



SOUTH BURNETT

REGIONAL COUNCIL

MINUTES

Ordinary Council Meeting

Wednesday, 24 May 2023

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**MINUTES OF SOUTH BURNETT REGIONAL COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE WARREN TRUSS CHAMBER, 45 GLENDON STREET, KINGAROY
ON WEDNESDAY, 24 MAY 2023 AT 9:00AM**

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), Leanne Petersen (Manager Parks & Facilities), Jennifer Pointon (Manager Community & Lifestyle), Kimberley Donohue (Executive Assistant).

1 OPENING

Mayor Otto opened the meeting and welcomed all attendees noting Cr Erkens is present via teams.

2 LEAVE OF ABSENCE / APOLOGIES

Nil

Attendance:

At 9:08am, Manager Finance & Sustainability Kerri Anderson entered via teams.

3 PRAYERS

A representative of Barambah Ministers Association, Glen Vonhoff 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, Cr Gavin Jones inform this meeting that I have a declarable conflict of interest (as defined in section 150EN of the Local Government Act 2009) in agenda – **Isabelle Jonsson Motion** - The nature of my interest is as follows:

This declarable conflict of interest arises because Cr Gavin Jones is a patient of Dr Jonsson however does not hold a personal or professional relationship with Dr Jonsson my conflict is no greater than a significant proportion of other community members.

I wish to participate in the decision in relation to this matter. I acknowledge that eligible Councillors must now determine, pursuant to section 150ES of the Local Government Act 2009, where I:

- May participate in the decision about the matter, including by voting on the matter; or
- Must leave the meeting, including any area set aside for the public, and stay away from the meeting while the eligible Councillors discuss and vote on the matter.

I, Cr Kirstie Schumacher inform this meeting that I have a declarable conflict of interest (as defined in section 150EN of the Local Government Act 2009) in agenda– **Isabelle Jonsson Motion -** . The nature of my interest is as follows:

This declarable conflict of interest arises because Cr Kirstie Schumacher is a patient of Dr Jonsson however does not hold a personal or professional relationship with Dr Jonsson my conflict is no greater than a significant proportion of other community members.

I wish to participate in the decision in relation to this matter. I acknowledge that eligible Councillors must now determine, pursuant to section 150ES of the Local Government Act 2009, where I:

- May participate in the decision about the matter, including by voting on the matter; or
- Must leave the meeting, including any area set aside for the public, and stay away from the meeting while the eligible Councillors discuss and vote on the matter.

I, Cr Brett Otto inform this meeting that I have a declarable conflict of interest in relation to Item **20.1- Tender for the lease of farming land at Kingaroy Aerodrome.**

The nature of my interest is as follows:

This declarable conflict of interest arises due to having a business relationship with one of the tenderers.

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 **20.1- Tender for the lease of farming land at Kingaroy Aerodrome.**

The nature of my interest is as follows:

This declarable conflict of interest arises due to having a business relationship with one of the tenders.

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 26 APRIL 2023

RESOLUTION 2023/538

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the Minutes of the Council Meeting held on 26 April 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

MOTION

RESOLUTION 2023/539

Moved: Cr Brett Otto

Seconded: Cr Kathy Duff

That the meeting be adjourned to give Councillors the opportunity to seek advice from the CEO in relation to any potential Conflict of Interest.

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 2023/540

Moved: Cr Brett Otto

Seconded: Cr Danita Potter

That the meeting resume at 9:45am.

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

Against: Nil

CARRIED 6/0

Attendance:

Cr Scott Henschen was not present at the resumption of the meeting.

At 9:46 am, Cr Kirstie Schumacher left the meeting due to COI.

At 9:47 am, Cr Gavin Jones left the meeting due to COI.

DECLARATION OF INTEREST - STAY IN MEETING

RESOLUTION 2023/541

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

That Council resolve that Cr Kirstie Schumacher has a declarable conflict of interest in the matter and notwithstanding the conflict, Cr Kirstie Schumacher may participate in the matter, discuss and vote upon it, as the Councillor has an interest no greater than a significant proportion of the community.

