That the above-mentioned works are completed prior to 30 September 2023.

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

Against: Nil

CARRIED 7/0

12.14.1 QUESTION ON NOTICE - PROSTON LOOKOUT

Question on Notice received from Cr Kathy Duff:

What has progressed since the meeting on the 10 March?

Have the signs been erected? And

Are the bollards budgeted for?

12.15 PROPOSED BETTERMENT PROJECTS FOR LODGEMENT WITH THE QUEENSLAND RECONSTRUCTION AUTHORITY

RESOLUTION 2023/468

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That South Burnett Regional Council endorse the projects being nominated under the Betterment Fund and commit to funding the Council contribution amount if successful, under the 23/24 budget.

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

Against: Nil

CARRIED 7/0

12.16 HART STREET BLACKBUTT PEDESTRIAN PATH WORKS

RESOLUTION 2023/469

Moved: Cr Gavin Jones

Seconded: Cr Scott Henschen

That South Burnett Regional Council programs the following works into the 2022/2023 parks and gardens maintenance program in relation to the section of bitumen pedestrian footpath between 38 and 44 Hart Street, Blackbutt:

- spraying of the overgrown grass that is encroaching on and into the bitumen seal;
- removal of the grass and re-sealing of the damaged sections.

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

Against: Nil

CARRIED 7/0

12.17 MURGON FOOTPATHS

RESOLUTION 2023/470

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council proceeds to upgrade the pedestrian pathway on Krebs St, Murgon for a small section north of Stephen's Street from the current dilapidated bitumen path to a new concrete path is added to forward planning for the 2023/24 Capital Works Budget.

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

Against: Nil

CARRIED 7/0**12.18 MURGON DRAINAGE**

RESOLUTION 2023/471

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

That South Burnett Regional Council meets with the Cobb Street South residents to work out a plan for the kerb & channelling at the northern end of Cobb Street South and does a costing to consider as part of the budget deliberations for the 2023/2024 capital works program.

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

Against: Nil

CARRIED 7/0**Attendance:**

At 12:08pm, Manager Infrastructure Planning James D'Arcy left the meeting.

At 12:09pm, Cr Gavin Jones left the meeting.

12.19 CHEMICAL APPLICATIONS USED ON COUNCIL'S ROADSIDE VEGETATION MAINTENANCE PROGRAM

RESOLUTION 2023/472

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That South Burnett Regional Council:

- Investigates options for vegetation control on roadside infrastructure, including mowing technology utilised in the horticulture industry (if applicable) and seeking advice from a suitably qualified agronomist, liaising with representative land holders and considering programs implemented by neighbouring councils including Western Downs; and
- An update be brought back to the May Infrastructure, Environment and Compliance Standing Committee Meeting

In Favour: Crs Brett Otto, Jane Erkens, Danita Potter, Kirstie Schumacher, Kathy Duff and Scott Henschen

Against: Nil

CARRIED 6/0**Attendance:**

At 12:09 pm, Cr Gavin Jones returned to the meeting.

12.20 APPLICATION FOR A PERMIT TO OCCUPY LOT ON PLAN AP82220 ALONG THE RESERVE OF HIVESVILLE ROAD MARSHLANDS ADJACENT TO 2FY2064

RESOLUTION 2023/473

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. Advises the applicant that
 - (a) It supports the application for permit to occupy AAP8220 as shown in Attachment one (1) to the report.
2. Delegates authority under section 257 of the *Local Government Act 2009* to the Chief Executive Officer or their delegate to finalise any and all matters associated with the application.
 - (a) Execute, as road manager, Part C – Form LA30 ‘*Statement in relation to an application under the Land Act 1994 over State land*’ for the proposed permit to occupy.

