



SOUTH BURNETT

REGIONAL COUNCIL

MINUTES

**Ordinary Council Meeting
Wednesday, 13 December 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, 13 DECEMBER 2023 AT 9:00AM**

PRESENT: Councillors:

Cr Gavin Jones (Acting 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 (General Manager Liveability), Leanne Petersen (Manager Facilities & Parks), Kerri Anderson (Manager Finance and Sustainability), Debra Moore (Manager Community and Lifestyle), David Hursthouse (Coordinator Development Services), Cathy Jackson (Lease Officer), Adam Branch (Acting Manager Water & Wastewater), Kimberley Donohue (Executive Assistant).

1 OPENING

Acting Mayor Jones opened the meeting and welcomed all attendees.

2 LEAVE OF ABSENCE / APOLOGIES

Mayor Brett Otto.

3 PRAYERS

Cr Duff led the chamber in the Lord's Prayer.

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 in relation to Item 15.10 - Trusteeship of Goodger Hall - Lot 186 on FY850.

The nature of my interest is as follows:

This declarable conflict of interest arises because I am a member of a community reference group that assists Stanwell to make allocations from its Community Partnership Fund and recently considered a grant application from an unincorporated community body, which grant application related to the possible future use of this site.

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 - South Burnett Community Hospital Foundation Limited Board Meeting Minutes - 3 October 2023.

The nature of my interest is as follows:

This declarable conflict of interest arises due to being a board member of the SBCHF.

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 NOVEMBER 2023

RESOLUTION 2023/191

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That the Minutes of the Council Meeting held on 22 November 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

Attendance:

At 9:12am, Executive Assistant Wendy Kruger entered the meeting.

At 9:12am, Executive Assistant Wendy Kruger left the meeting.

At 9:13am, Executive Assistant Wendy Kruger entered the meeting.

At 9:13am, Executive Assistant Wendy Kruger left the meeting.

8 NOTICES OF MOTION

8.1 SPEED CAMERAS

RESOLUTION 2023/192

Moved: Cr Jane Erkens

Seconded: Cr Kathy Duff

That South Burnett Regional Council writes to the Premier and Minister for Transport and Main Roads to express concerns for the placement of the mobile roadside traffic cameras so that they are positioned in areas of known risk to road users and not where they could be perceived to have a non-safety focus.

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 2023/193

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

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

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

10.1 MEETING DATES FOR THE ORDINARY MEETINGS OF COUNCIL

RESOLUTION 2023/194

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That Council adopt the dates, times and locations for Ordinary meetings of Council, January to March 2024 as follows:

Date	Time	Location
Wednesday 24 January 2024	9.00am	Warren Truss Chamber Glendon Street Kingaroy
Wednesday 14 February 2024	9.00am	Warren Truss Chamber Glendon Street Kingaroy
Wednesday 6 March 2024	9.00am	Warren Truss Chamber Glendon Street Kingaroy

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

Against: Nil

CARRIED 6/0

10.2 MONTHLY FINANCIAL INFORMATION

RESOLUTION 2023/195

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That the monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 30th November 2023 be received and noted and that a workshop be scheduled to consider the next quarter review with a focus on capital program.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 9:39am, Cr Kathy Duff left the meeting.

10.3 QUOTE SBRCQ 2023/24-18 - REPLACE WATER TRUCKS 2016, 2017 AND 2022

RESOLUTION 2023/196

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That South Burnett Regional Council purchase from Daimler Trucks Sunshine Coast, three (3) Mitsubishi Fuso Shogun FV74 for \$796,769.73 excluding GST.

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

Against: Nil

CARRIED 5/0

10.4 LOCAL LAW REVIEW WORKSHOP

RESOLUTION 2023/197

Moved: Cr Jane Erkens

Seconded: Cr Scott Henschen

That South Burnett Regional Council

1. Accept the report, Local Laws Review – Discovery Phase – August 2023 for information; and
2. Adopt the following recommendations that Council:
 - (a) Repeal Subordinate Local Law 1.07 – Operation of Cane Railways 2011.
 - (b) Repeal Model Local Law No. 2 (Meetings) 2008.
- 3 Conduct a workshop shared accommodation, temporary homes, animals and parking in January 2024

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

Against: Nil

CARRIED 5/0

10.5 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL ASSET MANAGEMENT POLICY - STRATEGIC014

RESOLUTION 2023/198

Moved: Cr Danita Potter
Seconded: Cr Jane Erkens

That the South Burnett Regional Council Asset Management Policy – Strategic014 be adopted as presented.

