

## ***DISCLAIMER***

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**SOUTH BURNETT**  
**REGIONAL COUNCIL**

# **MINUTES**

**Ordinary Council Meeting**  
**Wednesday, 20 October 2021**

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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, 20 OCTOBER 2021 AT 9.01AM**

**PRESENT:**

**Councillors:**

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

**Council Officers:**

Mark Pitt (Chief Executive Officer), Susan Jarvis (General Manager Finance & Corporate), Leanne Petersen (Acting General Manager Community), Ged Brennan (Acting General Manager Infrastructure); Michael Lisle (Acting Manager Planning & Environment), Kevin Searle (Manager Works), Lynelle Paterson (Coordinator Executive Services)

**1 OPENING**

The Mayor declared the meeting open and welcomed all attendees.

**2 LEAVE OF ABSENCE / APOLOGIES**

Nil

**3 PRAYERS**

A representative of Barambah Ministers Association, Pastor 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 Kirstie Schumacher inform this meeting that I have a declarable conflict of interest in relation to **Item 19.3 - South Burnett Community Hospital Foundation Limited** – The nature of my interest is as follows:

This declarable conflict of interest arises because I am a member of the South Burnett Community Hospital Board.

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 Scott Henschen inform this meeting that I have a declarable conflict of interest in relation to **Item 19.1 - Submission - Funding Proposal for Unpaid Rates**.

The nature of my interest is as follows:

This declarable conflict of interest arises due to a close personal relationship.

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 Danita Potter inform this meeting that I have a declarable conflict of interest in relation to **Item 19.1 - Submission - Funding Proposal for Unpaid Rates.**

The nature of my interest is as follows:

This declarable conflict of interest arises due to a close personal relationship.

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 SEPTEMBER 2021**

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#### **RESOLUTION 2021/191**

Moved: Cr Scott Henschen

Seconded: Cr Roz Frohloff

That the Minutes of the Council Meeting held on 22 September 2021 be received and the recommendations therein be adopted.

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

Against: Nil

**CARRIED 7/0**

## **8 BUSINESS OUTSTANDING**

### **8.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING**

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#### **RESOLUTION 2021/192**

Moved: Cr Gavin Jones

Seconded: Cr Danita Potter

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

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

Against: Nil

**CARRIED 7/0**

#### **8.1.1 QUESTION ON NOTICE - OVERGROWN ALLOTMENTS**

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Question on Notice from Cr Duff:

When will the Overgrown Allotment Policy be brought back to Council? Report to the November Community Standing Committee Meeting.

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**8.1.2 QUESTION ON NOTICE - MAGPIE RELOCATION**

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Question on Notice from Cr Potter:

How many magpies are on the list to be relocated? Report to the November Community Standing Committee Meeting.

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**9 PORTFOLIO - CORPORATE SERVICES, PEOPLE & CULTURE, COMMUNICATIONS/MEDIA, FINANCE & ICT**

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**9.1 RECOMMENDING THE DATE, TIME AND LOCATION FOR A SPECIAL MEETING OF COUNCIL TO ADOPT COUNCIL'S ANNUAL REPORT 2020/2021**

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**RESOLUTION 2021/193**

Moved: Cr Brett Otto

Seconded: Cr Gavin Jones

That a Special Meeting of Council be held on Wednesday 3 November 2021 in the Warren Truss Chamber, Glendon Street Kingaroy commencing at 1.00pm to discuss the following matters:

- Adoption of the 2020 – 2021 Annual Report;
- Swimming Pools

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

Against: Nil

**CARRIED 7/0**

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

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**RESOLUTION 2021/194**

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

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

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

Against: Nil

**CARRIED 7/0**

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**9.3 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL FINANCIAL HARDSHIP POLICY - STATUTORY012**

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**RESOLUTION 2021/195**

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That the South Burnett Regional Council Financial Hardship – Statutory012 be adopted as presented.

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

Against: Nil

**CARRIED 7/0**

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**9.4 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL LIBRARY COLLECTION DEVELOPMENT POLICY - STRATEGIC020**

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**RESOLUTION 2021/196**

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

That the South Burnett Regional Council Library Collection Development Policy – Strategic020 be adopted as presented.

