



MINUTES

of the

Ordinary Meeting of the Council

held in the

Council Chambers, 118 Victoria Street, St George

on

Thursday 16th March 2023

Commencing at 9:00am

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OPENING

The Mayor declared the Meeting open at 9:00am.

COUNCIL PRAYER

The Mayor led the Council in the Opening Prayer.

ATTENDANCE

Cr SC O'Toole (Chair), Crs RD Avery, RG Fuhrmeister, RW Lomman, WN Winks, SS Scriven and AC Benn

Mr Matthew Magin (Chief Executive Officer), Mrs Michelle Clarke (Director Finance Corporate Services), Mr Digby Whyte (Director Community and Environmental Services) and Mr Chris Whitaker (Director Infrastructure Services)

LEAVE OF ABSENCE

Nil

CONFIRMATION OF MINUTES

Cr Fuhrmeister moved and Cr Lomman seconded:

That the Minutes of the General Meeting held on 16 February, 2023 be confirmed.

CARRIED UNANIMOUSLY

BUSINESS ARISING FROM MINUTES

NIL.

PUBLIC PARTICIPATION

NIL.

DEPUTATIONS

NIL.

DECLARATION OF INTEREST

Councillor Scott Scriven gave notice of a **Prescribed Conflict of Interest** in accordance with S150EL of the Local Government Act 2009, in respect to matters contained in **CCFS1** on the grounds that: Councillor Scriven is a potential buyer of two of these allotments.

Councillor Scriven indicated that he would voluntarily leave the meeting and not participate in the debate or decision.

Councillor Samantha O'Toole gave notice of a **Prescribed Conflict of Interest** in accordance with S150EL of the Local Government Act 2009, in respect to matters contained in **IFS1** on the grounds that: Councillor O'Toole and husband Jason O'Toole own and operate Balonne Airwork and perform airwork in the district.

Councillor O'Toole indicated that she would voluntarily leave the meeting and not participate in the debate or decision.

Councillor Bill Winks declared a **Declarable Conflict of Interest** in accordance with s150EQ of the Local Government Act 2009, with respect to matters contained in **OCEO1** on the grounds that: Councillor Winks has a personal interest in the Bollon Cemetery.

Councillor Winks indicated he would not participate in the discussion and decision making and would voluntarily leave the meeting.

MEETING BUSINESS BY CORPORATE FUNCTION

(OCEO) OFFICE OF THE CEO

Josh Euler (Corporate Communications Manager) and Rebecca Lomman (Social Media and Communications Officer) entered the meeting, the time being 9:09am.

Councillor Bill Winks declared a **Declarable Conflict of Interest** in accordance with s150EQ of the Local Government Act 2009, with respect to matters contained in **OCEO1** on the grounds that: Councillor Winks has a personal interest in the Bollon Cemetery.

Councillor Winks left the meeting, the time being 9:13am.

Debbie Green (Manager Corporate Services) entered the meeting, the time being 9:51am.

Debbie Green (Manager Corporate Services) left the meeting, the time being 9:55am.

OCEO1 **BOLLON CEMETERY - LOCATION OF REMEMBRANCE WALL**

Cr Avery moved and Cr Fuhrmeister seconded:

