



MINUTES

General Meeting

25 January 2023

UNCONFIRMED

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL
GENERAL MEETING
HELD AT THE EIDSVOLD BOARDROOM
ON WEDNESDAY, 25 JANUARY 2023 AT 9.00AM**

1 WELCOME/HOUSEKEEPING

The Mayor declared the meeting open at 9.00am and welcomed all attendees.

2 ATTENDEES

COUNCILLORS: Mayor Leslie Hotz, Cr Robert Radel, Cr Melinda Jones[^], Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle, Cr Kingsley Mesner

OFFICERS: Margot Stork (CEO), Anna Scott (Interim GM Works), Rhys Habermann (Business Analyst)*, Owen Jensen (Financial Services Manager)*, Carl Bacon (Civil Works Manager)*, Ajith Samarasekera (Assets, Facilities and Fleet Manager)*, Michael Wallace (Properties and Leasing Officer)*, Kat Bright (Senior Executive Assistant to the CEO).

[^] attended the meeting via Microsoft Teams * attended part of the meeting only

3 APOLOGIES/LEAVE OF ABSENCE

Nil.

4 ACKNOWLEDGEMENT OF COUNTRY

On behalf of Council, the Mayor extended an Acknowledgement of Country.

5 MOMENT OF SILENCE AND REFLECTION

The Mayor to call for a moment of silence to pay respects to those who have passed in our region.

Todd Mooney Biggenden

Kirra Mooney Biggenden

Pamela Boughen Gayndah

Patrick Scanlan Gayndah

Eric Waldock Gayndah

Vernon Uren Mt Perry

David Dingle Mt Perry

Shirley Lee Monto

Trevor Fancutt Monto

Ken Gleadhill Monto

Loraine Burchard Mundubbera

6 DEPUTATIONS/PETITIONS

Nil.

7 DECLARATIONS OF INTEREST

Nil.

8 CONFIRMATION OF MINUTES

8.1 MINUTES OF THE GENERAL MEETING HELD ON 14 DECEMBER 2022

OFFICERS RECOMMENDATION

That the Minutes of the General Meeting held on 14 December 2022 be confirmed.

RESOLUTION 2023/1

Moved: Cr Kingsley Mesner

Seconded: Cr Dael Giddins

That the Minutes of the General Meeting held on 14 December 2022 be confirmed.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

9 OFFICE OF THE CHIEF EXECUTIVE OFFICER**9.1 2022-2023 (FY23) - QUARTERLY PROGRESS REPORT (Q2)****OFFICERS RECOMMENDATION**

That Council receives the 2022-23 (FY23) Q2 Progress Report for the period 1 October 2022 – 31 December 2022, satisfying the Chief Executive Officers obligation under Section 174(3) of the *Local Government Regulation 2012 (Qld)*.

202301_1 Item 9.1 QON

Cr Susan Payne queried if the 2022-23 (FY23) Q2 Progress Report could be a separate document on Councils website for the community to access? Through the Chair, Margot Stork (CEO) responded to Cr Susan Payne noting that the intent of the document was to be public facing and that it would be made available on our website.

RESOLUTION 2023/2

Moved: Cr Susan Payne
Seconded: Cr Kingsley Mesner

That Council receives the 2022-23 (FY23) Q2 Progress Report for the period 1 October 2022 – 31 December 2022, satisfying the Chief Executive Officers obligation under Section 174(3) of the *Local Government Regulation 2012 (Qld)*.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

9.2 DRAFT COMMUNITY ENGAGEMENT FRAMEWORK

OFFICERS RECOMMENDATION

That Council:

1. Endorse 2215 Community Engagement and Consultation Policy for public display;
2. Place 2215 Community Engagement and Consultation Policy on public display and invite feedback for a period of twenty-eight (28) days;
3. Endorse the Community Engagement Framework document for public display;
4. Place the Community Engagement Framework document on public display and invite feedback for a period of twenty-eight (28) days;
5. That 2215 Community Engagement and Consultation Policy, the Community Engagement Framework document and a summary of public feedback be brought to a Council meeting following the end of the public display period with recommendations for any changes to the policy and/or framework document which may result from public display and feedback.

