

Attendees 001-01-2013 Councillors	Agenda Item 1	Attendees Cr DG Waugh, Mayor Cr FO Whelan, Deputy Mayor Cr PW Lobegeier Cr KS Wendt OAM BEM Cr JF Dowling Cr WJ Bowen
Directors/Officers		Chief Executive Officer, MJP Pitt Director of Corporate Service, LD Hotz Director of Technical Services, KG Palmer Director of Development and Environmental Services, RJ Savage Acting Director of Community Services, TA Hansen Administration Officer, SE Aberdein Executive Assistant, NJ Zillman
Welcome	Agenda Item 2	Welcome / Housekeeping The Mayor declared the meeting open at 8:59am and welcomed all attendees to the meeting, with Priest Justin Kronk from the Apostolic Church leading the meeting in prayer. George Smith Central North Burnett Times attending the meeting as part of the public gallery.
Apologies 002-01-2013	Agenda Item 3	Apologies Cr PW Lobegeier moved and Cr FO Whelan seconded: That a leave of absence be granted for Cr PW Francis and the Director of Community and Cultural Services, AM Jackson. CARRIED 6/0
Declaration	Agenda Item 4	Declaration of Interest Nil Declarations.
Deputations	Agenda Item 5	Deputations
AGL Helicopter 003-01-2013	5.1	AGL Action Rescue Helicopter Mr Dave Donaldson presented an informative deputation on the AGL Action Rescue Helicopter operations. Cr PW Lobegeier moved and Cr FO Whelan seconded: That Council delegate the Mayor the authority to negotiation with Queensland Health, Regional Health Board, AGL Action Rescue Helicopter and Queensland Ambulance Service with regards to health services in the region. CARRIED 6/0

Confirmation of Minutes General Meeting 004-01-2013	Agenda Item 6	Confirmation of Minutes 18 December 2012 – General Meeting Minutes – Biggenden – Pages 217-228 Cr JF Dowling moved and Cr KS Wendt OAM BEM seconded: That the minutes from the General Meeting held in Biggenden on the 18 December 2012 as presented be adopted. CARRIED 6/0
Business Arising Australia Day 005-01-2013	Agenda Item 7	Business Arising Cr KS Wendt OAM BEM moved and Cr WJ Bowen seconded: That the request to close Edward Street in Biggenden for the duration of the Australia Day Ceremony is no longer required and note that Biggenden Australia Day celebrations will be held in the Biggenden Memorial Hall. CARRIED 6/0
Governance LG Remuneration 2012 006-01-2013	Agenda Item 8	Governance Report 8.1 Local Government Remuneration and Discipline Tribunal Report 2012 Cr FO Whelan moved and Cr PW Lobegeier seconded: That in accordance with section 42(5) of the Local Government (Operations) Regulation 2010 (the Regulation) North Burnett Regional Council resolves to accept the Local Government Remuneration and Discipline Tribunal decision and adopt the tribunal Remuneration Schedule. Further, that Council resolves to amend the Councillor Remuneration to provide for Councillor Remuneration to apply as follows from 01 January 2013 to 31 December 2013. Mayor 65% of reference rate Deputy Mayor 37.5% of reference rate Councillor 32.5% of reference rate Where the reference rate is the rate described in the Local Government Tribunal Report 2012, namely \$140,578.00. CARRIED 6/0
Constitutional Recognition 007-01-2013	8.2	Constitutional Recognition/Local Government Image Special Levy Cr FO Whelan moved and Cr KS Wendt OAM BEM seconded: 1. That the North Burnett Regional Council note Council’s continued support the Local Government Association of Queensland Constitutional Recognition Campaign and the payment of the Constitutional Recognition Campaign Special Levy. 2. That North Burnett Regional Council endorses the Chief Executive Officer’s submission to the Joint Committee on the Constitutional Recognition of Local Government. 3. That North Burnett Regional Council supports an amendment to Section 96 of the Constitution so that it would read “Parliament may grant financial assistance to any state or local government body formed by or under law of a state or territory.” CARRIED 6/0
DODE		Director of Development and Environment Services entered the meeting at 9:45am.

