



SOUTH BURNETT

REGIONAL COUNCIL

MINUTES

**Infrastructure, Environment and
Compliance Standing Committee
Meeting**

Wednesday, 4 October 2023

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**MINUTES OF SOUTH BURNETT REGIONAL COUNCIL
INFRASTRUCTURE, ENVIRONMENT AND COMPLIANCE STANDING COMMITTEE MEETING
HELD AT THE WARREN TRUSS CHAMBER, 45 GLENDON STREET, KINGAROY
ON WEDNESDAY, 4 OCTOBER 2023 AT 9:00AM**

PRESENT:

Councillors:

Cr Jane Erkens, Cr Danita Potter, Cr Kirstie Schumacher, Cr Kathy Duff, Cr Scott Henschen

Council Officers:

Mark Pitt (Chief Executive Officer), Aaron Meehan (General Manager Infrastructure), Susan Jarvis (General Manager Finance & Corporate), Darryl Brooks (General Manager Liveability), Tiarna Hurt (Executive Assistant), Leanne Petersen (Manager Facilities & Parks), James D'Arcy (Manager Infrastructure Planning), Kevin Searle (Manager Works), Adam Branch (Acting Manager Water & Wastewater, Jason Ditchburn (Facilities Management Officer), Paul Turner (Land Investigation Officer).

1 OPENING

Cr Henschen opened the meeting and welcomed attendees.

2 LEAVE OF ABSENCE / APOLOGIES

Cr Henschen noted Mayor Otto's leave of absence.

APOLOGY

COMMITTEE RESOLUTION 2023/84

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

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

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

Against: Nil

CARRIED 5/0

3 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

4 DECLARATION OF INTEREST

I, Cr Scott Henschen inform this meeting that I have a declarable conflict of interest (as defined in section 150EN of Local Government Act 2009) in **Item 16.1 Jubilee Park Legacy Issues**.

This declarable interest arises because I have a family member involved in Jubilee Park.

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 (as defined in section 150EN of Local Government Act 2009) in **Item 16.2 South Burnett Aquatic Centre – Increase to Electricity Costs**.

This declarable interest arises because my sister in-law and business partner works for South Burnett Aquatics.

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

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

5.1 MINUTES OF THE INFRASTRUCTURE, ENVIRONMENT AND COMPLIANCE STANDING COMMITTEE MEETING HELD ON 6 SEPTEMBER 2023

COMMITTEE RESOLUTION 2023/85

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the Minutes of the Infrastructure, Environment and Compliance Standing Committee Meeting held on 6 September 2023 be received.

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

Against: Nil

CARRIED 5/0

6 PORTFOLIO - INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE), WATER & WASTEWATER, PLANT & FLEET

6.1 INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE) PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/86

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That Councillor Jones's Infrastructure Planning, Works (Construction & Maintenance), Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 5/0

**6.2 REQUESTING COUNCIL NAME TWO NEW ROADS AS PART OF SUBDIVISION AT 241
IZZARDS ROAD SOUTH NANANGO**

COMMITTEE RESOLUTION 2023/87

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That Item 6.2 be lifted from the table.

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

Against: Nil

CARRIED 5/0

COMMITTEE RESOLUTION 2023/88

Moved: Cr Jane Erkens

Seconded: Cr Kathy Duff

That the Committee recommends to Council:

To review the shortlisted names and makes a recommendation to Council to name the two roads.

- The applicant's preferences are:
 - Road 1 – Cripps Road
 - Road 2 – Cross Road

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

Against: Nil

CARRIED 5/0

7 INFRASTRUCTURE PLANNING, WORKS (CONSTRUCTION & MAINTENANCE)

**7.1 MINUTES OF THE TRAFFIC ADVISORY COMMITTEE MEETING HELD MONDAY 11
SEPTEMBER 2023**

COMMITTEE RESOLUTION 2023/89

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That the Committee receive and note the attached minutes and recommendations of the Traffic Advisory Committee held Monday 11 September 2023.