In Favour: Crs Brett Otto, Jane Erkens, Danita Potter and Kathy Duff

Against: Nil

CARRIED 4/0

DECLARATION OF INTEREST - STAY IN MEETING

RESOLUTION 2023/542

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That Council resolve that Cr Gavin Jones has a declarable conflict of interest in the matter and notwithstanding the conflict, Cr Gavin Jones may participate in the matter, discuss and vote upon it, as the Councillor has an interest no greater than a significant proportion of the community.

In Favour: Crs Brett Otto, Jane Erkens, Danita Potter and Kathy Duff

Against: Nil

CARRIED 4/0**Attendance:**

At 9:49 am, Cr Kirstie Schumacher returned to the meeting.

At 9:49 am, Cr Gavin Jones returned to the meeting.

DR ISABELLE JONSSON MOTION

RESOLUTION 2023/543

Moved: Cr Brett Otto

Seconded: Cr Danita Potter

That Council delegate authority to the Chief Executive Officer to act immediately in:

- liaising with Dr Jonsson to obtain details of the suspension imposed by the Queensland Civil and Administrative Tribunal (QCAT);
- writing to QCAT and the Medical Board of APHRA on behalf of the South Burnett Regional Council:
 - requesting an urgent review of the decision to suspend Dr Jonsson for a period of 3 months;
 - requesting re-consideration of the tribunals decision to prohibit Dr Jonsson from supervising overseas trained doctors and registrars;
 - articulating the primary health care crisis being experienced by our region and the impact of these sanctions against Dr Jonsson on the health and welfare of our residents.
 - The Mayor meets with State and Federal Members and the Deputy Premier and Federal Health Minister requesting support for Council's call for a review of this decision.

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

Against: Nil

CARRIED 6/0**8 NOTICES OF MOTION**

Nil

Attendance:

At 9:57am, Cr Scott Henschen returned to the meeting.

At 10:03am, Cr Danita Potter left the meeting.

At 10:08am, Cr Danita Potter returned to the meeting.

9 BUSINESS OUTSTANDING

9.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

RESOLUTION 2023/544

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

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

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

10.1 ATTENDANCE - LGAQ BIENNIAL BUSH COUNCIL'S CONFERENCE 2023

RESOLUTION 2023/545

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That Cr Schumacher attend the LGAQ biennial Bush Councils Convention 2023 and accept the invitation to be a guest speaker as part of a panel.

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

Against: Crs Brett Otto and Kathy Duff

CARRIED 5/2

10.2 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL TECHNOLOGY PUBLIC ACCESS POLICY - STRATEGIC019

RESOLUTION 2023/546

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the South Burnett Regional Council Technology Public Access Policy – Strategic019 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

10.3 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL REVENUE POLICY 2023/2024 - STATUTORY005

RESOLUTION 2023/547

Moved: Cr Kirstie Schumacher

Seconded: Cr Scott Henschen

That the South Burnett Regional Council Revenue Policy 2023/2024 – Statutory005 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

10.4 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL DEBT POLICY 2023/2024 - STATUTORY010

RESOLUTION 2023/548

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That the South Burnett Regional Council Debt Policy 2023/2024 – Statutory010 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

10.5 QUOTE SBRCQ 2022/23-76 - REPLACEMENT WHEEL LOADER TO REPLACE PLANT NO. 1505

MOTION

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That South Burnett Regional Council purchase from Komatsu, one (1) Komatsu WA320-8 for \$396,896.00 excluding GST.

AMENDMENT

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That council proceeds to purchase a new wheel loader to replace the John Deere 624K-II (Plant No. 1505) through the purchase of one (1) John Deere 624K- II for \$415,000 excl GST from RDO Equipment for the following reasons:

The John Deere 624K-II is preferred as it has more fuel capacity, less blind spots, easier fuel tank access for filling, engine bay doors open from the side allowing easier access for maintenance and larger storage space in cab and greater horse power.

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

Against: Nil

CARRIED 7/0

THE AMENDMENT BECAME THE RESOLUTION

RESOLUTION 2023/549

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That council proceeds to purchase a new wheel loader to replace the John Deere 624K-II (Plant No. 1505) through the purchase of one (1) John Deere 624K- II for \$415,000 excl GST from RDO Equipment for the following reasons:

The John Deere 624K-II is preferred as it has more fuel capacity, less blind spots, easier fuel tank access for filling, engine bay doors open from the side allowing easier access for maintenance and larger storage space in cab and greater horse power.