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

Against: Nil

CARRIED 5/0

10.6 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL CORPORATE CREDIT CARD POLICY - STATUTORY031

RESOLUTION 2023/199

Moved: Cr Danita Potter
Seconded: Cr Jane Erkens

That the South Burnett Regional Council Corporate Credit Card Policy – Statutory031 be adopted as presented.

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

Against: Nil

CARRIED 5/0

10.7 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL INFORMATION PRIVACY POLICY - STATUTORY038

RESOLUTION 2023/200

Moved: Cr Jane Erkens
Seconded: Cr Scott Henschen

That the South Burnett Regional Council Corporate Information Privacy Policy – Statutory031 be adopted as presented.

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

Against: Nil

CARRIED 5/0

10.8 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL EXPENSES REIMBURSEMENT FOR COUNCILLORS POLICY - STATUTORY002

RESOLUTION 2023/201

Moved: Cr Scott Henschen
Seconded: Cr Danita Potter

That the South Burnett Regional Council Expenses Reimbursement for Councillors Policy – Statutory002 be adopted as presented.

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

Against: Nil

CARRIED 5/0

Attendance:

At 9:46am, Cr Kathy Duff returned to the meeting.

10.9 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL LOCAL LAW - MAKING PROCESS POLICY - STATUTORY056

RESOLUTION 2023/202

Moved: Cr Danita Potter
Seconded: Cr Jane Erkens

That the South Burnett Regional Council Local Law – Making Process Policy – Statutory056 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

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

11.1 FREEMANS LANE, KINGAROY - CONCRETE PAVEMENT

RESOLUTION 2023/203

Moved: Cr Jane Erkens
Seconded: Cr Danita Potter

That South Burnett Regional Council fund the rehabilitation of a section of Freemans Lane to the value of \$200,000 from Council's flood co-contribution allocation.

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

Against: Nil

CARRIED 6/0

11.2 APPLICATION FOR THE ROAD CLOSURE FOR THE UNMAINTAINED GOOMERI WEST ROAD WHICH ADJOINS LOT 52 FY407

RESOLUTION 2023/204

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

1. That South Burnett Regional Council advise the applicant and the Department of Resources that:
 - (a) It supports an application for a temporary road closure of the road known as Goomeri West Road, Crownthorpe which adjoins Lot 52 FY407 and is shown in Attachment 1.
 - (b) Make note to the department that Council does not support a permanent road closure of the road known as Goomeri West Road, Crownthorpe which adjoins Lot 52 FY407 and is shown in Attachment 1. The reasons for this objection are as follows:
 - i the long-term usage of the sections of road reserve is unknown. The permanent closure may affect any future interconnection of roads, any necessary future infrastructure, and any potential new development in the area.
 - (c) Should the Department Resources approve the proposed permanent road closure or a temporary road closure with road licence, that there be no cost to Council associated with the road closure.
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 permanent road closure.

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

Against: Nil

CARRIED 6/0

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

Nil

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

At 9:58am, Manager Community & Lifestyle Debra Moore entered the meeting.

At 10:06am, Lease Officer Cathy Jackson entered the meeting.

13.1 DOG REGISTRATION WRITE OFF

RESOLUTION 2023/205

Moved: Cr Scott Henschen
Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council pursue the outstanding 2022/23 dog registration fees via the renewal notices for 2023/24.

In Favour: Crs Gavin Jones, Kirstie Schumacher and Scott Henschen

Against: Crs Jane Erkens, Danita Potter and Kathy Duff

CARRIED 3/3 ON THE CASTING VOTE OF THE ACTING MAYOR

ADJOURN MORNING TEA

RESOLUTION 2023/206

Moved: Cr Scott Henschen
Seconded: Cr Danita Potter

That the meeting adjourn for morning tea.

