



# **MINUTES**

**General Meeting**

**28 October 2020**

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL  
GENERAL MEETING  
HELD AT THE BIGGENDEN BOARDROOM  
ON WEDNESDAY, 28 OCTOBER 2020 AT 9.00AM**

**COUNCILLORS:** Mayor Cr Rachel Chambers, Deputy Mayor Cr Robert Radel, Cr Melinda Jones, Cr Leslie Hotz, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle.

**OFFICERS:** Rachel Cooper (Chief Executive Officer), Randall Percy (General Manager Works), Susie Glasson (General Manager Corporate and Community), Leanne Coad (Executive Assistant)

## **1 WELCOME/HOUSEKEEPING**

The Mayor declared the meeting open and welcomed all attendees.

## **2 APOLOGIES/LEAVE OF ABSENCE**

Nil

## **3 DEPUTATIONS/PETITIONS**

At 9.35am Jamie Coad and Gregory Coase entered the meeting.

Mt Rawdon Mine Update

Speakers – Jamie Coad, General Manager and Greg Coase, Manager Sustainability

At 10.17am Jamie Coad and Gregory Coase left the meeting.

## **4 DECLARATIONS OF INTEREST**

Cr Leslie Hotz declared a real/perceived conflict of interest in agenda item 7.4 (as defined in section 173 of the *Local Government Act 2009*) due to conflict of interest. Cr Leslie Hotz determined that this personal interest is not of sufficient significance that it will lead to him making a decision on this matter that is contrary to the public interest. Cr Leslie Hotz will best perform his responsibility of serving the overall public interest of the whole of Council's area by participating in the discussion and excusing himself from voting on this matter.

Cr Melinda Jones declared a real/perceived conflict of interest in agenda item 7.5 (as defined in section 173 of the *Local Government Act 2009*) due to conflict of interest and proposed to exclude herself from the meeting while this matter is debated and the vote is taken.

## **5 CONFIRMATION OF MINUTES**

### **5.1 MINUTES OF THE GENERAL MEETING HELD ON 23 SEPTEMBER 2020**

#### **RESOLUTION 2020/121**

Moved: Cr Dael Giddins

Seconded: Deputy Mayor Cr Robert Radel

That the Minutes of the General Meeting held on 23 September 2020 be confirmed.

**CARRIED 7/0**

**AMENDMENT**

Moved: Cr Susan Payne  
Seconded: Cr Leslie Hotz

That it be noted that Cr Payne's QON was regarding the Mundubbera Rail trail, not the Mundubbera Bridge.

**CARRIED 7/0**

**RESOLUTION 2020/122**

Moved: Cr Leslie Hotz  
Seconded: Cr Dael Giddins

That the amendment become part of the resolution.

**CARRIED 7/0**

**5.2 MINUTES OF THE GENERAL MEETING HELD ON 26 AUGUST 2020****RESOLUTION 2020/123**

Moved: Deputy Mayor Cr Robert Radel  
Seconded: Cr Melinda Jones

That the Minutes of the General Meeting held on 26 August 2020 be confirmed.

**CARRIED 7/0**

**AMENDMENT**

Moved: Cr Leslie Hotz  
Seconded: Cr Dael Giddins

That the recommendation state 'that the Minutes of the General Meeting held on 26 August 2020 be confirmed as amended'.

**CARRIED 7/0**

**RESOLUTION 2020/124**

Moved: Cr Leslie Hotz  
Seconded: Cr Dael Giddins

That the amendment becomes the motion.

**CARRIED 7/0**

CEO advised that the August Meeting Minutes were placed on the September Agenda to ensure transparency.

**6 OFFICE OF THE CHIEF EXECUTIVE OFFICER****6.1 COUNCIL GENERAL MEETING SCHEDULE 2021****RESOLUTION 2020/125**

Moved: Cr Dael Giddins

Seconded: Cr Susan Payne

That Council adopt the attached Council meeting schedule for 2021, with meetings to commence at 9.00am.

**CARRIED 7/0**

**6.2 2020-21 OPERATIONAL REPORT - Q1 PROGRESS REPORT****RESOLUTION 2020/126**

Moved: Cr Melinda Jones

Seconded: Cr Dael Giddins

That in accordance with section 174(3) of the *Local Government Regulation 2012*, Council receives the 2020-21 Operational Plan – Q1 Progress Report for the period 1 July 2020 through to 30 September 2020.