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 2023/550

Moved: Cr Brett Otto
Seconded: Cr Scott Henschen

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 2023/551

Moved: Cr Brett Otto
Seconded: Cr Danita Potter

That the meeting resume at 11.33am.

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

Against: Nil

CARRIED 7/0

MOTION

RESOLUTION 2023/552

Moved: Cr Brett Otto
Seconded: Cr Kathy Duff

That Item 11.2 be escalated and dealt with 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

11.2 REQUEST FOR CONSTRUCTION OF 1.7KM OF NYSTROM ROAD BOOIE

RESOLUTION 2023/553

Moved: Cr Gavin Jones

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council:

- advise the applicant that they can construct the road to Council standard after which it is maintained by Council or the applicant construct the road to a lesser standard as an access with a permit for works, which is not maintained by Council; and
- undertake the drainage work on the first floodway to be included in the 23/24 budget if the applicant constructs the road to Council standard.

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

Against: Nil

CARRIED 7/0

10.6 QUOTE SBRCQ 2022/23-77 - ONE (1) NEW ADDITIONAL HOOKLIFT TRUCK

RESOLUTION 2023/554

Moved: Cr Gavin Jones

Seconded: Cr Scott Henschen

That South Burnett Regional Council purchase from Daimler Trucks, one (1) Fuso Shogun for \$345,399.01 excluding GST.

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

Against: Nil

CARRIED 7/0

10.7 LOANS TO COMMUNITY ORGANISATION - PROSTON & DISTRICT HERITAGE ASSN INC

RESOLUTION 2023/555

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That Council approve a community loan for the Proston & District Heritage Association Inc for \$30,000 to go towards funding their Centenary event to be held in September 2023 based on the following conditions:

1. The loan being repaid in full within a one (1) year period
2. No Interest rate will be applicable if repaid within one (1) year
3. Repayments of the loan to be made on a quarterly basis
4. A personal guarantee from two individuals is provided for the amount of the loan
5. Missed payments may result in Council recalling the guarantee

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

Against: Nil

CARRIED 7/0

10.7.1 QUESTION ON NOTICE - PURCHASE OF LOCAL HISTORY BOOKS FOR LIBRARIES

Question on Notice received from Cr Kirstie Schumacher:

Can local history books be purchased for our Libraries?

Attendance:

At 11:50am, Manager Facilities & Parks Leanne Petersen entered the meeting.

10.8 MONTHLY FINANCIAL INFORMATION AND 3RD QUARTER BUDGET REVISION

RESOLUTION 2023/556

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

1. That the monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 30th April 2023 be received and noted.
2. That in accordance with Section 170(3) of the *Local Government Regulation 2012* the revised 2022/2023 operational budget be adopted.
3. That in accordance with Section 170(3) of the *Local Government Regulation 2012* the revised 2022/2023 capital budget 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

10.8.1 QUESTION ON NOTICE - DROP IN LOCAL PURCHASING

Question on notice from Cr Duff:

Local Purchasing has gone down from 54.4% March to 45.08% in April. This is a big 10% drop in local purchasing. Why has that happened?

10.9 REGISTER OF FEES AND CHARGES SCHEDULE FOR 2023/2024

RESOLUTION 2023/557

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

1. That pursuant to *Section 97(2)* of the *Local Government Act 2009* the Register of Fees and Charges for the 2023/2024 year be adopted effective from 1 July 2023.
2. That the fees relating to saleyards and dips, dog registrations, animal impounding and airports be brought back to Council for amendment once they have been relooked at.

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 12:05pm, General Manager Infrastructure Aaron Meehan left the meeting.

At 12:05pm, Manager Finance & Sustainability Kerri Anderson left the meeting.

11 PORTFOLIO - INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE), WATER & WASTEWATER, PLANT & FLEET**11.1 ROGERS DRIVE OPERATIONS**

RESOLUTION 2023/558

Moved: Cr Gavin Jones
Seconded: Cr Danita Potter

That the operations of traffic movement at Rogers Drive, Kingaroy remain in its current configuration and that Council write to the relevant land owners advising of Council's position.

