MINUTES OF THE NORTH BURNETT REGIONAL COUNCIL GENERAL MEETING HELD AT THE MONTO ADMINISTRATION OFFICE BOARDROOM ON TUESDAY, 19 APRIL 2011 AT 9:03AM

310

Attendees	Agen	da Item 1	Attendees		
Councillors	Cr PW Cr P E Cr PW Cr PJ Cr KS	/ Francis	buty Mayor)		
Officers	Chief Executive Officer, MJP Pitt Director of Community and Cultural Services, AM Jackson Director of Corporate Services, LD Hotz Director of Development & Environment Services, RJ Savage Director of Technical Services, RJ Smith Executive Assistant, LC Arnold Personal Assistant to the Mayor, TL Wilson Media Officer, B Pennell				
Welcome	Agen	da Item 2	Welcome		
	The N	layor welcomed a	all attendees to the Meeting.		
Apologies	Agen	da Item 3	Apologies		
			and Cr P Baker seconded: That an apology be received from Assistant ervices, TJ Harvey and that a leave of absence be granted.	IED	
Declaration	Agen	da Item 4	Declaration of Interest		
Cr FO Whelan	Cr FO Whelan proposed a declaration of interest in Agenda Item 9.1.2 Grants to Community Organisations of the Director of Community and Cultural Services Report.				
PW Francis	Cr PW Francis proposed a declaration of interest in Agenda Item 9.1.4 Regional Development Australia Funding of the Director of Community and Cultural Services Report.				
Minutes	Agen	da Item 5	Confirmations of Minutes		
	5.1	General Meetin	ng – Biggenden – 22 March 2011 – Pages 291-301		
		Cr PW Lobegeier moved and Cr FO Whelan seconded: That the minutes of the Genera Meeting held in Biggenden on 22 March 2011 appearing on pages 291-301 of the minu book be adopted.			
	5.2	Policy & Strate	egy – Gayndah – 5 April 2011 – Pages 303-307		
		Strategy Meeti	oved and Cr KS Wendt OAM BEM seconded: That the minutes of the Policy ng held in Gayndah on 5 April 2011 appearing on pages 303-307 of the s amended, be adopted.		
Business Arising	Agen	da Item 7	Business Arising		
	Nil				
CEO Report	Agen	da Item 8	Chief Executive Officer		
	8.1	Chief Executiv	e Officers Report		
			moved and Cr PW Lobegeier seconded: That the Chief Executive Officers cented, be received.		

			511					
RM Williams ABLC	8.1.1	RM Williams ABLC Board Heads of Agreement						
		Cr FO Whelan moved and Cr PW Francis seconded:						
		 That North Burnett Regional Council directs the Chief Executive Officer to sign the Heads of Agreement with the RM Williams Australian Bush Learning Centre Ltd.; and 						
			h Burnett Regional Cou e of RM Williams.	ncil adopts the P	Cr FO Whela Cr FO Whela Cr PW Franc Cr P Baker Cr KS Wendt Cr PJ Huth Cr JE Jenser	R THE MOTION n is OAM BEM AINST THE MOTION		
National Competition	8.1.2	National Com	petition Policy					
Policy		enquiry into th	eier moved and Cr PJ H ne use of the "user pays gional and rural areas o	" philosophy on th				
LD Hotz	LD Ho	tz withdrew fror	n the meeting at 9:17an	n and re-entered	at 9:18am.			
DCCS Report	Agend	da Item 9	Director of Commu	nity and Cultura	I Services			
	9.1	Director of Community and Cultural Services Report						
			s moved and Cr P Bake ces Report as presente		the Director of	Community and CARRIED		
Historical Roller-Tracto	or 9.1.1	Historical Rol	ler-Tractor Mundubbera					
		Council's WP report be rece	n moved and Cr PJ Huth H&S Officer on asbesto eived and considered by dubbera Historical Socie	s and other healt Council prior to a	h and safety rela	ited issues and this		
Cr FO Whelan	Organ	FO Whelan reported a potential declaration of interest in Agenda Item 9.1.2 Grants to Community ganisations due to being a member of the Mundubbera Cricket Association Inc. The meeting nsidered the declaration and resolved that no conflict existed.						
Grants to Community	9.1.2	Grants to Community Organisations						
Organisations		Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That – of the total requests received - grants amounting to \$22,145 as well as In-kind grants of \$8,421 as listed below be distributed to community organisations with the remaining balance of \$32,221 for the financial year to be held for future assessment:						
		Total Recomm	ce remaining 2010/2011 hended grants for appro lance to be held for futu	val	\$62,787 \$30,566 \$32,221			
		Organisatio	n	Requested Donations	Donations for approval	Inkind Estimate		
		Tyson Curtis Binjour Bowl		\$1,005 \$5,000	\$0 \$3,000			
			rict Historical Society	\$3,500 \$3,500	\$3,500 \$3,500			
		Monto Christ Monto State	•	\$200 \$300	\$200 \$300	\$300		
		Cania Dam F	-	φυυυ	ψ000	\$356		

