



SOUTH BURNETT

REGIONAL COUNCIL

MINUTES

**Ordinary Council Meeting
Wednesday, 21 August 2024**

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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, 21 AUGUST 2024 AT 9.00AM**

PRESENT:**Councillors:**

Mayor Kathy Duff, Cr Jane Erkens, Cr Linda Little, Cr Danita Potter, Cr Deb Dennien, Cr Heath Sander, Cr Ros Heit (via Teams)

Council Officers:

Mark Pitt (Chief Executive Officer), Aaron Meehan (General Manager Infrastructure), Leanne Petersen (Acting General Manager Liveability), Kerri Anderson (Acting General Manager Finance & Corporate), Helen Floyd (Executive Assistant), Lynelle Paterson (Coordinator Executive Services), Kristy Miatt (Executive Assistant Communications), Leo Jensen (Manager Environment & Planning), Kevin Searle (Manager Works), Debra Moore (Manager Community & Lifestyle)

1 OPENING

The meeting opened at 9.06am.

2 LEAVE OF ABSENCE / APOLOGIES

Susan Jarvis (General Manager Finance & Corporate)

3 PRAYERS

A representative of Barambah Ministers Association, Chris Downes offered prayers for Council and for the conduct of the Council meeting.

4 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

5 DECLARATION OF INTEREST

I, Cr Heath Sander, have a declarable conflict of interest in Item **14.16 Sublease – Barambah Dragons Inc.** This declarable conflict of interest arises because my wife and I manage Bjelke-Petersen Dam.

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

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

Attendance

At 9.15am Cr Heath Sander left the meeting.

DECLARATION OF INTEREST - STAY IN MEETING

RESOLUTION 2024/75

Moved: Cr Danita Potter

Seconded: Cr Linda Little

That Council resolve that Cr Heath Sander has a declarable conflict of interest in the matter and notwithstanding the conflict, Cr Heath Sander may participate in the matter, discuss and vote upon it.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Ros Heit

Against: Nil

CARRIED 6/0

Attendance

At 9:16am, Cr Heath Sander returned to the meeting.

At 9.21am, Lynelle Paterson left the meeting.

6 DEPUTATIONS/PETITIONS

Nil

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 MINUTES OF THE COUNCIL MEETING HELD ON 17 JULY 2024

RESOLUTION 2024/76

Moved: Cr Jane Erkens

Seconded: Cr Linda Little

That the Minutes of the Council Meeting held on 17 July 2024 be received and the recommendations therein be adopted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

8 NOTICES OF MOTION

Nil

9 COUNCILLOR DIVISIONAL UPDATES

All Councillors provided a divisional update.

Attendance

At 9.44am GM Aaron Meahan left the meeting.

At 9.47am GM Aaron Meahan returned to the meeting.

At 9.48am Kristy Miatt left the meeting.

At 9.50am Lynelle Paterson entered the meeting.

At 9.52am Lynelle Paterson left the meeting.

9.1 REGIONAL UNIVERSITY STUDY HUB

RESOLUTION 2024/77

Moved: Cr Danita Potter

Seconded: Cr Linda Little

1. That South Burnett Regional Council in partnership with Cherbourg Aboriginal Shire Council form a working group with the aim to establish a community led board to develop and attract Regional University Study Hubs; and
2. That South Burnett Regional Council in partnership with Cherbourg Aboriginal Shire Council and the Community Board submit an application for the Regional University Study Hubs to be established through Cohort 5 application process.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

10 BUSINESS OUTSTANDING

10.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

RESOLUTION 2024/78

Moved: Cr Heath Sander

Seconded: Cr Jane Erkens

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

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

11 EXECUTIVE SERVICES

11.1 AUSTRALIA DAY AWARDS CEREMONY - NOMINATION FORMS AND LOCATION

RESOLUTION 2024/79

Moved: Cr Jane Erkens

Seconded: Cr Deb Dennien

That the:

1. South Burnett Regional Council 2025 Nomination Forms be approved;
2. The South Burnett Australia Day Awards Judging Guidelines be approved; and
3. The Location of Australia Day Awards Ceremony be held at the Blackbutt Townhall on Saturday 25 January 2025 at 3.00pm.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

11.2 CHRISTMAS CLOSEDOWN AND STAFF CHRISTMAS FUNCTION

RESOLUTION 2024/80

Moved: Cr Jane Erkens

Seconded: Cr Deb Dennien

That South Burnett Regional Council:

1. hold a family function in November 2024 for staff and their immediate families to attend on a Saturday lunch event 12pm – 4pm, at Kingaroy, and form a staff organising committee.
2. offices will generally be closed from 3pm Tuesday, 24 December 2024 and re-open on Thursday, 2 January 2025 with on-call and emergency staff to be rostered on over this period.
3. shut outdoor Council services (Field staff) from Friday, 20 December 2024 and begin operations on Monday 6th January 2025.
4. key skeleton staff are rostered on to undertake On-call and emergency work where required during the Christmas Closedown period until Friday 3 January 2025.
5. Parks staff and 1 Tourism staff member will be required to work as advised through the Christmas period except for Public Holidays.
6. Council will advise employees to use leave accrued leave entitlements (e.g. annual leave, TOIL, RDO's) during this period with TOIL and RDO's being used in the first instance.
7. The operating hours for the region's Visitor Information Centres over the Christmas / New Year period are outlined below: - (at least 1 staff member is required to work during this period in case the volunteers need help)

