



MINUTES

General Meeting

23 August 2023

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL
GENERAL MEETING
HELD AT THE MONTO BOARDROOM
ON WEDNESDAY, 23 AUGUST 2023 AT 9.00AM**

1 WELCOME/HOUSEKEEPING

The Mayor declared the meeting open at 9.01am and welcomed all attendees.

2 ATTENDEES

COUNCILLORS: Cr Leslie Hotz (Mayor)
Cr Robert Radel (Deputy Mayor)
Cr Dael Giddins
Cr Kingsley Mesner
Cr Melinda Jones^
Cr Michael Dingle
Cr Susan Payne

OFFICERS: Margot Stork (CEO)
Anna Scott (General Manager - Works)
Kim Mahoney (General Manager – Corporate and Community)
Allan Hull (Civil Works Manager)^*
Amanda Nissen (Customer Experience and Communities Manager)^*
Jenny Hall (Community Development Stream Leader)^*
Kat Bright (Senior Executive Assistant to the CEO and Mayor)^
Kath Hamilton (Executive Assistant to the General Manager – Corporate and Community)
Marlene Carstens (Executive Assistant to the General Manager - Works)^
Michael Cartwright (Governance, Policy and Risk Advisor)^
Owen Jensen (Financial Services Manager)^*
Rachael Duncan (Environment Stream Leader)^*
Rhys Habermann (Acting Strategic Relationships Manager)
Taylor Applewaite (Administration Officer – Executive Services)^
Tegan Bauer (Executive Assistant to the Mayor)

*^ 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 called for a moment of silence to pay respects to those who have passed in our region.

<i>Darryl Faint</i>	<i>Biggenden</i>
<i>Alex Pointon</i>	<i>Eidsvold</i>
<i>Ashley Cobbo</i>	<i>Gayndah</i>
<i>Lorraine Maas</i>	<i>Gayndah</i>
<i>Shirley Cooper</i>	<i>Gayndah</i>
<i>Coralie Keiler</i>	<i>Monto</i>
<i>Frederick Dahtler</i>	<i>Monto</i>
<i>Brian Tucker</i>	<i>Mount Perry</i>
<i>Clarence Daffey</i>	<i>Mundubbera</i>

6 DEPUTATIONS/PETITIONS

There were nil deputations for this meeting.

7 DECLARATIONS OF INTEREST

I Cr Jones, inform the meeting that pursuant to *Section 150EQ of the Local Government Act 2009*, that I have a declarable conflict of interest with regards to **Item 10.3 – RADF COMMUNITY GRANTS ROUND 3 2022-23** (specifically point 3 (a) of the Officers Recommendation) as I am an Executive on the committee that supports the project.

As a result of this conflict of interest, I would like to remain in the room whilst the matter is considered and voted on.

DECLARATION OF INTEREST - CR JONES

RESOLUTION 2023/142

Moved: Cr Dael Giddins
Seconded: Cr Kingsley Mesner

That in accordance with *Section 150EQ of the Local Government Act 2009*, it is in the public interest that Cr Jones remains in the meeting for the discussion of Item 10.3 - RADF COMMUNITY GRANTS ROUND 3 2022-23 and then asked to leave for the vote concerning point 3 (a) of the Officers Recommendation.

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

Against: Nil

CARRIED 7/0

8 CONFIRMATION OF MINUTES

8.1 MINUTES OF THE GENERAL MEETING HELD ON 31 JULY 2023

OFFICERS RECOMMENDATION

That the Minutes of the General Meeting held on 31 July 2023 be confirmed.

RESOLUTION 2023/143

Moved: Cr Kingsley Mesner

Seconded: Cr Dael Giddins

That the Minutes of the General Meeting held on 31 July 2023 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 CURRENT OUTSTANDING COUNCIL RESOLUTIONS REPORT****OFFICERS RECOMMENDATION**

That Council receive the Current Outstanding Council Resolutions Report from May 2021 to July 2023.

RESOLUTION 2023/144

Moved: Cr Susan Payne

Seconded: Cr Dael Giddins

That Council receive the Current Outstanding Council Resolutions Report from May 2021 to July 2023.

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

Against: Nil

CARRIED 7/0

202308_1 ITEM 9.1 QON - OUTSTANDING RES 2023/50 REVIEW OF PUBLIC WASHDOWN FACILITIES COMPLIANCE AND OPERATIONS

Cr Payne requested an update specifically on the Mundubbera Washdown Facility. Through the Chair, Margot Stork (CEO) responded to Cr Payne noting that an update will be tabled at a Councillor Information Workshop.