Cania Dam Fish Stocking

\$356

		A				
		Association Monto & District Show Society	\$400	\$400	\$2,000	
		Wuruma Dam Fish Stocking	-		ψ2,000	
		Association	\$100	\$100		
		Mt Perry Fine Arts Group	\$500	\$500	\$500	
		Monto Little Athletics Centre Incorporated	\$1,000	\$1,000		
		Mount Perry Rodeo Committee	\$1,000	\$1,000	\$200	
		QCWA Biggenden Branch	\$570	\$570		
		Monto Magic Tourism Action Group	\$0	\$0		
		Biggenden Meals on Wheels	\$975	\$975		
		Mundubbera Rotary Club	\$4,000	\$4,000	0092	
		Gayndah Community Kindergarten Chainsaw Racing Eidsvold			\$800 \$300	
		Biggenden Udders Rugby Union	* =00	* =00		
		Club	\$500	\$500	\$250	
		Mundubbera Show Society			\$180	
		Eidsvold State School	\$50	\$50		
		Eidsvold Polocrosse			\$265	
		Eidsvold Show Society	¢1 050	¢1 050	\$450	
		Creative Regions Mundubbera Community	\$1,050	\$1,050		
		Development Association			\$420	
		Gayndah Orange Festival	\$5,000	\$5,000	\$2,400	
			\$25,150	\$22,145	\$8,421	
					CARRIED	
		 That Council advise the Mount Pethat they have no objections in th Perry Race Club Reserve for the showgrounds That Council fund the cost of thre showgrounds. That Council consider other require 	e proposal to erect t agistment of cattle f ee phase power conr	emporary fenci or events at the nection to the M	ng on the Mount Mount Perry Iount Perry	
		 That Council consider other require budget deliberations for the 2011. 		Perry Rodeo C	CARRIED	
Cr PW Francis	Develop	Cr PW Francis reported a potential declaration of interest in Agenda Item 9.1.4 Regional Development Australia Funding due to being a member of the Regional Development Australia. The neeting considered the declaration and resolved that no conflict existed.				
RDA Funding	9.1.4 l	Regional Development Australia Funding				
	I	Cr PW Francis moved and Cr PW Lot replacement project and Monto street Regional Development Australia Fund	scape project for de ding Applications. V(((((((((((((((((((velopment for s DTING FOR TH Cr FO Whelan Cr PW Lobegei Cr PW Francis Cr P Baker Cr JE Jensen	submission in the <i>HE MOTION</i> er NST THE MOTION	

CARRIED 5/2

Cr PJ Huth moved and Cr PW Lobegeier seconded: That Council put forward the Cania Dam Recreational Facility for consideration in the Regional Development Australia Funding Applications. **VOTING FOR THE MOTION**

Cr PW Lobegeier Cr PW Francis Cr P Baker Cr KS Wendt OAM BEM Cr PJ Huth Cr JE Jensen **VOTING AGAINST THE MOTION** Cr FO Whelan