RESOLUTION 2023/3

Moved: Cr Melinda Jones

Seconded: Cr Robert Radel

That Council:

1. Endorse 2215 Community Engagement and Consultation Policy for public display;
2. Place 2215 Community Engagement and Consultation Policy on public display and invite feedback for a period of twenty-eight (28) days;
3. Endorse the Community Engagement Framework document for public display;
4. Place the Community Engagement Framework document on public display and invite feedback for a period of twenty-eight (28) days;
5. That 2215 Community Engagement and Consultation Policy, the Community Engagement Framework document and a summary of public feedback be brought to a Council meeting following the end of the public display period with recommendations for any changes to the policy and/or framework document which may result from public display and feedback.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

9.3 FUTURE AMALGAMATION FOR NORTH BURNETT REGIONAL COUNCIL

OFFICERS RECOMMENDATION

That Council:

1. Confirm Councillor representation at the Service Planning Workshop for elected members sponsored by the Department of State Development, Infrastructure, Local Government and Planning and QTC; and
2. Direct the CEO to prepare a report to Council setting out the pros and cons of retention of the status quo versus de-amalgamation. The Report to include:
 - The process and timeframes to undertake a de-amalgamation process;
 - The process, timeframes and options for a re-amalgamation of parts of the North Burnett Region with other surrounding Councils;
 - The potential costs of any de-amalgamation/re-amalgamation process.

OR

3. Council confirms its ongoing support of the current North Burnett Region and advise the public by way of Mayoral Media Release of the full support of Council to continue along the path of consolidating the merger which resulted in the establishment of North Burnett Regional Council.

RESOLUTION 2023/4

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That Council:

1. Confirm Councillor representation at the Service Planning Workshop for elected members sponsored by the Department of State Development, Infrastructure, Local Government and Planning and QTC; and
2. Council confirms its ongoing support of the current North Burnett Region and advise the public by way of Mayoral Media Release of the full support of Council to continue along the path of consolidating the merger which resulted in the establishment of North Burnett Regional Council.

In Favour: Crs Leslie Hotz, Robert Radel, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

Abstained: Cr Melinda Jones

CARRIED 6/1

At 9.26am, Rhys Habermann (Business Analyst) left the meeting.

10 CORPORATE AND COMMUNITY

10.1 FINANCE REPORT TO 31 DECEMBER 2022

OFFICERS RECOMMENDATION

That in accordance with section 204 *Local Government Regulation 2012 (Qld)*, Council receives the Finance Report for the period ended 31 December 2022.

202301_2 Item 10.1 QON

Cr Susan Payne queried why Sewerage has decreased (page 139 of the agenda)? Through the Chair, Owen Jensen (Financial Services Manager) responded to Cr Susan Payne noting that the decrease is in comparison to the budget and the budget is based on historical data. Through the Chair, Margot Stork (CEO) noted that Water had also decreased potentially suggesting less occupied residents with connections. Through the Chair, Owen Jensen (Financial Services Manager) responded to Cr Susan Payne, noting that the question would be taken on notice and addressed during an upcoming budget workshop.

RESOLUTION 2023/5

Moved: Cr Kingsley Mesner

Seconded: Cr Michael Dingle

That in accordance with section 204 *Local Government Regulation 2012 (Qld)*, Council receives the Finance Report for the period ended 31 December 2022.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

11 WORKS**11.1 PARADISE DAM REFERENCE GROUP 10 NOVEMBER 2022 MEETING SUMMARY****OFFICERS RECOMMENDATION**

That Council notes the draft meeting summary provided by Sunwater following the 10 November 2022 Paradise Dam Reference Group Meeting.

RESOLUTION 2023/6

Moved: Cr Michael Dingle

Seconded: Cr Susan Payne

That Council notes the draft meeting summary provided by Sunwater following the 10 November 2022 Paradise Dam Reference Group Meeting.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

11.2 GOSPEL HALL ROAD - GRID OFFER**OFFICERS RECOMMENDATION**

That Council declines the offer made by the landowner to only supply replacement grids at Chainage 1.65 and 2.51 on Gospel Hall Road and undertake minor maintenance works.