<p>Kingaroy Visitor Information Centre <i>(Accredited)</i></p>	<p>Hours: Mon-Fri 9:00am to 4:00pm Sat-Sun 9:00am to 1:00pm Closed - Christmas Day, Boxing Day, New Year's Day</p>
<p>Murgon Visitor Information Centre <i>(Unaccredited)</i></p>	<p>Hours: Mon-Fri 9:00am to 2:00pm Sat 9:00 to 12:00 Sun Closed Closed - Christmas Day, Boxing Day, New Year's Day</p>
<p>Nanango Visitor Information Centre <i>(Accredited)</i></p>	<p>Hours: Mon-Fri 9:00am to 4:00pm Sat 9:00am to 1:00pm Sun Closed Closed - Christmas Day, Boxing Day, New Year's Day</p>
<p>Wondai Visitor Information Centre <i>(Accredited)</i></p>	<p>Hours: Mon-Fri 9:00am to 4:00pm Sat - Sun 9:00am to 1:00pm Closed - Christmas Day, Boxing Day, New Year's Day</p>

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12 FINANCE & CORPORATE

12.1 ADOPTION OF THE SOUTH BURNETT REGIONAL YOUTH COUNCIL POLICY - STRATEGIC029

RESOLUTION 2024/81

Moved: Cr Danita Potter

Seconded: Cr Deb Dennien

That the South Burnett Regional Youth Council Policy – Stategic029 be adopted as presented.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.2 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL RECOGNITION OF SERVICE POLICY - STRATEGIC012

RESOLUTION 2024/82

Moved: Cr Linda Little
 Seconded: Cr Deb Dennien

That the South Burnett Regional Council Recognition of Service Policy – Strategic012 be adopted as presented.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

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

RESOLUTION 2024/83

Moved: Cr Linda Little
 Seconded: Cr Danita Potter

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

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.4 ADOPTION OF THE SOUTH BURNETT REGIONAL COUNCIL DEALING WITH A COMPLAINT INVOLVING THE CHIEF EXECUTIVE OFFICER POLICY - STATUTORY054

RESOLUTION 2024/84

Moved: Cr Jane Erkens
 Seconded: Cr Deb Dennien

That the South Burnett Regional Council Dealing with a complaint involving the Chief Executive Officer Policy – Statutory054 be adopted as presented.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.5 NOTICE TO RECEIVE SOUTH BURNETT REGIONAL COUNCIL - INFRASTRUCTURE QUALITY POLICY - STATUTORY029

RESOLUTION 2024/85

Moved: Cr Linda Little
 Seconded: Cr Heath Sander

That the South Burnett Regional Council Infrastructure Quality Policy – Statutory029 be received.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.6 MONTHLY FINANCIAL INFORMATION

RESOLUTION 2024/86

Moved: Cr Danita Potter
 Seconded: Cr Linda Little

That the monthly Financial Report including Capital Works and Works for Queensland (W4Q4) as at 31st July 2024 be received and noted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.7 QUEENSLAND AUDIT OFFICE - 2024 INTERIM MANAGEMENT REPORT FOR SOUTH BURNETT REGIONAL COUNCIL

RESOLUTION 2024/87

Moved: Cr Ros Heit
 Seconded: Cr Heath Sander

That subject to Section 213 of the *Local Government Regulation 2012*, South Burnett Regional Council receives the 2024 Interim Management Report from the Auditor-General detailing the observation report of South Burnett Regional Council’s financial statements as presented for consideration.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

12.8 SOUTH BURNETT REGIONAL COUNCIL OPERATIONAL PLAN 2023/2024 4TH QUARTER REVIEW

RESOLUTION 2024/88

Moved: Cr Ros Heit
Seconded: Cr Linda Little

That the South Burnett Regional Council Operational Plan 2023/2024 4th Quarter Review be adopted as presented.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

ADJOURN MORNING TEA

RESOLUTION 2024/89

MOVED: CR JANE ERKENS
SECONDED: CR DANITA POTTER

THAT THE MEETING ADJOURN FOR MORNING TEA AT 10.29AM.

IN FAVOUR: CRS KATHY DUFF, JANE ERKENS, LINDA LITTLE, DANITA POTTER, DEB DENNIEN, HEATH SANDER AND ROS HEIT

AGAINST: NIL

CARRIED 7/0

RESUME MEETING

RESOLUTION 2024/90

MOVED: CR DANITA POTTER
SECONDED: CR DEB DENNIEN

THAT THE MEETING RESUME AT 11.00AM.

IN FAVOUR: CRS KATHY DUFF, JANE ERKENS, LINDA LITTLE, DANITA POTTER, DEB DENNIEN AND HEATH SANDER

AGAINST: NIL

CARRIED 6/0

ATTENDANCE

AT 11.01AM DEBRA MOORE ENTERED THE MEETING.

13 INFRASTRUCTURE

13.1 SBRC 2324_10 CIVIL CONSTRUCTION SURVEYOR SERVICES - PREFERRED SUPPLIER ARRANGEMENT

RESOLUTION 2024/91

Moved: Cr Danita Potter
 Seconded: Cr Ros Heit

That South Burnett Regional Council accept the tender from O'Reilly Nunn Favier (ONF) as the tier one (1) contractor for supply and delivery of Civil Construction Surveyor Services for a period of twenty-four (24) months with a fixed period of twelve (12) months for rates and prices.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

13.2 MINUTES OF THE TRAFFIC ADVISORY COMMITTEE MEETING HELD 20 JUNE 2024

RESOLUTION 2024/92

Moved: Cr Linda Little
 Seconded: Cr Jane Erkens

That the South Burnett Regional Council receive and note the attached minutes and recommendation of the Traffic Advisory Committee meeting held on 20 June 2024.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

Attendance

At 11.10am Leo Jensen entered the meeting.