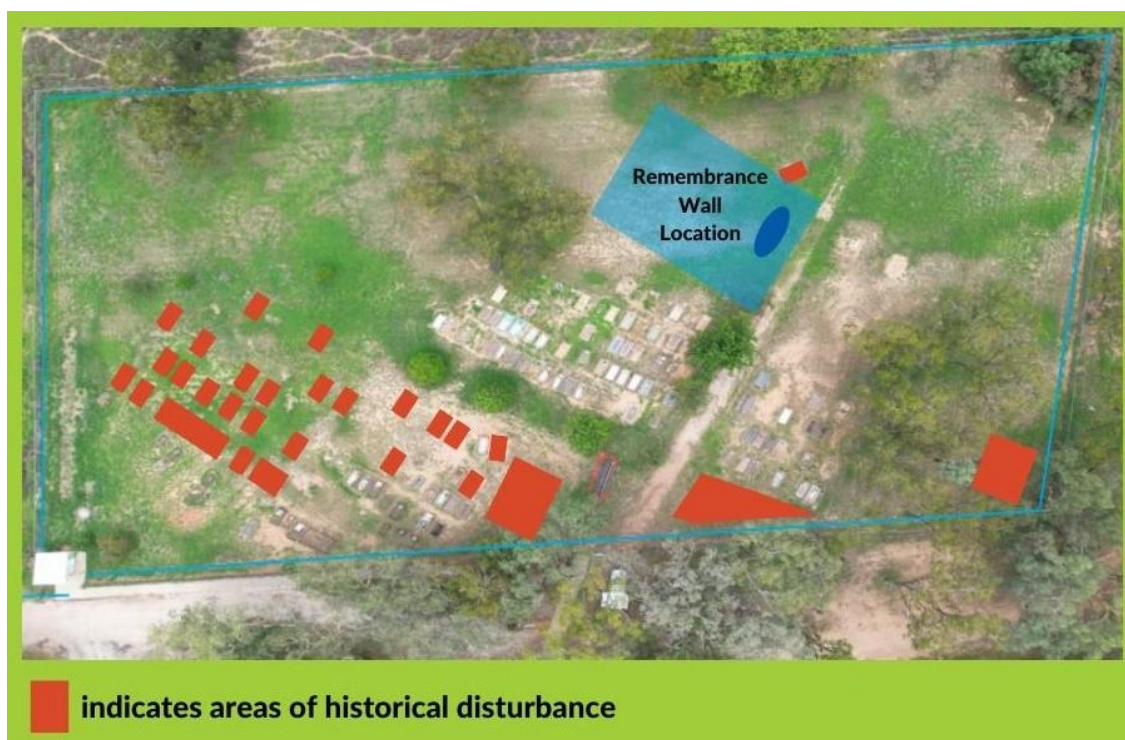
That Council resolves to take the feedback from community consultation into consideration and decide on the location of the placement of the Remembrance Wall.

AMENDMENT:

Cr Lomman moved and Cr Avery seconded:

That Council resolve to:

1. acknowledge the feedback from the comprehensive community consultation and thank all who have provided their input;
2. erect the remembrance wall at the rear of the Bollon cemetery in a location as identified on the map below where there is space to later add a columbarium, gardens and pathways; and
3. develop a policy to ensure there is a consistent criteria for inclusion and uniformity in the materials/plaque sizes on the remembrance wall.



The amendment on being put became the substantive motion and was
CARRIED UNANIMOUSLY

Councillor Winks returned to the meeting, the time being 9:57am.

Josh Euler (Corporate Communications Manager) and Rebecca Lomman (Social Media and Communications Officer) left the meeting, the time being 9:57am.

Samantha Speedy (Accountant) and Craig Dreher (Accountant) entered the meeting, the time being 10:08am.

OCEO2 **LOCAL HOUSING ACTION PLAN BALONNE SHIRE**

Cr Fuhrmeister moved and Cr Lomman seconded:

That Council resolves to:

1. Adopt the Local Housing Action Plan Balonne Shire Council, and
2. Request the CEO to advise the Western Queensland Alliance Council of the adoption of the Plan.

CARRIED UNANIMOUSLY

(FCS) FINANCE AND CORPORATE SERVICES

FCS1 **DECLARATION OF INTEREST - MARCH - APRIL: COUNCILLOR WORKSHOP**

Cr Winks moved and Cr Benn seconded:

That individual Councillors declare any declarable conflicts of interest for eligible Councillors to consider how they may or may not participate in Councillor workshops and/or meetings to comply with S150ER and S150ES of the Local Government Act 2009.

NIL DECLARED

CARRIED UNANIMOUSLY

RECOGNITION OF THANKS

Council thanked Samantha Speedy for her contribution to Council as an Accountant for Finance and Corporate Services, acknowledging that this is her last Council meeting with Balonne Shire Council. Council wish Samantha Speedy all the best in her new role.

FCS2

FINANCE REPORT - MONTH ENDING 28 FEBURARY 2023

Cr Avery moved and Cr Fuhrmeister seconded:

That the monthly Financial Management Report for the period ending 28 February 2023, as attached, be received and noted.