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

Against: Nil

CARRIED 5/0

7.2 PATROL GRADING - MULTI TYRED ROLLERS TRIAL UPDATE

COMMITTEE RESOLUTION 2023/90

Moved: Cr Kirstie Schumacher
Seconded: Cr Jane Erkens

That the Committee note the report.

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

Against: Nil

CARRIED 5/0

8 WATER & WASTEWATER

8.1 WATER AND WASTEWATER PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/91

Moved: Cr Danita Potter
Seconded: Cr Jane Erkens

That Councillor Jones's Water and Wastewater Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 5/0

MOTION

COMMITTEE RESOLUTION 2023/92

Moved: Cr Danita Potter
Seconded: Cr Jane Erkens

That item 15.2 be brought forward.

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

Against: Nil

CARRIED 5/0

15.2 QUESTION ON NOTICE - INFRASTRUCTURE

COMMITTEE RESOLUTION 2023/93

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

That the response to the questions on notice from Mayor Otto and Councillor Duff be received and noted.

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

Against: Nil

CARRIED 5/0

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

Attendance:

At 9:42am, Manager Works Kevin Searle left the meeting.

At 9:42am, Acting Manager Water & Wastewater Adam Branch left the meeting.

At 9:44am, Manager Infrastructure Planning James D'Arcy left the meeting.

9.1 NATURAL RESOURCE MANAGEMENT, COMPLIANCE AND ENVIRONMENTAL HEALTH PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/94

Moved: Cr Scott Henschen

Seconded: Cr Kirstie Schumacher

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

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

Against: Nil

CARRIED 5/0

9.1.1 QUESTION ON NOTICE - QUEENSLAND FIRE EMERGENCY SERVICES

Question on Notice received from Cr Erkens:

What is the QFES programme and activities for this fire season?

9.2 NATURAL RESOURCE MANAGEMENT, COMPLIANCE AND ENVIRONMENTAL HEALTH OPERATIONAL UPDATE

COMMITTEE RESOLUTION 2023/95

Moved: Cr Kirstie Schumacher

Seconded: Cr Jane Erkens

That the Natural Resource Management, Compliance and Environmental Health Operational update be received for information.

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

Against: Nil

CARRIED 5/0

10 DISASTER MANAGEMENT

10.1 LOCAL DISASTER MANAGEMENT PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/96

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That Councillor Potter's Local Disaster Management Portfolio report to Council be received for information.

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

Against: Nil

CARRIED 5/0

ADJOURN MORNING TEA

COMMITTEE RESOLUTION 2023/97

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That the meeting adjourn for morning tea.

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

Against: Nil

CARRIED 5/0

RESUME MEETING

COMMITTEE RESOLUTION 2023/98

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That the meeting resume at 10:42am.

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

Against: Nil

CARRIED 5/0

11 WASTE & RECYCLING MANAGEMENT

11.1 WASTE & RECYCLING MANAGEMENT PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/99

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That the Waste Management Portfolio Report to Council be received for information.

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

Against: Nil

CARRIED 5/0

11.2 WASTE & RECYCLING MANAGEMENT OPERATIONAL UPDATE

COMMITTEE RESOLUTION 2023/100

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the Waste and Recycling Management Operational Update be received for information.

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

Against: Nil

CARRIED 5/0

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

12.1 RURAL RESILIENCE & DISASTER RECOVERY, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT AND FIRST NATION AFFAIRS PORTFOLIO REPORT

COMMITTEE RESOLUTION 2023/101

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

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

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

Against: Nil

CARRIED 5/0

13 PARKS & GARDENS

13.1 FACILITIES AND PARKS OPERATIONAL UPDATE

COMMITTEE RESOLUTION 2023/102

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

That the Facilities and Parks Operational update be received for information.

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

Against: Nil

CARRIED 5/0

14 PROPERTY & FACILITY MANAGEMENT

14.1 MILP INC LEASE / GIFT OF A SECTION OF MCMAHON PARK

COMMITTEE RESOLUTION 2023/103

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

That Council proceed to community consultation for MILP Inc requesting a portion of land in Murgon being part of McMahon Park and that a report outlining the results of the consultation be brought back to the December Standing Committee Meeting.

