

# Minutes

## Ordinary Meeting

**Wednesday, 26 February 2025**

**Time: 9:00 am**

**Location: Council Chambers**  
**82 Brisbane Street**  
**BEAUDESERT QLD 4285**

**Scenic Rim Regional Council**  
**Ordinary Meeting**  
**Wednesday, 26 February 2025**  
**Minutes**

1	Opening of Meeting .....	4
2	Attendance and the granting of leaves of absence .....	4
3	Apologies .....	4
4	Prayers .....	4
5	Public Question Time .....	4
6	Declarations of Prescribed or Declarable Conflict of Interest by Members.....	5
6.1	Declaration - Cr Stephen Moriarty re Item 12.2 .....	5
7	Announcements / Mayoral Minutes .....	5
7.1	Mayoral Minute - Tribute to Phil Giffard.....	5
8	Reception of Deputations by Appointment / Presentation of Petitions .....	6
9	Confirmation of Minutes.....	6
10	Business Arising from Previous Minutes .....	6
11	Consideration of Business of Meeting.....	7
	People & Strategy .....	7
11.1	Operational Plan 2024-2025 Quarter Two Progress Report .....	7
	Customer & Regional Prosperity .....	8
11.2	2025 Scenic Rim Advocacy Plan.....	8
11.3	Scenic Rim Eat Local Month Update .....	9
11.4	MCU24/043 Development Permit for Material Change of Use for a Dual Occupancy and Reconfiguring a Lot - Access Easement located at 36 Bartle Road and 62 Bartle Road, Tamborine Mountain, described as Lot 1 RP178303 and Lot 23 RP40985 .....	10
	Asset & Environmental Sustainability.....	11
11.5	Proposed New NBN Co Base Station Facility at Beechmont .....	11
11.6	2024-2025 Infrastructure Capital Works Program Delivery - December 2024.....	12

---

<b>Council Sustainability .....</b>	<b>13</b>
11.7 Policy Review - Councillor Expenses and Reimbursement .....	13
11.8 Council Monthly Financial Report for January 2025.....	14
11.9 2024-2025 December Budget Review .....	15
<b>Additional Items .....</b>	<b>16</b>
11.10 LATE ITEM - Media Policy Review .....	16
11.11 LATE ITEM - Swimming Pool Season Extension Proposal .....	17
6.1 (continued) Declaration - Cr Stephen Moriarty re Item 12.2 .....	18
<b>12 Confidential Matters .....</b>	<b>18</b>
12.1 LATE ITEM - Request for Legal Assistance [Closed s.254J(3)(f)].....	19
12.2 LATE ITEM - Application for Legal Assistance [Closed s.254J(3)(i)].....	20

## 1 Opening of Meeting

The Deputy Mayor, Cr Duncan McInnes, as Chair of the Meeting, declared the Meeting open and acknowledged the traditional owners of the lands of the Scenic Rim Regional Council area. The Mayor paid respect to their elders, past, present and future, and extended congratulations to them on their continued nurturing of their culture.

## 2 Attendance and the granting of leaves of absence

Cr D A McInnes OAM, Deputy Mayor  
Cr A J Hay  
Cr K R Cryer  
Cr S A Moriarty  
Cr J Sanders  
Cr M J Chalk

### Executive Officers

D Keenan, Chief Executive Officer  
M Lohmann, Manager Regional Development, Health and Biodiversity /  
Acting General Manager Customer and Regional Prosperity  
D Moore, Acting General Manager Council Sustainability  
L Jensen, Acting General Manager Asset and Environmental Sustainability

### Staff

S Keepence, Governance Officer  
D Adamson, Manager Information Services and Technology  
J Schmidt, Principal Specialist Regional Prosperity /  
Acting Regional Prosperity and Communications (Item 11.2)  
J Kirkwood, Principal Specialist Development Assessment and Engineering /  
Acting Manager Regional Development, Health and Biodiversity (Item 11.4)  
S Gillett, Manager Capital Works and Asset Management (Item 11.6)  
J Stockman, Principal Specialist Communications and Marketing (Item 11.10)  
B Hunton, Coordinator Facilities Management (Item 11.11)