- Operational Plan
008-01-2013 8.3 2012/2013 1st Quarter Operational Plan Report
- Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the 2012/2013 First Quarter Operational Plan Report be received. **CARRIED 6/0**
- Overdue Rates
And Charges
009-01-2013 8.4 Overdue Rates and Charges
- Cr FO Whelan moved and Cr KS Wendt OAM BEM seconded: That the Overdue Rates and Charges Report as presented be received as information. **CARRIED 6/0**
- Finance Manager Manager of Financial Services JD Kronk entered the meeting at 10:07am.
- Council Property
010-01-2013 Resolved: That the Manager of Financial Services provide a list of Council owned housing and land to Councillors for information including aged care facilities.
- Cr WJ Bowen Cr WJ Bowen withdrew from the meeting at 10:16am and re-entered at 10:17am.
- Morning Tea Meeting adjourned for Morning Tea at 10:17am and resumed at 10:43am. Mr Dave Donaldson withdrew from the meeting at 10:43am.
- Financial Report
011-01-2013 8.5 Financial Report
- Cr FO Whelan moved and Cr PW Lobegeier seconded: That the Financial Report as presented be received as information. **CARRIED 6/0**
- Revenue and
Expenditure
012-01-2013 8.6 Revenue and Expenditure Report
- Cr JF Dowling moved and Cr WJ Bowen seconded: That the Revenue Expenditure Report as presented be received as information. **CARRIED 6/0**
- Asset Report
013-01-2013 8.7 Current Asset Position Report
- Cr KS Wendt OAM BEM moved and Cr JF Dowling seconded: That the Current Asset Position Report as presented be received as information. **CARRIED 6/0**
- Cost Recovery
Amendments
014-01-2013 8.8 Cost Recovery and Non-Regulatory Fees Amendments
- Cr PW Lobegeier moved and Cr JF Dowling seconded: That the Cost Recovery and Non-Regulatory Fees Amendment Report as presented be received as information and the 2012-2013 fees and charges be amended to reflect the following:

Description	Adopted Fee	Proposed Fee	Reason
The Bartlett Family's Treasured Memories of Life in Cania Gorge (2 nd Edition)	New	\$15.00	New books purchased by Council.
Mining Records of "Cania Gold Diggings"	New	\$25.00	New books purchased by Council.
Cania Diggings "Goldfield Memories"	New	\$25.00	New books purchased by Council.
Brigalow to Bitumen Book 1	New	\$25.00	New books purchased by Council.

Paradise Dam – Gold Star Camping overnight (2 people)	New	\$100.00	New service offered at park.
Paradise Dam – Gold Star Camping overnight (extra adult)	New	\$9.00	New service offered at park.
Paradise Dam – Gold Star Camping overnight (extra child)	New	\$5.00	New service offered at park.
Refundable Bond for all licenced functions where alcohol is served (hall hire)	New	\$347.00	Previously only charged for licenced Public Functions.

CARRIED 6/0

Finance Manager Manager of Financial Services withdrew from the meeting at 11:03am.

LGAQ EMU 8.9 Local Government Association of Queensland – Elected Member Update

Standing Committee
015-01-2013 Cr PW Lobegeier moved and Cr FO Whelan seconded: That the Standing Committee Meetings programmed for Tuesday 05 February 2013 be rescheduled for Thursday 07 February 2013 and that a notice be published in the Central and North Burnett Times advising of the date change. ***CARRIED 6/0***

016-01-2012 Cr FO Whelan moved and Cr KS Wendt OAM BEM seconded: That all Councillors and the Acting CEO be appointed to attend the Local Government Association of Queensland, EMU 2013 in Bundaberg on Tuesday 05 February 2013. ***CARRIED 6/0***

Leave Request
017-01-2013 Cr PW Lobegeier moved and Cr WJ Bowen seconded: That a leave of absence be granted for the Chief Executive Officer from 24 January to 10 February 2013 and that the role of Acting CEO be executed by the Director of Corporate Services. ***CARRIED 6/0***

Social **Agenda Item 9 Social Report**

RADF
018-01-2013 9.1 Arts and Cultural Development – RADF Round 2 Recommendations

Cr KS Wendt OAM BEM moved and Cr PW Lobegeier seconded: That the Arts and Cultural Development RADF report as presented be adopted. ***CARRIED 6/0***

Christmas Lights
019-01-2013 9.2 2012 Christmas Lights Competition Acquittal

Cr PW Lobegeier moved and Cr WJ Bowen seconded: That the 2012 Christmas Lights Competition Acquittal Report providing information on competition and prize winners as presented be adopted. ***CARRIED 6/0***

Cania Dam
020-01-2013 9.3 Cania Dam Recreation Advisory Committee Meeting

Cr PW Lobegeier moved and Cr WJ Bowen seconded: That the report of the Cania Dam Recreation Advisory Committee as presented be received. ***CARRIED 6/0***

Archer Park
021-01-2013

9.4 Archer Park Sport and Recreation Advisory Committee Meeting

Cr FO Whelan moved and Cr PW Lobegeier seconded:

1. That Council permits the Mundubbera Swimming Club to render and paint 'Mundubbera Tiger Barbs' and logo on the walls of the ladies amenities' block.
2. The Council delete the one month membership fee of \$10.
3. That Council establishes an associate membership fee of \$50 for community members that are not already members of the Archer Park Sport and Recreation Gym, to participate in fitness programs run by David Holleran. **CARRIED 6/0**