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

Against: Nil

CARRIED 5/0

15 QUESTIONS ON NOTICE

15.1 QUESTION ON NOTICE - RECYCLING COMPARISONS

COMMITTEE RESOLUTION 2023/104

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the response to the question regarding recycling data raised by Councillor Potter be received and noted.

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

Against: Nil

CARRIED 5/0

Item - 15.2 Question on Notice - Infrastructure - has been moved to another part of the document.

16 CONFIDENTIAL SECTION

COMMITTEE RESOLUTION 2023/105

Moved: Cr Jane Erkens

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*:

16.1 Jubilee Park Legacy Issues

This matter is considered to be confidential under Section 254J - e 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 legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

16.2 South Burnett Aquatic Centre - Increase to Electricity Costs

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

Against: Nil

CARRIED 5/0

Attendance:

At 11:32am, Cr Danita Potter left the meeting.

At 11:32am, General Manager Infrastructure Aaron Meehan left the meeting.

At 11:33am, Facilities Management Officer Jason Ditchburn entered the meeting.

At 11:33am, Cr Danita Potter returned to the meeting.

At 11:34am, Cr Kirstie Schumacher left the meeting.

At 11:34am, Land Investigation Officer Paul Turner entered the meeting.

At 11:54am, General Manager Infrastructure Aaron Meehan returned to the meeting.

At 11:54am, Cr Kirstie Schumacher returned to the meeting.

At 11:54am, Cr Scott Henschen left the meeting.

In the absence of Cr Scott Henschen, Cr Danita Potter chaired the meeting.

At 12:03pm, General Manager Infrastructure Aaron Meehan left the meeting.

At 12:05pm, General Manager Infrastructure Aaron Meehan returned to the meeting.

COMMITTEE RESOLUTION 2023/106

Moved: Cr Jane Erkens

Seconded: Cr Kathy Duff

That Council moves out of Closed Council into Open Council.

In Favour: Crs Jane Erkens, Danita Potter, Kirstie Schumacher and Kathy Duff

Against: Nil

CARRIED 4/0

16.1 JUBILEE PARK LEGACY ISSUES

COMMITTEE RESOLUTION 2023/107

Moved: Cr Jane Erkens

Seconded: Cr Kathy Duff

That the committee recommend to Council to;

Delegate powers to the Chief Executive Officer under Section 257 of the Local Government Act 2007 to continue to meaningfully engage in correspondence to resolve this legacy issue amicably and should negotiations fail, then to obtain legal advice on, and if deemed appropriate initiate proceedings under ss. 98 to 108B (Division 5 of Part 6) of the Land Title Act 1994.

In Favour: Crs Jane Erkens, Danita Potter, Kirstie Schumacher and Kathy Duff

Against: Nil

CARRIED 4/0

Attendance:

At 12:11pm, Cr Kirstie Schumacher left the meeting.

At 12:12pm, Cr Scott Henschen returned to the meeting and resumed chairing the meeting.

16.2 SOUTH BURNETT AQUATIC CENTRE - INCREASE TO ELECTRICITY COSTS

COMMITTEE RESOLUTION 2023/108

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the Committee recommends to Council;

1. That Council amends Service Management Agreement for Summer Country Aquatics Schedule 3 Clause 1s2q contribution to electricity to a fixed electricity contribution of \$55,998 for FY 2023/24
2. The increase in electricity costs be included the second quarter operational budget review.

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

Against: Nil

CARRIED 4/0

Attendance:

At 12:13 pm, Cr Kirstie Schumacher returned to the meeting.

17 CLOSURE OF MEETING

The Meeting closed at 12:14pm.

The minutes of this meeting were confirmed at the Infrastructure, Environment and Compliance Standing Committee Meeting held on 1 November 2023.

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CHAIRPERSON