## 3 Apologies

Cr T J Sharp, Mayor

## 4 Prayers

Pastor James from Harvest Point Church, Boonah attended via teleconference, and offered prayers

## 5 Public Question Time

Nil

## **6 Declarations of Prescribed or Declarable Conflict of Interest by Members**

### **6.1 Declaration - Cr Stephen Moriarty re Item 12.2**

Cr Stephen Moriarty:

*"Deputy Mayor, I would like to declare I have a declarable conflict of interest in an item in confidential matters. Sorry, I don't have the item number in front of me."*

## **7 Announcements / Mayoral Minutes**

### **7.1 Mayoral Minute - Tribute to Phil Giffard**

Cr Duncan McInnes:

*"Councillors,*

*I would just like to acknowledge the passing of a much loved and respected member of our Scenic Rim community, former Beaudesert Shire Councillor Phil Giffard.*

*As a Councillor and community member, Phil was committed to preserving the natural values of the Scenic Rim, particularly Tamborine Mountain which he represented, for residents and visitors to the region.*

*I would now like to introduce Councillor Amanda Hay to say a few words."*

Cr Amanda Hay:

*"Many members of the Tamborine Mountain and wider Scenic Rim community will be saddened, as I was, to hear of the passing last week of former Councillor Phil Giffard, who was in his nineties.*

*Phil served just one term as a Beaudesert Shire Councillor, representing the Tamborine Mountain community from 1994 to 1997, however he has left a lasting legacy in his commitment to standing against incompatible development and protecting the Mountain's natural values.*

*Phil and I were great mates, and I still have his copies of the Tamborine Mountain Development Control Plan number one from 1997, which makes interesting reading.*

*He rang me regularly to keep me up to date with what was going on from the residents' perspective and also to inquire about what was going on at Council, particularly in relation to developments such as the Kidd Street development and the Gallery Walk carpark.*

*A former electrical engineer, Phil retired to Tamborine Mountain from the Gold Coast in 1991 with his wife, Pam, and soon became involved with the local community, and he was a very active community member.*

*He became a frequent writer of letters to the editor in the Tamborine Mountain News, which led to him becoming a columnist for the local paper.*

*In 1994, at the urging of the local community, he stood for Council, after weighing up the pros and cons with his wife Pam.*

*Public life was not something that he had previously considered, regarding himself more of an introverted engineer than a people person, and his term at Council became a life-changing experience.*

*Phil's election coincided with the Council's progression of the development control plan and he was instrumental in facilitating the input of the Tamborine Mountain community.*

*On leaving Council, Phil and Pam settled into retirement and enjoyed travelling until Pam suffered an accident 13 years ago and Phil became her carer.*

*She passed away four years ago, leaving Phil a widower after 64 years of marriage.*

*Although in his nineties, Phil was reluctant to use the Community Care Bus, in spite of my urging, regarding it as something for 'old people'.*

*However, once he was convinced that it would increase his mobility, and he could no longer drive, Phil gave it a try and was happy to report that it was a great thing as he was the only male on board apart from the driver. So that was a good result.*

*A farewell gathering will be held later this year to commemorate both Phil and his wife Pam, two much loved and respected members of our community, and the world's a poorer place."*

## **8 Reception of Deputations by Appointment / Presentation of Petitions**

Nil

## **9 Confirmation of Minutes**

### **Recommendation**

That the Minutes of the Ordinary Meeting held on 29 January 2025, be adopted.

Moved: Cr Marshall Chalk

Seconded: Cr Amanda Hay

Carried unanimously

## **10 Business Arising from Previous Minutes**

Nil




## 11 Consideration of Business of Meeting

### People & Strategy

#### 11.1 Operational Plan 2024-2025 Quarter Two Progress Report

**Executive Officer:** Acting Manager Human Resources /  
Acting General Manager People and Strategy

**Attachments:**

1. Quarter Two Operational Plan 2024-2025 Progress Report 
2. Quarter Two 2024-2025 Service Delivery Report 
3. Amendments to 2024-2025 Operational Plan 

---

### Recommendation

That:

1. Council approve the Draft Quarter Two 2024-2025 Operational Plan Progress Report;
2. Council approve the Draft Quarter Two 2024-2025 Service Delivery Report; and
3. Council endorse the requested amendments to the 2024-2025 Operational Plan (Attachment 3).