CARRIED UNANIMOUSLY

Samantha Speedy (Accountant) and Craig Dreher (Accountant) left the meeting, the time being 10:30am.

Council adjourned for morning tea, the time being 10:30am.

Council resumed from morning tea, the time being 10:54am.

(IFS) INFRASTRUCTURE SERVICES

Councillor Samantha O'Toole gave notice of a **Prescribed Conflict of Interest** in accordance with S150EL of the Local Government Act 2009, in respect to matters contained in **IFS1** on the grounds that: Councillor O'Toole and husband Jason O'Toole own and operate Balonne Airwork and perform air work in the district.

Councillor O'Toole handed over to Councillor Lomman (Deputy Mayor) to assume the Chair, the time being 10:55am.

Councillor O'Toole left the meeting, the time being 10:55am.

Dianne Francisco (Manager Environmental Services) entered the meeting, the time being 11:07am.

IFS1

TENDER CONSIDERATION PLAN - ST GEORGE AERODROME INDUSTRIAL DEVELOPMENT

Cr Benn moved and Cr Scriven seconded:

That Council resolves to:

- 1) Adopt the attached tender consideration plan for the delivery of the St George Aerodrome industrial development project in accordance with Section 230 of the Local Government Regulations 2023; and
- 2) Delegate to the Chief Executive Officer to execute all contracts to deliver the project within the funding timeframes.

CARRIED UNANIMOUSLY

Councillor O'Toole returned to the meeting and resumed the Chair, the time being 11:18am.

(CES) COMMUNITY AND ENVIRONMENTAL SERVICES

CES1

AUDIT AND REVIEW OF THE BALONNE SHIRE COUNCIL'S ENVIRONMENTAL AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT

Cr Fuhrmeister moved and Cr Avery seconded:

That Council resolves that options for disposal of green waste be brought to a Councillor Workshop

at the earliest opportunity due to the requirement to cease green waste burning.

CARRIED UNANIMOUSLY

CES2

THE AMALGAMATION OF THE BIO-SECURITY ADVISORY COMMITTEE AND THE WILD DOG ADVISORY COMMITTEE

Cr Avery moved and Cr Lomman seconded:

That Council resolves to:

1. Note the minutes and recommendations of the Wild Dog Advisory Committee meeting of 22 December 2022.
2. Note the minutes and recommendations of the Biosecurity Advisory Committee meeting of 22 December 2022
3. Thank the Committee members in writing of the Wild Dog Advisory Committee for their valued contribution and achievements and invite members to the Biosecurity Advisory Committee.
4. Approve the revised Terms of Reference of the Biosecurity Advisory Committee, incorporating the wild dog and feral animal management function.
5. Confirm Councillor Scott Scriven as the Chair of the Biosecurity Advisory Committee.

CARRIED UNANIMOUSLY

Kate Swepson (Maranoa Planning Consultant) joined the meeting via teleconference, the time being 11:55am.

Dianne Francisco (Manager Environmental Services) left the meeting, the time being 12:09pm.

Ron Petterson (Manager Community Services) entered the meeting, the time being 12:10pm.

CES3

MCU186 – MINOR CHANGE APPLICATION FOR MATERIAL CHANGE OF USE – “COMMUNITY USE” LOCATED AT 106-110 ALFRED STREET, ST GEORGE QLD 4487 (DESCRIBED AS LOT 6 ON RP65476 & LOT 7 ON RP65476)

Cr Fuhrmeister moved and Cr Winks seconded:

That:

- a) Council receives this report.
- b) Council issues a decision notice to the applicant, and each referral agency, that states that Council agrees to amend the following conditions of Development Approval MCU186 for a Material Change of Use – “Community Use” MCU186 – Minor Change Application for Material Change of Use – “Community Use” located at 106-110 Alfred Street, St George QLD 4487 (described as Lot 6 on RP65476 & Lot 7 on RP65476), properly described as Lot 6 on RP65476 and Lot 7 on RP65476:

(a) Preamble (ii) be amended to read:

- (ii) Under the **Planning Regulation 2017 as of 28 September 2020** states a “Community Use” means the use of premises for
 - (a) Providing artistic, social or cultural facilities or community services to the public; or**
 - (b) Preparing and selling food and drink, if the use is ancillary to the use in paragraph (a).**

(b) Condition 1 be amended to read:

1. The approved development is a **Development Permit** for a Material Change of Use

– “Community Use” as defined in the **Planning Regulation 2017** and as shown on the approved plans.