CARRIED 6/1

Cr PW Lobegeier moved and Cr FO Whelan seconded: That Council hold a Special Meeting on Friday 6 May 2011 to discuss proposed Regional Development Australia Funding Applications and future project properties and site valuations. CARRIED RMWABLC 9.1.5 RM Williams Australian Bush Learning Centre Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That the RM Williams Australian Bush Learning Centre Report as presented be received. CARRIED Business Streetscape 9.1.6 **Business Streetscape** Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That the Business Streetscape application from Biggenden Butchery be accepted to a maximum amount of \$1000 in accordance with the adopted policy. CARRIED **DOCS** Report Agenda Item 10 **Director of Corporate Services** 10.1 **Director of Corporate Services Report** Cr PW Francis moved and Cr P Baker seconded: That the Director of Corporate Services Report as presented, be received. CARRIED WB371 Parish of 10.1.1 Part of Lot 6 & Part of Lot 7 on WB371 Parish of Gayndah Gayndah Cr PW Lobegeier moved and Cr PW Francis seconded: That 1. The report in relation to the leasing of Part of Lot 6 and part of Lot 7 on WB371, Parish of Gayndah be received. 2. Water from the Gayndah reticulated town water scheme be installed to the boundary of Lot 6 on WB371, Parish of Gayndah 3. Part of Lots 6 and 7 on WB371, Parish of Gayndah be readvertised for tender stating that the minimum General Rate will be the lowest acceptable tender and that water access fees and charges apply to this lease agreement. CARRIED Board of Trustees 10.1.2 The Board of Trustees of the Narayen Property Consortium Narayen Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the Board of Trustees of the Narayen Property Consortium Report be received as information. CARRIED Libraries / Centrelink 10.1.3 Libraries / Centrelink Agencies Cr PW Francis moved and Cr PW Lobegeier seconded: That the Libraries / Centrelink Agencies Report as presented be received as information. CARRIED Records Management 10.1.4 Records Management Report Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the Records Management Report as presented be received as information. CARRIED

Policy 315 10.1.5 Collection Development Policy – Policy 315

Cr PW Francis moved and Cr PW Lobegeier seconded: That the Collection Development Policy – Policy 315 as presented be adopted. Monto Lawn Cemetery 10.1.6 Monto Lawn Cemetery

314

Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the report on the creation of a proposed lawn cemetery at Monto Number Two (2) Cemetery be received as information and Local Laws, Subordinate Local Laws and Policies/Procedures be developed as soon as possible and presented to Council for approval. Further, that Council consider

		proposed Lawn Cemetery Conditions that will form part of Policy and Procedures in proposed Local Law Development.				
Morning Tea		he meeting adjourned for morning tea at 10:32am and resumed at 11:03am with JD Kronk in ttendance.				
TL Wilson	TL Wils	son withdrew from the meeting at 11:05am and re-entered at 11:15am.				
Overdue Rates/Charge	es10.1.7	Overdue Rates & Charges				
		Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That				
		1. Council continues to pursue outstanding rates in line with its adopted policy.				
		An article be placed in the next edition of the Council Newsletter to inform the community of the procedure for rate recovery process.				
		3. Council be provided with a list of outstanding rate payers that require legal action. <i>CARRIED</i>				
Financial Report	10.1.8	Financial Report				
		Resolved: That the Financial Report as presented be received as information.				
Revenue/Expenditure	10.1.9	Revenue and Expenditure Report				
		Resolved: That the Revenue and Expenditure Report as presented be received as information.				
RJ Savage	RJ Sav	avage withdrew from the meeting at 11:17am and r-entered at 11:19am.				
	10.1.10	Current Asset Position Report				
		Resolved: That the Current Asset Position Report as presented be received as information.				
B Pennell	B Penr	nell withdrew from the meeting at 11:43am.				
Slab Creek Rd	10.1.1	0.1.11 Flood Damage – Slab Creek Rd – Closed Session				
Opera At Cania	Opera	Opera At Cania – Request for Road Closure – Closed Session				
Closed Session		Cr PW Francis moved and Cr PW Lobegeier seconded: That in accordance with Section 72(h) of the <i>Local Government (Operations) Regulation 2010,</i> the meeting be closed to the public to allow discussion regarding 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.				
Re-opened Meeting		Cr PJ Huth moved and Cr KS Wendt OAM BEM seconded: That in accordance with Section 72(h) of the <i>Local Government (Operations) Regulation 2010</i> , the meeting be re-opened to the public.				
Slab Creek Rd		Cr KS Wendt OAM BEM moved and Cr FO Whelan seconded: That Council agrees to take appropriate steps to negotiate access to Lot 163 on BON390, Parish of Binjour and further a letter of intent to reconstruct the road be sent to the land owner.				
JD Kronk	JD Kro	nk withdrew from the meeting at 12:09pm.				
Opera At Cania	Cr PW Francis moved and Cr PW Lobegeier seconded: That Council does not accede to the					