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 12:06pm, General Manager Infrastructure Aaron Meehan returned to the meeting.

11.3 APRIL 2023 INFRASTRUCTURE STANDING COMMITTEE NOTICES OF MOTION

RESOLUTION 2023/559

Moved: Cr Gavin Jones
Seconded: Cr Scott Henschen

That South Burnett Regional Council note the indicative cost of each item in this report and consider this in its budget deliberations for 2023/24.

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 - COMMUNITY DEVELOPMENT, ARTS & HERITAGE AND LIBRARY SERVICES**12.1 NOTICE OF MOTION - MURGON WATER TOWER MURAL**

RESOLUTION 2023/560

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council approach the Murgon Business and Development Association as to them engaging with the Murgon Community as to options for the design, painting and funding of a mural on the council water tower on the Bunya Highway at the western town entry.

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 - NATURAL RESOURCE MANAGEMENT, RURAL SERVICES, AGRICULTURAL INNOVATION, COMPLIANCE AND ENVIRONMENTAL HEALTH**

Nil

14 PORTFOLIO - DISASTER MANAGEMENT, WASTE AND RECYCLING MANAGEMENT

Nil

15 PORTFOLIO - RURAL RESILIENCE & DISASTER RECOVERY, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT, FIRST NATIONS AFFAIRS**15.1 ADDITIONAL SHADE FOR CORONATION PARK WONDAI**

RESOLUTION 2023/561

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That South Burnett Regional Council work with the Wondai Lions Club to raise funds for a shade shelter over the BBQ and additional shade structures in Coronation Park, Wondai.

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

Against: Nil

CARRIED 7/0

15.2 KINGAROY MEMORIAL PARK MASTERPLAN - DEMOLITION AND INSTALLATION OF NEW SHELTERS, TABLE SETTINGS AND BBQ'S

RESOLUTION 2023/562

Moved: Cr Kirstie Schumacher
Seconded: Cr Danita Potter

That the Kingaroy Memorial Park Redevelopment includes the construction and installation of 5 new picnic shelters, 2 new BBQ shelters and 6 new slabs with picnic tables as per the adopted Kingaroy Memorial Park and Memorial Pool Masterplan.

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

Against: Cr Scott Henschen

CARRIED 6/1

15.3 NOTICE OF MOTION - DUMP POINT FOR WONDAI SHOWGROUNDS

RESOLUTION 2023/563

Moved: Cr Kathy Duff
Seconded: Cr Danita Potter

That South Burnett Regional Council:

- supports an application by the Wondai Showground Management Committee to install a Dump Point for the Showgrounds subject to Council's Water and Wastewater approvals; and
- that the Wondai Showground Management Committee be responsible for the installation and ongoing operational and maintenance costs associated with the dump point.

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

Against: Nil

CARRIED 7/0

15.4 NOTICE OF MOTION - GARDEN BED - CORNER OF MACKENZIE & BRAMSTON STREETS WONDAI

RESOLUTION 2023/564

Moved: Cr Kathy Duff
Seconded: Cr Scott Henschen

That South Burnett Regional Council investigate the options to trim or remove the current shrubs and plants within the garden bed at the intersection of MacKenzie and Bramston Streets, Wondai and plant appropriate low plants and flowers.

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

Against: Nil

CARRIED 7/0

15.4.1 QUESTION ON NOTICE - PARKS OPERATIONAL BUDGET

Question on Notice received from Cr Kirstie Schumacher:

Can Councillors understand more of the Parks Operational Budget for Gardens and buying new plants, the replanting of garden beds, how they are identified and do we grow our own plants?