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

Against: Nil

CARRIED 6/0

Presentation of 2023 Santa Workshop Winners.

RESUME MEETING

RESOLUTION 2023/207

Moved: Cr Gavin Jones
Seconded: Cr Scott Henschen

That the meeting resume at 10:58am.

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

Against: Nil

CARRIED 6/0

14 PORTFOLIO - DISASTER MANAGEMENT, WASTE AND RECYCLING MANAGEMENT**14.1 DARLING DOWNS REGIONAL WASTE AND RESOURCE RECOVERY MANAGEMENT PLAN**

RESOLUTION 2023/208

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That South Burnett Regional Council notes and supports the Darling Downs Regional Waste and Resource Recovery Management Plan.

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 AWARD OF SBRCQ 23/24-66 - TRUSTEE PERMIT TO OCCUPY**

RESOLUTION 2023/209

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. Enter a Trustee Permit to Occupy with Sarah Saxer for Lot 2 on Crown Plan N2349, being 44 King Street, Nanango for \$629.20 per annum inclusive of GST for five (5) years as per SBRCQ 23/24-66.
2. Council delegates to the Chief Executive Officer the power pursuant to *Section 257(1)(b)* of the *Local Government Act 2009*, to negotiate, finalise and execute a Trustee Permit to Occupy with Sarah Saxer on terms and conditions the Chief Executive Officer reasonably considers satisfactory to Council.

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

Against: Nil

CARRIED 6/0

15.2 UPDATE ON SIR CHARLES ADERMANN PARK COMMUNITY CONSULTATION.

RESOLUTION 2023/210

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. Acknowledge the extension of the community consultation of Sir Charles Adermann Park into May 2024 to allow time to review traffic behaviour and community feedback on road safety in the area and review the community survey results and written responses.
2. Note the feedback received to date from both the public meeting and online feedback and confirms that Adermann Park will be not utilised for any car parking services and that the feedback received will inform the 2024 – 2025 capital and operational budgets.

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

Against: Nil

CARRIED 6/0

15.3 SAFETY AUDIT SOUTH BURNETT POOLS

RESOLUTION 2023/211

Moved: Cr Kathy Duff

Seconded: Cr Jane Erkens

That the Pool Safety Audits and Pool Safety Improvement Plan for all pools be adopted and the findings that were identified from the audit become action items to ensure Council Pool Facilities comply with the Australian Standards 2416 and the Royal Life Saving Guidelines for Safe Pool Operations.

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

Against: Nil

CARRIED 6/0

15.4 RENEWAL OF MOA - SBCARE INCORPORATED

RESOLUTION 2023/212

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That South Burnett Regional Council;

1. *Section 236(1)(b)(ii) of the Local Government Regulation 2012* applies for Council to enter into a Memorandum of Agreement with SBCare Incorporated for the use of the small office located in the Wondai Hall being part of Lot 3 on CP904146 for a three (3) year term;
2. That Council resolves under *Section 257(1)(b) of the Local Government Act 2009* to delegate the power to the Chief Executive Officer to negotiate, finalise and execute the Memorandum of Agreement between Council and SBCare Incorporated on terms and conditions the Chief Executive Officer considers satisfactory to Council.
3. That SBCare contributes \$100 plus GST towards costs per annum and that this price increases by CPI each year. In Favour: Crs Gavin Jones, Jane Erkens, Danita Potter, Kirstie Schumacher, Kathy Duff and Scott Henschen

Against: Nil**CARRIED 6/0**

15.5 COMMUNITY CONSULTATION REGARDING MILP INC LEASE/GIFT OF A SECTION OF MCMAHON PARK

RESOLUTION 2023/213

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council;

1. resolves that under *Section 236(1)(b)(ii) of the Local Government Regulation 2012* for the disposal of the valuable non-current assets by offering a three (3) year non-exclusive use Deed of Licence to Occupy for Part of Lot 37 on RP842815, 70 Perkins Street, Murgon known as McMahon Park to the Murgon Independent Lifestyle Project Inc.;
2. pursuant to *Section 257(1)(b) of the Local Government Act 2009*, the Council resolves to delegate to the Chief Executive Officer the power to negotiate, finalise and execute the Deed of Licence to Occupy between Council and the Murgon Independent Lifestyle Project Inc on terms and conditions the Chief Executive Officer reasonably considers are satisfactory to Council; and
3. provides ongoing support and encourage MILP Inc to progress the project and develop partnerships and source funding through other organisations at a local, regional, state and federal level.