RESOLUTION 2023/7

Moved: Cr Michael Dingle

Seconded: Cr Dael Giddins

1. Reject the officer's recommendation.
2. Accept the landowners offer to supply grids with the following conditions:
 - a. New grids are supplied onsite at a mutually agreeable time.
 - b. The landowner is to be responsible for all ongoing maintenance and replacement.
 - c. Council to install two (2) grids as good will to prior agreement dated 7 December 1976.
 - d. The landowner is to comply with Policy 2262 from the date of installation.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

NOTE: The reason for Councillors rejecting the officers recommendation was due to historical goodwill.

11.3 ROAD REGISTER CLASSIFICATION REVIEW

OFFICERS RECOMMENDATION

1. That Council engages Shepherd Services to undertake a full review of the Road Register to identify assets potentially being overserviced, off alignment or incorrectly classified in the adopted road hierarchy set out in Council's Road asset management plan.
2. The findings are to be returned to Council for review before any service level change.

RESOLUTION 2023/8

Moved: Cr Susan Payne

Seconded: Cr Robert Radel

1. That Council engages Shepherd Services to undertake a full review of the Road Register to identify assets potentially being overserviced, off alignment or incorrectly classified in the adopted road hierarchy set out in Council's Road asset management plan.
2. The findings are to be returned to Council for review before any service level change.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

At 10.12am, Carl Bacon (Civil Works Manager) left the meeting.

11.4 BURNETT INLAND ECONOMIC DEVELOPMENT ORGANISATION (BIEDO) - WITHDRAWAL OF REQUEST TO PURCHASE COUNCIL VEHICLE

OFFICERS RECOMMENDATION

That Council:

1. Amend RESOLUTION 2022/162, That Council resolves to apply the exception under Section 236(1)(b)(ii) of the Local Government Regulation 2012, to dispose of the non-current asset item PEQ13040, being a 2015 Ford Territory TX identified by its Vehicle Inspection Number 6FPAAAJGATFE81540, to the Burnett Inland Economic Development Organisation for the sum of \$13,250 incl GST without going to tender or auction; and
2. Resolve to dispose by tender or public auction the Ford Territory TX vehicle item PEQ13040 identified by its Vehicle Inspection Number 6FPAAAJGATFE81540.

RESOLUTION 2023/9

Moved: Cr Robert Radel

Seconded: Cr Michael Dingle

That Council:

1. Amend RESOLUTION 2022/162, That Council resolves to apply the exception under Section 236(1)(b)(ii) of the Local Government Regulation 2012, to dispose of the non-current asset item PEQ13040, being a 2015 Ford Territory TX identified by its Vehicle Inspection Number 6FPAAAJGATFE81540, to the Burnett Inland Economic Development Organisation for the sum of \$13,250 incl GST without going to tender or auction; and
2. Resolve to dispose by tender or public auction the Ford Territory TX vehicle item PEQ13040 identified by its Vehicle Inspection Number 6FPAAAJGATFE81540.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

At 10.14am, Owen Jensen (Financial Services Manager) left the meeting.

12 COUNCILLOR REPORTS**12.1 MAYOR AND COUNCILLORS REPORTS****OFFICERS RECOMMENDATION**

That the Councillor Reports be received for the period of 1 December to 31 December 2022.

RESOLUTION 2023/10

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That the Councillor Reports be received for the period of 1 December to 31 December 2022.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Cr Susan Payne

CARRIED 6/1

13 URGENT BUSINES

Nil.

14 CONFIDENTIAL REPORTS

OFFICERS RECOMMENDATION

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*:

14.1 Burnett Inland Economic Development Organisation (BIEDO) - 2023 Partnership proposal

This matter is considered to be confidential under 254J - 254J(3)(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.

14.2 Purchase of Six (6) Councillor Vehicles

This matter is considered to be confidential under 254J - 254J(3)(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.

14.3 Potential Divestment of Crown Land - Mungungo Sports Reserve

This matter is considered to be confidential under Section 254J(3)(e) 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 legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken be or against local government.