15.5 GROWING WORKFORCE PARTICIPATION FUND (ROUND 2) APPLICATION

RESOLUTION 2023/565

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council apply for funding under the Growing Workforce Participation Fund Round 2 for two positions to work within Council swimming pools and parklands for a 12 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

15.6 BOONDOOMA COMMUNITY CENTRE - CONDITION ASSESSMENT

RESOLUTION 2023/566

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council undertakes community consultation on the options for repurposing Boondooma Community Centre

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

Against: Nil

CARRIED 7/0

16 PORTFOLIO - TOURISM & VISITOR INFORMATION CENTRES, SPORT & RECREATION AND COMMERCIAL ENTERPRISES**16.1 PREPARATION FOR NANANGO'S 175TH CELEBRATIONS**

RESOLUTION 2023/567

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council:

- pressure clean the CBD Nanango footpaths, clean around the bins and do an extra special job with the parks and gardens in preparation and prior to the main event of the 10th of June 2023;
- provision of marquees
- provide a full bin service for the day in consultation with the committee; and
- place planter boxes with bright flowers in the streets to add some colour to enhance the streets for the celebration as requested.

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

Against: Nil

CARRIED 7/0**16.2 TOOWOOMBA AND SURAT BASIN ENTERPRISE (TSBE) MEMBERSHIP**

RESOLUTION 2023/568

Moved: Cr Scott Henschen

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council renew Platinum membership of Toowoomba and Surat Basin Enterprise (TSBE) for the 2023 – 2024 financial year.

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

Against: Crs Brett Otto and Kathy Duff

CARRIED 5/2

16.3 BRISBANE VALLEY RAIL TRAIL FESTIVAL OF CYCLING

RESOLUTION 2023/569

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

That South Burnett Regional Council provide sponsorship of up to \$2,500 for the Brisbane Valley Rail Trail (BVRT) Festival of Cycling.

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

Against: Nil

CARRIED 7/0

16.4 LICENCE TO OCCUPY - SOUTH BURNETT FUN FLYERS ASSOCIATION INC.

RESOLUTION 2023/570

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That:

1. South Burnett Regional Council resolves that the exception in *Local Government Regulation 2012* section 236 (1)(b)(ii) applies to Council for the disposal by way of grant of a Deed of Licence to Occupy to the valuable non-current asset which is the land comprising of Lot 354 on CP FY2456, to the South Burnett Fun Flyers Association Inc. for a twelve (12) month trial term.
2. South Burnett Regional Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the Deed of Licence to Occupy between Council and South Burnett Fun Flyers Association Inc. on terms and conditions the Chief Executive Officer reasonably considers are satisfactory to Council.

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 - REGIONAL DEVELOPMENT, DEVELOPMENT SERVICES, COMMUNITY & SOCIAL HOUSING**17.1 VARIATION OF LEASE A & B OF LOT 1 ON M55124**

RESOLUTION 2023/571

Moved: Cr Kathy Duff
Seconded: Cr Danita Potter

That

1. South Burnett Regional Council resolves that the exception in *Local Government Regulation 2012 section 236 (1)(c)(iii)* applies to Council for a varied lease be offered to the Commonwealth Bank of Australia for the lease of the shop space, part A and B of Lot 1 on CP M55124, 62-64 Lamb Street.
2. South Burnett Regional Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the Lease between Council and Commonwealth Bank of Australia on terms and conditions the Chief Executive Officer reasonably considers are satisfactory to Council.

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

Against: Nil

CARRIED 7/0

17.2 APPLICATION TO QUEENSLAND RAINFALL AND FLOODING EVENTS 2021-2022 FLEXIBLE FUNDING GRANTS

RESOLUTION 2023/572

Moved: Cr Kirstie Schumacher
Seconded: Cr Scott Henschen

That South Burnett Regional Council apply for funding in Round Two, *Queensland Rainfall and Flooding events 2021-2022 Flexible Funding Grants, Category C* for the following projects

- Building Resilience and Recovery in our homeless community Project
- Carnival of Conversation Project
- Primary Producer Biosecurity Project

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

Against: Nil

CARRIED 7/0

17.3 PLANTER BOXES IN WONDAI

RESOLUTION 2023/573

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council:

- relocates the planter box if still in useable condition from the front of the closed plumbing works in Wondai to the front of the chemist shop at 64 MacKenzie St, Wondai;
- plants flowers/herbs in the planter boxes to add colour to the CBD area; and
- approaches the business owners in Wondai that have planter boxes outside their shops and seek agreement to water and maintain the plants.

