

Attendees <b>347-06-2012</b> Councillors	<b>Agenda Item 1</b>	<b>Attendees</b>  Cr DG Waugh, Mayor Cr FO Whelan, Deputy Mayor Cr PW Lobegeier Cr PW Francis Cr JF Dowling Cr WJ Bowen Cr KS Wendt OAM BEM
Directors		Chief Executive Officer, MJP Pitt Director of Community and Cultural Services, AM Jackson Director of Corporate Services, LD Hotz Director of Development and Environment Services, RJ Savage Director of Technical Services, K Palmer Assistant Director of Technical Services, TJ Harvey
Officers		Executive Assistant, NJ Zillman Administrative Assistant, SE Seabrook
Welcome <b>348-06-2012</b>	<b>Agenda Item 2</b>	<b>Welcome / Housekeeping</b>  The Mayor declared the meeting opened at 9:04am and welcomed all attendees to the meeting.
Apologies	<b>Agenda Item 3</b>	<b>Apologies</b>  Nil Apologies
Declaration <b>349-06-2012</b>	<b>Agenda Item 4</b>	<b>Declaration of Interest</b>  Cr JF Dowling proposed a perceived declaration of interest with Late Agenda Item Overdue Rates and Charges – Intention to Sell.
Deputations	<b>Agenda Item 5</b>	<b>Deputations</b>  Eidsvold resident Mr J Tye attended the meeting as a member of the Public Gallery.
Confirmation of Minutes <b>350-06-2012</b>	<b>Agenda Item 6</b>	<b>Confirmation of Minutes</b>  6.1 15 May 2012 – Post Election Meeting Minutes – Gayndah – Pages 073-079  Cr PW Lobegeier moved and Cr FO Whelan seconded: That the minutes of the Post Election Meeting held in Gayndah on 15 May 2012 appearing on pages 073-079 of the minute book be adopted. <b>CARRIED 7/0</b>
<b>351-06-2012</b>	6.2	15 May 2012 – General Meeting Minutes – Gayndah – Pages 080-088  Cr PW Francis moved and Cr WJ Bowen seconded: That the minutes of the General Meeting held in Gayndah on 15 May 2012 appearing on pages 080-088 of the minute book as amended be adopted. <b>CARRIED 7/0</b>

- 352-06-2012**                      6.3        05 June 2012 – Policy and Planning Committee Minutes – Pages 091-093
- Cr PW Francis moved and Cr FO Whelan seconded: That the minutes of the Policy and Planning Committee held in Mundubbera on 05 June 2012 appearing on pages 091-093 of the minute book be adopted. **CARRIED 7/0**
- 353-06-2012**                      6.4        05 June 2012 – Technical Services Committee Minutes – Pages 094-095
- Cr FO Whelan moved and Cr PW Lobegeier seconded: That the minutes of the Technical Services Committee held in Mundubbera appearing on pages 094-095 of the minute book be adopted. **CARRIED 7/0**
- Governance                      **Agenda Item 7**                      **Governance**
- LGMA National Congress Report  
**354-06-2012**
- 7.1        LGMA National Congress Report
- Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That the Chief Executive Officer report is received for information and the contents of the report noted. **CARRIED 7/0**
- Lot 1 on M74755 Monto  
**355-06-2012**
- 7.2        Lot 1 on M74755, Parish of Bailey Monto
- Cr FO Whelan moved and Cr PW Lobegeier seconded: That the report in relation to the Lot 1 on M74755, Parish of Bailey being 46 Kelvin Street, Monto, being the disused Scout Hall and Reserve for Hall Purposes be received and that the Department of Environment and Resource Management be advised that:
- a) Council does wish to have the reserve and infrastructure located on Lot 1 M74755, Parish of Bailey set aside for a Reserve for Public Hall Purposes under the Trusteeship of North Burnett Regional Council. **CARRIED 7/0**
- Lease of Hall  
**356-06-2012**
- Cr PW Francis moved and Cr JF Dowling seconded: That Council enter into negotiations with all parties concerned as to the lease and maintenance of the disused Scout Hall and that Director of Corporate Services present a report to a future General Meeting on the viability of housing the Tom Lynn mineral and gem collection, Beryl Bleys History collection and the Charles (Chilla) Seeney Rough Rider-Horseman Medal and Trophy collection in the hall. **CARRIED 7/0**
- Cania Dam  
**357-06-2012**
- 7.3        Cania Dam Recreation Advisory Committee Draft Documents
- Cr PW Francis moved and Cr PW Lobegeier seconded: That the report in relation to the Cania Dam Recreation Advisory Committee be received and the following documents as presented, be adopted:
- Cania Dam Recreation Advisory Committee Terms of Reference
  - Cania Dam Recreation Advisory Committee Management Plan
  - Cania Dam Recreation Advisory Committee Risk Management Plan
- Further, that the Cania Dam Recreation Association Pty Ltd be made defunct. **CARRIED 7/0**