202308_2 ITEM 9.1 QON - OUTSTANDING RES 2022/29 MONTO LANDCARE GROUP INC.

Mayor Hotz queried which lease site the outstanding resolution referred to as he is of the belief that there are three (3) sites with the group. Through the Chair, Michael Cartwright (Governance, Policy and Risk Advisor) responded to Mayor Hotz noting that the question would be taken on notice.

2202308_3 ITEM 9.1 QON - OUTSTANDING RES 2022/181 MOUNT PERRY COMMUNITY DEVELOPMENT BOARD INCORPORATED – REQUEST FOR EXEMPTION FROM HALL HIRE FEES

Cr Giddins requested an update on the review of Policy 269 Free Use of Meeting Rooms for Non-For-Profit Organisations. Through the Chair, Margot Stork (CEO) responded to Cr Giddins noting that an update will be tabled at a Councillor Information Workshop.

9.2 CARETAKER PERIOD - POLICY AND PROCEDURES

OFFICERS RECOMMENDATION

That Council:

1. Adopt by Resolution – Policy 2003 Caretaker Period
2. Adopt by Resolution – Procedures – PRO2003 Caretaker Period

RESOLUTION 2023/145

Moved: Cr Kingsley Mesner

Seconded: Cr Robert Radel

That Council:

1. Adopt by Resolution – Policy 2003 Caretaker Period
2. Adopt by Resolution – Procedures – PRO2003 Caretaker Period

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

Against: Nil

CARRIED 7/0

10 CORPORATE AND COMMUNITY**10.1 FINANCE REPORT TO 31 JULY 2023****OFFICERS RECOMMENDATION**

That in accordance with section 204 *Local Government Regulation 2012 (Qld)*, Council receives the Finance Report for the period ended 31 July 2023.

RESOLUTION 2023/146

Moved: Cr Dael Giddins
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 July 2023.

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

Against: Nil

CARRIED 7/0**202308_4 ITEM 10.1 QON - MOUNT PERRY OVERDUE RATES**

Cr Dingle queried if the dollar value representing the overdue rates for Mount Perry (page 58 of the Agenda) was correct. Through the Chair, Owen Jensen (Financial Services Manager) responded to Cr Dingle noting that the question would be taken on notice.

10.2 GOVERNANCE POLICY 2261 LOCAL DISASTER MANAGEMENT LEVY**OFFICERS RECOMMENDATION**

That Council adopts Governance Policy 2261 Local Disaster Management Levy as presented.

RESOLUTION 2023/147

Moved: Cr Melinda Jones
Seconded: Cr Robert Radel

That Council adopts Governance Policy 2261 Local Disaster Management Levy as presented.

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

Against: Nil

CARRIED 7/0

10.3 RADF COMMUNITY GRANTS ROUND 3 2022-23**OFFICERS RECOMMENDATION**

That Council:

1. Endorse the following Regional Arts Development Fund (RADF) applications on the recommendation of the North Burnett Arts and Cultural Advisory Committee (NBACAC):
 - (a) Rachel Koster: North Burnett Regional Songwriting Workshop - \$4,490.
 - (b) Monto Art Group: Artist Workshop with Lizzie Taylor - \$880.
2. Decline the following RADF application on the recommendation of the NBACAC.
 - (a) Gayndah and District Historical Society: Blacksmithing Workshop - \$4,200.
3. Endorse the following RADF project variation, on the recommendation of the NBACAC:
 - (a) Noosa Film Academy Pty Ltd - auspiced by Monto Magic Tourism Action Group: Youth Acting and Screen Production – additional funding allocation to include Mundubbera State College and Eidsvold State School in the program - \$5,285.

The Chair confirmed that this matter would be split into two (2) parts having considered the conflict of interest declared earlier in the meeting.

RESOLUTION 2023/148

Moved: Cr Kingsley Mesner

Seconded: Cr Dael Giddins

That Council:

1. Endorse the following Regional Arts Development Fund (RADF) applications on the recommendation of the North Burnett Arts and Cultural Advisory Committee (NBACAC):
 - (a) Rachel Koster: North Burnett Regional Songwriting Workshop - \$4,490.
 - (b) Monto Art Group: Artist Workshop with Lizzie Taylor - \$880.
2. Decline the following RADF application on the recommendation of the NBACAC.
 - (a) Gayndah and District Historical Society: Blacksmithing Workshop - \$4,200.

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

Against: Nil

CARRIED 7/0

At 9:34 am, Cr Jones left the meeting.

RESOLUTION 2023/149

Moved: Cr Kingsley Mesner

Seconded: Cr Dael Giddins

- (a) Noosa Film Academy Pty Ltd - auspiced by Monto Magic Tourism Action Group: Youth Acting and Screen Production – additional funding allocation to include Mundubbera State College and Eidsvold State School in the program - \$5,285.