Moved: Cr Amanda Hay  
Seconded: Cr Jennifer Sanders

### Motion

That:

1. Council approve the Draft Quarter Two 2024-2025 Operational Plan Progress Report;
2. Council approve the Draft Quarter Two 2024-2025 Service Delivery Report; and
3. Council endorse the requested amendments to the 2024-2025 Operational Plan (Attachment 3).

Carried unanimously

## Customer & Regional Prosperity

### 11.2 2025 Scenic Rim Advocacy Plan

**Executive Officer:** Manager Regional Development, Health and Biodiversity /  
Acting General Manager Customer and Regional Prosperity

**Attachments:**

1. 2025 Scenic Rim Advocacy Plan 

---

### Recommendation

That:

1. Council endorse the 'Scenic Rim Advocacy Plan' for distribution to political parties and candidates to seek their commitment of support ahead of the 2025 Federal Election;
2. Council prepare suitable documentation and undertake actions to promote the 'Scenic Rim Advocacy Plan', including posting on Council's website;
3. Council commit to making our communities aware of the responses received in time to help inform their electoral decision making for the 2025 Federal Election; and
4. Council delegate authority to the Chief Executive Officer to make minor grammatical and formatting changes to the Scenic Rim Ten Point Advocacy Plan, if required, after its adoption and prior to publishing on Council's website for public access, noting any such changes will be advised to Councillors prior to publishing.

Moved: Cr Marshall Chalk  
Seconded: Cr Jennifer Sanders

### Motion

That:

1. Council endorse the 'Scenic Rim Advocacy Plan' for distribution to political parties and candidates to seek their commitment of support ahead of the 2025 Federal Election;
2. Council prepare suitable documentation and undertake actions to promote the 'Scenic Rim Advocacy Plan', including posting on Council's website;
3. Council commit to making our communities aware of the responses received in time to help inform their electoral decision making for the 2025 Federal Election; and
4. Council delegate authority to the Chief Executive Officer to make minor grammatical and formatting changes to the Scenic Rim Ten Point Advocacy Plan, if required, after its adoption and prior to publishing on Council's website for public access, noting any such changes will be advised to Councillors prior to publishing.

Carried unanimously



**11.3 Scenic Rim Eat Local Month Update**

**Executive Officer:** Manager Regional Development, Health and Biodiversity /  
Acting General Manager Customer and Regional Prosperity

**Attachments:** Nil

---

**Recommendation**

That:

1. Council approve the alignment of the Farm Angels charity to be the recipient of a proportion of the income generated through the sale of the Winter Harvest Festival branded carry bag;
2. Council approve a change to Council's 2024-2025 Fees and Charges schedule in relation to Eat Local Month and Winter Harvest Festival fees, as outlined in the report; and
3. Council note the revised ticket price for gate entry at Winter Harvest Festival.

Moved: Cr Jennifer Sanders

Seconded: Cr Marshall Chalk

**Motion**

That:

1. Council approve the alignment of the Farm Angels charity to be the recipient of a proportion of the income generated through the sale of the Winter Harvest Festival branded carry bag;
2. Council approve a change to Council's 2024-2025 Fees and Charges schedule in relation to Eat Local Month and Winter Harvest Festival fees, as outlined in the report; and
3. Council note the revised ticket price for gate entry at Winter Harvest Festival.