13.3 APPLICATION FOR TEMPORARY ROAD CLOSURE OF A SECTION OF DUGDELL ROAD WENGENVILLE WHICH ADJOINS LOT 67 FY558 AND LOT 11 FY686

RESOLUTION 2024/93

Moved: Cr Deb Dennien
 Seconded: Cr Danita Potter

1. That South Burnett Regional Council advise the applicant that:
 - (a) It will support the request for a temporary road closure of the unmaintained section of Dugdell Road, Wengenville which adjoins Lot 67 FY558 and Lot 11 FY686. Due to the following reason:
 - i While the long-term usage of the section of road reserve is unknown, a temporary road closure enables the applicant to utilise the land whilst still allowing for future infrastructure potential.

- (b) Should the Department of Resources approve the proposed temporary road closure, that there be no cost to Council associated with the temporary 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 temporary road closure.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

14 LIVEABILITY

14.1 PROSTON DIP AND YARD

RESOLUTION 2024/94

Moved: Cr Heath Sander

Seconded: Cr Linda Little

That South Burnett Regional Council:

Call for Tenders for leasing of the Clearing Dip and Salesyards at Proston being Lease A in Lot 101 on SP199035, noting that:

- (a) The facilities are offered for lease ‘as is, where is’ condition;
- (b) Tenderers will be advised to undertake their own investigations to the current conditions of the facility and any capital or repair maintenance expenses required to ensure compliance with the Work Health and Safety Act 2011 and Australian standards for livestock loading/unloading ramps AS45340:2020;
- (c) All capital and operational improvements will be the responsibility of the lessee without contribution from Council; and
- (d) It is expected that the successful tenderer entity will have the necessary skills and experience to manage the facilities including the cattle dips, undertake repairs and maintenance as necessary and appropriate skills and industry experience in livestock management, with appropriate insurances to indemnify Council from any liability.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

14.2 SYSTEMATIC DOG INSPECTION

RESOLUTION 2024/95

Moved: Cr Danita Potter
 Seconded: Cr Linda Little

That South Burnett Regional Council resolves to:

1. Note the findings and recommendations outlined in the officer’s report.
2. Commend those pet owners who cooperated with Council’s officers during the inspection program.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

Attendance

At 11.17am GM Aaron Meahan left the meeting
 At 11.24am GM Aaron Meahan returned to the meeting.

14.3 DOG REGISTRATIONS 2023/2024

RESOLUTION 2024/96

Moved: Cr Linda Little
 Seconded: Cr Danita Potter

That South Burnett Regional Council resolves to:

1. Pursue outstanding 2023/2024FY unpaid dog registration fees into the 2024/2025FY renewals to be issued in September 2024.
2. Amend the procedure of dog registration requirements, requiring dogs to be microchipped before being registered with Council, in accordance with State legislation.
3. Note the findings and preferred recommendation outlined in the report about unmicrochipped dogs and implement reduced fee microchipping days across the region to encourage an enhanced awareness of responsible pet ownership during the period September to December 2024.
4. That Council investigate funding and partnership opportunities to assist and encourage dog and cat owners to desex their animals.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

Attendance

At 11:42 am, Cr Ros Heit left the meeting.

14.4 AMENDMENT TO FEES & CHARGES 2024/2025

RESOLUTION 2024/97

Moved: Cr Jane Erkens
 Seconded: Cr Danita Potter

That South Burnett Regional Council amend its 2024/25 Register of Fees and Charges:

1. to delete the Agents Cancellation of Sales Fee
2. to amend the Hall Hire Opt-in Cleaning Fee

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.5 ACCESS LICENCE - LOT 2 ON RP27660 AND MOUNTAIN VIEW LANE

RESOLUTION 2024/98

Moved: Cr Danita Potter
 Seconded: Cr Deb Dennien

That the matter be lifted from the table.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

RESOLUTION 2024/99

Moved: Cr Heath Sander
 Seconded: Cr Deb Dennien

That South Burnett Regional Council:

1. Enter an Access Licence for Part of Lot 2 on RP27660 and the remaining unmade section of Mountain View Lane with Ergon Energy Corporation Limited for a term of 10 years.
2. 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 the access licence with Ergon Energy Corporation Limited on terms considered satisfactory to Council.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.6 VANDALISM AND DAMAGE TO MEMORIAL PARK KINGAROY

RESOLUTION 2024/100

Moved: Cr Danita Potter
 Seconded: Cr Linda Little

That South Burnett Regional Council:

1. Progress the repairs to the Kingaroy Memorial Park playground equipment, soft-fall and shade structure and install additional lighting and CCTV to improve community safety and reduce vandalism.
2. Reallocation building capital budget of \$223,405 from the existing 24/25 program and allocation \$51,595 from the Building Restricted Cash.
3. Consider funding of \$150,000 in the 25/26 capital expenditure budget to replace playground equipment that is at end of life, some of which has already been removed from site.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.7 MATERIAL CHANGE OF USE - HIGH IMPACT INDUSTRY (WOODEN & LAMINATED PRODUCT MANUFACTURING) AND ENVIRONMENTALLY RELEVANT ACTIVITY (ERA) 48(1)(A) AT 2-30 KEMP STREET WONDAL (AND DESCRIBED AS LOT 106 ON SP331010). APPLICANT: PARKSIDE BUILDING SUPPLIES PTY LTD C/- BRAZIER MOTTI PTY LTD

RESOLUTION 2024/101

Moved: Cr Heath Sander
 Seconded: Cr Linda Little

That Council approve the application for a Material Change of Use – Development Permit for a High Impact Industry (Wooden and Laminated Product Manufacturing) and Environmentally Relevant Activity (ERA) 48(1)(a) at 2-30 Kemp Street, Wondal (and described as Lot 106 on SP331010), subject to conditions and recommendations contained herein.