request for full closure of Cania Road and further liaise with members of Monto Magic to hold a

proposed site meeting.

CARRIED

Cr FO Whelan	SP104 the Mu	Cr FO Whelan reported a declaration of interest in Agenda Item 10.1.12 MCDA – Lot 26 on SP104864, Parish of Mundowran. Total Area 7655m2 – Closed Session due to being a member of the Mundubbera Community Development Association. The meeting considered the declaration and Cr FO Whelan withdrew from the meeting at 12:11pm.					
Closed Session		Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That in accordance with Section 72(h) of the Local Government (Operations) Regulation 2010, the meeting be closed to the public to allow discussion regarding 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.					
Re-opened Meeting		Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That in accordance with Section 72(h) of the <i>Local Government (Operations) Regulation 2010</i> , the meeting be reopened to the public.					
Lot 26 on SP104864	10.1.12	2 MCDA – Lot 26 on SP104864, Parish of Mundowran. Total Area 7655m2 – Closed Session					
		Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That Council authorise Director of Corporate Services, LD Hotz to enter into negotiations with Mundubbera Community Development Association with a view to:					
		 Negotiate to sell the existing building and infrastructure located on Lot 26 on SP104864, Parish of Mundowran, County of Yarrol; and 					
		 b) Determine and appropriate area required for use by the Mundubbera Community Development Association contained within Lot 26 on SP104864, Parish of Mundowran, County of Yarrol. 					
		Further, that a report be furnished to Council in relation to results from this negotiation CARRIED					
Cr FO Whelan	Cr FO	Whelan re-entered the meeting at 12:19pm.					
JD Kronk	JD Kro	JD Kronk entered the meeting at 12:20pm.					
LD Hotz	LD Hot	LD Hotz withdrew from the meeting at 12:27pm.					
TL Wilson	TL Wils	TL Wilson withdrew from the meeting at 12:28pm and re-entered at 12:29pm.					
B Pennell	B Penr	B Pennell re-entered the meeting at 12:30pm					
AM Jackson	AM Ja	AM Jackson withdrew from the meeting at 12:38pm and re-entered at 12:39pm.					
Lunch		The Meeting adjourned for lunch at 12:39pm and resumed at 1:21pm without JD Kronk in attendance.					
DODE Report	Agend	a Item 11 Director of Development & Environment Services					
	11.1	Director of Development & Environment Services Report					
		Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That the Director of Development & Environment Services Report as presented, be received.					
Development Statistics	5 11.1.1	Development Statistics					
		Resolved: That the Development Statistics Report as presented be received as information.					
Local Heritage Registe	er 11.1.2	Local Heritage Register					
		Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That Council resolve to establish a 'Plan of Action", budget for and commence the preparations of the Local Heritage Register during the 2011/2012 financial year on the understanding that it may not be completed until the subsequent financial year because of resource constraints.					