Carried unanimously

**11.4 MCU24/043 Development Permit for Material Change of Use for a Dual Occupancy and Reconfiguring a Lot - Access Easement located at 36 Bartle Road and 62 Bartle Road, Tamborine Mountain, described as Lot 1 RP178303 and Lot 23 RP40985**

**Executive Officer:** Manager Regional Development, Health and Biodiversity / Acting General Manager Customer and Regional Prosperity

**Attachments:** Nil

**Recommendation**

That:

1. Council receive and note the report titled "Development Application MCU24/043 Development Permit for Material Change of Use for a Dual occupancy and Reconfiguring a Lot – Access easement located at 36 Bartle Road, Tamborine Mountain and 62 Bartle Road, Tamborine Mountain, formally described as Lot 1 RP178303, and Lot 23 RP40985;
2. Council approve development application MCU24/043 and grant a development permit for development application Material Change of Use for a Dual occupancy and Reconfiguring a Lot – Access easement, subject to the conditions contained in section 'Recommended Conditions of Approval' below and; and
3. Council note that any subsequent requests for a negotiated decision notice and/or further change applications to the approval (MCU24/043) will be proceed via delegated authority where the change would not significantly alter the original decision.

Moved: Cr Kerri Cryer  
 Seconded: Cr Amanda Hay

**Motion**

That:

1. Council receive and note the report titled "Development Application MCU24/043 for a Development Permit for Material Change of Use for a Dual occupancy and Reconfiguring a Lot – Access easement (through Lot 23 RP40985)", over the property located at 36 Bartle Road and 62 Bartle Road, Tamborine Mountain, formally described as Lot 1 RP178303 and Lot 23 RP40985;
2. Council defer the decision of development application MCU24/043, due to concerns regarding the proposed access to The Shelf Road, noting the following as relevant matters warranting further consideration under section 45(5)(b) of the *Planning Act 2016*:
  - a) the development's proximity to Overlay 7B - Landslide Hazard Area - High; and
  - b) the proposed reconstruction works to occur on The Sheld Road; and
3. Council's development assessment team issue a Further Advice notice requiring response from the applicant to address an alternative access to Bartle Road in lieu of The Shelf Road.

For: Crs Amanda Hay, Kerri Cryer, Stephen Moriarty, Jennifer Sanders and Duncan McInnes

Against: Cr Marshall Chalk

Carried 5/1

## Asset & Environmental Sustainability

### 11.5 Proposed New NBN Co Base Station Facility at Beechmont

**Executive Officer:** Acting General Manager Asset and Environmental Sustainability

**Attachments:**

1. Indicative NBN Co Site Location 
2. Project Summary 
3. Beech Mountain Association Community Consultation Survey Results 
4. NBN Co Community Engagement Report 

---

### Recommendation

That:

1. Council resolve that the exception under section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the proposed grant of lease to NBN Co Limited for installation of a radio network base station facility on land owned by Council identified as Lot 3 on WD814531;
2. Council authorise the Chief Executive Officer (or delegate) to negotiate and finalise a lease, with lease commencement date within 12 months from the date of resolution, to NBN Co on terms to the satisfaction of the Chief Executive Officer, for construction and operation of a base station radio facility on part of the land described as Lot 3 on WD814531; and
3. Council authorise the Chief Executive Officer (or delegate) to undertake an amendment to the current area managed by the Beech Mountain Association, to account for the excision of the lease area described in recommendation 2, above.

Moved: Cr Stephen Moriarty

Seconded: Cr Marshall Chalk

### Motion

That:

1. Council resolve that the exception under section 236(1)(c)(vi) of the *Local Government Regulation 2012* applies to the proposed grant of lease to NBN Co Limited for installation of a radio network base station facility on land owned by Council identified as Lot 3 on WD814531;
2. Council authorise the Chief Executive Officer (or delegate) to negotiate and finalise a lease, with lease commencement date within 12 months from the date of resolution, to NBN Co on terms to the satisfaction of the Chief Executive Officer, for construction and operation of a base station radio facility on part of the land described as Lot 3 on WD814531; and
3. Council authorise the Chief Executive Officer (or delegate) to undertake an amendment to the current area managed by the Beech Mountain Association, to account for the excision of the lease area described in recommendation 2, above.

For: Crs Stephen Moriarty, Jennifer Sanders, Marshall Chalk and Duncan McInnes

Against: Crs Amanda Hay and Kerri Cryer

Carried 4/2

**11.6 2024-2025 Infrastructure Capital Works Program Delivery - December 2024**

**Executive Officer:** Acting General Manager Asset and Environmental Sustainability

**Attachments:**

1. Infrastructure Capital Works Program Delivery Update - December 2024 
- 

**Recommendation**

That Council note the 2024-2025 Infrastructure Capital Works Program update, as presented.