GENERAL

GEN1. The development must be completed and maintained generally in accordance with the approved plans and documents and any amendments arising through conditions to this development approval:

Drawing Title	Prepared by	Ref. No.	Rev.	Date
Proposed 2024 Site Development Parkside Wondal	Oz-Tac Engineering	Sheet 1 of 9	A	8/3/24
Site Plan	Oz-Tac Engineering	Sheet 2 of 9	A	8/3/24
Site Crossovers	Oz-Tac Engineering	Sheet 3 of 9	A	8/3/24
Site Development Overview	Oz-Tac Engineering	Sheet 4 of 9	A	8/3/24
New Glue Line Building / Office and Amenities	Oz-Tac Engineering	Sheet 5 of 9	A	8/3/24
Glue Line Building with Equipment	Oz-Tac Engineering	Sheet 6 of 9	A	8/3/24

Building Layout with Equipment	Oz-Tac Engineering	Sheet 7 of 9	A	8/3/24
Racker and Stacker Building	Oz-Tac Engineering	Sheet 8 of 9	A	8/3/24
Glue Line Car Park and Office / Amenities	Oz-Tac Engineering	Sheet 9 of 9	A	8/3/24

Document Title	Prepared By	Ref. No.	Re v	Date
Site Based Management Plan	Range Environmental Consultants	J001401	3	21/2/24

DEVELOPMENT PERIOD – MCU

MCU1. The currency period for this development approval for a Material Change of Use (High Impact Industry) is six (6) years after the development approval starts to have effect.

PARTICULAR USE

MCU2. This Development Permit is for a High Impact Industry (Wooden and Laminated Product Manufacturing) as stated and as shown on the Approved Plans and does not imply or comprise an approval for any other use(s).

SITE OPERATIONS

MCU3. The carrying out of the operations of the High Impact Industry (Wooden and Laminated Product Manufacturing) on site is to be in accordance with the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

Timing – At all times.

REFUSE COLLECTION

MCU4. Provision must be made for the storage and removal of refuse in accordance with the *Waste Reduction and Recycling Regulation 2011*.

MCU5. Any areas that are dedicated for the collection and/or storage of solid waste on the premises are to be:

- (a) level;
- (b) provided with impervious hard stand and drained; and
- (c) if facing either the street frontage or adjoining properties, screened by a 1.8m high fence around the full perimeter.

MCU6. Refuse bin areas are to be provided for the washing out of the refuse bins and in connection with this:

- (a) all tap outlets must be fitted with backflow prevention devices;
- (b) the floor areas are to be drained to sewer; and
- (c) areas are to be covered and drainage designed such that water not associated with the washing out process (e.g. rainfall) does not enter the sewer.

REGULATED WASTE DISPOSAL

MCU7. All regulated waste is to be stored indoors and removed from site by a licensed Regulated Waste Contractor as outlined in the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

WOOD SHAVINGS AND WOOD OFFCUTS DISPOSAL

MCU8. The disposal of wood shavings and wood offcuts is to be carried out in a manner that does not cause material or serious harm to soil or water / air quality and in accordance with the management actions in the Site Based Management Plan, Revision 3, dated 21

February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

MANUFACTURING PROCESSES

MCU9. All timber manufacturing and glulam production processes are to be undertaken strictly indoors of the Glue Line Building and carried out in a manner that minimises noise, air, odour or light emissions from the site and in accordance with the management actions in the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

STORAGE OF HAZARDOUS CHEMICALS

MCU10. The storage of all hazardous chemicals is to be within the climate-controlled bunded rack within the Glue Line Building as depicted on 'Building Layout with Equipment' Drawing, Sheet 7 of 9, Revision A (Reference No. OZ-WON-24-03-01), prepared by Oz-Tac Engineering.

MCU11. Implement and maintain management actions for the storage of hazardous chemicals and dangerous goods in a manner that does not cause environmental harm and in accordance with the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

SPILL AND LEAKS PREVENTION

MCU12. Implement and maintain spill and leaks prevention management actions in a manner that does not cause material or serious harm to soil or water / air quality and in accordance with the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

FUEL STORAGE AND REFUELLING

MCU13. The storage of fuel on site and the refuelling of plant and equipment on site is not permitted.

LIGHTING

MCU14. All outdoor lighting must be designed, installed, operated and maintained to comply with the requirements of AS4282 – *Control of the obtrusive effects of outdoor lighting*.

LANDSCAPING

MCU15. A minimum 3.0m wide strip of landscaping is to be provided to the front boundary of the site along Kemp Street for the full extent of car parking.

MCU16. The site is to be landscaped in accordance with Planting Guidelines – Helping South Burnett Residents Select Appropriate Plans. The landscape buffer is to improve visual amenity or to reduce noise/dust by planting in at least 2 rows.

FENCING

MCU17. Existing boundary fencing to be maintained.

STREET NUMBERING

MCU18. Provide clear and legible signage incorporating the street number for the benefit of the public and must include contact phone number/s of the operator of the storage facility. Signage and numbering must be installed on the premises prior to Commencement of Use.

HOURS OF OPERATION

MCU19. Hours of operation for the development are 7.00am to 5.30pm Monday to Friday (excluding public holidays).

Wooden and laminated product manufacturing is limited to the hours of 7.00am to 3.30pm Monday to Friday (excluding public holidays) in accordance with the Site Based Management Plan, Revision 3, dated 21 February 2024 and prepared by Range Environmental Consultants, as referenced at Condition GEN1.

ENVIRONMENTAL HARM

MCU20. The *Environmental Protection Act 1994* (EP Act) states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm.

Environmental harm includes environmental nuisance. In this regard persons and entities involved in the civil, earthworks, construction and operational phases of this development are to adhere to their 'general environmental duty' to minimise the risk of causing environmental harm. Environmental harm is defined by the EP Act as any adverse effect, or potential adverse effect (whether temporary or permanent and of whatever magnitude, duration or frequency) on an environmental value, and includes environmental nuisance.

Therefore, no person should cause any interference with the environment or amenity of the area by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit, sediment, oil or otherwise, or cause hazards likely in the opinion of the Administering Authority to cause undue disturbance or annoyance to persons or affect property not connected with the use.