(c) Condition 3 be amended to read:

3. The approved development is to be carried out generally in accordance with the following approved plans/documents and subject to approval conditions. Where there is any conflict between the approval conditions and the details shown on the approved plans, the approval conditions prevail.

Plan/Document Number	Plan/Document Name	Date
211838-001 Issue F	Site Plan	12/12/2022
211838-101 Issue F	Staging Plan	12/12/2022
211838-102 Issue E	Existing & Demolition Floor Plan	12/12/2022
211838-103 Issue F	Proposed Floor Plan	12/12/2022
211838-401 Issue E	Building Elevations 1	12/12/2022
211838-402 Issue D	Building Elevations 2	12/12/2022

(d) Condition 11 be deleted:

11. DELETED.

(e) Condition 14 be amended to read:

14. Stormwater drainage is to be provided in accordance with:
- a) Queensland urban drainage manual, 3rd Edition, Queensland Department of Energy and Water Supply 2013;
 - b) Pilgrim, DH 9ed)., Australian Rainfall and Runoff – A Guide to Flood Estimation, Institute of Engineers, Australia, Barton, ACT, 1987.

(f) All other conditions remain unchanged.

CARRIED 6:1

Councillor Winks requested that his name be recorded as against the motion, reason being he is concerned about the impact that it will have on adjoining neighbours.

Kate Swepson (Maranoa Planning Consultant) left the meeting via teleconference, the time being 12:34pm.

CES4

COMMUNITY GRANT APPLICATION: COUNTRY ARTISAN'S CORNER (KIMBERLY THORNTON)

Cr Avery moved and Cr Benn seconded:

That Council resolves to approve Country Artisan Corner's sponsorship request for \$2,500 to create a unique soft dragon sculpture as an arts class, learning tool, and attraction for the St George Library.

CARRIED UNANIMOUSLY

CES5

EMERGING LEADERS BURSARY POLICY

Cr Fuhrmeister moved and Cr Lomman seconded:

That Council resolves to adopt the amended Balonne Emerging Leaders Bursary Policy.

CARRIED UNANIMOUSLY

FEE WAIVER APPLICATION - GOONDIR HEALTH SERVICES - BIG BUDDY PROGRAM

Cr Lomman moved and Cr Benn seconded:

That Council resolves to approve the Fee Waiver Request from Goondir Health Services' Big Buddy Program to waive \$1,386 in grounds hire fees to run social touch football games for twelve (12) weeks beginning 3 April 2023 and finishing on 19 June 2023.

CARRIED UNANIMOUSLY

Ron Petterson (Manager Community Services) left the meeting, the time being 12:47pm.

Josh Euler (Corporate Communications Manager) entered the meeting, the time being 12:47pm.

CLOSED MEETING

Cr Fuhrmeister moved and Cr Avery seconded:

That Council move into closed session, the time being 12:48pm in accordance with S254J (1) of the Local Government Regulations 2012 relating to discuss confidential agenda item: CCFS1 and CCES2.

CARRIED UNANIMOUSLY

Councillor Scott Scriven gave notice of a **Prescribed Conflict of Interest** in accordance with S150EL of the Local Government Act 2009, in respect to matters contained in **CCFS1** on the grounds that: Councillor Scriven is a potential buyer of two of these allotments.

Councillor Scriven left the meeting in closed session, the time being 12:48pm.

Josh Euler (Corporate Communications Manager) left the meeting, the time being 1:09pm.

Council adjourned for lunch in closed session, the time being 1:09pm.

Council resumed from lunch in closed session, the time being 1:36pm.

Councillor Scriven returned to the meeting in closed session for discussion on CCES2, the time being 1:36pm.