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

Against: Nil

CARRIED 7/0

At 9:35 am, Cr Jones returned to the meeting.

10.4 WIDE BAY BURNETT REGIONAL WASTE AND RESOURCE RECOVERY PLAN

OFFICERS RECOMMENDATION

That Council note and support in principle the Wide Bay Burnett Regional Waste and Resource Recovery Plan.

RESOLUTION 2023/150

Moved: Cr Susan Payne

Seconded: Cr Melinda Jones

That Council note and support in principle the Wide Bay Burnett Regional Waste and Resource Recovery Plan.

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 WALKING NETWORK PLANNING REPORT

Through the Chair, Anna Scott (General Manager – Works) advised that at the time of submitting the report to Council, Officers had attached the April 2023 version of the report from the consulting engineers Cormac Rd Pty Ltd (CRC). Since then, CRC have provided an updated version dated July 2023 which was tabled during the meeting. The table below shows a summary of changes when comparing both versions. All changes are highlighted in the July 2023 version.

Reference (July 2023 version)	April 2023 Version	July 2023 Version
Page 6	Mundubbera - no content.	Mundubbera - content added.
Page 31	Line 247 included for the construction of a path and repair to pedestrian bridge Esplanade Street, Eidsvold.	Removed line 247 due to the cost and risk associated with the pedestrian bridge.
Page 49		Line 190 added following Councillor feedback. Line 204 added following Councillor feedback

OFFICERS RECOMMENDATION

That Council endorse the report titled Walking Network Plans – Biggenden, Eidsvold, Gayndah, Monto and Mundubbera.

RESOLUTION 2023/151

Moved: Cr Kingsley Mesner

Seconded: Cr Dael Giddins

That Council endorse the report titled Walking Network Plans – Biggenden, Eidsvold, Gayndah, Monto and Mundubbera dated July 2023.

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

Against: Nil

CARRIED 7/0

ATTACHMENTS

- 1 Walking Network Plans - Biggenden, Eidsvold, Gayndah, Monto and Mundubbera - Final Report with Markups - July 2023

202308_5 ITEM 11.1 PATH FROM ESPLANADE ST EIDSVOLD TO GOLF COURSE

Cr Payne queried the removal of line 247 (Path from Esplanade St to Eidsvold Golf Course on page 31 of the April 2023 version) in the July 2023 version. Through the Chair, Anna Scott (General Manager Works) responded to Cr Payne noting that Council will liaise further with the Golf Club to understand how the path is utilised.

12 COUNCILLOR REPORTS

12.1 MAYOR AND COUNCILLORS REPORTS

OFFICERS RECOMMENDATION

That Council receives the Councillor Reports for the period 1 July 2023 to 31 July 2023.

RESOLUTION 2023/152

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That Council receives the Councillor Reports for the period 1 July 2023 to 31 July 2023.

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

Against: Nil

CARRIED 7/0

12.2 RESCISSION MOTION

Through the Chair, Margot Stork (CEO) noted that legal opinion was sought and provided to the Mayor for consideration.

Mayor Hotz proposed the following motion to progress with the appointment of two (2) Councillors to the Audit Committee.

RESOLUTION 2023/153

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That Council resolves that:

- Movers and seconders be called to nominate Councillors for the two (2) Audit Committee positions;
- Each nominee who is moved and seconded, and who accepts the nomination, will be given 2 minutes to address the meeting on their nomination;
- Voting will follow in the order in which each Councillor has been nominated;
- Voting will continue until two Councillors are elected to the Audit Committee.

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

Against: Cr Susan Payne

CARRIED 6/1

MOTION

Moved: Cr Robert Radel

Seconded: Nil

That Cr Payne be nominated to be appointed to the Audit and Risk Committee.

Cr Payne declined the nomination.

MOTION LAPSED DUE TO NO SECONDER AND DECLINE OF NOMINATION

RESOLUTION 2023/154

Moved: Cr Dael Giddins

Seconded: Cr Michael Dingle

That Cr Jones be appointed to the Audit and Risk Committee.

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

Against: Cr Susan Payne

CARRIED 6/1

MOTION

Moved: Cr Robert Radel

Seconded: Nil

That Mayor Hotz be nominated to be appointed to the Audit and Risk Committee.

Mayor Hotz declined the nomination.

MOTION LAPSED DUE TO NO SECONDER AND DECLINE OF NOMINATION**RESOLUTION 2023/155**

Moved: Cr Melinda Jones

Seconded: Cr Michael Dingle

That Cr Giddins be appointed to the Audit and Risk Committee.