Moved: Cr Stephen Moriarty  
Seconded: Cr Marshall Chalk

**Motion**

That Council note the 2024-2025 Infrastructure Capital Works Program update, as presented.




Carried unanimously

## Council Sustainability

### 11.7 Policy Review - Councillor Expenses and Reimbursement

**Executive Officer:** Acting General Manager Council Sustainability

**Attachments:**

1. Councillor Expenses and Reimbursement Policy (current) 
2. Councillor Expenses and Reimbursement Policy (with tracked changes) 
3. Councillor Expenses and Reimbursement (revised) 

---

### Recommendation

That Council adopt the Councillor Expenses and Reimbursement Policy.

Moved: Cr Kerri Cryer  
Seconded: Cr Jennifer Sanders

### Motion

That Council adopt the Councillor Expenses and Reimbursement Policy.

Carried unanimously

**11.8 Council Monthly Financial Report for January 2025**

**Executive Officer:** Acting General Manager Council Sustainability

**Attachments:**

1. Monthly Financial Report January 2025 
- 

**Recommendation**

That Council receive the Monthly Financial Report for January 2025.

Moved: Cr Jennifer Sanders  
Seconded: Cr Kerri Cryer

**Motion**

That Council receive the Monthly Financial Report for January 2025.

Carried unanimously

**11.9 2024-2025 December Budget Review**

**Executive Officer:** Acting General Manager Council Sustainability

**Attachments:**

1. 2024-2025 December Budget Review 

---

**Recommendation**

That in accordance with sections 169 and 170(3) of the *Local Government Regulation 2012*, Council adopt the 2024-2025 December Budget Review, as outlined in the:

1. Revised Statement of Comprehensive Income for 2024-2025 through 2026-2027, inclusive;
2. Revised Statement of Financial Position for 2024-2025 through 2026-2027, inclusive;
3. Revised Statement of Cash Flows for 2024-2025 through 2026-2027, inclusive;
4. Revised Statement of Changes in Equity for 2024-2025 through 2026-2027, inclusive; and
5. Revised Relevant Measures of Financial Sustainability.

Moved: Cr Amanda Hay  
Seconded: Cr Marshall Chalk

**Motion**

That in accordance with sections 169 and 170(3) of the *Local Government Regulation 2012*, Council adopt the 2024-2025 December Budget Review, as outlined in the:




1. Revised Statement of Comprehensive Income for 2024-2025 through 2026-2027, inclusive;
2. Revised Statement of Financial Position for 2024-2025 through 2026-2027, inclusive;
3. Revised Statement of Cash Flows for 2024-2025 through 2026-2027, inclusive;
4. Revised Statement of Changes in Equity for 2024-2025 through 2026-2027, inclusive; and
5. Revised Relevant Measures of Financial Sustainability.

Carried unanimously

**Additional Items****11.10 LATE ITEM - Media Policy Review**

**Executive Officer:** Acting General Manager Council Sustainability

**Attachments:**

1. Media Policy (current) 
  2. Media Policy (with tracked changes) 
  3. Media Policy (revised) 
- 

**Recommendation**

That Council adopt the Scenic Rim Regional Council Media Policy.

Moved: Cr Marshall Chalk  
Seconded: Cr Jennifer Sanders

**Motion**

That Council adopt the Scenic Rim Regional Council Media Policy.

Carried unanimously



**11.11 LATE ITEM - Swimming Pool Season Extension Proposal**

**Executive Officer:** Acting General Manager Asset and Environmental Sustainability

**Attachments:** Nil

---

**Recommendation**

That:

1. Council extend the public swimming pool season for 2024-2025 to the end of April, for the Tamborine Mountain, Canungra and Beaudesert swimming pools; and
2. Council include the one month season extension in the scope for future Swimming Pool Management contracts, for the Tamborine Mountain, Canungra and Beaudesert swimming pools.