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

Against: Nil

CARRIED 7/0

17.3.1 QUESTION ON NOTICE - PLANTER BOXES

Question on Notice received from Cr Kirstie Schumacher:

Are there any other towns that require a similar freshen up across the region?

17.4 ADVOCACY DIGITAL PLAN

RESOLUTION 2023/574

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That South Burnett Regional Council meets with NBN and the relevant telcos and uses the information provided to develop a digital plan for the South Burnett that can be used as a advocacy document for the Mayor and Councillors to take to the ALGA Assembly and the Ministerial meetings scheduled in Canberra later this year.

- The purpose of this plan will be to identify and agree on the existing black spots and seek to leverage the next rounds of Federal funding for regional connectivity and upgrades with consideration to future opportunities to apply for disaster funding to acquire hybrid power cubes for use during disasters.

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 1:33pm, Manager Finance & Sustainability Kerri Anderson returned to the meeting via teams.

17.5 REGIONAL ECONOMIC FUTURES FUND

RESOLUTION 2023/575

Moved: Cr Kirstie Schumacher

Seconded: Cr Scott Henschen

That South Burnett Regional Council endorses the attached South Burnett Just Transition briefing paper requesting \$17.05M (in the first instance) from the Regional Economic Futures Fund to enable Council to project manage and progress the following proposed scope of works with KBR.

Activity	Cost estimate
Demand and viability assessment of the Boondooma to Tarong Pipeline and future consideration of urban and agricultural opportunities surrounding Nanango.	\$1.6 million
West Barambah Project Detailed Business Cas	\$6 million
Gordonbrook Dam Detailed Business Case	\$2.5 million
Blackbutt irrigation Detailed Business Case	\$2.5 million
Gordonbrook Dam targeted environmental assessments	\$0.5 million
Blackbutt irrigation targeted environmental assessments	\$0.5 million
Gordonbrook EIS terms of reference	\$0.25 million
Procurement, project management, oversight, contract management and governance.	\$1.0 million
Contingency (10%)	\$2.2 million
Total	\$17.05 million
FURTHER PROJECTS: <i>Awaiting funding announcement</i>	
The Barlil Weir project has been submitted by SunWater to the National Water Infrastructure Development Fund – if the project is not funded, the following funds will also be sort to continue the Barlil Weir project:	
Barlil Weir Detailed Business Case	\$6 million
Barlil Weir targeted environmental assessments	\$0.5 million
Barlil Weir EIS terms of reference	\$0.25 million
TOTAL	\$6.75 million

- That arrangements be made to meet in person and present a copy of this briefing paper to the Premier of Queensland, Annastacia Palaszczuk MP, Deputy Premier Hon Dr Steven Miles MP, Minister for State Development, Infrastructure, Local Government and Planning and Mick de Brenni MP, Minister for Energy, Renewables and Hydrogen and Minister for Public Works and Procurement.
- That a briefing be arranged with the LGAQ, Department of State Development and Mayor Baker to discuss the proposal put forward.

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

Against: Nil

CARRIED 7/0

ADJOURN MEETING

RESOLUTION 2023/576

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the meeting adjourn for 10 minutes.

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 2023/577

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the meeting resume at 1:55pm.

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

Against: Nil

CARRIED 7/0

18 QUESTIONS ON NOTICE

Nil

19 INFORMATION SECTION

Nil

20 CONFIDENTIAL SECTION

RESOLUTION 2023/578

Moved: Cr Kathy Duff

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 Tender for the lease of farming land at Kingaroy Aerodrome

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.

20.2 Development opportunities – Pound Street, Kingaroy

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.

20.3 Financial Hardship Rates Application – Assessment Number -11616-00000-000

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.

20.4 Consideration for remission on rates - Assessment 14513-00000-000

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.

20.5 CEO KPI Development Workshop

This matter is considered to be confidential under Section 254J - b 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 industrial matters affecting employees.

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 2:12pm, Cr Kirstie Schumacher left the meeting due to having earlier informed the meeting of a COI.

At 2:17pm, Manager Community & Lifestyle Jennifer Pointon entered the meeting.

At 2:31pm, Cr Kirstie Schumacher returned to the meeting.