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

Against: Nil

CARRIED 7/0

12.21 APPLICATION FOR THE PERMANENT ROAD CLOSURE FOR UNNAMED ROAD OFF MCCAULEY WEIR ROAD SOUTH EAST NANANGO

RESOLUTION 2023/474

Moved: Cr Jane Erkens
Seconded: Cr Scott Henschen

That South Burnett Regional Council:

1. Advise the applicant and the Department of Natural Resources and Mines that:
 - (a) It does not support the application to permanently close the two unnamed road segments adjacent to the property 63CSH1389 as shown in Attachment one (1).
2. Delegates authority under section 257 of the *Local Government Act 2009* to the Chief Executive Officer or their delegate to finalise any and all matters associated with the application.

Execute, as road manager, form Part C '*Statement in relation to an application under the Land Act 1994 over State land*' for the proposed permanent road closure.

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

Against: Nil

CARRIED 7/0

12.22 RECOGNITION OF TRADITIONAL OWNERS ON TOWN AND VILLAGE ENTRY SIGNAGE

RESOLUTION 2023/475

Moved: Cr Kathy Duff
Seconded: Cr Gavin Jones

That South Burnett Regional Council consults with the Cherbourg Aboriginal Shire Council and the appropriate traditional owners with a view to placing culturally appropriate recognition of the traditional owners on the back of the South Burnett village and town entry signs.

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

Against: Nil

CARRIED 7/0

13 PORTFOLIO - COMMUNITY DEVELOPMENT, ARTS & HERITAGE AND LIBRARY SERVICES

13.1 ANZAC DAY 2023

RESOLUTION 2023/476

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That the following Council representatives attend the respective ceremonies and carry out responsibilities as required on behalf of Council:

Town	Location	Time	Council Representative	Responsibility
Blackbutt Dawn Service	Memorial at Hart & Coulson Streets	4.27am	Cr Jones	Attendance Lay wreath
Memorial Service	Cenotaph	11.00am	Cr Jones	Attendance Lay wreath/Book
Bunya Mountains Memorial Service	Lone Pine Office, National Park Campground, Dandabah	8.00am	Cr Jones	Attendance Lay wreath
Cherbourg Commemorative Service	Cenotaph	8.00am	Cr Duff	Attendance Lay wreath
Hivesville Dawn Service	Main Street	5.30am	Cr Duff	Attendance Participate in Ceremony Lay wreath
Kingaroy Dawn Service	Memorial Park	4.28am	Cr Potter Cr Schumacher	Attendance
War Graves	Taabinga Cemetery	8.00am	Cr Potter	Attendance
Commemorative Service	Memorial Park	11.00am	Mayor Otto Cr Potter	Participate in march. Participate in ceremony Lay wreath
School Service	Taabinga State School (24.4.23)	9.30am	Cr Potter	Attendance Lay Wreath

Kumbia Commemorative Service	Flower bed next to Kumbia Hall	8.45am	Cr Henschen	Participate in march. Lay wreath
Maidenwell Memorial Service	Main Street Monument	10.30am	Cr Jones	Attendance Lay wreath
Murgon Fellowship	Services Club	4.45am		Attendance
Dawn Service	Gore Street Opposite Services Club	5.30am	Mayor Otto	Attendance Lay wreath
Commemorative Service	Services Club	10.00am	Cr Duff	Participate in march Participate in Ceremony Lay wreath
School Service	Murgon State School (24.4.23)	9.00am	Cr Duff	Attendance Lay Wreath
Nanango Dawn Service	Memorial in front of Chambers	5.30am	Cr Erkens	Lay wreath
Public Pilgrimage	Nanango Cemetery	7.00am	Cr Erkens	Attendance
Memorial Service	Memorial in front of Chambers	9.00am	Cr Erkens Mayor Otto	Lay wreath/Book
Proston Dawn Service		5.30am	GM Jarvis	Attendance Lay Wreath
School Service	Proston State School		Cr Duff	Attendance Lay wreath
Wondai Dawn Service	In front of Council Chambers	5.00am	Cr Henschen	Attendance
Memorial Service	Cemetery	8.00am	Cr Henschen	Attendance
Commemorative Service	Wondai Town Hall	10.00am	Cr Schumacher	Attendance Participate in Ceremony Lay wreath

Wooroolin Commemorative Service	Wooroolin Hall	11.00am	Cr Henschen	Organisation of service Lay wreath
---	----------------	---------	-------------	---------------------------------------

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

Against: Nil

CARRIED 7/0

13.1.1 MEDIA RELEASE - COUNCILLORS ANZAC DAY ATTENDANCE

RESOLVED 2023/477

That a media release be prepared with where each of the Councillors will be in attendance for Anzac Day.