ENVIRONMENTALLY RELEVANT ACTIVITY

MCU21. The following Environmental Authority: Reference No. P-EA-100669267 takes effect on the date that the related approval (MCU23/0025) takes effect. Within 20 business days of the Environmental Authority taking effect, the administering authority must be given written notice of the occurrence. Prior to the commencement of the activity, the administering authority must be given written notice of the proposed date of commencement.

ENGINEERING WORKS

ENG1. Complete all works approved and works required by conditions of this development approval and/or any related approvals at no cost to Council, prior to commencement of the use unless stated otherwise.

ENG2. Undertake Engineering designs and construction in accordance with the Planning Scheme, Council's standards, relevant design guides, and Australian Standards.

ENG3. Be responsible for the full cost of any alterations necessary to electricity, telephone, water mains, sewer mains, stormwater drainage systems or easements and/or other public utility installations resulting from the development or from road and drainage works required in connection with the development.

LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS

ENG4. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted on during construction of the development.

ENG5. Repair all damages incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damages immediately upon completion of works associated with the development.

STORMWATER MANAGEMENT

- ENG6. Provide stormwater management generally in accordance with the Preliminary Stormwater Management Report prepared by ATC Engineers & Project Managers, Revision 2.0, dated 2 May 2024, subject to detailed design and except as altered by conditions of this development approval.
- ENG7. Ensure that adjoining properties and roadways are protected from ponding or nuisance from stormwater as a result of any site works undertaken as part of the proposed development.
- ENG8. Discharge all minor storm flows that fall or pass onto the site to the lawful point of discharge in accordance with the Queensland Urban Drainage Manual (QUDM).

WATER SUPPLY

- ENG9. Connect the development to Council's reticulated water supply system via a single connection.

SEWERAGE

- ENG10. Connect the development to Council's reticulated sewerage system via a single connection. The connection must be designed in accordance with Council's standards and be approved by Council's Utility Services Section.

Comment: For clarity, only one connection point is permitted for the whole development.

- ENG11. Actual connection to Council's live sewerage infrastructure must be undertaken by or under the supervision of Council.
- ENG12. Do not build works within 1.5 metres from the centre of any existing sewer pipework or within the Zone of Influence, whichever is the greater (measured horizontally).
- ENG13. Maintain a minimum of a 3 metre wide corridor to be maintained for maintenance/upgrade purposes.
- ENG14. Ensure that a clear level area of a minimum of a 2.5 metre radius surrounding any existing sewer manholes on the site is provided for future maintenance/upgrade purposes.
- ENG15. The above minimum clearances to Council's sewer infrastructure do not preclude the need for works to proposed structures to prevent loading to the sewer system.

SEWER EXTENSION

- ENG16. Design and construct a main extension to service the whole of the proposed development that connects to Council's existing gravity sewer network. The location, design, and connection point shall be agreed to Council prior to an Operational Work application being submitted for its construction.

Comment: This condition is imposed pursuant to Section 145 of the *Planning Act 2016*.

PARKING AND ACCESS - GENERAL

- ENG17. Design all light vehicle access driveways, circulation driveways, parking aisles and car parking spaces in accordance with Australian Standard 2890.1 – Parking Facilities – Off Street Car Parking, with manoeuvring for a B99 vehicle.
- ENG18. Design and construct all manoeuvring, driveway and parking areas with a dust suppressive gravel.

-
- ENG19. Provide a minimum of 42 car parking spaces including a minimum of one person with disability (PWD) car parking spaces. Access to carparks shall be via an internal road. Carparks shall not be accessed directly via a Council road.
- ENG20. Design & construct all PWD car parking spaces in accordance with AS2890.6.
- ENG21. Provide vehicle bollards or tyre stops to control vehicular access and to protect landscaping or pedestrian areas where appropriate.
- ENG22. Line mark or otherwise delineate the car park aisles and driveways within the development with directional arrows on the pavement to enable all vehicles to enter and leave the site in a forward gear.
- ENG23. Ensure access to car parking spaces, vehicle loading and manoeuvring areas and driveways remain unobstructed and available for their intended purpose during the hours of operation.
- ENG24. Maintain dust suppression treatment to all internal roadways, and vehicle manoeuvring areas ensuring not to have an adverse impact on adjoining properties.
- ENG25. In the event that bona fide complaints are received by Council in relation to dust emissions produced from the site, Council reserves the right to require the applicant to provide either concrete, asphalt, or bitumen seal to heavy vehicle manoeuvring areas.

PARKING AND ACCESS - SERVICING

- ENG26. Design all access driveways, circulation driveways and the like with a layout that accommodates the turning movements of a B-Double, and ensure that all vehicles are able to enter and exit the site in a forward direction.

VEHICLE ACCESS

- ENG27. Construct heavy duty vehicle crossovers between the property boundary and the edge of the Burrows Street/Kemp Street road pavement, generally in accordance with IPWEAQ Std Dwg RS-051, Rev F. Ensure that crossover with and splay is designed to accommodate turning movements of B-Double vehicle, generally as shown on ATC Engineers & Project Managers Dwg B-101 A. Culverts shall be constructed through the table drain where required.
- ENG28. Construct any new crossovers such that the edge of the crossover is no closer than 1 metre to any existing or proposed infrastructure, including any stormwater gully pit, manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).

ELECTRICITY AND TELECOMMUNICATION

- ENG29. Connect the development to electricity and telecommunication services.

EARTHWORKS - GENERAL

- ENG30. Earthworks per site involving cut or fill with a nett quantity of material greater than 50m³, requires an Operational Work application.

EROSION AND SEDIMENT CONTROL - GENERAL

- ENG31. Ensure that all reasonable actions are taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.