In Favour: Crs Leslie Hotz, Melinda Jones, Dael Giddins and Michael Dingle

Against: Crs Robert Radel, Susan Payne and Kingsley Mesner

CARRIED 4/3

MOTION

Moved: Cr Susan Payne

Seconded: Cr Kingsley Mesner

That Cr Dingle be appointed to the Audit and Risk Committee.

**MOTION LAPSED AS IT DID NOT PROCEED TO A VOTE AS PER RESOLUTION 2023/119
(POINT 4) IN THAT TWO (2) COUNCILLORS WERE SUCCESSFULLY APPOINTED**

13 URGENT BUSINESS**13.1 LATE SUBMISSION OF MOTION TO THE 2023 LGAQ ANNUAL CONFERENCE****RESOLUTION 2023/156**

Moved: Cr Robert Radel

Seconded: Cr Susan Payne

That this item be tabled as an Urgent Matter of Business so that Council may consider the submission of a late motion to the 2023 LGAQ Annual Conference.

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

Against: Nil

CARRIED 7/0**RESOLUTION 2023/157**

Moved: Cr Robert Radel

Seconded: Cr Michael Dingle

That Council authorise the Chief Executive Officer to submit a late motion to the Local Government Association of Queensland (LGAQ) for their 2023 Annual Conference as follows:

That the Local Government Association of Queensland (LGAQ) calls on the State Government to review the timing of Local Government Elections with consideration given to holding such elections between September and November in every fourth year.

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

Against: Nil

CARRIED 7/0

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 North Burnett Region - Tourism Destination Management Organisation (DMO) Association

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.

RESOLUTION 2023/158

Moved: Cr Michael Dingle

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 North Burnett Region - Tourism Destination Management Organisation (DMO) Association

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.

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 10.29AM.

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

RESOLUTION 2023/159

Moved: Cr Dael Giddins
Seconded: Cr Robert Radel

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 11.00AM.**14.1 NORTH BURNETT REGION - TOURISM DESTINATION MANAGEMENT ORGANISATION (DMO) ASSOCIATION****OFFICERS RECOMMENDATION**

That Council:

1. Adopt Bundaberg Tourism as the preferred DMO provider for the North Burnett Region; OR
2. Adopt a hybrid model comprising of Bundaberg Tourism as a DMO provider, coupled with Council membership to Drive Inland as the preferred tourism option for the North Burnett Region; OR
3. Adopt Queensland Country Tourism as the preferred DMO provider for the North Burnett Region.

AND

4. Authorise the Chief Executive Officer to negotiate and enter into any agreement(s) necessary, and arrange for the payment of any contribution amounts to implement the preferred tourism option.

OR

5. Resolve not to enter any financial arrangement with a DMO provider.

RESOLUTION 2023/160

Moved: Cr Melinda Jones
Seconded: Cr Dael Giddins

That Council:

1. Adopt a hybrid model comprising of Bundaberg Tourism as a DMO provider, coupled with Council membership to Drive Inland as the preferred tourism option for the North Burnett Region; and
2. Authorise the Chief Executive Officer to negotiate and enter into any agreement(s) necessary and arrange for the payment of any contribution amounts to implement the preferred tourism option.

In Favour: Crs Melinda Jones and Dael Giddins

Against: Crs Leslie Hotz, Robert Radel, Susan Payne, Michael Dingle and Kingsley Mesner

LOST 2/5

MOTION

Moved: Cr Kingsley Mesner

Seconder: Nil

That Council resolves to not to enter any financial arrangement with a DMO provider.

LAPSED DUE TO NO SECONDER

RESOLUTION 2023/161

Moved: Cr Robert Radel

Seconded: Cr Michael Dingle

That Council:

1. Does not enter any financial arrangement with a DMO provider and continue Council membership to Drive Inland as the preferred tourism option for the North Burnett Region; and
2. Authorise the Chief Executive Officer to arrange for the payment of the membership contribution amount to implement the preferred tourism option.

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

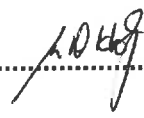
Against: Crs Melinda Jones and Dael Giddins

CARRIED 5/2

15 CLOSURE OF MEETING

The Meeting closed at 11.09am.

The minutes of this meeting were confirmed at the General Meeting held on 27 September 2023.


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CHAIRPERSON

ATTACHMENT 1

**WALKING NETWORK PLANS - BIGGENDEN, EIDSVOLD, GAYNDAH, MONTO AND
MUNDUBBERA - FINAL REPORT WITH MARKUPS - JULY 2023**