

Attendees	Agenda Item 1	Attendees
Councillors	Cr JE Jensen (Mayor) Cr KS Wendt OAM BEM (Deputy Mayor) Cr PW Lobegeier Cr PW Francis Cr PJ Huth Cr FO Whelan Cr P Baker	
Directors/Officers	Chief Executive Officer, MJP Pitt Director of Community and Cultural Services, AM Jackson Director of Corporate Services, LD Hotz Director of Development and Environmental Services, RJ Savage Director of Technical Services, K Palmer Assistant Director of Technical Services, TJ Harvey Executive Assistant, NJ Zillman Personal Assistant to the Mayor, TL Wilson	
Welcome	Agenda Item 2	Welcome / Housekeeping
	Cr JE Jensen declared the meeting open at 9:10am and welcomed attendees to the Eidsvold Boardroom.	
Apologies	Agenda Item 3	Apologies
	Nil Apologies	
Declaration	Agenda Item 4	Declaration of Interest
	Cr PJ Huth proposed a perceived conflict of interest with Agenda Item 9.4 Proposed Purchase of Land – Lot 2 on RP168734 QLD Rail National to North Burnett Regional Council.	
Deputations	Agenda Item 5	Deputations
	5.1 David Newby – Insite Strategies	
Petitions	Agenda Item 6	Petitions
Bon Accord Bridge	6.1 Bon Accord Bridge Works	
	Cr PW Francis moved and Cr PW Lobegeier seconded: That Agenda Item 6.1 Bon Accord Bridge Works as presented be received for information.	CARRIED 7/0
	Cr PW Lobegeier moved and Cr FO Whelan seconded: That Director of Technical Services organise an onsite meeting at the Bon Accord Bridge with Council and community members to demonstrate the bridge’s structural damage and explain why the bridge closure is necessary for repair work to proceed.	CARRIED 7/0

CEO Report

Agenda Item 7

Chief Executive Officer Report

Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That the Chief Executive Officer Report be received. **CARRIED 7/0**

Wheeled Recreational Devices CBD

7.1 Wheeled Recreational Devices in Central Business District

Cr PJ Huth moved and Cr FO Whelan seconded: That the report be received as information, with the knowledge that the North Burnett Regional Council is able to enforce a ban on the riding or usage of a bicycle, wheeled recreational device or wheeled toy as defined in the Transport Operations (Road Use Management) Act 1995 within the outlined Central Business Districts (CBD's) of the North Burnett Region and that an exception be made for wheeled disability aides.

Further, signage be erected in Biggenden, Eidsvold, Gayndah, Monto and Mundubbera advising of the ban. **CARRIED 7/0**

RMWABLC Board

7.2 RM Williams ABLC Board Resignation and Appointment

Cr PW Francis moved and Cr PW Lobegeier seconded:

1. That North Burnett Regional Council notes with regret the resignation of Mr Bruce Cowley and expresses Council's appreciation for the assistance and conduct of Mr Cowley for his time on the Board; and
2. That North Burnett Regional Council subject to clause 27.1 of the RM Williams Australian Bush Learning Centre Ltd company constitution appoints Mr Anthony Coates to RM Williams Australian Bush Learning Centre Ltd Board. **CARRIED 7/0**

Amended Council Meeting Dates

7.3 Amended Council Meeting Dates

Cr KS Wendt OAM BEM moved and Cr PW Lobegeier seconded: That Council conducts the following Council Meetings during 2012 commencing at 9:00am and at the Office Meeting Room of the locations nominated.

DATE	MEETING	LOCATION	DEADLINE 8:00am
17-Jan-12	General	Biggenden	12-Jan-12
21-Feb-12	General	Gayndah	16-Feb-12
20-Mar-12	General	Monto	15-Mar-12
17-Apr-12	General	Mt Perry	12-Apr-12
15-May-12	General	Eidsvold/Gayndah	10-May-12

CARRIED 7/0

DATE	MEETING	LOCATION	DEADLINE 8:00am
07-Feb-12	Policy and Strategy	Eidsvold	01-Feb-12
03-Apr-12	Policy and Strategy	Mundubbera	29-Mar-12

Resolved: That the Roads Workshop involving Councillors and Technical Services staff commence at 8:00am on Monday, 20 February 2012 in Mundubbera, before the Informal Briefing.

Resolved: That future Informal Briefings held in Mundubbera commence at 9:00am allowing for additional workshop time if required.

DCCS Report

Agenda Item 8 Director of Community and Cultural Services Report

Cr PW Francis moved and Cr PW Lobegeier seconded: That the Director of Community and Cultural Services Report be received. **CARRIED 7/0**

DODE

Director of Development and Environment Services withdrew from the meeting at 10:00am and re-entered at 10:02am.