316						
Inspection Program	11.1.3 Approved Inspection Program (Pool Fence / Cat and Dog Registration)					
	Cr PW Lobegeier moved and Cr PJ Huth seconded: That Council resolve to conduct a systematic AIP for the purpose of identifying and establishing a register of dogs, cats an regulated swimming pools in the North Burnett Region.					
Funeral Practices	11.1.4	Funeral Practice	S			
			AM BEM moved and Cr PW Lobegeier seconded: That the Funer t be received as information.	al CARRIED		
Draft Sub-Regional Narrative	11.1.5	Draft Sub-Regio	nal Narrative			
Narrauve		Narrative as ame	noved and Cr PW Lobegeier seconded: That the Draft Subregion ended be forwarded and the Department of Local Government an ne opportunity to submit same.			
Pest Management Plan	11.1.6	Pest Manageme	nt Plan			
		the Pest Manage	r moved and Cr KS Wendt OAM BEM seconded: That Council e ement Plan for submission to the Minister for Primary Industries, egional Queensland.			
Development Application 175-09		Francis moved ar ted be received	nd Cr P Baker seconded: That the Development Application 175-	-09 as		
	Cr PW Lobegeier moved and Cr FO Whelan seconded: That Development Application 175-09 request for a negotiated decision notice— material change of use – (extractive industry) at 2878 Cheltenham road, Eidsvold Report be received.					
	1. the Council or its delegate approve the Applicant's request and issue a Negotiated Decision Notice under section 3.5.17 of the <i>Integrated Planning Act</i> 1997.					
	2. the Council support Stages 2 and 3 of the proposed development in the event of an appeal an indicate to the Court that it does not oppose an approval of Stages 2 and 3.					
3. the Council notify the Applicant and relevant referral agencies of its decision. CARRI						
DOTS Report	Agenda Item 12 Director of Technical Services					
	12.1	Director of Tech	nical Services Report			
			r moved and Cr PJ Huth seconded: That the Director of Technic nted, be received.	al Services CARRIED		
Internal Selection	12.1.1	Internal Selectio	n Reports			
Reports		Resolved: That the Internal Selection Reports as presented be received as information.				
Infrastructure Recovery Committee Meetings	12.1.2	Infrastructure Recovery Committee Meetings				
Committee Meetings		Resolved: That t received as infor	he Infrastructure Recovery Committee Meetings Report as prese mation.	ented be		
Project Timelines	12.1.3	Project Timeline	S			
		Resolved: That t	he Project Timelines Report as presented be received as information	ation.		
AM Jackson	AM Ja	ckson withdrew fro	om the meeting at 1:47pm.			
Warton St Footpath Cemetery Fence Gayndah	Cr PJ Huth raised concerns with Director of Technical Services, RJ Smith regarding the condition of the footpath located in front of the doctor's surgery on Warton Street and the Gayndah Cemetery Fence.					
Tree Removal	Cr PW Lobegeier requested that Director of Technical Services, RJ Smith investigate the removal of two (2) dead trees located along Newton Street Monto.					

B Double & Transport Management Plan	Cr PW Francis moved and Cr P Baker seconded: That the B Double Route Application Report and the QGC/MCJV Transport Management Plan be received.					
Fluoride	Cr PJ Huth moved and Cr FO Whelan seconded: That Council advise the community that it welcomes comments/petitions both for and against fluoridisation of water supplies in the North Burnett;					
	Further Council is happy to collate and prepare a document and present it to the State Government informing the Government of community concerns, objections, support or comments relating to fluoridisation of town water supplies.					
Deputations	Agenda Item 6 Deputations					
Community Information	6.1 Community Information Session					
Session	The meeting adjourned at 1:54pm to commence the Community Information Session at 2:03pm.					
	The Mayor welcomed members of the Monto Community to the first Community Information Session.					
	Chief Executive Officer, MJP Pitt informed attendees of the Information Privacy Act.					
AM Jackson	AM Jackson entered the meeting at 2:07pm.					
	Cr JE Jensen provided an update on the General Meeting Agenda.					
AM Jackson	AM Jackson withdrew from the meeting at 2:11pm and re-entered at 2:16pm.					
LD Hotz LD Hot	z withdrew from the meeting at 2:29pm and re-entered at 2:31pm.					
	Members of the Community were given the opportunity to ask Councillors and Directors questions.					
	Community Information Session closed at 3:01pm and the Meeting resumed at 3:13pm.					
B Double Application	Cr PW Francis moved and Cr PW Lobegeier seconded: That the Department of Transport and Main Roads be advised that Council supports the approval of the B-Double permit application (25M vehicle) travel from Meson Street, Gayndah along the Gayndah Mundubbera Road to 416 Gayndah Mundubber Road subject to:					
	1. Confirmation that the property owner supports the applicant's request for the B-Double route to his property,					
	 The applicant undertakes works to construct an overtaking lane and left hand turn out lane to rural (BAR) entry standards Department of Transport and main Roads Guidelines) prior to commencement; 					
	3. The applicant is required to limit the maximum vehicle speed to 60kph along the Mundubbera Gayndah Road from the Burnett Hwy to the property entry,					
	4. The applicant is not to use the route during traditional school zone times;					
	5. The applicant is not to use the route if more than 20mm of rain has fallen within the previous 24hr period.					
	6. The period of the permit is to be time limited to no more than 3 years.					
	Further, the applicant be advised of Council's decision relating to this particular application. CARRIED					
QGC/MCJV Transport Management Plan	Cr PW Francis moved and Cr PW Lobegeier seconded: That Council adopt the QGC Transport Management Plan and letter as described in the attachments;					
	Inform QGC of Council's determination.					
Main Roads Repairs	Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That Director of Technical Services, RJ Smith writes to Main Roads regarding concerns with road conditions and request consideration for repairs.					
AM Jackson	AM Jackson withdrew from the meeting at 3:18pm and re-entered at 3:20pm.					