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

Against: Nil

**CARRIED 7/0**

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**9.5 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL SOUTH BURNETT LIBRARIES OPERATIONS POLICY - STRATEGIC021**

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**RESOLUTION 2021/197**

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That the South Burnett Regional Council South Burnett Libraries Operations Policy – Strategic021 be adopted as presented.

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

Against: Nil

**CARRIED 7/0**

## 9.6 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL RATE COLLECTION POLICY - STATUTORY041

### RESOLUTION 2021/198

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

That the South Burnett Regional Council Rate Collection Policy – Statutory041 be adopted as presented.

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

Against: Nil

**CARRIED 7/0**

### Attendance:

At 9:37am, Project Manager Aaron Meehah entered the meeting.

## 9.7 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL MEDIA RELATIONS POLICY - STRATEGIC001

### RESOLUTION 2021/199

Moved: Cr Kathy Duff

Seconded: Cr Kirstie Schumacher

That the South Burnett Regional Council Media Relations Policy – Strategic001 be adopted as presented.

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

Against: Nil

**CARRIED 7/0**

## 9.8 ANNUAL OPERATIONAL PLAN 2021/2022 IMPLEMENTATION PROGRESS REPORT FOR THE PERIOD ENDING 30 SEPTEMBER 2021

### RESOLUTION 2021/200

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That the South Burnett Regional Council Annual Operational Plan 2021/2022 ('Plan') Implementation Progress Report for the period 1 July 2021 to 30 September 2021 be adopted as presented and the following changes be made to the Plan:

#### 1. add in Key Activity

Investigate CCTV for Council owned and operated open spaces	Develop a CCTV policy for Council owned and operated open spaces scoping resourcing requirements.  Prepare a report on Council's current CCTV systems including where some of the needs are, who	Community / Property	Community / NRM & Parks
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	owns them, how we fund their ongoing maintenance or who maintains them and how all the different systems work together		
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## 2. shift Key Activities to 2022/2023

Maintain service delivery across the counter at the five (5) customer service centres of Blackbutt, Nanango, Kingaroy, Wondai and Murgon	Review resourcing and establish achievable service levels for the five (5) customer service centres	Finance & Corporate / Corporate Services	Community / Library staff
Develop annual action plans for priority Sport and Recreation plans activities	Work with existing sporting groups to develop action plan priorities	Community / Property	Sport & Recreation Groups

## 3. change Key Activities

Continuation of Implementation of a Maintenance Management Plan for Transport Assets	Implementation of inspections, forward maintenance programmes for sealed roads, unsealed roads and bridges	Infrastructure / Works	Infrastructure / Infrastructure Planning
Continuation of Implementation of a Maintenance Management Plan for Transport Assets	Implementation of inspections, forward maintenance programmes for footpaths	Infrastructure / Works	Infrastructure / Infrastructure Planning

## 4. remove Key Activity

Adoption and implementation of the Regional Economic Development Strategy	Council to adopt the Regional Development Strategy  Implementation and resourcing of the Regional Development Strategy	Executive Services	Business Community; Queensland Government
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In Favour: Crs Brett Otto, Gavin Jones, Kathy Duff, Roz Frohloff, Danita Potter, Kirstie Schumacher and Scott Henschen

Against: Nil

**CARRIED 7/0**

## 9.9 MONTHLY FINANCIAL INFORMATION

### RESOLUTION 2021/201

Moved: Cr Gavin Jones

Seconded: Cr Roz Frohloff

That the Monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 30 September 2021 be received and noted.

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

Against: Nil

**CARRIED 7/0**

**9.9.1 REPORT - AUDIT / TRACKING OF COSTS RMPC & RPC**

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**RESOLVED 2021/202**

Report to the November Infrastructure Standing Committee Meeting in relation to audit process / tracking of costs for RMPC & RPC.

**10 PORTFOLIO – ROADS & DRAINAGE****10.1 REQUEST TO RENAME QUIET GLEN ROAD BOONDOOMA TO SEILER LANE BOONDOOMA**

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**RESOLUTION 2021/203**

Moved: Cr Scott Henschen

Seconded: Cr Kathy Duff

That South Burnett Regional Council resolves:

1. To rename Quiet Glen Road, Boondooma to Seiler Lane, Boondooma; and
2. That Quiet Glen Road, Boondooma be added to Council's register of future road naming options for consideration in the locality of Boondooma.