Community Diversity
And Social Cohesion

8.1 General Policy – Community Diversity and Social Cohesion

Cr PW Francis moved and Cr PW Lobegeier seconded: That General Policy – Community Diversity & Social Cohesion as amended be adopted. **CARRIED 7/0**

Advertising Devices

8.2 Access to Advertising Devices on Private Land

Cr PW Francis moved and Cr PW Lobegeier seconded: That General Policy – Access to Advertising Devices on Private Land as amended be adopted.

Further, that the amendment:

- Remove the term ‘to Motorist’; and
- Add in ‘injury and/or loss’

CARRIED 7/0

Cr PW Lobegeier moved and Cr P Baker seconded: That expressions of interest be sought on Council’s surplus road side signs to private consumers, following the completion of the A3 Roadside Project. **CARRIED 7/0**

DOCS Report

Agenda Item 9 Director of Corporate Services Report

Cr PW Francis moved and Cr PW Lobegeier seconded that the Director of Corporate Services Report be received. **CARRIED 7/0**

General Policy 237

9.1 General Policy 237 – Evaluations

Cr KS Wendt OAM BEM moved and Cr P Baker seconded: That General Policy 237 – Evaluations (Mt Perry Care Services) which has been removed from Council’s organisational structure as presented, be rescinded and removed from Council’s website and policy register. **CARRIED 7/0**

General Policy 238

9.2 General Policy 238 – Food Services

Cr P Baker moved and Cr PW Francis seconded: That General Policy 238 – Food Services

(Mt Perry Care Services) which has been removed from Council's organisational structure as presented, be rescinded and removed from Council's website and policy register.

CARRIED 7/0

Roadside Fire Signage 9.3 Queensland Fire and Rescue Service – Roadside Signage

Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded:

1. That the Memorandum of Understanding between North Burnett Regional Council and Queensland Fire & Rescue Service – Rural Operations as presented, be received, signed and returned to the Department; and
2. That once the fire danger rating road sign is installed, Council undertakes to ensure that the sign is managed to indicate the current fire danger rating as stated in the North Coast Region Fire Danger Rating Guidelines.

CARRIED 7/0

Declaration of Interest Cr PJ Huth proposed a perceived conflict of interest with Agenda Item 9.4 Proposed Purchase of Land – Lot 2 on RP168734 QLD Rail National to North Burnett Regional Council.

Resolved: Council resolved that Cr PJ Huth's perceived declaration of interest would have no bearing on the resolution outcomes.

Purchase of Land 9.4 Proposed Purchase of Land – Lot 2 on RP168734 QLD Rail National to North Burnett Regional Council.

Cr PW Francis moved and Cr PW Lobegeier seconded: That the report in relation to the proposed purchase of land from Queensland Rail (QR) National located on Lot 2 on RP168734, Parish of Bailey (32 Saleyards Road, Monto) be received; **CARRIED 7/0**

Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That Director of Corporate Services negotiate the proposed purchase price and/or lease of the above mentioned lot with Queensland Rail (QR) and report to the next General Meeting on Tuesday, 21 February 2012. **CARRIED 7/0**

Morning Tea The meeting adjourned for Morning Tea at 10:40am and resumed at 11:08am with Finance Manager, JD Kronk in attendance.

Consolidation of Borrowings 9.5 Consolidation of Borrowings

Cr PW Lobegeier moved and Cr KS Wendt OAM BEM seconded: That Council resolve loans with the Queensland Treasury Corporation be amalgamated in line with debt pool as outlined below:

		Option 3 - By Debt Pool		1	2	3	4
			Book Value 21/12/2011	3 Year	6 Year	9 Year	15 Year
1	MONT_MW15	Monto Water	167,066.12				167,066.12
2	MONT_MULW15	Mulgildie Water	142,006.24				142,006.24
3	GAYNDAH_D9	Depot	45,249.93			45,249.93	

4	GAYNDAH_3	Sports field	30,203.15	30,203.15			
5	MONT_PP3	Plant Purchases	178,446.84	178,446.84			
6	MUNDU_G6	General 06/07	315,765.18		315,765.18		
7	GAYND_W3	Waste management	40,719.94	40,719.94			
8	NBRC_WATER	Water	903,511.27			903,511.27	
9	NBRC_SEW	Sewerage	413,713.07			413,713.07	
10	NBRC_PLNT	Plant	1,497,926.60			1,497,926.60	

3,734,608.34 249,369.93 315,765.18 2,860,400.87 309,072.36 **3,734,608.34**

CARRIED 7/0

JD Kronk Manager of Finance, JD Kronk withdrew from the meeting at 11:15am.

DODE Report **Agenda Item 10 Director of Development & Environment Services Report**

Cr PW Francis moved and Cr Lobegeier seconded: That the Director of Development & Environment Services Report be received. **CARRIED 7/0**

Resolved: That Agenda Item 10.1 be held over until after Agenda Item 10.2.