Moved: Cr Stephen Moriarty

Seconded: Cr Amanda Hay

**Motion**

That:

1. Council extend the public swimming pool season for 2024-2025 to the end of April, for the Tamborine Mountain, Canungra and Beaudesert swimming pools; and
2. Council include the one month season extension in the scope for future Swimming Pool Management contracts, for the Tamborine Mountain, Canungra and Beaudesert swimming pools.

Carried unanimously

**6.1 (continued) Declaration - Cr Stephen Moriarty re Item 12.2**

Cr Stephen Moriarty:

*"As I said earlier, not being aware of the process, I apologise for that, I would just like to declare a conflict of interest for Item 12.2 as I am the applicant. I am happy to leave the meeting and not participate in the decision and likewise I am happy to remain in the room to assist Councillors with providing further information should they require me to do so."*

Cr Amanda Hay queried whether Cr Moriarty's conflict of interest was declarable or prescribed.

The Chief Executive Officer advised that Cr Moriarty had noted it is a declarable conflict of interest.

**Motion**

That Cr Moriarty has a conflict of interest in Item 12.2 and should leave the meeting room while Item 12.2 is discussed and voted on.

Moved: Cr Marshall Chalk  
Seconded: Cr Jennifer Sanders

Carried unanimously

As the subject Councillor, Cr Stephen Moriarty did not vote on the motion.

**12 Confidential Matters**

At 10:36 am, Council resolved into closed session, with the following motion:

That, in accordance with Council's Standing Orders for Council Meetings Policy and the provisions of Section 254J(3) of the *Local Government Regulation 2012*, Council close the meeting to public to discuss confidential items, as follows:

12.1 LATE ITEM - Request for Legal Assistance [Closed s.254J(3)(f)]

12.2 LATE ITEM - Application for Legal Assistance [Closed s.254J(3)(i)]

as discussions will be held about the requests for legal assistance.

Moved: Cr Marshall Chalk  
Seconded: Cr Amanda Hay

Carried unanimously

At 11:14 am, Cr Stephen Moriarty left the meeting, prior to the consideration of Item 12.2.

At 11:43 am, Cr Stephen Moriarty returned to the meeting, following the consideration of Item 12.2 in closed session.

At 11:45 am, following discussion in closed session, Council resumed in open session for the proposal of resolutions.

Moved: Cr Jennifer Sanders

Seconded: Cr Amanda Hay

Carried unanimously

## **12.1 LATE ITEM - Request for Legal Assistance [Closed s.254J(3)(f)]**

**Executive Officer:** Acting General Manager Asset and Environmental Sustainability

---

### **Recommendation**

That Council, in accordance with Council Policy CM02.08 CP Legal Assistance, grant legal assistance to the applicant employee, in the sum of \$4,092.00.

Moved: Cr Jennifer Sanders

Seconded: Cr Amanda Hay

### **Motion**

That Council, in accordance with Council Policy CM02.08 CP Legal Assistance, grant legal assistance to the applicant employee, in the sum of \$4,092.00.

Carried unanimously

At 11:46 am, Cr Stephen Moriarty left the meeting, prior to voting on Item 12.2.

**12.2 LATE ITEM - Application for Legal Assistance [Closed s.254J(3)(i)]****Executive Officer:** Chief Executive Officer

---

**Recommendation**

That:

1. Council resolve to grant legal assistance to the applicant Councillor; and
2. Council determine the amount to be provided along with any conditions that apply to the assistance.

Moved: Cr Marshall Chalk

Seconded: Cr Kerri Cryer

**Motion**

That, in accordance with Council's Legal Assistance Policy and Guideline:

1. Council resolve to grant legal assistance to the applicant Councillor;
2. Council limit the amount of legal assistance provided to a maximum cost of \$15,000.00; and
3. Council require the subject Councillor, upon an adverse finding for the relevant matter/s, repay to Council all legal costs up to the total amount provided, within 28 days of the invoice being issued by Council.

Carried unanimously

At 11:48 am, Cr Stephen Moriarty returned to the meeting, following voting on Item 12.2.

The Ordinary Meeting ended at 11:48 am.

To be confirmed on 26 March 2025.

**Cr Duncan McInnes****Deputy Mayor**