13.2 KINGAROY YOUTH ENGAGEMENT CENTRE

RESOLUTION 2023/478

Moved: Cr Danita Potter
 Seconded: Cr Jane Erkens

That:

1. South Burnett Regional Council engages with our Youth Council and interested community members to form a working group with the view to establish a 'Youth Engagement Centre' , noting that the Youth Council may wish to recommend naming the proposed centre in keeping with its objectives; and
2. South Burnett Regional Council seeks expressions of interest from community organisations and suitably credentialled and authorised adult volunteers to support the centres operations and supervisory requirements and that report be brought back to a future Liveability, Governance and Finance Standing Committee Meeting.

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

Against: Nil

CARRIED 7/0

14 PORTFOLIO - NATURAL RESOURCE MANAGEMENT, RURAL SERVICES, AGRICULTURAL INNOVATION, COMPLIANCE AND ENVIRONMENTAL HEALTH**14.1 COMPLIANCE ENFORCEMENT ON BURNING IN RESIDENTIAL AREAS**

RESOLUTION 2023/479

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council run an education program explaining Local Law 3 and Subordinate Law 3 to the community targeting lighting and maintaining fires in rural residential and residential areas and explaining ramification of non-compliance.

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

Against: Nil

CARRIED 7/0**14.2 ESTABLISHMENT OF A FIREBREAK TO THE REAR OF PROPERTIES IN GRANT CRESCENT WONDAI**

RESOLUTION 2023/480

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That South Burnett Regional Council enters into discussions with the State Government regarding the establishment of a firebreak for properties fronting onto the western side of Grant Crescent, Wondai.

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

Against: Nil

CARRIED 7/0**15 PORTFOLIO - DISASTER MANAGEMENT, WASTE AND RECYCLING MANAGEMENT**

Nil

16 PORTFOLIO - RURAL RESILIENCE & DISASTER RECOVERY, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT, FIRST NATIONS AFFAIRS

16.2 RENEWAL OF MURGON JUBILEE SWIMMING POOL MANAGEMENT

RESOLUTION 2023/481

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council advertises the Management of the Murgon Jubilee Swimming Pool via the Tender Portal for a further 3 years.

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

Against: Nil

CARRIED 7/0

16.3 REMOVAL OF TREE IN MACALISTER STREET MURGON

RESOLUTION 2023/482

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council:

- Undertakes community consultation as to the removal of the Hoop Pine tree in front of the Murgon Ancient Songbird Centre in Macalister Street Murgon;
- Obtains quotes to have the tree removed;
- Provides a report to the standing committee meeting in July 2023;
- Liaises with community organisations regarding utilising the timber from the Hoop Pine tree should it be agreed to be removed.

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

Against: Nil

CARRIED 7/0

17 PORTFOLIO - TOURISM & VISITOR INFORMATION CENTRES, SPORT & RECREATION AND COMMERCIAL ENTERPRISES

17.1 MURGON VISITOR INFORMATION CENTRE

RESOLUTION 2023/483

Moved: Cr Kathy Duff
 Seconded: Cr Danita Potter

That South Burnett Regional Council consults with the Murgon Business & Development Association Inc. and community groups prior to considering any changes to the Visitor Information Centre in Murgon and a report be brought back to the June Liveability, Governance and Finance Standing Committee Meeting.