RESOLUTION 2023/11

Moved: Cr Melinda Jones

Seconded: Cr Robert Radel

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*:

14.1 Burnett Inland Economic Development Organisation (BIEDO) - 2023 Partnership proposal

This matter is considered to be confidential under 254J - 254J(3)(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.

14.2 Purchase of Six (6) Councillor Vehicles

This matter is considered to be confidential under 254J - 254J(3)(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.

14.3 Potential Divestment of Crown Land - Mungungo Sports Reserve

This matter is considered to be confidential under Section 254J(3)(e) 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 legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken be or against local government.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

THE MEETING MOVED INTO A CLOSED SESSION AT 10.15AM.

NOTE: During the confidential closed session, Councillors discussed the content in the confidential reports listed above.

At 10.38am, Ajith Samarasekera (Assets, Facilities and Fleet Manager) joined the meeting.

At 10:40 am, Cr Susan Payne left the meeting.

At 10:43 am, Cr Susan Payne returned to the meeting.

At 10.47am, Michael Wallace (Properties and Leasing Officer) joined the meeting.

RESOLUTION 2023/12

Moved: Cr Robert Radel

Seconded: Cr Kingsley Mesner

That Council moves out of Closed Session into Open Session.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

THE MEETING MOVED BACK INTO AN OPEN SESSION AT 10.59AM.

14.1 BURNETT INLAND ECONOMIC DEVELOPMENT ORGANISATION (BIEDO) - 2023 PARTNERSHIP PROPOSAL**OFFICERS RECOMMENDATION**

That Council endorse components of the partnership agreement.

RESOLUTION 2023/13

Moved: Cr Michael Dingle

Seconded: Cr Kingsley Mesner

That Council lay the partnership agreement on the table until further clarification is provided, and a report is brought back to Council.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

14.2 PURCHASE OF SIX (6) COUNCILLOR VEHICLES**OFFICERS RECOMMENDATION**

That Council resolves to purchase six (6) Mitsubishi Outlander ES AWD 2.5L Petrol 5 Seat Wagons from Wide Bay Motor Group Quote Q22386 dated 15 November 2022 for a total cost of \$265,875.60 inc. GST.

RESOLUTION 2023/14

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That Council resolves to purchase six (6) Mitsubishi Outlander ES AWD 2.5L Petrol 5 Seat Wagons from Wide Bay Motor Group Quote Q22386 dated 15 November 2022 for a total cost of \$265,875.60 inc. GST.

In Favour: Crs Leslie Hotz, Robert Radel, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Cr Melinda Jones

CARRIED 6/1

14.3 POTENTIAL DIVESTMENT OF CROWN LAND - MUNGUNGO SPORTS RESERVE**OFFICERS RECOMMENDATION**

That Council:

1. Resolve to vacate office as Trustee of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve.
2. Authorise the Chief Executive Officer to undertake any administrative actions necessary to finalise the vacation of office as Trustee of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve.
3. Upon acceptance by the Mungungo Sports and Recreation Club Inc of Trusteeship of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve; that council grant a rebate for the full amount of General Rates charges for a period of five years.

RESOLUTION 2023/15

Moved: Cr Melinda Jones

Seconded: Cr Robert Radel

That Council:

1. Resolve to vacate office as Trustee of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve.
2. Authorise the Chief Executive Officer to undertake any administrative actions necessary to finalise the vacation of office as Trustee of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve.
3. Upon acceptance by the Mungungo Sports and Recreation Club Inc of Trusteeship of Reserve 4092, Lot 133 on Crown Plan RW223, Mungungo Sports Reserve; that council grant a rebate for the full amount of General Rates charges for a period of five years.

In Favour: Crs Leslie Hotz, Robert Radel, Melinda Jones, Susan Payne, Dael Giddins, Michael Dingle and Kingsley Mesner

Against: Nil

CARRIED 7/0

15 CLOSURE OF MEETING

The Meeting closed at 11.03am.

The minutes of this meeting were confirmed at the General Meeting held on 22 February 2023.

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CHAIRPERSON