At 2:32pm, General Manager Infrastructure Aaron Meehan left the meeting.

At 2:32pm, General Manager Infrastructure Aaron Meehan returned to the meeting.

At 2:42pm, Manager Facilities & Parks Leanne Petersen left the meeting.

At 3:02pm, Cr Brett Otto left the meeting due to having earlier informed the meeting of a COI. and Cr Jones took the chair.

At 3:02pm, Cr Kirstie Schumacher left the meeting due to having earlier informed the meeting of a COI.

RESOLUTION 2023/579

Moved: Cr Gavin Jones
Seconded: Cr Scott Henschen

That Council moves out of Closed Council into Open Council.

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

Against: Nil

CARRIED 5/0

20.1 TENDER FOR THE LEASE OF FARMING LAND AT KINGAROY AERODROME

RESOLUTION 2023/580

Moved: Cr Scott Henschen
Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. enter into a lease with the preferred tenderer, MJ & KE Kapernick, for farming land Lease Area's B, C, D & E in accordance with Tender SBRC22/23-11, and:
 - (a) The lease of Area's B, D & E must not be more than six (6) months in arrears.
 - (b) Should negotiations with the successful tenderer fail then the lease be offered to the next highest tenderer.
2. enter into a lease with the preferred tenderer, Kingaroy & District Vintage Machinery Inc for Lease Area F in accordance with Tender SBRC22/23-11.
3. delegates to the Chief Executive Officer the power to negotiate, finalise and execute with preferred tenders a lease of farming land at the Kingaroy Aerodrome on terms and conditions the Chief Executive Officer reasonably considers are satisfactory to Council.

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

Against: Nil

CARRIED 5/0

Attendance:

At 3:08 pm, Cr Brett Otto returned to the meeting and resumed the chair.

At 3:08 pm, Cr Kirstie Schumacher returned to the meeting.

20.2 DEVELOPMENT OPPORTUNITIES – POUND STREET, KINGAROY

RESOLUTION 2023/581

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That the report 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

20.3 FINANCIAL HARDSHIP RATES APPLICATION – ASSESSMENT NUMBER -11616-00000-000

RESOLUTION 2023/582

Moved: Cr Kathy Duff

Seconded: Cr Gavin Jones

That South Burnett Regional Council:

1. Request the owner enter into a payment arrangement for Assessment Number 11616-00000-000 for \$140.00 per fortnight commencing 1 December 2023 for a period of 6 months;
2. Payments increasing to \$160.00 per fortnight from 1 June 2024 for a period of 12 months;
3. Payments increasing to \$175.00 per fortnight from 1 June 2025 for a period of 12 months under normal rate arrangement conditions;
4. Payments increasing to \$191.00 per fortnight from 1 June 2026 for a period of 12 months under normal rate arrangement conditions;
5. Upon acceptance of the above payment plan, defer rates payments for a period of six (6) months to 30 November 2023
6. Suspend interest from accumulating while hardship payment arrangement is maintained;
7. A review of this Payment Plan monthly; or at other times if Council is advised that the Applicant's circumstances have changed significantly;
8. The expiry of this Payment Plan upon payment in full of all outstanding rates and charges; and
9. 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

20.4 CONSIDERATION FOR REMISSION ON RATES - ASSESSMENT 14513-00000-000

RESOLUTION 2023/583

Moved: Cr Brett Otto
Seconded: Cr Kathy Duff

That the Consideration for Remission on Rates – Assessment 14513-00000-000 report be lifted from the table.

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

Against: Nil

CARRIED 7/0

RESOLUTION 2023/584

Moved: Cr Kirstie Schumacher
Seconded: Cr Scott Henschen

That Council not approve a rate remission for the property owned by Greenfleet Australia Pty Ltd (Assessment 14513-00000-000).

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

Against: Nil

CARRIED 7/0

20.5 CEO KPI DEVELOPMENT WORKSHOP

RESOLUTION 2023/585

Moved: Cr Danita Potter
Seconded: Cr Gavin Jones

That South Burnett Regional Council appoint Peak Services, a local government industry body to facilitate the CEO KPI development workshop.

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 3:11pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 June 2023.

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CHAIRPERSON