



SOUTH BURNETT

REGIONAL COUNCIL

MINUTES

Ordinary Council Meeting

Wednesday, 19 July 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, 19 JULY 2023 AT 9:00AM**

PRESENT:

Councillors:

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

Council Officers:

Mark Pitt (Chief Executive Officer), Susan Jarvis (General Manager Finance & Corporate), Aaron Meehan (General Manager Infrastructure), Darryl Brooks (Acting General Manager Liveability), Tiarna Hurt (Executive Assistant), Leanne Petersen (Manager Facilities & Parks), Louise Reidy (Strategic Procurement Coordinator), Malcolm Dombrow (Coordinator Facilities)

1 OPENING

Deputy Mayor Jones opened the meeting and welcomed all attendees.

2 LEAVE OF ABSENCE / APOLOGIES

APOLOGY

RESOLUTION 2023/1

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

That the apology received from Mayor Otto be accepted and leave of absence granted.

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

Against: Nil

CARRIED 6/0

3 PRAYERS

A representative of Murgon District Baptist Church, Chris Downes 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

Nil

6 DEPUTATIONS/PETITIONS

Nil

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 MINUTES OF THE COUNCIL MEETING HELD ON 28 JUNE 2023

RESOLUTION 2023/2

Moved: Cr Gavin Jones

Seconded: Cr Jane Erkens

That the Minutes of the Council Meeting held on 28 June 2023 be received and the recommendations therein be adopted.

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

Against: Nil

CARRIED 6/0

8 NOTICES OF MOTION

8.1 NOTICE OF MOTION - ALLOCATION OF W4Q ROUND 4 FUNDING

RESOLUTION 2023/3

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

That South Burnett Regional Council allocate \$10,000 of W4Q Round 4 funding from Tipperary Flats Rehabilitation of Rest Area to Blackbutt Rail trail to plant an avenue of 66 trees.

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

Against: Nil

CARRIED 6/0

8.2 NOTICE OF MOTION - COUNCILLOR DELEGATION

RESOLUTION 2023/4

Moved: Cr Gavin Jones

Seconded: Cr Danita Potter

1. That where the Mayor or Deputy Mayor are unable to attend an official Council activity or function, that the relevant divisional Councillor be delegated to act on behalf of the Mayor.
2. That where there is a formal deputation of Council, the Mayor, Deputy Mayor or relevant Portfolio or Divisional Councillor is invited to attend.
3. The Councillor representing official event pass on apologies for other Councillors.

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

Against: Nil

CARRIED 6/0

9 BUSINESS OUTSTANDING

9.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

RESOLUTION 2023/5

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

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

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

Against: Nil

CARRIED 6/0

9.1.1 QUESTION ON NOTICE – KINGAROY YOUTH ENGAGEMENT CENTRE

Question on Notice from Cr Erkens:

Has there been any progress with forming a working group to establish a Kingaroy Youth Engagement Centre?

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

10.1 ACTING CHIEF EXECUTIVE OFFICER

RESOLUTION 2023/6

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That South Burnett Regional Council approves the Chief Executive Officer leave from 24 July 2023 to 28 July 2023 inclusive with a return to work date of 31 July 2023 and appoints the General Manager Infrastructure as Acting Chief Executive Officer.

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

Against: Nil

CARRIED 6/0

10.2 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER UNDER THE PLANNING AND ENVIRONMENT COURT ACT 2016

RESOLUTION 2023/7

Moved: Cr Scott Henschen
 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 *Planning and Environment Court Act 2016* to the Chief Executive Officer. These powers must be exercised subject to any limitations contained in Schedule 2 of the Instrument of Delegation.

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

Against: Nil

CARRIED 6/0

10.3 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL ELECTRONIC SIGNATURES POLICY - STRATEGIC035

RESOLUTION 2023/8

Moved: Cr Jane Erkens
 Seconded: Cr Danita Potter

That the South Burnett Regional Council Electronic Signatures Policy – Strategic035 be adopted as presented.