- Proposed Lease  
Lots 59-62 Mt Perry  
**358-06-2012**
- 7.4 Proposed Lease of Lots 59-62 on RP23876, Parish of Mt Perry
- Cr KS Wendt OAM BEM moved and Cr WJ Bowen seconded: That Council receive the report regarding the proposed lease of Lots 59-62 on 28376, Parish of Mt Perry and:
1. Offer Evolution Mining a five year lease with an option for a further five years;
  2. The lease fee for the initial five years of the lease be One Thousand Dollars (\$1,000) per block per annum (payable annually in advance) based on the minimum general rate allowing for increases of the five (5) years. Rent to be reviewed on the acceptance of the further five (5) year option;
  3. The lessee will be responsibility for the payment of all service fees and charges applicable to each parcel of land; and
  4. On acceptance of terms and conditions of this lease, appropriate development approval must be sought before any works to the land is commenced.
- CARRIED 7/0**
- LD Hotz
- Director of Corporate Services withdrew from the meeting at 9:41am and re-entered at 9:41am with Manager of Finance JD Kronk.
- Financial Report  
**359-06-2012**
- 7.5 Financial Report
- Cr PW Francis moved and Cr PW Lobegeier seconded: That the Financial Report as presented be adopted. **CARRIED 7/0**
- Revenue and Expenditure Report  
**360-06-2012**
- 7.6 Revenue and Expenditure Report
- Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That the Revenue and Expenditure Report as presented be adopted. **CARRIED 7/0**
- Current Asset Position Report  
**361-06-2012**
- 7.7 Current Asset Position Report
- Cr PW Lobegeier moved and Cr PW Francis seconded: That the Current Asset Position Report as presented be adopted. **CARRIED 7/0**
- Overdue Rates and Charges  
**362-06-2012**
- 7.8 Overdue Rates and Charges
- Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That the Overdue Rates and Charges Report as presented be received as information. **CARRIED 7/0**
- Late Agenda Item  
**363-06-2012**
- Cr FO Whelan moved and Cr PW Francis seconded: That Director of Corporate Services Late Agenda Item - Overdue Rates and Charges – Intention to Sell be received. **CARRIED 7/0**
- Arrears of Rates and Charges  
**364-06-2012**
- 7.9 Arrears of Rates and Charges
- Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That Council engage the services of Finemore Walter and Story Solicitors to commence sale of land proceedings to recover outstanding arrears of rates and charges for the listed properties which have rates and charges in arrears for three (3) years and over in accordance with Section 74 of the *Local Government (Finance, Plans and Reporting) Regulation 2011*.

Assessment Number	Location	Description	Property ID	Area	Outstanding Balance
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**366-06-2012** Cr PW Francis moved and Cr JF Dowling seconded: That the following rates arrears be written of as irrecoverable and that the three (3) Parcels of land be placed in the hands of a solicitor to finalise the transaction from the current deceased owners and transferred to the North Burnett Regional Council and shown as non-rateable land.