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

Against: Nil

**CARRIED 7/0**

**10.2 2024/25 SAFE SCHOOL TRAVEL (SAFEST) FUNDING NOMINATIONS**

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**RESOLUTION 2021/204**

Moved: Cr Gavin Jones

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council supports the submission of the following project and commits to co-contributing 50% of the 2024/25 SafeST programme:

**Proposed Project – 2024/25**

1. William Street, Kingaroy – \$270,000

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

Against: Nil

**CARRIED 7/0**

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**10.3 2025/26 SAFE SCHOOL TRAVEL (SAFEST) FUNDING INVESTIGATIONS**

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**RESOLUTION 2021/205**

Moved: Cr Danita Potter

Seconded: Cr Gavin Jones

That South Burnett Regional Council investigate the Markwell Street Kingaroy project for the 2025/26 SafeST programme and a report be brought back to Council.

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

Against: Nil

**CARRIED 7/0**

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**10.4 KINGAROY TRANSFORMATION PROJECT SIGNATURE TREE ALTERNATIVE**

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**RESOLUTION 2021/206**

Moved: Cr Scott Henschen

Seconded: Cr Gavin Jones

That Council alternate the signature Silky Oak Trees for the Kingaroy Transformation Project with the Firewheel – Stenocarpus.

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

Against: Nil

**CARRIED 7/0****Attendance:**

At 9:54am Project Manager Aaron Meehan left the meeting

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**10.5 BUNYA HIGHWAY MEDIANS - WONDAI ROUNDABOUT COMMUNITY CONSULTATION**

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**RESOLUTION 2021/207**

Moved: Cr Scott Henschen

Seconded: Cr Danita Potter

That South Burnett Regional Council adopt Option Two (Attachment Two (2)) for the redevelopment of the Wondai roundabout including the associated landscaping works as preferred by the broader Wondai community to progress to detailed design (Attachment Four (4)).

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

Against: Nil

**CARRIED 7/0**

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**10.6 BUNYA HIGHWAY MEDIAN REFURBISHMENT**

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**RESOLUTION 2021/208**

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That Council notes this report and the possible requirement for additional project funding to support the current scope which includes the refurbishment of the River Road roundabout, Youngman Street medians, and the Wondai roundabout.

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

Against: Nil

**CARRIED 7/0**

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**10.7 WONDAI CHRISTMAS TREE LOCATION WONDAI ROUNDABOUT - BUNYA HIGHWAY MEDIANS PROJECT**

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**RESOLUTION 2021/209**

Moved: Cr Roz Frohloff

Seconded: Cr Danita Potter

That South Burnett Regional Council approve the relocation of the Wondai community Christmas tree from the Wondai roundabout to a location in Coronation Park, Wondai, to be determined through community consultation between Parks & Gardens and Divisional and Portfolio Councillors.

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

Against: Nil

**CARRIED 7/0**

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**10.8 HALY STREET CARPARKS (YOUNGMAN STREET - WILLIAM STREET)**

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**RESOLUTION 2021/210**

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That South Burnett Regional Council note the assessment of carparking bays in Haly Street Kingaroy, and that officers amend the existing line marking plan to accommodate a People with Disability (PWD) bay and that the works are undertaken as soon as practicable.

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

Against: Nil

**CARRIED 7/0**

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**GEORGE STREET CARPARK**

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**RESOLUTION 2021/211**

Moved: Cr Gavin Jones

Seconded: Cr Kirstie Schumacher

That a report be brought to the December Infrastructure Standing Committee meeting for the design and costing of George Street Carpark coinciding with completion of the Kingaroy Transformation Project.

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

Against: Nil

**CARRIED 7/0**

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**10.9 KINGAROY TRANSFORMATION PROJECT REMOVAL OF SILKY OAK TREE**

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**RESOLUTION 2021/212**

Moved: Cr Scott Henschen

Seconded: Cr Gavin Jones

That South Burnett Regional Council proceed with the removal of the existing Silky Oak Tree from the corner of Alford and Youngman Street and transplant to a location as determined through consultation between Parks & Gardens Staff and Portfolio and Divisional Councillors.