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

Against: Nil

CARRIED 6/0

10.4 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL GIFTS AND BENEFITS POLICY - STRATEGIC002

RESOLUTION 2023/9

Moved: Cr Kirstie Schumacher
 Seconded: Cr Danita Potter

That the South Burnett Regional Council Gifts and Benefits Policy – Strategic002 be adopted as presented.

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

Against: Nil

CARRIED 6/0

10.5 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL INFORMATION MANAGEMENT RECORDKEEPING POLICY - STATUTORY039

RESOLUTION 2023/10

Moved: Cr Scott Henschen
 Seconded: Cr Kathy Duff

That the South Burnett Regional Council Information Management Recordkeeping Policy – Statutory039 be adopted as presented.

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

Against: Nil

CARRIED 6/0

10.6 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL CORPORATE RISK AND AUDIT ADVISORY COMMITTEE POLICY - STATUTORY022

RESOLUTION 2023/11

Moved: Cr Danita Potter
 Seconded: Cr Jane Erkens

That the South Burnett Regional Council Corporate Risk and Audit Advisory Committee Policy – Statutory022 be adopted as presented.

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

Against: Nil

CARRIED 6/0

10.7 NOTICE TO REPEAL SOUTH BURNETT REGIONAL COUNCIL TRADING ON LOCAL GOVERNMENT CONTROLLED AREAS, FACILITIES & ROADS POLICY - STATUTORY023

RESOLUTION 2023/12

Moved: Cr Danita Potter
 Seconded: Cr Scott Henschen

That the South Burnett Regional Council Trading on Local Government Controlled Areas, Facilities & Roads Policy – Statutory023 be repealed.

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

Against: Nil

CARRIED 6/0

10.8 LGAQ 126TH ANNUAL CONFERENCE: MOTION REQUEST

RESOLUTION 2023/13

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That South Burnett Regional Council resolves to submit the following motions to the 2023 Local Government Association of Queensland Annual Conference:

1. Transfer of State Government Reserves to Local Authorities where requested to allow for a more cost-effective transition to freehold and/or broader use
2. That the State Government makes an agreement through the National Cabinet to allow the Federal Government to build water infrastructure in the nations interests.
3. Financial incentives to encourage doctors to practice as GP's.
4. A strategic state-wide funded approach to the management and control of bat population in residential areas.
5. Equitable funding for the arts to rural communities to allow them to experience the arts as it's a well-known fact that access to the arts improve the mental wellbeing of a community.
6. The LGAQ calls on the State government to regulate renewable energy project proponents to be held accountable to the Clean Energy Council best practice charter for renewable energy projects and to seek a Community Contribution Fee of \$1,000 per annum per megawatt of the site, with 50% of these funds to be paid directly to the relevant local government hosting the site to enable the construction, maintenance and operational management of local community owned infrastructure projects
7. That LGAQ calls on the State government to require as per its SARA planning authority for renewable energy projects that neighbouring Council's whose road infrastructure is critical to the delivery of these project are engaged and appropriate road infrastructure agreements are made prior to the commencement of construction.
8. That the LGAQ calls on the State Government to require solar farm project proponents to enter into make good agreements with their immediate and impacted neighbouring properties prior to the submission of the development application to Council.
9. Increase support services for gambling issues and;
10. Currently it is at full cost recovery and under the environmental protection act and a lot of other legislation and acts that make it cost prohibitive to build dams or weirs. Changing it to an essential service and those problems & costs go away. (That the State Government change the legislation back to what it was before 1992 so that water is deemed as an essential service.)

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

Against: Nil

CARRIED 6/0

10.9 CLIMATE ADAPTATION STRATEGY

RESOLUTION 2023/14

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That the report be received for information.

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

Against: Nil

CARRIED 6/0

10.10 MONTHLY FINANCIAL INFORMATION

RESOLUTION 2023/15

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That the preliminary monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 30th June 2023 be received and noted.