OPEN MEETING

Cr Fuhrmeister moved and Cr Benn seconded:

That the meeting move out of closed session, the time being 1:53pm.

CARRIED UNANIMOUSLY

Councillor Scriven left the meeting in open session, the time being 1:53pm.

Councillor Scriven returned to the meeting in open session, the time being 1:54pm.

CONFIDENTIAL ITEMS**(CFCS) FINANCE AND CORPORATE SERVICES**

CCFS1
SUP2

SALE OF SCOTT STREET ALLOTMENTS

Cr Avery moved and Cr Benn seconded:

That Council resolves to maintain the conditions of sale of the Scott Street allotments in St George.

CARRIED UNANIMOUSLY

(CCES) COMMUNITY AND ENVIRONMENTAL SERVICES

CCES2 APPROVAL OF STOCK DOG PERMITS 2022-2023

Cr Fuhrmeister moved and Cr Winks seconded:

That Council approves the application for the Keeping of a Stock Dog permit for Mr Gary and Mrs Leesa Popp for the property at 6-8 Murchison Street, St George.

CARRIED 5:2

Councillor Scriven requested his name to be recorded as against the motion.

Councillor Avery requested his name to be recorded as against the motion, as he does not believe the dogs are stock dogs.

Michael Shellshear (Managing Director, Proterra Group) entered the meeting, the time being 2:00pm.

Josh Euler (Corporate Communications Manager) and Rebecca Lomman (Social Media and Communications Officer) entered the meeting, the time being 2:25pm.

GENERAL BUSINESS - NIL

COUNCILLOR REPORTS

That Council receive and note the Councillor reports on their activities during the preceding month.

INFORMATION REPORTS

(IOCEO) OFFICE OF THE CEO

IOCEO1 TOURISM SERVICES MONTHLY REPORT

IOCEO2 FEBRUARY 2023 ECONOMIC DEVELOPMENT MONTHLY REPORT

(IFCS) FINANCE AND CORPORATE SERVICES

ICFS1 MONTHLY REPORT DIRECTOR FINANCE & CORPORATE SERVICES - FEBRUARY 2023

ICFS2 GRANT MONTHLY REPORT - MARCH 2023

ICFS3 FINANCE INFORMATION REPORT - MONTH ENDING 28 FEBRUARY 2023.

(IIFS) INFRASTRUCTURE SERVICES

IIFS1 DEPARTMENT OF INFRASTRUCTURE SERVICE'S MONTHLY REPORT

IIFS2 DRFA MONTHLY STATUS REPORT – FEBRUARY 2023

(ICES) COMMUNITY AND ENVIRONMENTAL SERVICES

ICES1

MONTHLY REPORT ENVIRONMENT AND REGULATORY SERVICES

Councillor Lomman submitted a letter of resignation, in accordance with s162 of the Local Government Act 2009, to the Chief Executive Officer effective 1st April 2023. Councillor Lomman stated in his letter:

.....I have enjoyed working with all councillors and council staff during my 3 years as a councillor. I have been privileged to serve the residents of the Balonne Shire and I thank them all for their faith in me to represent them at council.....

COUNCILLOR RESIGNATION

That Council acknowledged receipt of Councillor Richard Lomman's letter of resignation, effective 1 April 2023.

Councillor O'Toole thanked Councillor Lomman for his efforts in the community noting his active involvement in many initiatives, including establishment of the youth council and creating a welcoming multi-cultural community and as Deputy Chair of the Local Disaster Management Group. She thanked Councillor Lomman for his time serving the Balonne Community and for his contribution during his time as Deputy Mayor.

NOMINATION OF ACTING MAYOR

Cr Avery moved and Cr Benn seconded:

That Council nominate Councillor Robyn Fuhrmeister as Acting Mayor, effective 1 April 2023, in accordance with s165 of the Local Government Act 2009 should the Mayor be absent or unable to fulfil her duties. This role will be temporary until a Deputy Mayor can be appointed.

CARRIED UNANIMOUSLY

There being no further business, the Meeting closed, the time being 2:58pm.

Confirmed at its Ordinary Meeting of the Council held on 20 April 2023.

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MAYOR