ENG32. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

ADVICE HERITAGE

ADV1. This development approval does not authorise any activity that may harm Aboriginal Cultural Heritage. Under the Aboriginal Cultural Heritage Act 2003 you have a duty of care in relation to such heritage. Section 23(1) provides that "A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage." Council does not warrant that the approved development avoids affecting Aboriginal Cultural Heritage. It may therefore be prudent for you to carry out searches, consultation, or a Cultural Heritage assessment to ascertain the presence of Aboriginal Cultural Heritage. The Act and the associated duty of care guidelines explain your obligations in more detail and should be consulted before proceeding. A search can be arranged by visiting <https://www.datsip.qld.gov.au> and filling out the Aboriginal and Torres Strait Islander Cultural Heritage Search Request Form.

APPEAL RIGHTS

ADV2. Attached for your information is a copy of Chapter 6 of the Planning Act 2016 in regard to Appeal Rights.

INFRASTRUCTURE CHARGES

ADV3. Infrastructure Charges are now levied by way of an Infrastructure Charges Notice, issued pursuant to section 119 of the *Planning Act 2016*.

ADV4. Council is offering a reduction infrastructure charges payable through the development incentive scheme, which is available between 1 December 2020 and 31 December 2025.

Eligible development under this scheme is required to be completed by 31 December 2025. For further information or an application form please refer to the rules and procedures available on Council's website.

REFERRAL AGENCIES

ADV5. Referral Agencies provided responses to the proposed development and attached to the Development Permit.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.8 DELEGATED AUTHORITY REPORTS (1 JULY 2024 TO 31 JULY 2024)

RESOLUTION 2024/102

Moved: Cr Linda Little
Seconded: Cr Danita Potter

That the Delegated Authority report, for the month of July 2024 be received.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.9 LIST OF CORRESPONDENCE PENDING COMPLETION OF ASSESSMENT REPORT

RESOLUTION 2024/103

Moved: Cr Deb Dennien
Seconded: Cr Linda Little

That South Burnett Regional Council receive and note the List of correspondence pending completion of assessment report as of 31 July 2024 be received.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.10 MEMERAMBI WASTE TRANSFER FACILITY - ACCESS OPTIONS

RESOLUTION 2024/104

Moved: Mayor Kathy Duff
Seconded: Cr Heath Sander

That South Burnett Regional Council resolves to:

1. Implement a trial period of up to three (3) months of 24/7 accessibility to the Memerambi Waste Transfer Facility, on the basis that should the unimpeded access be abused by users through the unlawful dumping of waste streams and undertaking other activities not permitted at the facility (eg scavenging);
2. Delegate to the Chief Executive Officer (or delegate) the authority to revert back to restricted opening times prior to the trial commencing, should the facility be abused as identified in item 1 above.
3. Seek quotes for the design and installation of an electronic gated system at the Memerambi Waste Transfer Facility to manage future accessibility to the facility.

4. Bring forward the gate installation in the 10 year Waste Management Capital program to the 2024/25FY, with an allocation of \$40,000 being identified for this initiative.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.11 COSTING FOR KERBSIDE PICKUP HIVESVILLE

RESOLUTION 2024/105

Moved: Cr Jane Erkens
 Seconded: Cr Danita Potter

That South Burnett Regional Council resolves to:

1. Authorise the Chief Executive Officer (or delegate) to consult with the Hivesville Community Progress Association to gauge interest in the proposed kerbside pick-up and to arrange local volunteers to help local residents to bring any unwanted goods or wastes to the kerbside for collection at future dates to be determined.
2. Undertake a one-off kerbside waste collection for residents in Hivesville that will span over a two (2) day period to allow for the picking up of different waste streams – bulky and general waste items (Day 1) and green waste (Day 2).
3. List for its Quarterly 1 budget review process, sufficient operational funds (up to \$30,000) to undertake the kerbside clean-up for the Hivesville village area by Council personnel, where possible.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.12 REGIONAL ECONOMIC FUTURES FUND

RESOLUTION 2024/106

Moved: Cr Danita Potter
 Seconded: Cr Jane Erkens

That South Burnett Regional Council is committed to the delivery of the South Burnett Industrial Circular Economy Precinct project and acknowledges responsibility for any funding shortfall if costs or other contributors change during the project.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.13 APPLICATION FOR FUNDING UNDER THE QUEENSLAND FERAL PEST INITIATIVE - ROUND 8 (B) - FERAL PIG MANAGEMENT

RESOLUTION 2024/107

Moved: Cr Heath Sander

Seconded: Cr Linda Little

That South Burnett Regional Council endorse an application for funding under the Queensland Feral Pest Initiative – Round 8 (B) – Feral Pig Management.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 12.11pm GM Aaron Meahan left the meeting.

14.14 REQUEST FOR FUNDING BY SOUTH BURNETT SAINTS AFC INC. FOR NEW CHANGE ROOM.

RESOLUTION 2024/108

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That South Burnett Regional Council

1. Refund the cost of the Certificate Exemption for material change of use.
2. Council to budget up to twenty-five thousand dollars from the 24/25 Operational Budget towards the South Burnett Saints Australian Football Club Inc, should the Club fall short in funding the capital upgrades.
3. Delegate to the CEO the option to reassess if required.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 12.13pm GM Aaron Meahan returned to the meeting.