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

Against: Nil

CARRIED 7/0

18 PORTFOLIO - REGIONAL DEVELOPMENT, DEVELOPMENT SERVICES, COMMUNITY & SOCIAL HOUSING

18.1 RECONFIGURATION OF A LOT (1 LOT INTO 2 LOTS) AT 64 BOAT MOUNTAIN ROAD, MURGON (AND DESCRIBED AS LOT 6 ON SP298256) - APPLICANT: J KAPERNICK C/- ONF SURVEYORS

RESOLUTION 2023/484

Moved: Cr Gavin Jones
 Seconded: Cr Kathy Duff

The application be approved subject to the Council conditions and adopted infrastructure charges notice attached to this decision notice.

GENERAL

GEN1. The development must be completed and maintained in accordance with the approved plans and documents and conditions to this development approval:

Drawing Title	Prepared By	Ref	Rev	Date
Proposed Subdivision Boat Mountain Rd Murgon Lot 6 on SP298256	ONF Surveyors	10823P/1	A	amended in red 24th FEB 2023

DEVELOPMENT PERIOD – RAL

GEN2. The currency period for this development approval for reconfiguring a lot is four (4) years after the development approval starts to have effect. The development approval will lapse unless the survey plan for all works and stages required to be given to Council for approval is provided within this period.

LOT 9 – AGRICULTURAL BUFFER REQUIREMENT LOT 9

PLAN1. Install a landscaped vegetated buffer along the length of the eastern boundary of proposed Lot 9, to be maintained by the owner at all times. Unless otherwise agreed in writing with Council, the buffer shall be –

- Minimum 8.0m wide (pegged from rear eastern boundary).
 - Note, this area does not need to be fenced and can be maintained open and accessible to Lot 9.
 - contain random plantings of a variety of tree and shrub species of differing growth habitats, with trees at spacings of 4 to 5 m (approximately 2 rows), and shrubs (2 – 3 rows) at 2m spacings.
 - include species with consist of long, rough, fine leaved foliage which facilitates the more efficient capture of spray droplets, and which are fast growing and hardy for trees. All species are to be sourced locally.
- Notes:
- Coreflute Tree guards are recommended for trees and shrubs.
 - foliage for trees should be from the base to the crown.
 - mixed plantings of trees may be required to ensure there are no gaps in the lower canopy.

The buffer is to be installed prior to survey plan endorsement and is to be maintained.

Maintenance

Plant health	Replace dead or dying stock as required to maintain 100% of the initial planting density	As required
	Inspect planted stock for damage from browsing animals, disease, drought and take necessary treatment to maintain health of plantings.	As required
	Irrigate if prolonged dry periods occur to maintain health and vigour of planted stock	As required

ENGINEERING

- RAL1. Any new earthworks or structures are not to concentrate or impede the natural flow of water across property boundaries and onto any other lots.
- RAL2. All conditions of this approval are to be satisfied prior to Council endorsing the Survey Plan, and it is the applicant's responsibility to notify Council to inspect compliance with conditions.
- A fee will be charged, with payment required prior to Council’s approval of the associated documentation requiring assessment.
- RAL3. Prior to sealing the Plan of Survey the applicant is required to pay the Council all rates and charges or any expenses being charged over the subject land under any Act in accordance with Schedule 18 Section 69 of the *Planning Act Regulation 2017*.
- RAL4. Prior to the sealing of the Plan of Survey the applicant is to provide a certificate signed by a licensed surveyor stating that after the completion of all works associated with the reconfiguration, survey marks were reinstated where necessary and all survey marks are in their correct position in accordance with the Plan of Survey.

VALUATION FEES

- RAL5. Payment of Department of Natural Resources, Mines and Energy valuation fees that will result from the issue of split valuations prior to Council sealing the Plan of Survey. The contribution is currently assessed at \$48.00 per lot however, the actual amount payable will be based on Council’s Register of Fees & Charges and the rate applicable at the time of payment.

ENGINEERING WORKS

- ENG1. Complete all works approved and works required by conditions of this development approval and/or any related approvals at no cost to Council, prior to Council's endorsement of the Survey Plan unless stated otherwise.
- ENG2. Undertake Engineering designs and construction in accordance with the Planning Scheme, Council's Development Manual and Standard Drawings, relevant Australian Standards, Codes of Practice, WBBROC Regional Standards Manual and relevant design manuals.
- ENG3. Be responsible for any alteration necessary to electricity, telephone, water mains, sewer mains, stormwater drainage systems or easements and/or other public utility installations resulting from the development or from road and drainage works required in connection with the development.

LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS

- ENG4. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted on during construction of the development.
- ENG5. Repair all damages incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damages immediately upon completion of works associated with the development.

STORMWATER MANAGEMENT

- ENG6. Provide overland flow paths that do not adversely alter the characteristics of existing overland flows on other properties or that create an increase in flood damage on other properties.
- ENG7. Adjoining properties and roadways to the development are to be protected from ponding or nuisance from stormwater as a result of any site works undertaken as part of the proposed development.

WATER SUPPLY

- ENG8. Connect all lots to Council's reticulated water supply system.
- ENG9. Install a separate water service connection to each lot as per Council's standards. The water connection to the existing house shall be contained wholly within proposed Lot 9.

ON-SITE WASTEWATER DISPOSAL

- ENG10. Future dwellings must be connected to an on-site wastewater disposal system, in accordance with AS 1547 and the Queensland Plumbing and Waste Water Code.

Timing: Prior to the issue of a Building Approval for a future Dwelling on the proposed lots.

VEHICLE ACCESS

- ENG11. Construct a crossover to each lot, having a minimum width of 4 metres and vehicle turnout in accordance with Council's Standard Drawing No. 000490.
- ENG12. The access strip on proposed Lot 9 shall comprise a minimum standard of 100m of compacted gravel, 4 metres in width.

- ENG13. Design and construct all services for the existing house on proposed Lot 9 along the full length of the access strip.
- ENG14. Construct any new crossovers such that the edge of the crossover is no closer than 1 metre to any existing or proposed infrastructure including any stormwater fully pit, manhole, service infrastructure (e.g. power pole, telecommunications pit), road infrastructure (e.g. street sign, street tree, etc).

TELECOMMUNICATION

- ENG15. Provide telecommunications to all lots within the development.

ELECTRICITY

- ENG16. Submit to Council, written confirmation from an electricity provider that an agreement has been made for the supply of electricity.

DEVELOPER INCENTIVE

- ADV1. Council is offering a reduction in infrastructure charges payable through the development incentive scheme which is available between 1 December 2020 and 31 December 2023. Eligible development under this scheme is required to be completed by 31 December 2023.

For further information or application form please refer to the rules and procedures available on Council's website.

HERITAGE

- ADV2. This development approval does not authorise any activity that may harm Aboriginal Cultural Heritage. Under the Aboriginal Cultural Heritage Act 2003 you have a duty of care in relation to such heritage. Section 23(1) provides that "A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage." Council does not warrant that the approved development avoids affecting Aboriginal Cultural Heritage. It may therefore, be prudent for you to carry out searches, consultation, or a Cultural Heritage assessment to ascertain the presence or otherwise of Aboriginal Cultural Heritage. The Act and the associated duty of care guidelines explain your obligations in more detail and should be consulted before proceeding. A search can be arranged by visiting <https://www.datsip.qld.gov.au> and filling out the Aboriginal and Torres Strait Islander Cultural Heritage Search Request Form.

APPEAL RIGHTS

- ADV3. Attached for your information is a copy of Chapter 6 of the Planning Act 2016 as regards Appeal Rights.

INFRASTRUCTURE CHARGES

- ADV4. Infrastructure charges are levied by way of an infrastructure charges notice pursuant to section 119 of the Planning Act 2016.

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

Against: Nil

CARRIED 7/0

19 QUESTIONS ON NOTICE**19.1 CASH RECONCILIATION**

RESOLUTION 2023/485

Moved: Cr Kirstie Schumacher

Seconded: Cr Kathy Duff

That the response to the question regarding Cash Reconciliation raised by Councillor Kirstie Schumacher be received and noted.

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

Against: Nil

CARRIED 7/0**Attendance:**

At 12:37pm, Manager Facilities & Parks Leanne Petersen entered the meeting.