Councillors Report	Agend	a Item 13	Councillors Report					
		Cr PW Lobegei be received.	er moved and Cr P Baker seconded: That the Councillors Reports as p	oresented, CARRIED				
	13.1	3.1 Cr JE Jensen, Mayor						
Constitutional	13.1.1	.1 Constitutional Recognition of Local Government – A role for Councils						
Recognition		declares its sup that the Federal inclusion of loca calls on all politi	Cr PW Lobegeier moved and Cr FO Whelan Seconded: That North Burnett Regional Council declares its support for financial recognition of local government in the Australian Constitution so that the Federal Government has the power to fund local government directly and also for inclusion of local government in any new Preamble to the Constitution if one is proposed, and calls on all political parties to support a referendum by 2013 to change the Constitution to achieve this recognition.					
Heart Foundation	13.1.2	Heart Foundation	on Healthy Community Awards 2011 – entries now open					
			moved and Cr PW Lobegeier seconded: That Council nominate the foll dation Healthy Community Awards 2011:	lowing in				
		1. Outdoor Ex	xercise Equipment					
		2. Auburn Fal	Is National Walking track.	CARRIED				
	13.2	Cr PW Lobegei	er, Deputy Mayor					
	13.3	Cr P Baker						
	13.4	Cr PW Francis						
	13.5	Cr PJ Huth						
	13.6	Cr KS Wendt O	Cr KS Wendt OAM BEM					
	13.7	Cr FO Whelan						
	13.8	13.8 Councillor Calendar						
General Business	Agend	a Item 14	General Business					
Mundubbera Centenary	Cr FO Whelan moved and Cr PW Francis seconded: That approval be given for road closure to hold precession for 1 hour from the Mundubbera cemetery to Centennial Park during the Mundubbera Centenary event.							
	Cr FO Whelan moved and Cr PW Lobegeier seconded: That Council apply for the Renewal Grant for Mundubbera Centenary event.							
NBN Submission	Cr PW Francis moved and Cr FO Whelan seconded: That Council endorse the National Broadband Network Submission and submit to WBBROC.							
Zonhoven Gifts	Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That the North Burnett Regional Council Flag be given as a corporate gift to Zonhoven, to be delivered by Cr PJ Huth CARRIED							
Catering Monto	Cr PW Francis moved and Cr PW Lobegeier seconded: That Council investigate catering options in Monto.							
Closure of Meeting	Agend	la Item 15	Closure of Meeting					
	There being no further business the meeting closed at 3:45pm.							
	Presented to Council at its General Meeting held on Tuesday 17 May 2011, and confirmed.							

MAYOR