Infrastructure

Agenda Item 10 Infrastructure Report

Reconfigure of Land
022-01-2013

10.1 Lot 1 on SP212181 Parish of Mt Perry

Cr WJ Bowen moved and Cr PW Lobegeier seconded: That the report in relation to proposed road closure of Naese Street, Mt Perry be received and:

1. That the portion of Naese Street between the northern boundary of Lot 1 on SP212181, Parish of Mt Perry and the southern boundary of Lot 165 on SP157438, Parish of Mt Perry be closed;
2. That Lot 1 on SP212181, Parish of Mt Perry be reconfigured to include the closed section of Nases Street road reserve adjacent to this Lot; and
3. Lot 165 on SP157483, Parish of Mt Perry be reconfigured to include the remaining area from the Nease Street road closure.

Further, that all costs associated with the above be the responsibility of the applicant.

CARRIED 6/0

Internal Report
023-01-2013

10.2 Technical Services Internal Section Report

Cr PW Lobegeier moved and Cr FO Whelan seconded: That the Technical Services Internal Section Report as presented be received. **CARRIED 6/0**

Sewerage Audit
024-01-2013

10.3 Sewerage Treatment Plant Audit and Compliance

Cr PW Lobegeier moved and Cr JF Dowling seconded: That the Sewerage Treatment Plant Audit and Compliance Report as presented be received. **CARRIED 6/0**

Fluoride
025-01-2013

10.4 Proposed Fluoride Legislation Amendments

Cr JF Dowling moved and Cr PW Lobegeier seconded: That Council remove fluoride from Gayndah, Monto and Mundubbera water in accordance with the Water Fluoridation Act 2008 Section 7.

In making this decision North Burnett Regional Council has considered strong community feedback objecting to fluoridisation, the petition received on the 07 June 2011 requesting the removal of fluoridisation, the high use of tank water in the community and cost implications. **CARRIED 6/0**

DODE

Director of Development and Environmental Services withdrew from the meeting at 11:42am and re-entered at 11:43am.

Plant Disposal
026-01-2013

10.5 Plant Disposal

Cr PW Lobegeier moved and Cr WJ Bowen seconded: That Council approve the commencement of the disposal program as part of the adopted Technical Service department structural change.

Further that the Director of Technical Services provide a report to the February Standing Committee on the percentage of use of Councils current fleet. **CARRIED 6/0**

Cr KS Wendt

Cr KS Wendt OAM BEM withdrew from and re-entered the meeting at 12:05pm.

Cania Dam Shed
027-01-2013

10.6 Cania Dam Recreation Shed Report

Cr WJ Bowen moved and Cr PW Lobegeier seconded:

1. That Council seek a variation from the Department of Local Government for a variation to the funding approval for the Cania Dam shed and continue further with the modifications to the floor plan with the intention of issuing the project for tender once plans have been finalised as required.
2. That Council Facilities Officer continue progress of the development of a concept floor plan.
3. That Council Facilities Officer price the concept floor plan to ensure that it meets the project budget
4. Proposed plan and budget to be signed off by Council before tenders are called.

CARRIED 6/0

Economic

Agenda Item 11 Economic Report

Signage
028-01-2013

11.1 Boundary Welcome Signage Amendments Report

Cr PW Lobegeier moved and Cr WJ Bowen seconded: That Council considers the quotation and proof of the new boundary signage stickers and approves commencement of installation. **CARRIED 6/0**

Environmental

Agenda Item 12 Environmental Report

Infrastructure
Charges
029-01-2013

12.1 Request to Rescind Adopted Infrastructure Charges Notice

Cr FO Whelan moved and Cr PW Lobegeier seconded: That Council resolve to withdraw the AIC Notice for \$7,500.00 and issue a new notice for \$1,500.00. (\$1,500.00 is the value of the transport/road component in the infrastructure charge for ROL.) **CARRIED 6/0**

Lunch

The meeting adjourned for lunch at 12:28pm and resumed at 1:25pm.