Flying Fox Plan 10.2 Flying Fox Property Management Plan

Cr KS Wendt OAM BEM moved and Cr PW Francis seconded: That Council receives the draft Flying Fox Property Management Plan as presented and:

- Endorses the general direction it takes in regard to actions to be undertaken and,
- Acknowledges that flying fox dispersal requires an ongoing financial commitment in future budget years. **CARRIED 7/0**

Cr PW Lobegeier moved and Cr PJ Huth seconded: That Council endeavours to seek State Government financial assistance and physical support in this matter and that all relevant documentation be made available to the public. **CARRIED 7/0**

Thank-you Action: Cr PJ Huth expressed Councillor's gratitude for Director of Development and Environments work in preparation of the Flying Fox Plan.

Deputation Insite Strategies Consultant, David Newby entered the meeting at 11:25am to discuss the Proposed Draft Planning Scheme with Council.

Draft Planning Scheme 10.1 Proposed Draft Planning Scheme under the SPA for Submission to the Minister

Cr PW Francis moved and Cr PW Lobegeier seconded: That

1. Further to Council's resolution of 20 December 2011 (minute 12.2) to prepare a planning scheme under the Sustainable Planning Act 2009, and following consideration of the draft proposed planning scheme Council proposes the planning scheme to the Minister for Local Government and Planning;
2. Pursuant to step 4.1A of the SG 01/12 Making and amending local planning instruments, that Council—

- a. write to the Minister requesting a first state interest review of the proposed planning scheme and agreement to publicly consult on the proposed planning scheme;
 - b. submit copies of the proposed planning scheme to the Minister in the format identified by DLGP;
 - c. requests DLGP to arrange a meeting of all state agencies to present the proposed planning scheme prior to their review of State interests; and
3. That Insite Strategies Consultant, David Newby and Director of Development and Environment Services meet with each Councillor to discuss individual concerns associated with each town and finalise maps.

VOTES FOR THE MOTION

Cr JE Jensen
Cr KS Wendt OAM BEM
Cr PW Lobegeier
Cr PW Francis
Cr PJ Huth
Cr P Baker

VOTES AGAINST THE MOTION

Cr FO Whelan

CARRIED 6/1

Insite Strategies Consultant, David Newby withdrew from the meeting at 12:05pm.

Closed Session Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That in accordance with Section 72(f) of the Local Government (Operations) Regulation 2010, the meeting be closed to the public to allow discussion regarding starting or defending legal proceedings involving it. **CARRIED 7/0**

Re-opened Meeting Cr PW Francis moved and Cr FO Whelan seconded: That in accordance with Section 72(f) of the Local Government (Operations) regulation 2010, the meeting be re-opened to the public. **CARRIED 7/0**

Court Appeal 10.3 Court Appeal

Resolved: That Council receive the Agenda Item 10.3 Court Appeal.

DOTS Report **Agenda Item 11 Director of Technical Services Report**

Cr PW Francis moved and Cr PW Lobegeier seconded: That Director of Technical Services Report be received. **CARRIED 7/0**

Closed Session Cr P Baker moved and Cr FO Whelan 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. **CARRIED 7/0**

Re-opened Meeting Cr PW Francis moved and Cr PJ Huth seconded: That in accordance with Section 72(h) of the Local Government (Operations) regulation 2010, the meeting be re-opened to the public. **CARRIED 7/0**

Sewerage Plant Compliance 11.1 Sewerage Plant Compliance

Cr FO Whelan moved and Cr KS Wendt OAM BEM seconded: That Council endorses the engagement of Wide Bay Water and Mr John Ashworth for the completion of the lagoon survey and concept design of upgrade works required at the Biggenden, Eidsvold, Gayndah and Mundubbera sewerage treatment plants to achieve compliance with the relevant Department of Environment and Resource Management (DERM) licence conditions.

CARRIED 7/0

Tourism Cr PW Francis moved and Cr KS Wendt OAM BEM seconded: That Council send two (2) representatives to attend the Sydney Camping and Caravan Show from 21 - 29 April 2012, supported by Australian Country Way.

CARRIED 7/0

Wash Down Bay Resolved: That Chief Executive Officer provide a report to a future General Meeting regarding the Eidsvold Wash Down Bay and possible financial assistance from Queensland Gas Company (QGC).

School Route Resolved: That Assistant Director of Technical Services investigate the slashing of the road sides of the region's school bus routes especially before school resumes after holiday breaks.

Chemical Spraying Resolved: That Director of Technical Services follow-up on procedure for community residents that do not wish to have their properties sprayed with chemical due to medical/personal reasons and ensure that relevant staff are aware of these conditions, which may include prior contact with the resident to advise of intent to spray.

Roads Workshop Resolved: That Director of Technical Services ensure the grading of the regions Orchard business roads before picking season is undertaken and a Policy for North Burnett Regional Council private driveway responsibilities be developed.

Further, that both of these issues be discussed at the Roads Workshop to be held on Monday 20 February 2012 in Mundubbera commencing at 8:00am.

Closure of Meeting **Agenda Item 12** **Closure of Meeting**

12.1 Closure of Meeting

There being no further business the meeting closed at 12:50pm.

Presented to Council at its General Meeting held on Tuesday, 21 February 2012, and confirmed.

MAYOR