Assessment Number	Location	Description	Area	Outstanding Balance
20615	Redbank Reserve Road Eidsvold	Lot 101/R1011 (GLR74604) PAR REDBANK	4.184ha	\$5107.87
20619	Ann Street Eidsvold	Lot 80 and 84 R1011 PAR REDBANK	2428m <sup>2</sup>	\$5074.18
20618	Ann Street Eidsvold	Lot 79/R1011 PAR REDBANK	2428m <sup>2</sup>	\$5074.18

**CARRIED 7/0**

**367-06-2012** Cr PW Lobegeier moved and Cr FO Whelan seconded: That Council continue to engage the services of Finemore Walters and Story Solicitors to commence sale of land proceedings to recover outstanding arrears of rates and charges for the following listed properties which have rates and charges in arrears for four (4) years and over in accordance with Section 74 of the *Local Government (Finance, Plans and Reporting) Regulation 2012*.

30740	9 Bonny Street, Ideraway	Lot 103/I5561 PAR TAUGHBOYNE	727999	2023m <sup>2</sup>	\$3435.88
30513	34 Old Maryborough Road, Gayndah	Lot 1/RP197109 PAR Gayndah	727709	1620m <sup>2</sup>	\$11955.70
30718	16 King George Avenue, Byrnestown	Lot 16/B5812 PAR GOOROOLBALLIN	40402500	1012m <sup>2</sup>	\$5203.79
31283	Pile Gully Road, Woodmilar	Lot 13/RP7051 PAR GAYNDAH	40863371	1.72ha	\$3274.05
40525	33 Leichardt Street, Monto	Lot 27/M74718 PAR BAILEY	763076	.1171ha	\$11822.43
40665-51000	1a Faraday Street, Monto	Lot 2/SP151241 PAR BAILEY	40717857	7811 m <sup>2</sup>	\$25869.81
40714	30 Monal Street, Mulgildie	Lot 4/M7551 PAR BAILEY	763248	647m <sup>2</sup>	\$11867.02
40715	32 Monal Street, Mulgildie	Lot 5/M7551 PAR BAILEY	763249	640m <sup>2</sup>	\$8273.08
40965	7 Mill Road, Monto	Lot 113/RW817 PAR BAILEY	763482	8.4867ha	\$13093.34

**CARRIED 7/0**

**Morning Tea** The meeting adjourned at 10:38am for morning tea and resumed at 11:03am with Finance Manager JD Kronk having withdrawn from the meeting.

**Delegations Register** 7.10 Delegations Register

**368-06-2012** Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That North Burnett Regional Council repeal all previous delegations – Council to Chief Executive Officer.

**CARRIED 7/0**

**369-06-2012** Cr JF Dowling moved and Cr PW Francis seconded: That North Burnett Regional Council adopts the “Register of Delegations – Council to CEO 2012”.

**CARRIED 7/0**

**370-06-2012**

Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That North Burnett Regional Council delegates all powers referred to in the "Register of Delegations – Council to CEO 2012" as amended below and such powers are delegated from Council to the Chief Executive Officer of Council pursuant to Section 257 of the Local Government Act 2009.

- Power, in cooperation with the chief executive, to develop a healthy waters management plan. (pg156 Review)
- Power to consult with the chief executive regarding the chief executive establishing an ES unit (emergency service unit) in the local government area. (pg 149) – No Delegation
- Power to consult with the chief executive regarding the functions of an ES unit in the local government area. (149) – No Delegation
- Power to nominate a member to be appointed as an ES unit coordinator by the chief executive. (pg 149) – No Delegation
- Power to grant, or grant with conditions, or refuse an application to conduct waste management works within Council's area. (pg 164 Review and clarify)
- Power to exercise control of all roads in the local government area including the ability to survey and resurvey roads, construct, maintain and improve roads, approve the naming and numbering of private roads, and name and number other roads. (pg 206 Last line not delegated)
- Power to impose conditions requiring different trunk infrastructure to that identified in the priority infrastructure plan. (pg 275) – To be removed
- Power, as assessment manager for a development application (distributor-retailer), to make a decision on an application and issue notices. (pg 281 Condition - Contention or refused or impact assessable conditions)
- Power to make submissions in response to a notice of the Minister's intention to prepare an amending water resource plan or new draft water resource plan. (pg 373 – no delegation)
- Power, as resource operations licence holder or distribution operations licence holder, to sell a water allocation in accordance with the supply contract or distribution arrangements. (pg 381– no delegation)
- Power, as the scheme manager for a multiple-entity recycled water scheme, to prepare a recycled water management plan for the scheme. (pg 407 Clarify)
- Power, as a service provider outside the SEQ region or a designated region, to apply for written approval to restrict the use of subartesian water. (pg372– no delegation)