**QON**

- Cr Dingle – TIDS projects breakdown requested.
- Cr Jones – request for changes to colours on the milestone report.
- Cr Hotz – can we have the scope of the Glencoe Road project. GM Works to provide this.

**CARRIED 7/0**

**RESOLUTION 2020/127**

Moved: Mayor Cr Rachel Chambers

Seconded: Cr Leslie Hotz

To include new Agenda Item being Councillor remuneration response and propose to add this as Agenda Item 6.3.

**CARRIED 7/0**

**6.3 COUNCILLOR RESPONSE TO REMUNERATION TRIBUNAL****RESOLUTION 2020/128**

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Susan Payne

That Councillors make a submission to the remuneration tribunal re: the category that NBRC fall under for their remunerations, by 30 October 2020.

**CARRIED 7/0**

The Mayor to work with the CEO to produce the letter.

Meeting adjourned at 10.17am

Meeting reconvened at 10.31am

## **7 CORPORATE AND COMMUNITY**

### **7.1 BIGGENDEN STREETScape CONCEPT DESIGN**

#### **RESOLUTION 2020/129**

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Dael Giddins

That Council endorse the Biggenden Streetscape Concept Design as presented.

**CARRIED 7/0**

### **7.2 COMMERCIAL & INDUSTRIAL WASTE FEES**

#### **RESOLUTION 2020/130**

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Dael Giddins

That Council pursuant to the *Local Government Act 2009* (Qld) amend its fees and charges to include the following effective from 16 November 2020.

1. Commercial and industrial waste for vehicles greater than 4.5t - \$150/tonne.
2. Commercial and industrial waste for vehicles greater than 4.5t with recyclables back loaded to point of origin - \$75/tonne.

**CARRIED 7/0**

### 7.3 FINANCE REPORT TO 30 SEPTEMBER 2020

#### RESOLUTION 2020/131

Moved: Cr Melinda Jones

Seconded: Cr Susan Payne

That in accordance with s204 Local Government Regulation 2012 (Qld), Council notes the Finance Report for the period ended 30 September 2020.

**CARRIED 7/0**

#### QON

Cr Payne queried changes to methodology of calculating internal plant hire expense which has lead to materials and serviced being over budget. GM Corporate and Community to investigate. If a simple explanation, to provide this via email to Councillors. If complex this will need to come back to Council.

### 7.4 BIOSECURITY PROGRAM AUTHORISATION (PREVENTION AND CONTROL PROGRAM)

#### RESOLUTION 2020/132

Moved: Cr Dael Giddins

Seconded: Deputy Mayor Cr Robert Radel

That Council pursuant to section 235 of the *Biosecurity Act 2014* (the Act) authorise a Biosecurity Program (program authorisation) as presented and subject to any recommendations by the community and the Department of Agriculture and Fisheries for the prevention and control of African Boxthorn, Honey Locust and Prickly Acacia during the period 16 November 2020 to 13 November 2021.

At 11:04 am, Cr Leslie Hotz left the meeting.

**CARRIED 6/0**

At 11:10 am, Cr Leslie Hotz returned to the meeting.

At 11:10 am, Cr Melinda Jones left the meeting.

### 7.5 NORTH BURNETT ARTS AND CULTURAL ADVISORY COMMITTEE

#### RESOLUTION 2020/133

Moved: Cr Leslie Hotz

Seconded: Deputy Mayor Cr Robert Radel

That Council:

1. Endorse the following committee nominations:

- Mrs Cyndy Seabrook
- Mr Russell Plunkett
- Mrs Susie Capewell
- Mr Geoff Walden

- Cr Melinda Jones
- Mrs Gillian Nicholl
- Mrs Lorraine Maskell
- Mrs Kerry Slack

2. Appoint their choice of chairperson from the following nominees:

- (a) Cr Melinda Jones demonstrated an exceptional wealth of experience pertaining to this role including previous RADF Committee experience.
- (b) Gayndah resident, Dr Geoff Walden, demonstrated significant experience in the music industry and music education.
- (c) Gayndah resident, Kerry Slack is currently a member of the Gayndah Orange Festival Committee and the Heritage Rail Trail Committee and has experience chairing committees.