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

Against: Nil

CARRIED 6/0

10.11 ANNUAL OPERATIONAL PLAN 2022/2023 IMPLEMENTATION PROGRESS REPORT FOR THE PERIOD ENDING 30 JUNE 2023

RESOLUTION 2023/16

Moved: Cr Scott Henschen

Seconded: Cr Jane Erkens

That the South Burnett Regional Council Annual Operational Plan 2022/2023 ('Plan') Implementation Progress Report for the period 1 July 2022 to 30 June 2023 be adopted as presented.

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

Against: Nil

CARRIED 6/0

10.12 LOCAL GOVERNMENT REMUNERATION COMMISSION COUNCIL CATEGORY REVIEW.

RESOLUTION 2023/17

Moved: Cr Jane Erkens
Seconded: Cr Danita Potter

That South Burnett Regional Council delegate the Chief Executive Officer to make a submission to the Queensland Local Government Remuneration Commission.

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

Against: Nil

CARRIED 6/0

Attendance:

At 9:56am, Cr Kirstie Schumacher left the meeting.

11 PORTFOLIO - INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE), WATER & WASTEWATER, PLANT & FLEET**11.1 NANANGO CBD PARKING AND OPERATIONS**

RESOLUTION 2023/18

Moved: Cr Jane Erkens
Seconded: Cr Danita Potter

That South Burnett Regional Council undertakes public consultation regarding introducing parking regulation and restriction within the Nanango CBD.

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

Against: Nil

CARRIED 5/0

11.2 WONDAI CBD STREETScape

RESOLUTION 2023/19

Moved: Cr Kathy Duff
Seconded: Cr Scott Henschen

That South Burnett Regional Council consider and provide feedback as to the results from the Community Consultation for this project including the following points:

- Removal of two (2) traffic islands
- Removal of the crossing
- Proceed to final design including further design options for alternative footpath colours and construction materials which included colour options and ease of cleaning
- Consideration be given to placement options and recognition of traditional owners in the design.

- That the proposed final design be taken back to the affected business community and circulated to the broader Wondai community for final feedback before being endorsed by Council.

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

Against: Nil

CARRIED 5/0

11.3 APPLICATION FOR ROAD LICENCE OVER A PORTION OF THE TOOMEYS ROAD RESERVE TAABINGA

RESOLUTION 2023/20

Moved: Cr Danita Potter

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 object to the application for the road licence over a portion of the Toomeys Road reserve and nearby unformed road adjacent to Lot 59 FY17 and 60 FY17 as shown in Attachment one (1).
 - (b) Should the Department of Natural Resources and Mines approve the road licence that there be no cost to Council associated with the application.
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, form Part C '*Statement in relation to an application under the Land Act 1994 over State land*' for the proposed road licence.