Further, that a report on the register of delegations be brought quarterly by listing the conditions of the delegations. **CARRIED 7/0**

Infrastructure

**Agenda Item 8**

**Infrastructure**

Request to Name Road 8.1 Request to Name Unnamed Road – Bayntun Road

**371-06-2012**

Cr KS Wendt OAM BEM moved and Cr PW Lobegeier seconded: That Council accede to the request to purchase and install a directional road sign 'Bayntun Road' Biggenden.

**CARRIED 7/0**



- Mt Perry Race Club  
**372-06-2012**
- 8.2 Mount Perry Race Club – Special Grants Report
- Cr PW Francis moved and Cr PW Lobegeier moved: That the amount of \$1,000 in in-kind cost be approved to construct the steward stands required for the Mt Perry Races event.  
**CARRIED 7/0**
- Economic **Agenda Item 9** Economic
- Planning Reform  
**373-06-2012**
- 9.1 Planning Reform
- Cr PW Francis moved and Cr PW Lobegeier seconded: That Council receive the report and Councillors provide feedback to Director Development and Environment for preparation of a submission report to be tabled at Council’s Policy and Planning Committee meeting on 3 July 2012.  
**CARRIED 7/0**
- Caravan Park Fees  
**374-06-2012**
- 9.2 Caravan Park Fees Report
- Cr KS Wendt OAM BEM moved and Cr PW Lobegeier seconded: That Council endorse the ‘Pay 5 nights, Stay 6 nights’ weekly rate for all Parks effective 01 July 2012.  
**CARRIED 7/0**
- Mt Perry Caravan Park  
**375-06-2012**
- 9.3 Mount Perry Caravan Park Report
- Cr PW Lobegeier moved and Cr FO Whelan seconded: That Council seek Expressions of Interest in the market for a suitable Lessee or Contractors to manage the Mt Perry Caravan Park.  
**CARRIED 7/0**
- Streetscape  
**376-06-2012**
- 9.4 Business Streetscape Applications
- Cr PW Francis moved and Cr PW Lobegeier seconded: That the applications for the Rainbow Café Monto and Bec’s Barber Shop Biggenden be approved conditional to construction permits as required and a maximum of \$1,000 per approved application be paid out according to the dollar for dollar up to \$1,000 policy.  
**CARRIED 7/0**
- Streetscape  
Resolution  
**377-06-2012**
- 9.5 Business Streetscape Resubmission
- Cr PW Lobegeier moved and Cr PW Francis seconded: That the resubmitted streetscape application from All Creatures Veterinary Services be accepted.  
**CARRIED 7/0**
- Social **Agenda Item 10** Social
- Murri Munchies  
**378-06-2012**
- 10.1 Murri Munchies MOU Report
- Cr PW Francis moved and Cr PW Lobegeier seconded: That Council table the Murri Munchies Memorandum of Understanding and consider the signing of the Memorandum of Understanding following a presentation of the concept by representatives of the Alliance to a future Council meeting.  
**CARRIED 7/0**
- RADF  
**379-06-2012**
- 10.2 Regional Arts Development Fund Report
- Cr KS Wendt OAM BEM moved and Cr JF Dowling seconded: That Council adopts the Arts and Cultural Development RADF report.  
**CARRIED 7/0**

Special Grants Report 10.3 Special Grants Report  
**380-06-2012**

Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That of the total requests received, cash grants amounting to \$5,161 as well as In-kind grants of \$9,100 as listed below, be distributed to community organisations with the remaining balance of \$1,559 for the financial year to be held against the preapproved special Grants request of the Mt Perry Race Club (amounting to \$1,000).