14.15 LICENCE TO OCCUPY - WOOROLIN LIONS CLUB INC.

RESOLUTION 2024/109

Moved: Cr Linda Little

Seconded: Cr Deb Dennien

That South Burnett Regional Council:

1. In accordance with *section 236(1)(b)(ii)* of the *Local Government Regulation 2012* applies to the disposal of a valuable non-current asset by way of entering a Deed of Licence to Occupy for Area A, B & C within Lot 3 on SP125007 for the railway building and two static thresher displays to the Wooroolin Lions Club Inc. for a term of 5 years.
2. Pursuant to *section 257(1)(b)* of the *Local Government Act 2009*, South Burnett Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the Deed of Licence to Occupy with the Wooroolin Lions Club Inc. on terms and conditions considered satisfactory to Council.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.16 SUBLEASE - BARAMBAH DRAGONS INC

RESOLUTION 2024/110

Moved: Cr Heath Sander

Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. In accordance with *section 236(1)(b)(ii)* of the *Local Government Regulation 2012* applies to the disposal of a valuable non-current asset by way of entering a sublease for part of Lot 15 on SP104355 to the Barambah Dragons Inc. for a term of 10 years pending approval from the Minister administering the *Land Act 1994*.
2. Pursuant to *section 257(1)(b)* of the *Local Government Act 2009*, South Burnett Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the sublease with the Barambah Dragons Inc. on terms and conditions considered satisfactory to Council and in alignment with the *Land Act 1994* and the prescribed terms with the *Land Regulation 2020*.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.17 MINUTES OF THE ARTS, CULTURE AND HERITAGE ADVISORY COMMITTEE

RESOLUTION 2024/111

Moved: Cr Danita Potter
 Seconded: Cr Jane Erkens

That the minutes of the Art, Culture and Heritage Advisory Committee meetings be received:

1. Meeting Minutes June 2024; and
2. Meeting Minutes August 2024

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

RESOLUTION 2024/112

Moved: Cr Danita Potter
 Seconded: Cr Jane Erkens

That South Burnett Regional Council amend the Arts, Culture and Heritage Advisory Committee Policy, Section 3.2 Membership as per the following recommendations from the committee minutes:

- Remove bullet point 1 – a maximum of six (6) representatives from service providers/agencies or organisations who have expertise and experience in the provisions of arts, cultural and heritage in the region’;
- Amend bullet point 2 – amend **from** ‘a maximum of two (2) community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’ **to** ‘community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.18 PROPOSAL FOR RINGSFIELD HOUSE ART AND CRAFT GALLERY

RESOLUTION 2024/113

Moved: Cr Jane Erkens
 Seconded: Cr Linda Little

That South Burnett Regional Council delegates the Chief Executive Officer to meet with the advisory group and community groups and discuss options for the use of Ringsfield House for community with the creation of an art gallery and exhibitions.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

14.19 SUMMARY OF MCCAULEY WEIR TRIAL

RESOLUTION 2024/114

Moved: Cr Jane Erkens
 Seconded: Cr Danita Potter

That South Burnett Regional Council:

1. Continue the trial period for a further 6 months;
2. Investigate the cost to freehold the operational reserve and repurpose it to public use;
3. Investigate the purchase of temporary traffic lights and allocate funding in the 1st quarter 24/25 budget review; and
4. Investigate costs for construction of appropriate public facilities and site clean-up, and present findings for consideration in the 2025/26 financial year budget.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

ADJOURN FOR LUNCH

RESOLUTION 2024/115

Moved: Cr Jane Erkens
 Seconded: Cr Linda Little

That the meeting adjourn for lunch at 12.31pm.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

RESUME MEETING

RESOLUTION 2024/116

Moved: Cr Jane Erkens

Seconded: Cr Deb Dennien

That the meeting resume at 1.32pm.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 1.32pm Kevin Searle (Manager Works) entered the meeting.

15 QUESTIONS ON NOTICE

15.1 QUESTION ON NOTICE - DISASTER RESILIENCE FUNDING

RESOLUTION 2024/117

Moved: Cr Danita Potter

Seconded: Cr Jane Erkens

That the response to the question regarding Disaster Resilience Funding raised by Councillor Danita Potter be received and noted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.2 MAGPIE RELOCATION

RESOLUTION 2024/118

Moved: Cr Danita Potter

Seconded: Cr Deb Dennien

That the response to the question regarding What was the cost last year for Magpie Relocation raised by Councillor all Councillors be received and noted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.3 QUESTION ON NOTICE - SPECIAL CHARGE - ANNUAL IMPLEMENTATION PLAN

RESOLUTION 2024/119

Moved: Cr Jane Erkens
 Seconded: Cr Linda Little

That the response to the question regarding special charges and annual implementation plans raised by Councillor Erkens be received and noted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.3.1 MEETING WITH INDUSTRIES

RESOLUTION 2024/120

Moved: Cr Jane Erkens
 Seconded: Cr Deb Dennien

Organise a meeting with

1. Logging industries in regards to their road impact and transport routes.
2. Main Roads to discuss the impact of traffic on the heavy vehicle by-pass in Nanango.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.3.1A RESOLUTION MURGON CHERBOURG ROAD

RESOLUTION 2024/121

Moved: Cr Heath Sander
 Seconded: Cr Deb Dennien

That SBRC advocates with TMR to dedicate the Murgon/Cherbourg Road as a state controlled road.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.3.2 PARKING SPACES FOR KINGAROY LIBRARY

RESOLUTION 2024/122

Moved: Mayor Kathy Duff
 Seconded: Cr Danita Potter

That Council implement the green bays as shown in QON 3 diagram across the South Burnett.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

15.4 QUESTIONS ON NOTICE - INFRASTRUCTURE

RESOLUTION 2024/123

Moved: Cr Danita Potter
 Seconded: Cr Deb Dennien

That the response to the questions on notice be received and noted.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

16 INFORMATION SECTION

Nil

Attendance

At 1.53pm Debra Moore left the meeting.

17 CONFIDENTIAL SECTION

RESOLUTION 2024/124

Moved: Cr Deb Dennien
 Seconded: Cr Linda Little

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*:

17.1 Proposed Delivery of Approved Damage Works for Zone 13 Unsealed Roads and Risk Mitigation Options for Currently Unapproved Flood Damage Works

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.