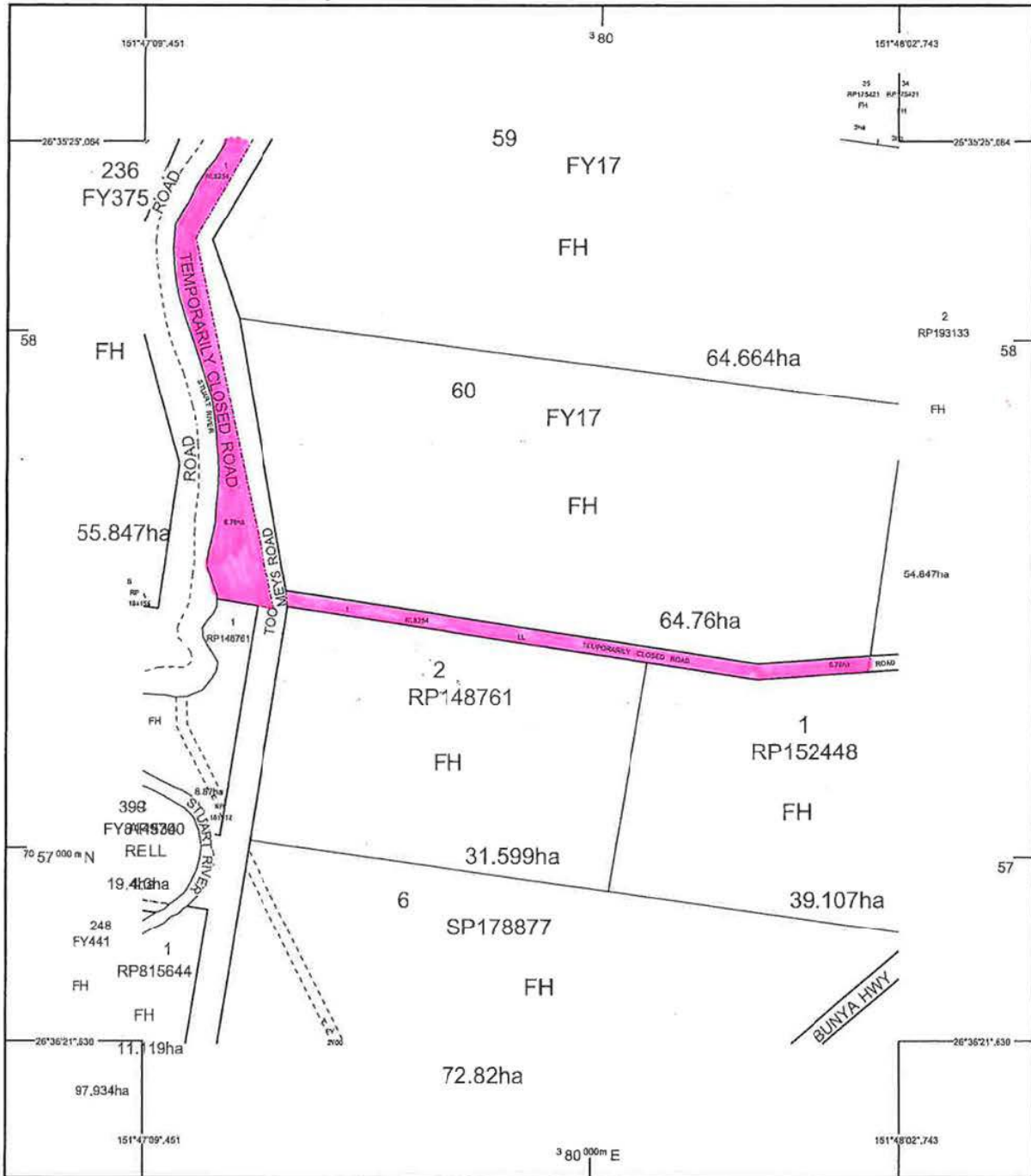
In Favour: Crs Gavin Jones, Jane Erkens, Danita Potter, Kathy Duff and Scott Henschen

Against: Nil

CARRIED 5/0

ATTACHMENTS

1. Map - Toomeys Road



STANDARD MAP NUMBER
9244-14324



SmartMap

An External Product of
SmartMap Information Services
Based upon an extraction from the
Digital Cadastral Data Base

MAP WINDOW POSITION &
NEAREST LOCATION

151°47'36".297
26°33'23".217
PVCLEAW
3.23 304

SUBJECT PARCEL DESCRIPTION

DCDB	No Lot/Plan Selected.
Lot/Plan	No Lot/Plan Selected.
Area/Volume	No Lot/Plan Selected.
Tenure	No Lot/Plan Selected.
Local Government	No Lot/Plan Selected.
Locality	No Lot/Plan Selected.
Segment/Parcel	No Lot/Plan Selected.

CLIENT SERVICE STANDARDS

PRINTED 29/03/2023

DCDB 28/03/2023 (Lots with an area less than 1500m² are not shown)

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Queensland
Government
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(Department of Resources) 2023.

12 PORTFOLIO - COMMUNITY DEVELOPMENT, ARTS & HERITAGE AND LIBRARY SERVICES**12.1 TRUSTEE LEASE - NANANGO & DISTRICT NETBALL ASSOCIATION INC**

RESOLUTION 2023/21

Moved: Cr Jane Erkens
Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. 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 Lease of the valuable non-current asset which is Lease A on Lot 212 on Crown Plan FY2647, to the Nanango & District Netball Association Inc.
2. Delegates to the Chief Executive Officer the power to negotiate, finalise and execute the Lease between Council and Nanango & District Netball Association Inc. 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

12.2 BLACKBUTT AVOCADO FESTIVAL 2023

RESOLUTION 2023/22

Moved: Cr Danita Potter
Seconded: Cr Kathy Duff

That South Burnett Regional Council provide sponsorship of \$3,000 towards the Blackbutt Avocado Festival 2023.