In Favour: Crs Gavin Jones, Jane Erkens, Danita Potter, Kirstie Schumacher, Kathy Duff and Scott HenschenAgainst: Nil**CARRIED 6/0**

Attendance:

At 11:31am, General Manager Infrastructure Aaron Meehan left the meeting.

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

At 11:34am, Manager Community & Lifestyle Debra Moore left the meeting.

At 11:36am, Manager Community & Lifestyle Debra Moore returned to the meeting.

15.6 SUPPLEMENTARY REPORT FOR GIFTING OF ST. FAITH CHURCH AND CEMETERY, MONDURE.

MOTION

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council respectfully decline the offer to be gifted the St. Faith Anglican Church and commence negotiations for the potential subdivision to split the cemetery from the Church lot at no cost to Council before Council would be able to accept an offer to take on the cemetery property located at Mondure.

AMENDMENT

Moved: Cr Kirstie Schumacher

Seconded: Cr Kathy Duff

That South Burnett Regional Council respectfully decline the offer to be gifted the St. Faith Anglican Church and write to the church seeking a response in regards to understanding the condition of the cemetery, its current operations and the church's plans to maintain the cemetery in the future and that a report be brought back to a future Council meeting.

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 2023/214

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council respectfully decline the offer to be gifted the St. Faith Anglican Church and write to the church seeking a response in regards to understanding the condition of the cemetery, its current operations and the church's plans to maintain the cemetery in the future and that a report be brought back to a future Council meeting

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

Against: Cr Jane Erkens,

CARRIED 5/1

15.7 FUTURE USE OF LOT 19 ON CP891608 - 9 KNOWLES STREET, NANANGO

RESOLUTION 2023/215

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That

1. Negotiations continue to determine suitability to enter into a new lease agreement in accordance with *s(236)(1)(c)(iii) & (3)(5) of the Local Government Regulation 2012* for the disposal of a non-valuable current asset being Lot 19 on CP891608; or
2. Negotiate the sale of the property to an adjoining landowner in accordance with *s(236)(c)(iv) & (3)(5) of the Local Government Regulation 2012*;
 - (a) The property be offered for Tender under *s227 of the Local Government Regulation 2012* should negotiations with the existing lessee and adjoining landowners fail.
3. Pursuant to *Section 257(1)(b) of the Local Government Act 2009*, South Burnett Regional Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute a Lease between the existing leaseholder or sale of property to an adjoining landowner on terms and conditions the Chief Executive Officer reasonably considers are satisfactory to Council.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 11:45am, Acting Manager Water & Wastewater Adam Branch entered the meeting.

15.8 AMENDMENT OF FEES AND CHARGES 2023-24 - MCCAULEY WEIR

RESOLUTION 2023/216

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

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

1. McCauley Weir– Key Deposit of one hundred dollars (\$100) which is refundable on the return of the key subject to the terms and conditions of use.
2. That the amended fees take effect as of 1 January 2024.

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

Against: Nil

CARRIED 6/0

15.9 BARAMBAH UNITED FOOTBALL CLUB INC - FINANCIAL SUPPORT

RESOLUTION 2023/217

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That South Burnett Regional Council:

1. develop a Policy for managing requests for financial support by community organisations and not-for-profit groups; and
2. offer for the Barambah United Football Club Inc to apply for a community organisation loan for the shortfall of co-contribution funds.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 11:46am, Cr Gavin Jones left the meeting due to a COI and Cr Henschen took the chair.

At 11:48am, Coordinator Planning & Development David Hursthouse entered the meeting.

15.10 TRUSTEESHIP OF GOODGER HALL - LOT 186 ON FY850

RESOLUTION 2023/218

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That South Burnett Regional Council become trustees of the Goodger Hall, locally known as the Goodger School of Arts, being a Reserve for Public Hall R685, Lot 186 on FY850. and pursuant to *Section 257(1)(b) of the Local Government Act 2009*, the Council resolves to delegate to the Chief Executive Officer the power to complete the transfer of trusteeship.