20 CONFIDENTIAL SECTION

RESOLUTION 2023/486

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

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*:

20.1 Financial Hardship Rates Application – Assessment Number -31601-00000-000

This matter is considered to be confidential under Section 254J - d 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 rating concessions.

20.2 Financial Hardship Rates Application – Assessment Number - 20606-00000-000

This matter is considered to be confidential under Section 254J - d 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 rating concessions.

20.3 Renewal of Blackbutt and Proston Pool Management

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, Gavin Jones, Jane Erkens, Danita Potter, Kirstie Schumacher, Kathy Duff and Scott Henschen

Against: Nil

CARRIED 7/0

Attendance:

At 12:50pm, Councillor Schumacher, having earlier informed the meeting of a declarable conflict of interest in Item 20.3, 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.

RESOLUTION 2023/487

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That Council moves out of Closed Council into Open Council.

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

Against: Nil

CARRIED 6/0

MOTION

RESOLUTION 2023/488

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That we address item 20.3 next on the agenda.

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

Against: Nil

CARRIED 6/0

20.3 RENEWAL OF BLACKBUTT AND PROSTON POOL MANAGEMENT

RESOLUTION 2023/489

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council advertises the Management of the Blackbutt and Proston Swimming Pools via the Tender Portal for a further 3 years.

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

Against: Nil

CARRIED 6/0

Attendance:

At 12:56pm, Cr Kirstie Schumacher returned to the meeting.

20.1 FINANCIAL HARDSHIP RATES APPLICATION – ASESMENT NUMBER - 20606-00000-000

RESOLUTION 2023/490

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That South Burnett Regional Council agree to:

1. Write off interest charges to the value of \$1,015.50;
2. Suspend interest from accumulating while hardship payment arrangement is maintained;
3. Request the owner enter into a payment arrangement for Assessment Number 20606-00000-000 for \$210.00 per fortnight commencing 15 April 2023 for a period of 12 months;
4. Payments increasing to \$240.00 per fortnight from 15 April 2024 for a period of 12 months;
5. Payments increasing to \$270.00 per fortnight from 15 April 2025 for a period of 12 months;
6. Payments increasing to \$290.00 per fortnight from 15 April 2026 for a period of 12 months under normal rate arrangement conditions;
7. Payments increasing to \$305.00 per fortnight from 15 April 2027 for a period of 12 months under normal rate arrangement conditions;
8. A review of this Payment Plan monthly; or at other times if Council is advised that the Applicant's circumstances have changed significantly;
9. The expiry of this Payment Plan upon payment in full of all outstanding rates and charges; and
10. The General Manager Finance & Corporate be authorised to negotiate a suitable payment plan should the Applicant reject or request a variance of this Payment Plan.

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

Against: Nil

CARRIED 7/0

20.2 FINANCIAL HARDSHIP RATES APPLICATION – ASSESSMENT NUMBER -31601-00000-000

RESOLUTION 2023/491

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the South Burnett Regional Council:

1. Request the owner enter into a payment arrangement for Assessment Number 31601-00000-000 for \$200.00 per fortnight commencing 1 May 2023 for a period of 12 months;
2. Payments increasing to \$205.00 per fortnight from 1 May 2024 for a period of 12 months under normal rate arrangement conditions;
3. Payments increasing to \$210.00 per fortnight from 1 May 2025 for a period of 12 months under normal rate arrangement conditions;
4. Suspend interest from accumulating while hardship payment arrangement is maintained;
5. A review of this Payment Plan monthly; or at other times if Council is advised that the Applicant's circumstances have changed significantly;
6. The expiry of this Payment Plan upon payment in full of all outstanding rates and charges; and
7. The General Manager Finance & Corporate be authorised to negotiate a suitable payment plan should the Applicant reject or request a variance of this Payment Plan.

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

Against: Nil

CARRIED 7/0

21 CLOSURE OF MEETING

The Meeting closed at 12:57pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 April 2023.

.....
CHAIRPERSON