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

Against: Nil

CARRIED 5/0

ADJOURN MORNING TEA

RESOLUTION 2023/23

Moved: Cr Gavin Jones
Seconded: Cr Scott Henschen

That the meeting adjourn for morning tea.

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

Against: Nil

CARRIED 5/0

RESUME MEETING

RESOLUTION 2023/24

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That the meeting resume at 11:06am.

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

Against: Nil

CARRIED 5/0

Attendance:

At the resumption of the meeting, Manager Facilities & Parks Leanne Petersen was not present.

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

13.1 ANIMAL MANAGEMENT

RESOLUTION 2023/25

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That South Burnett Regional Council: -

1. Undertakes community consultation on Council’s animal management functions including:
 - Dog registration fees, categories, and registration areas
 - Potential introduction of an animal management charge in lieu of dog registrations
 - Responsible animal management initiatives
 - Cat registrations
2. A report be brought back to the October Infrastructure, Environment and Compliance Standing Committee Meeting after the community consultation process has been completed.

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

Against: Nil

CARRIED 5/0

13.1.1 QUESTION ON NOTICE - POTENTIAL WORKSHOP

Question on Notice from Cr Erkens:

Is there potential for a workshop with Councillors to discuss the Local Laws as part of the Consultation Programme?

Attendance:

At 11:19am, Coordinator Facilities Malcolm Dombrow entered the meeting.

At 11:21am, Coordinator Facilities Malcolm Dombrow left the meeting.

14 PORTFOLIO - DISASTER MANAGEMENT, WASTE AND RECYCLING MANAGEMENT**14.1 AMENDMENT TO FEES AND CHARGES**

RESOLUTION 2023/26

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That the 2023/24 Fees and Charges be amended to the following:

1. Acceptance of fridges, freezers, water heat pump systems etc (degassing) be reduced to \$10.00 each; and
2. Acceptance of tractor tyres which are contaminated or are on a rim be increased to \$260.00 each.
3. At the Murgon, Nanango and Wondai landfills:
 - a. Tyres – motorcycles be charged \$6.00 each
 - b. Tyres – Car be charged at \$10.50 each
 - c. Tyres – tractor be charged at \$129.50 each.
4. That the amended fees take effect as of 1 August 2023.
5. That Council write to the State Government requesting a mandatory product stewardship scheme for tyres only.

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

Against: Nil

CARRIED 5/0**Attendance:**

At 11:38am, Cr Kirstie Schumacher returned to the meeting.

At 12:06am, General Manager Infrastructure Aaron Meehan left the meeting.

At 12:09am, General Manager Infrastructure Aaron Meehan returned to the meeting.

14.2 MAIDENWELL TRANSFER STATION - CAPITAL BUDGET

MOTION

Moved: Cr Kathy Duff
 Seconded: Cr Scott Henschen

That the Maidenwell Transfer Station be:

1. Designed and constructed based on the provision of two (2) twenty-seven (27) cubic metre roll on roll off bins.
2. That the increase in the Capital Works budget from \$350,000.00 to an estimated \$685,000.00 be funded from restricted cash reserves.
3. That the project capital budget be amended at the first quarter budget review.

AMENDMENT

Moved: Cr Gavin Jones
 Seconded: Cr Kathy Duff

That the Maidenwell Transfer Station be:

1. Designed and constructed based on a 'like for like' design (ie use of front lift bins) with a perimeter fence and pin code security gate
2. That any potential increase in the Capital Works budget from \$350,000.00 to be reviewed and amended at the first quarter budget review

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

Against: Nil

CARRIED 6/0

The Amendment became the resolution.