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

Against: Nil

CARRIED 5/0**Attendance:**

At 11:55 am, Cr Gavin Jones returned to the meeting and resumed the chair.

16 PORTFOLIO - TOURISM & VISITOR INFORMATION CENTRES, SPORT & RECREATION AND COMMERCIAL ENTERPRISES**16.1 REQUEST TO APPLY FOR THE ACTIVE WOMEN AND GIRLS GRANT**

RESOLUTION 2023/219

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council make application for funding under the Active Women and Girls Program, which promotes increased participation of women and girls in sport and active recreation.

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

Against: Nil

CARRIED 6/0**17 PORTFOLIO - REGIONAL DEVELOPMENT, DEVELOPMENT SERVICES, COMMUNITY & SOCIAL HOUSING****17.1 QUEENSLAND RESILIENCE AND RISK REDUCTION FUND - GRANT OPPORTUNITY**

RESOLUTION 2023/220

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That South Burnett Regional Council delegate to the Chief Executive Officer (CEO) two (2) grant applications to be submitted for funding under the Queensland Resilience and Risk Reductions Fund.

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

Against: Nil

CARRIED 6/0**Attendance:**

At 12:13pm, Manager Finance & Sustainability Kerri Anderson left the meeting.

At 12:16pm, Manager Finance & Sustainability Kerri Anderson returned to the meeting.

17.2 REGIONAL DEVELOPMENT ACTION PLAN

RESOLUTION 2023/221

Moved: Cr Kathy Duff

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council endorse the Regional Development Action Plan to deliver on the Regional Development Strategy 2021 – 2026 as amended.

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

Against: Nil

CARRIED 6/0

17.3 COMBINED APPLICATION FOR MATERIAL CHANGE OF USE FOR EXTRACTIVE INDUSTRY (REMOVAL OF QUARRY MATERIAL) AND RECONFIGURATION OF A LOT (ACCESS EASEMENT) AT 79 ZERNERS ROAD MURGON (AND DESCRIBED AS LOT 1 ON RP98690 & LOT 1 ON RP96067). APPLICANT: ROAMALLA PTY LTD C/- GASKELL PLANNING CONSULTANTS

RESOLUTION 2023/222

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council approve the Development Permit for Material Change of Use for Extractive Industry and Reconfiguring a Lot (Access Easement) at 79 Zerners Road, Murgon (Lot 1 on RP98690 & Lot 1 on RP96067). Applicant: Roamalla Pty Ltd c/- Gaskell Planning Consultants.

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 QUESTION ON NOTICE - COMPARISON OF INFRASTRUCTURE CHARGES

RESOLUTION 2023/223

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That the response to the question regarding a full report be brought back with a comparison of infrastructure fees and charges between other Council's raised by Councillor Duff 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

18.2 QUESTION ON NOTICE - BLACKBUTT TRANSFER STATION

RESOLUTION 2023/224

Moved: Cr Gavin Jones

Seconded: Cr Danita Potter

That the response to the question regarding what is permitted at the Blackbutt Transfer Station raised by Acting Mayor Jones 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

18.3 QUESTION ON NOTICE - APPROVED SUBDIVISIONS IN THE REGION

RESOLUTION 2023/225

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That the response to the question regarding approved subdivisions within the region be brought back to Council raised by Councillor Erkens 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**Attendance:**

At 11:48am, Coordinator Planning & Development David Hursthouse left the meeting

18.4 QUESTION ON NOTICE - WASTE REMOVAL AT BROADMAN ROAD

RESOLUTION 2023/226

Moved: Cr Jane Erkens

Seconded: Cr Scott Henschen

That the response to the question regarding can customer be contacted back regarding a request for waste removal at Broadman Road raised by Councillor Erkens 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

18.5 QUESTION ON NOTICE - LANDFILL TENDER PROTERRA

RESOLUTION 2023/227

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That the response to the question regarding, are there any long term options for landfill operations, as Proterra is only contracted, raised by Councillor 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**18.6 QUESTION ON NOTICE - PERISHED TREE IN KUMBIA.**

RESOLUTION 2023/228

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That the response to the question regarding Is the perished tree in Kumbia being replaced in the near future raised by Councillor Henschen 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 2023/229

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 Murgon Visitor Information Centre

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 Financial Hardship Rates Application – Assessment Number -23839-10000-000

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 South Burnett Community Hospital Foundation Limited Board Meeting Minutes - 3 October 2023

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.