Budget Balance carried over from previous quarter \$15,820  
Total Recommended grants for approval \$14,261

Organisation	Requested Cash Amount	Suggested \$ Donations for approval	Inkind Estimate
Monto Fly In 2012			\$8,900
Pat Augustrine Cultural Center	\$1,435	\$1,435	\$200
Mt Perry Rodeo Committee	\$1,200	\$1,200	
Biggenden Show Society	\$1,526	\$1,526	
Eidsvold Aboriginal Housing	\$1,000	\$1,000	
	<b>\$5,161</b>	<b>\$5,161</b>	<b>\$9,100</b>

**CARRIED 7/0**

Environmental **Agenda Item 11** **Environmental**

Nil Agenda Items

Lunch The meeting adjourned for lunch at 12:30pm and resumed at 1:25pm.

Councillor Reports **Agenda Item 12** **Councillor Reports**

**381-06-2012**

Cr PW Francis moved and Cr JF Dowling seconded: That the Councillor Reports be received.

**CARRIED 7/0**

12.1 Cr DG Waugh (Mayor)

12.2 Cr FO Whelan (Deputy Mayor)

12.3 Cr WJ Bowen

12.4 Cr KS Wendt OAM BEM

12.5 Cr PW Francis

Discussed: Cr PW Francis discussed the QGC Traffic Management Plan.

12.6 Cr PW Lobegeier

12.7 Cr JF Dowling



General Business

- Cr PW Lobegeier  
**382-06-2012** Resolved: That Director of Corporate Services investigate the purchase of First Aid kits from the Queensland Ambulance Service and report to a future General Meeting.
- 383-06-2012** Resolved: That Director of Technical Services investigate the purchase and erection of brown tourist signs directing tourist from the Mulgildie Bunyip Statue to the Bunyip Hole.
- Cr PW Francis  
**384-06-2012** Resolved: That the Director of Technical Services provide a report to Council on the condition and works on Cattle Creek Crossing to a future Technical Services Committee.
- Cr JF Dowling  
Discussed: Cr JF Dowling discussed gazetting the Gayndah Show Holiday in place of the Queens Birthday show holiday should it be moved to the first weekend in October.
- Cr KS Wendt  
OAM BEM  
Discussed: Cr KS Wendt OAM BEM discussed the option of changing the Gayndah Show holiday held on the Brisbane Show Holiday, to Melbourne Cup day.
- 385-06-2012** Resolved: Council endorsed the Mayors letter to the Premier regarding Public Holidays and that the matter be considered in a future report to Council.
- 386-06-2012** Resolved: That Director of Community and Cultural Services provide an update on the Condom Vending Machine Report and present to a future General Meeting.
- Cr WJ Bowen  
**387-06-2012** Cr WJ Bowen moved and Cr PW Francis seconded: That Council write to the Australian Commonwealth Games Committee offering the use of the Wolca Reserve Mt Perry for Mountain Bike training. **CARRIED 7/0**
- 388-06-2012** Resolved: That Council invite Mrs M Whitehouse to a future Council meeting to present North Burnett Regional Council with a copy of a historical photo which is to be displayed at Mingo Crossing.
- Public Session  
Mr Tye addressed the meeting with and presented a verbal report on the rail line and agricultural production and withdrew from the meeting at 2:03pm.
- Cr FO Whelan  
**389-06-2012** Resolved: That Council confirm a deputation to visit the Central Burnett Juice Factory in Mundubbera on 13 July 2012.
- Leave of Absence  
**390-06-2012** Cr PW Francis and Cr PW Lobegeier seconded: That a Leave of Absence be granted for Cr KS Wendt OAM BEM from 22 June – 03 July 2012 inclusive. **CARRIED 7/0**

Closure of Meeting **Agenda Item 13** **Closure of Meeting**

There being no further business the meeting closed at 2:18pm.

Presented to Council at its General Meeting held on Tuesday 17 July 2012 and confirmed.

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Mayor