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

Against: Nil

**CARRIED 7/0****Attendance:**

At 10:21 am, Cr Danita Potter left the meeting.

At 10:23 am, Cr Danita Potter returned to the meeting.

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**10.10 BLACKBUTT TOWN STREETScape PROJECT UPDATE**

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**RESOLUTION 2021/213**

Moved: Cr Gavin Jones

Seconded: Cr Danita Potter

That

1. Council notes the requirement for additional budget allocation from the Local Roads and Communities Infrastructure Program (LRCI) - Phase 3 towards the Blackbutt Town Streetscape renewal and upgrade project.
2. The additional budget allocation be \$300,000 subject to the review of the capital expenditure budget.

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

Against: Nil

**CARRIED 7/0**

**11 PORTFOLIO – COMMUNITY, ARTS, HERITAGE, SPORT & RECREATION****11.1 ARTS, CULTURE AND HERITAGE ADVISORY COMMITTEE**

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**RESOLUTION 2021/214**

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

That South Burnett Regional Council appoint the following individuals who have submitted an Expression of Interest as members of the Arts, Culture and Heritage Advisory Committee as per the Arts, Culture and Heritage Advisory Committee Terms of Reference:

- South Burnett Arts Inc – Robyn Dower
- Kingaroy Arts Team Inc - Julia Jeffery
- Blackbutt Art Gallery Inc – Russ Lebsanft
- South Burnett Musical Comedy Society – Craig Reiger
- South Burnett Community Orchestra - Andrew Maddern
- Wondai Regional Art Gallery – Elaine Madill
- Saint Mary's Catholic College – Niketa Law
- Nanango Theatre Company – Valerie Mathews
- Community Representative – Mr Wayne Brown
- Community Representative – Mr Greg Hodges

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

Against: Nil

**CARRIED 7/0**

**ADJOURN MORNING TEA**

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**RESOLUTION 2021/215**

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the meeting adjourn for morning tea.

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

Against: Nil

**CARRIED 7/0**

**RESUME MEETING**

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**RESOLUTION 2021/216**

Moved: Cr Brett Otto

Seconded: Cr Scott Henschen

That the meeting resume at 10:55am.

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

Against: Nil

**CARRIED 7/0**

## **11.2 CHANGE TO AUSTRALIA DAY/ANZAC DAY AND SCHOOL AWARDS FUNDING - COMMUNITY GRANT PROGRAM**

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### **RESOLUTION 2021/217**

Moved: Cr Danita Potter

Seconded: Cr Kirstie Schumacher

That South Burnett Regional Council opens the Australia Day/Anzac Day and School Awards Community Grant Program funding categories year-round as opposed to inclusion in the current funding rounds and that the Community Grant Program Policy be updated accordingly.

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

Against: Nil

**CARRIED 7/0**

## **12 PORTFOLIO – RURAL SERVICES, NATURAL RESOURCE MANAGEMENT, PLANNING & COMPLIANCE SERVICES**

### **12.1 DOG REGISTRATION DISCOUNTS**

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#### **MOTION**

Moved: Cr Danita Potter

Seconded: Cr Kathy Duff

That a 50% discount be applied to all dog registration fees within the defined area for eligible pensioners in receipt of an aged or disability pension.

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

Against: Crs Gavin Jones, Roz Frohloff, Kirstie Schumacher and Scott Henschen

**LOST 3/4**

## **13 PORTFOLIO – LOCAL DISASTER MANAGEMENT, WATER & WASTEWATER, WASTE MANAGEMENT**

### **13.1 REVIEW OF CURRENT WATER RESTRICTIONS**

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#### **RESOLUTION 2021/218**

Moved: Cr Roz Frohloff

Seconded: Cr Gavin Jones

That South Burnett Regional Council remain on level three (3) Water restrictions and that the Water and Wastewater Department review monthly.

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

Against: Nil

**CARRIED 7/0**

## 13.2 BUILDING OUR REGIONS GUIDELINES AND TIMING

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### RESOLUTION 2021/219

Moved: Cr Gavin Jones

Seconded: Cr Roz Frohloff

That South Burnett Regional Council:

1. receives and notes the report on the Building Our Regions Round Six (6) Guidelines and timing;
2. considers Gordonbrook off-stream storage for submission and as a shovel ready project for this round of funding; and
3. notes the Mt Wooroolin Project as a future shovel ready project for a future round of funding.