17.2 Proposed Delivery of Approved Flood Damage Works for Zone 12 and 13 Sealed Roads and Risk Mltigation Options for Currently Unapproved Flood Damage Works

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.

17.3 2022/2023 Outstanding Dog Registrations - Write Off

This matter is considered to be confidential under Section 254J - c 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 the local government's budget.

17.4 SBRC 2324_11 Bulk Water Treatment Chemicals

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 Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 2.42pm Lynelle Paterson entered the meeting.

At 2.45pm Lynelle Paterson left the meeting.

At 2.54pm CEO Mark Pitt left the meeting.

At 2.55pm CEO Mark Pitt entered the meeting.

At 2.58pm Cr Jane Erkens left the meeting.

At 2.59pm Cr Jane Erkens entered the meeting.

At 3.06pm GM Aaron Meahan left the meeting.

At 3.09pm GM Aaron Meahan joined the meeting.

At 3.12pm Cr Deb Dennien left the meeting.

At 3.15pm Cr Deb Dennien joined the meeting.

RESOLUTION 2024/125

Moved: Cr Danita Potter

Seconded: Cr Linda Little

That Council moves out of Closed Council into Open Council at 3.20pm.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 3.20pm Lynelle Paterson entered the meeting.

17.1 PROPOSED DELIVERY OF APPROVED DAMAGE WORKS FOR ZONE 13 UNSEALED ROADS AND RISK MITIGATION OPTIONS FOR CURRENTLY UNAPPROVED FLOOD DAMAGE WORKS

MOTION

Moved: Mayor Kathy Duff

Seconded: Cr Deb Dennien

That South Burnett Regional Council:

- Award Yesberg Earthmoving Pty Ltd (Trading as Yesberg Earthmoving Unit Trust), contract SBRCQ-23/24-52 DRFA REPA Zone 13 unsealed roads for the value of \$936,508 excl GST; and delegate to the CEO to negotiate the contract.
- Delegate to the CEO to negotiate additional scope to undertake flood repair work within zone 13 unsealed road network, related to damage sustained in Tropical Cyclone Kirrily, associated rainfall and flooding, 25 January – 26 February 2024.

In Favour: Cr Kathy Duff

Against: Crs Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

LOST 1/5

CR HEATH SANDER FORESHADOWED THE FOLLOWING MOTION:

RESOLUTION 2024/126

Moved: Cr Heath Sander

Seconded: Cr Jane Erkens

That South Burnett Regional Council:

- Award Purcell Civil & Construction contract SBRCQ-23/24-52 DRFA REPA Zone 13 unsealed roads for the value of \$855,545.86 excl GST and delegate to the CEO to negotiate the final contract.
- Delegate to the CEO to negotiate the additional scope to undertake flood repair work within zone 13 unsealed road network, related to damage sustained in Tropical Cyclone Kirrily, associated rainfall and flooding, 25 January – 26 February 2024 declared weather event.

Reasons

The sound contracting principles are— (a) value for money; and (b) open and effective competition; and (c) the development of competitive local business and industry;

Value for money as contract value was lowest tender price received;

In Favour: Crs Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Cr Kathy Duff

CARRIED 5/1

17.2 PROPOSED DELIVERY OF APPROVED FLOOD DAMAGE WORKS FOR ZONE 12 AND 13 SEALED ROADS AND RISK MITIGATION OPTIONS FOR CURRENTLY UNAPPROVED FLOOD DAMAGE WORKS

RESOLUTION 2024/127

Moved: Cr Danita Potter

Seconded: Cr Deb Dennien

That South Burnett Regional Council:

- Award Yesberg Earthmoving Pty Ltd (Trading as Yesberg Earthmoving Unit Trust), contract SBRCQ-23/24-53 DRFA REPA Zone 12 and 13 sealed roads for the value of \$633,711 excl GST and delegate to the CEO to negotiate the contract.
- Delegate to the CEO to negotiate additional scope to undertake flood repair work within zone 12 and 13 sealed road network, related to damage sustained in Tropical Cyclone Kirrily, associated rainfall and flooding, 25 January – 26 February 2024 declared weather event, and for additional scope variation to approved repairs under contract SBRCQ-23/24-53.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

Attendance

At 3.43pm Kevin Searle left the meeting

17.3 2022/2023 OUTSTANDING DOG REGISTRATIONS - WRITE OFF

RESOLUTION 2024/128

Moved: Cr Jane Erkens

Seconded: Cr Heath Sander

That South Burnett Regional Council resolves to:

1. Write off \$44,826.25 from the 2022/23 FY for outstanding dog registrations.

In Favour: Crs Kathy Duff, Jane Erkens, Danita Potter and Deb Dennien

Against: Crs Linda Little and Heath Sander

CARRIED 4/2

17.4 SBRC 2324_11 BULK WATER TREATMENT CHEMICALS

RESOLUTION 2024/129

Moved: Cr Linda Little
 Seconded: Cr Deb Dennien

That Council enter in to 5 contracts of supply with the following suppliers for the below listed chemicals:

1. Omega Chemicals
 - (a) Aluminium Sulphate Bulk (7-8% Aluminium Oxide)
2. Redox
 - (a) Poly Aluminium Chloride (10-11% Aluminium Oxide)
 - (b) Aluminium Chlorohydrate (23% Aluminium Oxide)
 - (c) Hydrochloric Acid 32%
 - (d) Sodium Carbonate (Dense Soda Ash)
3. Chemiplas
 - (a) Flocculant Agent
4. Activated Carbon Technologies
 - (a) Powder Activated Carbon PS1000
5. Coogee QCA
 - (a) Liquid Sodium Hypochlorite 10%

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien and Heath Sander

Against: Nil

CARRIED 6/0

18 CLOSURE OF MEETING

The Meeting closed at 3.47pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 18 September 2024.

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CHAIRPERSON