20.4 Confidential - Mt Wooroolin Reservoir Tender Evaluation

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

Against: Nil

CARRIED 6/0

Attendance:

At 12:16pm, Cr Danita Potter left the meeting.

At 12:17 pm, Cr Danita Potter returned to the meeting.

At 12:18pm, Executive Assistant Kimberley Donohue left the meeting.

At 12:21pm, Executive Assistant Kimberley Donohue returned to the meeting.

At 12:21pm, Chief Executive Officer Mark Pitt left the meeting.

At 12:24pm, Chief Executive Officer Mark Pitt returned to the meeting.

At 12:29pm, Lease Officer Cathy Jackson left the meeting.

At 12:33pm, General Manager Infrastructure Aaron Meehan left the meeting.

A 12:35pm, General Manager Infrastructure Aaron Meehan returned to the meeting.

At 12:46pm, Cr Kathy Duff left the meeting.

At 1:07 pm, Cr Jane Erkens left the meeting.

At 1:10 pm, Cr Jane Erkens returned to the meeting.

At 1:16 pm, Cr Kirstie Schumacher left the meeting due to a COI.

At 1:21 pm, Cr Kirstie Schumacher returned to the meeting.

RESOLUTION 2023/230

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, Kirstie Schumacher and Scott Henschen

Against: Nil

CARRIED 5/0

20.1 MURGON VISITOR INFORMATION CENTRE**RESOLUTION 2023/231**

Moved: Cr Jane Erkens

Seconded: Cr Scott Henschen

That item 20.1 lay on the table pending community consultation

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

Against: Nil

CARRIED 5/0

20.2 FINANCIAL HARDSHIP RATES APPLICATION – ASSESSMENT NUMBER -23839-10000-000

RESOLUTION 2023/232

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That South Burnett Regional Council:

1. Request the owner enter into a payment arrangement for Assessment Number 23839-10000-000 for \$350.00 per fortnight commencing 1 February 2024 for a period of 12 months;
2. Payments increasing to \$400.00 per fortnight from 1 February 2025 for a period of 12 months;
3. Payments increasing to \$500.00 per fortnight from 1 February 2026 for a period of 12 months;
4. Payments increasing to \$550.00 per fortnight from 1 February 2027 for a period of 12 months under normal rate arrangement conditions;
5. Payments increasing to \$650.00 per fortnight from 1 February 2028 for a period of 12 months under normal rate arrangement conditions;
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 Chief Executive Officer be authorised to negotiate a suitable payment plan should the Applicant reject or request a variance of this Payment Plan.

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

Against: Nil

CARRIED 5/0

20.4 CONFIDENTIAL - MT WOOROLIN RESERVOIR TENDER EVALUATION

RESOLUTION 2023/233

Moved: Cr Jane Erkens

Seconded: Cr Danita Potter

That Council:

1. Accept the submission from Pensar Structures Pty Ltd the preferred tender for Tender 23_24-09; and
2. Delegate to the Chief Executive Officer to negotiate the contract; and
3. Make a budget amendment for the second quarter review of \$330,000 to be allocated from restricted cash and program savings.

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

Against: Nil

CARRIED 5/0**Attendance:**

At 1:22pm, Cr Kirstie Schumacher left the meeting due to a COI.

**20.3 SOUTH BURNETT COMMUNITY HOSPITAL FOUNDATION LIMITED BOARD MEETING
MINUTES - 3 OCTOBER 2023**

RESOLUTION 2023/234

Moved: Cr Jane Erkens
Seconded: Cr Danita Potter

That the report on South Burnett Community Hospital Foundation Limited Board meeting held on 3 October 2023 be received for information.

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

Against: Nil

CARRIED 4/0

21 CLOSURE OF MEETING

The Meeting closed at 1.23pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 25 December 2030.

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CHAIRPERSON