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

Against: Nil

**CARRIED 7/0**

## 14 PORTFOLIO – RURAL RESILIENCE, PARKS & GARDENS, PROPERTY & FACILITY MANAGEMENT, INDIGENOUS AFFAIRS

### 14.1 COUNCIL LAND INVESTIGATIONS - PROPOSED DIVESTMENT OF LAND ASSET

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#### RESOLUTION 2021/220

Moved: Cr Kathy Duff

Seconded: Cr Danita Potter

That South Burnett Regional Council offer for sale on the open market by way of tender:

- Lot 41 on RP57676 – 29 Jellicoe Street, Proston; and
- Lot 30 on RP36983 – 14 Earl Street, Memerambi.

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

Against: Nil

**CARRIED 7/0**

### 14.2 WALTER ROAD KINGAROY - FUTURE USE PROJECT PLAN

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#### RESOLUTION 2021/221

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That South Burnett Regional Council;

1. Undertake community consultation to establish the current use of the park and investigate future use options; and
2. If investigations show that the park is not significantly used by the public, make application to the Department of Resources for a conversion to freehold tenure and divest of the property.



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

Against: Nil

**CARRIED 7/0**

#### **14.3 TRUSTEE PERMIT - TINGOORA CARRIAGE CLUB**

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##### **RESOLUTION 2021/222**

Moved: Cr Danita Potter

Seconded: Cr Scott Henschen

That South Burnett Regional Council enter into a Trustee Permit (non-exclusive use) with the Tingoora Carriage Club Inc. for Lot 251 FY2262 and part of Lot 91 FY2885 with conditions including:

- (a) Term of three (3) years
- (b) Rental of \$75.00 per annum, plus GST

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

Against: Nil

**CARRIED 7/0**

#### **14.4 AMENDMENT TO LICENCE TO OCCUPY AND ADDITIONAL TRUSTEE PERMIT - SOUTH BURNETT MOUNTAIN BIKE CLUB INC.**

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##### **RESOLUTION 2021/223**

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. enter into a Trustee Permit with the South Burnett Mountain Bike Club Inc for Lot 352 on FY2534 for a term of three (3) years at \$75.00 per annum plus GST; and
2. terminate the current Licence to Occupy with the South Burnett Mountain Bike Club Inc, amend the boundary, and enter into a new Licence to Occupy over part of Lot 2 on RP212916 for a term of three (3) years at \$75.00 per annum plus GST.

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

Against: Nil

**CARRIED 7/0**

#### **14.5 LICENCE TO OCCUPY - MURGON MEALS ON WHEELS INC.**

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##### **RESOLUTION 2021/224**

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

That South Burnett Regional Council enter into a Licence to Occupy for part of Lot 1 on M55124

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- (a) For a term of five (5) years with an option of an additional five (5) years
  - (b) Rental at \$75.00 per annum (GST exclusive)
  - (c) For the purpose of an office and storage space for the administration of Meals on Wheels

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

Against: Nil

**CARRIED 7/0**

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#### **14.6 MURGON PASTORAL, AGRICULTURAL & HORTICULTURAL SOCIETY IIN. REQUEST TO TRANSFER OWNERSHIP OF BUILDINGS**

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##### **RESOLUTION 2021/225**

Moved: Cr Kathy Duff  
Seconded: Cr Gavin Jones

That:

1. In accordance with the purposes of the *Local Government Regulation 2012* (the Regulation), section 236(2), Council decides, by resolution, that the exception in the Regulation, section 236(1)(b) applies to Council in the disposal of building assets on Lease Area C within Lot 7 on SP217287, other than by tender or auction, to a community organisation, Murgon Pastoral Agricultural and Horticultural Society Inc. because:
  - (a) it is in the public interest; and
  - (b) the disposal is otherwise in accordance with the sound contracting principles.
2. In accordance with *Local Government Act 2009 (the Act)*, Section 257, to delegate to the Chief Executive Officer of Council, the power under section 262(3) of the Act, to negotiate and agree in principle the terms and conditions of a contract for the disposal of the building assets to the community organisation, Murgon Pastoral Agricultural and Horticultural Society Inc., for approval by Council.