Impact Assessment
030-01-2013

12.2 Impact Assessment of Planning Application to Expand Biggenden Quarry

Cr KS Wendt OAM BEM moved and Cr PW Lobegeier seconded: That the report in relation to the Impact Assessment of Planning Application to Expand Biggenden Quarry be received and Council resolve to advise the applicant the no exemption to an impact assessment of their application is granted. **CARRIED 6/0**

- Flying Fox
031-01-2013
- 12.3 Land Protection Legislation – Flying Fox Control
- Cr JF Dowling moved and Cr WJ Bowen seconded: That Council notes the Agriculture, Resources and Environment Committee report on the Land Protection Legislation (Flying Fox Control) Amendment Bill 2012 and request to the committee to be involved in future research and reviews as recommended in the report. **CARRIED 6/0**
- Confidential
- Agenda Item 13 Confidential Reports**
- Close Meeting
032-01-2013
- Cr PW Lobegeier moved and Cr KS Wendt OAM BEM 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 for someone else, or enable a person to gain a financial advantage. **CARRIED 6/0**
- The Public Gallery withdrew from the meeting.
- Open Meeting
033-01-2013
- Cr KS Wendt OAM BEM moved and Cr JF Dowling seconded: That in accordance with Section (h) of the Local Government (Operations) regulation 2010, the meeting be re-opened to the public. **CARRIED 6/0**
- The Public Gallery re-entered the meeting.
- Land Acquisition
034-01-2013
- 13.1 Gayndah Cemetery – Land Acquisition
- Cr FO Whelan moved and Cr WJ Bowen seconded: That the report in relation to the offer to purchase proposed Lot 8 on draft plan attached to the report, being reconfigured Lot 9 on RP67480, Parish of Gayndah and Lot 22 on RP835543, Parish of Gayndah be received. Further, that the Director of Corporate Services continue to negotiate the sale price of the land with the survey and all other associated costs to be considered by Council as part of the 2013/2014 budget. Further, Council delegate the Mayor and Chief Executive Officer to sign off on the final contract. **CARRIED 6/0**
- Paradise Dam
035-01-2013
- 13.2 Paradise Dam Recreation Area Contract
- Cr KS Wendt OAM BEM moved and Cr JF Dowling seconded: That Council approve the amendments to the paradise Dam Recreation Area contract to incorporate a performance based contract of a \$50,000 retainer and 40% of gross receipts (excluding kiosk sales).
- Further, that Council approve an extension of the Paradise Dam contract to include a new cessation date of 22 November, 2014. **CARRIED 6/0**
- Councillor Reports
- Agenda Item 13 Councillor Reports**
- 036-01-2013**
- Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the Councillor Reports be received. **CARRIED 6/0**
- General Business
Water Restrictions
037-01-2013
- Cr JF Dowling moved and Cr FO Whelan seconded: That the Gayndah and Mundubbera water restrictions be rescinded and water regulations returned to previous operations and levels prior to the 2010/11 floods. Further, that the Director of Technical Services advise the communities of this decision. **CARRIED 6/0**

**NORTH BURNETT REGIONAL COUNCIL
GENERAL MEETING
AGENDA – EIDSVOLD – 15 JANUARY 2013**



- Request for Support
038-01-2013 Cr FO Whelan moved and Cr WJ Bowen seconded: That Council write to South Burnett Regional Council requesting support to advocate for the upgrade of the Mundubbera-Durong Road, Boyne River Bridge. Further, that Council write a letter of support for the Rural Getaway supporting the upgrade. **CARRIED 6/0**
- Mingo Crossing
039-01-2013 Resolved: That the Director of Corporate Services investigate the Mingo Crossing recreational area burial site and report to Council on the options available to the Lessee with regards to maintenance and repositioning of the site.
- Monto Wash Down
040-01-2013 Resolved: That the Director of Technical Services assign a plumber to install an additional hose at the Monto Wash Down Bay.
- Biggenden Bridge
041-01-2013 Resolved: That Director of Technical Services follow-up on a request to advise the Department of Transport and Main Roads of work required on the Biggenden Rail overpass where the road appears to have dropped.
- Council Vehicle
042-01-2013 Resolved: That the Director of Technical Services review the light plant replacement of the Biggenden Council vehicle.
- Cr Wendt
Cr KS Wendt OAM BEM withdrew from and re-entered the meeting at 2:22pm.
- Kapaldo Road
043-01-2013 Resolved: That the Director of Technical Services organise a meeting with residents on Kapaldo Road to discuss water overflow concerns.
- Bus Routes
044-01-2013 Resolved: That the Director of Technical Services present a report to the February Standing Committee on school bus routes, including the Kapaldo school bus route extension.
- A/DCCS
Acting Director of Community and Cultural Services withdrew from the meeting at 2:39pm.
- Councillor Tour
Discussed: The first of the Councillor's regional tour will commence in Mundubbera 29 January at 8:00am. Councillors are to provide a list of capital works projects with a restriction of 2 hours per Councillor.
- Mt Debatable
045-01-2013 Resolved: That the Director of Technical Services investigate the current condition of the Mt Debatable look-out road and progress any maintenance or works required.
- Closure of Meeting **Agenda Item** **Closure of Meeting**
- There being no further business the meeting closed at 2:52pm.

Presented to Council at its General Meeting held on 19 February 2013 and confirmed.

Mayor