OR

3. Delegate authority for the endorsed committee to appoint one of its members as Chairperson.

**CARRIED 6/0**

At 11:21 am, Cr Melinda Jones returned to the meeting.

#### QON

Cr Hotz – Queried the TOR and Council’s role in appointing a Chair.

Cr Giddins/Mayor Chambers – how will vacancies be filled going forward? Can additional committee members come in at any time?

## 7.6 DISPOSAL OF UNSALEABLE LAND TO COMMUNITY GROUP BY EXCEPTION TO TENDER

### RESOLUTION 2020/134

Moved: Cr Leslie Hotz

Seconded: Cr Melinda Jones

1. That Council resolves the exception under s 236(1)(b)(ii) of the *Local Government Regulation 2012 (Qld)* applies to disposing of the following land to the respectively named entity (being a 'community organisation'), for less than market value;
  - (a) The land - Lot 10 on RP214881, 90 Leichhardt Street, Mundubbera Qld 4626;
  - (b) The entity - the Mundubbera Baptist Church (ABN 68 348 631 421), a constituent of the Baptist Union of Queensland, and a registered Charity.

**CARRIED 7/0**

### AMENDMENT

Moved: Cr Leslie Hotz

Seconded: Deputy Mayor Cr Robert Radel

That the CEO ensures no out of pocket disposal expenses are associated with the disposal of the land

**CARRIED 7/0**

### RESOLUTION 2020/135

Moved: Cr Leslie Hotz

Seconded: Deputy Mayor Cr Robert Radel

That the amendment be part of the resolution.

**CARRIED 7/0**

## 8 WORKS

Nil



## 9 CONFIDENTIAL REPORTS

### MOTION

Moved: Cr Melinda Jones  
Seconded: Deputy Mayor Cr Robert Radel

**CARRIED 7/0**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275(1) of the *Local Government Regulation 2012*:

#### 9.1 Consideration of NBRC's future involvement in Narayen

This matter is considered to be confidential under Section 275(1) - h 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 other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

### MOTION

Moved: Deputy Mayor Cr Robert Radel  
Seconded: Cr Melinda Jones

That Council moves out of Closed Session into Open Session.

#### 9.1 CONSIDERATION OF NBRC'S FUTURE INVOLVEMENT IN NARAYEN

### RESOLUTION 2020/136

Moved: Deputy Mayor Cr Robert Radel  
Seconded: Cr Dael Giddins

1. That Council resolve to, in respect of State Land, Lot 1 on Crown Plan WK184, Title Reference 49102290, over which Council is joint trustee with the Department of Natural Resources, Mines and Energy (**DNRME**), known as 'Narayen Station';
  - (a) formally resign as joint Trustee of Narayen Station, and effectively vacate office; and
  - (b) take all required steps to affect resignation, in accordance with s 50 of the *Land Act 1994(Qld)* (and any other relevant section, Act or Regulation).

**CARRIED 7/0**

### AMENDMENT

**RESOLUTION 2020/137**

Moved: Mayor Cr Rachel Chambers  
Seconded: Cr Melinda Jones

That due to no beneficial community gain and the ability of the State to more effectively manage the property, that Council resolve to, in respect of State Land, Lot 1 on Crown Plan WK184, Title Reference 49102290, over which Council is joint trustee with the Department of Natural Resources, Mines and Energy (**DNRME**), known as 'Narayen Station';

- (a) formally resign as joint Trustee of Narayen Station, and effectively vacate office; and
- (b) take all required steps to affect resignation, in accordance with s 50 of the *Land Act 1994(Qld)* (and any other relevant section, Act or Regulation).

**CARRIED 7/0**

**MOTION**

Moved: Cr Dael Giddins  
Seconded: Deputy Mayor Cr Robert Radel

That the amendment become the resolution.

**CARRIED 7/0**

**90 CLOSURE OF MEETING**

The Meeting closed at 11.42am

**The minutes of this meeting were confirmed at the General Meeting held on 25 November 2020.**

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**CHAIRPERSON**