RESOLUTION 2023/27

Moved: Cr Kathy Duff
 Seconded: Cr Scott Henschen

That the Maidenwell Transfer Station be:

1. Designed and constructed based on a 'like for like' design (ie use of front lift bins) with a perimeter fence and pin code security gate
2. That any potential increase in the Capital Works budget from \$350,000.00 to be reviewed and amended at the first quarter budget review

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

Against: Nil

CARRIED 6/0

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

15.1 REQUEST TO WAIVER HALL HIRE FEES FOR WONDAI TOWN HALL

RESOLUTION 2023/28

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That Council waive the full Wondai Town Hall hire fees as a contribution to the CTC Youth Services and Wondai Neighbourhood Watch free driver safety event for the local community.

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

Against: Nil

CARRIED 6/0

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

Nil

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

17.1 REGIONAL ECONOMIC FUTURES FUND

RESOLUTION 2023/29

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council appoint Cr Schumacher as a proxy for the Mayor and Cr Jones for Chief Executive Officer in the circumstance that either is unable to attend a Stakeholder Advisory Committee meeting.

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

Against: Nil

CARRIED 6/0

18 QUESTIONS ON NOTICE

18.1 CAPITAL EXPENSE REPORT

RESOLUTION 2023/30

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That the response to the question regarding the Capital Expense report raised by Councillor Kirstie Schumacher be received and noted.

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

Against: Nil

CARRIED 6/0

19 INFORMATION SECTION

Nil

20 CONFIDENTIAL SECTION

RESOLUTION 2023/31

Moved: Cr Gavin Jones

Seconded: Cr Scott Henschen

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 Waste and Recycling Collection Services Tender

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 CEO Performance Agreement

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

Against: Nil

CARRIED 6/0

Attendance:

At 12:30pm, Acting General Manager Darryl Brooks left the meeting.

At 12:32pm, Acting General Manager Darryl Brooks returned to the meeting.

At 12:30pm, Cr Danita Potter left the meeting.

At 12:33pm, Cr Danita Potter returned to the meeting.

At 12:31pm, Cr Scott Henschen left the meeting.

At 12:33pm, Cr Scott Henschen returned to the meeting.

At 12:33pm, General Manager Infrastructure Aaron Meehan left the meeting.
At 12:34pm, Chief Executive Officer Mark Pitt left the meeting.
At 12:34pm, Executive Assistant Kimberley Donohue entered the meeting.
At 12:36pm, Executive Assistant Kimberley Donohue left the meeting.
At 12:37pm, Strategic Procurement Coordinator Louise Reidy entered the meeting.
At 12:37pm, Chief Executive Officer Mark Pitt returned to the meeting.
At 12:41pm, General Manager Infrastructure Aaron Meehan returned to the meeting.

RESOLUTION 2023/32

Moved: Cr Gavin Jones

Seconded: Cr Kathy Duff

That Council moves out of Closed Council into Open Council.

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

Against: Nil

CARRIED 6/0

20.1 WASTE AND RECYCLING COLLECTION SERVICES TENDER

RESOLUTION 2023/33

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That Council:

1. Award Contract SBRC 2223-10 - Waste and Recyclables Collection Services to JJ Richards and Sons Pty Ltd trading as JJ's Waste and Recycling for the ten (10) year contract period in accordance with the tender specifications, addenda issued, tender submission including the schedule of rates, and all post tender clarifications and negotiations; and
2. Delegates authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to complete negotiations and prepare and sign the formal contracts between the parties.

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

Against: Nil

CARRIED 6/0

Attendance:

At 12:51pm, Strategic Procurement Coordinator Louise Reidy left the meeting.

20.2 CEO PERFORMANCE AGREEMENT

RESOLUTION 2023/34

Moved: Cr Scott Henschen

Seconded: Cr Jane Erkens

That the draft CEO Performance Agreement be received and endorsed.

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

Against: Nil

CARRIED 6/0

21 CLOSURE OF MEETING

The Meeting closed at 12:51pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 23 August 2023.

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CHAIRPERSON