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

Against: Nil

**CARRIED 7/0**

#### **15 PORTFOLIO - REGIONAL DEVELOPMENT**

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##### **15.1 REQUESTING RENEWAL OF THE PARTNERSHIP AGREEMENT BETWEEN COUNCIL AND VISIT SOUTH BURNETT INCORPORATED**

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##### **RESOLUTION 2021/226**

Moved: Cr Roz Frohloff  
Seconded: Cr Gavin Jones

That South Burnett Regional Council

1. Renew the partnership agreement with Visit South Burnett Incorporated as a tourism organisation partner and acknowledge that Visit South Burnett Incorporated is a Member based entity with a tourism industry base;

2. Support the proposal of Visit South Burnett for destination marketing to the value of \$70,000 excluding GST for the period 1 October 2021 to 30 June 2022; and
3. Request an audited financial return on the Council monetary contribution to cover the period of funding of the inaugural partnership agreement.

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

Against: Nil

**CARRIED 7/0**

#### **15.1.1 WORKSHOP - VIST SOUTH BURNETT**

##### **RESOLVED 2021/227**

A joint workshop be held to decide KPI's and how to measure success.

#### **15.2 SOUTHERN QUEENSLAND COUNTRY TOURISM (SQCT) MEMBERSHIP**

##### **MOTION**

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That South Burnett Regional Council delegate the Chief Executive Officer to finalise associate membership of Southern Queensland Country Tourism to the value of \$40,000 (pro-rata \$30,000) for the 2021 – 2022 financial year.

In Favour: Crs Danita Potter and Kirstie Schumacher

Against: Crs Brett Otto, Gavin Jones, Kathy Duff, Roz Frohloff and Scott Henschen

**LOST 2/5**

##### **RESOLUTION 2021/228**

Moved: Cr Kathy Duff

Seconded: Cr Scott Henschen

That South Burnett Regional Council notes the proposal put forward by Southern Queensland Country Tourism and advise that for the 2021 – 2022 financial year, Council will not be making a financial contribution to the association for membership.

In Favour: Crs Brett Otto, Gavin Jones, Kathy Duff, Roz Frohloff and Scott Henschen

Against: Crs Danita Potter and Kirstie Schumacher

**CARRIED 5/2**

#### **16 NOTICES OF MOTION**

Nil

## 17 INFORMATION SECTION

### 17.1 LIST OF CORRESPONDENCE PENDING COMPLETION OF ASSESSMENT REPORT

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#### RESOLUTION 2021/229

Moved: Cr Kirstie Schumacher

Seconded: Cr Danita Potter

That the List of Correspondence pending completion of Assessment Report be received.

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

Against: Nil

**CARRIED 7/0**

### 17.2 DELEGATED AUTHORITY REPORTS

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#### RESOLUTION 2021/230

Moved: Cr Roz Frohloff

Seconded: Cr Danita Potter

That the Delegated Authority report be received.

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

Against: Nil

**CARRIED 7/0**

## 18 QUESTIONS ON NOTICE

Nil

#### Attendance:

At 11:59 am, Cr Schumacher having earlier informed the meeting of a declarable conflict of interest in Item 19.3, and her decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed

#### MOTION

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#### RESOLUTION 2021/231

Moved: Cr Brett Otto

Seconded: Cr Roz Frohloff

That Item 19.3 be discussed at today's meeting.

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

Against: Nil

**CARRIED 6/0**

## 19 CONFIDENTIAL SECTION

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### RESOLUTION 2021/232

Moved: Cr Danita Potter

Seconded: Cr Roz Frohloff

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*:

#### 19.1 Submission - Funding Proposal for Unpaid Rates

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.

#### 19.2 Update on the Management of Murgon Jubilee Swimming Pool

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.

#### 19.3 South Burnett Community Hospital Foundation Limited

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

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

Against: Nil

**CARRIED 6/0**

#### Attendance:

At 12:21 pm, Cr Kirstie Schumacher returned to the meeting after Item 19.3 was discussed.

At 12:21 pm, Cr Henschen having earlier informed the meeting of a declarable conflict of interest in Item 19.1, and his decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed.

