



# **MINUTES**

**Special Meeting**

**1 May 2024**

UNCONFIRMED

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL  
SPECIAL MEETING  
HELD AT THE GAYNDAH BOARDROOM  
ON WEDNESDAY, 1 MAY 2024 AT 3:00 PM**

## 1 WELCOME/HOUSEKEEPING

The Mayor declared the meeting open at 3.02pm and welcomed all attendees.

## 2 ATTENDEES

<b>COUNCILLORS:</b>	Cr Leslie Hotz	(Mayor)*
	Cr Melinda Jones	(Deputy Mayor / Division 1)
	Cr Trina Vaughan	(Division 2)
	Cr Susan Payne	(Division 3)
	Cr Renee McGilvery	(Division 4)
	Cr Michael Dingle	(Division 5)
	Cr Moira Thompson	(Division 6)
<b>OFFICERS:</b>	Kat Bright	(Senior Executive Assistant to the CEO & Mayor)
	Michael Cartwright	(Governance, Policy and Risk Advisor)^
<b>GUESTS:</b>	Tim Fynes-Clinton	(King and Company)^

^ attended the meeting via Microsoft Teams

\* attended part of the meeting only

## 3 APOLOGIES/LEAVE OF ABSENCE

An apology was tendered on behalf of Margot Stork (CEO).

## 4 ACKNOWLEDGEMENT OF COUNTRY

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

## 5 DECLARATIONS OF INTEREST

I, Cr Les Hotz, inform this meeting pursuant to section 150EQ of the Local Government Act 2009, that I have a declarable conflict of interest with regards to the confidential legal matter that will be addressed at ITEM 6 – CONFIDENTIAL REPORTS. This interest has been previously declared, and given the matter remains unresolved, I again intend to leave the Chamber during that discussion.

At 3:03 pm, Mayor Leslie Hotz left the meeting.

I, Cr Melinda Jones, inform this meeting pursuant to section 150EQ of the *Local Government Act 2009*, that I have a declarable conflict of interest with regards to the confidential legal matter that will be addressed at ITEM 6 – CONFIDENTIAL REPORTS. This interest is that my name is mentioned in the matter, although I am not familiar with the content.

I note that I have sought independent advice, confirming that my conflict is not a prescribed conflict but is in fact a declarable conflict. Whether I remain in the room and participate in the discussion and decision/vote is in the hands of the Councillors. I have been advised that the nature of my interest should not have conflicted me out of the previous meeting and as such, I am requesting that Councillors allow me to remain in the room for the discussion and vote or remain in the room for the discussion and refrain from voting.

**DECLARATION OF INTEREST - CR JONES**

**RESOLUTION 2024/82**

Moved: Cr Michael Dingle  
Seconded: Cr Renee McGilvery

That Cr Jones, remain in the room to participate in the discussion and decision/vote despite the Councillor's conflict of interest.

In Favour: Crs Melinda Jones, Trina Vaughan, Renee McGilvery, Michael Dingle and Moira Thompson

Against: Cr Susan Payne

**CARRIED 5/1**

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## 6 CONFIDENTIAL REPORTS

### OFFICERS RECOMMENDATION

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the *Local Government Regulation 2012*:

#### 6.1 Confidential Legal Matter

This matter is considered to be confidential under 254J - 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 by or against the local government.

#### RESOLUTION 2024/83

Moved: Cr Michael Dingle

Seconded: Cr Trina Vaughan

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the *Local Government Regulation 2012*:

#### 6.1 Confidential Legal Matter

This matter is considered to be confidential under 254J - 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 by or against the local government.

In Favour: Crs Melinda Jones, Trina Vaughan, Susan Payne, Renee McGilvery, Michael Dingle and Moira Thompson

Against: Nil

**CARRIED 6/0**

### THE MEETING MOVED INTO A CLOSED SESSION AT 3.07PM.

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

#### RESOLUTION 2024/84

Moved: Cr Renee McGilvery

Seconded: Cr Michael Dingle

That Council moves out of Closed Session into Open Session.

In Favour: Crs Melinda Jones, Trina Vaughan, Susan Payne, Renee McGilvery, Michael Dingle and Moira Thompson

Against: Nil

**CARRIED 6/0**

### THE MEETING MOVED BACK INTO AN OPEN SESSION AT 4.01PM.

**6.1 CONFIDENTIAL LEGAL MATTER**

**OFFICERS RECOMMENDATION**

That Council receive the report.

**RESOLUTION 2024/85**

Moved: Cr Michael Dingle  
Seconded: Cr Renee McGilvery

That Council instructs King & Company to:

1. Finalise negotiations with Hopgood Ganim in accordance with option A as discussed in the closed (and confidential) session of this closed meeting; and
2. Report back to Council, via its Governance, Policy and Risk Advisor, at the conclusion of that negotiation.

In Favour: Crs Melinda Jones, Trina Vaughan, Susan Payne, Renee McGilvery, Michael Dingle and Moira Thompson

Against: Nil

**CARRIED 6/0**

**7 CLOSURE OF MEETING**

The Meeting closed at 4.04pm.

The minutes of this meeting were confirmed at the General Meeting held on 29 May 2024.

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**CHAIRPERSON**