At 12:21 pm, Cr Danita Potter having earlier informed the meeting of a declarable conflict of interest in Item 19.1, and her decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed.

At 12:32 pm, Cr Scott Henschen returned to the meeting after Item 19.1 was discussed.

At 12:32 pm, Cr Danita Potter returned to the meeting after Item 19.1 was discussed.

**RESOLUTION 2021/233**

Moved: Cr Brett Otto  
Seconded: Cr Danita Potter

That Council moves out of Closed Council into Open Council.

**Attendance:**

At 12:56 pm, Cr Potter, having earlier informed the meeting of a declarable conflict of interest in Item 19.1, and her decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

At 12:56 pm, Cr Henschen having earlier informed the meeting of a declarable conflict of interest in Item 19.1, and his decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

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**19.1 SUBMISSION - FUNDING PROPOSAL FOR UNPAID RATES**

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**RESOLUTION 2021/234**

Moved: Cr Roz Frohloff  
Seconded: Cr Kathy Duff

That the report be received for information.

In Favour: Crs Brett Otto, Gavin Jones, Kathy Duff, Roz Frohloff and Kirstie Schumacher

Against: Nil

**CARRIED 5/0**

**Attendance:**

At 12:56 pm, Cr Danita Potter returned to the meeting.

At 12:56 pm, Cr Scott Henschen returned to the meeting.

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**19.2 UPDATE ON THE MANAGEMENT OF MURGON JUBILEE SWIMMING POOL**

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**RESOLUTION 2021/235**

Moved: Cr Kathy Duff  
Seconded: Cr Scott Henschen

That South Burnett Regional Council review the contractual obligations of Belgravia Health and Leisure Group Inc to manage and operate Murgon Jubilee Swimming Pool.

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

Against: Nil

**CARRIED 7/0**

**Attendance:**

At 12:57 pm, Councillor Schumacher, having earlier informed the meeting of a declarable conflict of interest in Item 19.3, and her decision to voluntarily not participate in the decision on this matter, left the place at which the meeting was held, including any area for the public and stayed away while the matter was discussed and voted on.

**19.3 SOUTH BURNETT COMMUNITY HOSPITAL FOUNDATION LIMITED****RESOLUTION 2021/236**

Moved: Cr Roz Frohloff

Seconded: Cr Danita Potter

1. That for the purposes of the *Local Government Regulation 2012*, section 236(2), Council decides, by resolution, that the exception in the *Regulation* section 236(1)(b) applies to Council in the disposal of the Land and the Assets as identified in the schedule, other than by tender or auction, to the community organisation, South Bank Medical Group Limited A.C.N. 614 558 235, because:
  - (a) it is in the public interest to dispose of the Land and the Assets without a tender or auction to the community organisation, South Bank Medical Group Limited; and
  - (b) the disposal is otherwise in accordance with the sound contracting principles.
2. Council resolves, under *Local Government Act 2009*, section 257, to delegate to the chief executive officer of Council, the power under section 262(3) of the *Act*, to negotiate and agree in principle the terms and conditions of a contract for the disposal of the Land and the Assets to the community organisation, South Bank Medical Group Limited, for approval by Council.

**Schedule****(The Land and the Assets)**

The **Land** comprising:

- (a) lot 4 on SP146001;
- (b) lot 5 on SP146001; and
- (c) lot 2 on RP7925.

The **Assets** comprising all of the plant, equipment, fixtures, fittings and chattels itemised in:

- (a) the worksheet tabbed "Council" (comprising 18 asset line items) within the Excel spreadsheet document entitled "Property Listing #1 Asset Listing – Hospital August 2021", (comprising 2 active worksheets); and
- (b) each of the worksheets tabbed as follows: "Fixed Assets"; "Artwork Assets"; "Mobile Assets"; "IT Equipment" and "Small Surgical Equipment" that comprise the Excel spreadsheet document entitled "Property Listing #2 Hospital Asset Count – 3 September 2021".

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

Against: Nil

**CARRIED 6/0**

**Attendance:**

At 12:58 pm, Cr Kirstie Schumacher returned to the meeting.

## **20 CLOSURE OF MEETING**

The Meeting closed at 12:58pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 24 November 2021.

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CHAIRPERSON