



MINUTES

General Meeting

27 May 2020

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL
GENERAL MEETING
HELD AT THE BOARDROOM
ON WEDNESDAY, 27 MAY 2020 AT**

COUNCILLORS: Mayor Cr Rachel Chambers, Deputy Mayor Cr Robert Radel, Cr Melinda Jones, Cr Leslie Hotz, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle,

OFFICERS: Rachel Cooper (Chief Executive Officer), Randall Percy (General Manager Works), Tony Klein (General Manager Corporate and Community), Jason Erbacher (Community Engagement Manager), Natalie Zillman (Information Coordinator)

1 WELCOME/HOUSEKEEPING

The Mayor declared the meeting open and welcomed all attendees.

2 APOLOGIES/LEAVE OF ABSENCE

Nil

3 DEPUTATIONS/PETITIONS

10:00am – Burnett Inland Economic Development Organisation (BIEDO) Chief Executive Officer, Kristy Frahm

4 NOTICES OF MOTION

Nil

5 NOTIFICATION OF OTHER BUSINESS BY COUNCILLORS

Nil

6 DECLARATIONS OF INTEREST

That it be duly noted that pursuant to 175E of the *Local Government Act 2009* Cr Dael Giddins declared a perceived conflict of interest in agenda item 9.7 Major Events Grants 2020 due to holding an executive position with the Gayndah Orange Festival Committee. In accordance with section 175E (4) of the *Local Government Act 2009*, Councillors decided that Cr Giddins may have a perceived conflict of interest in the matter and would remove herself from the meeting while the motion is debated and the voted is taken.

That it be duly noted that pursuant to 175E of the *Local Government Act 2009* Cr Melinda Jones declared a perceived conflict of interest in agenda item 9.7 Major Events Grants 2020 due to holding an executive position with the Monto Magic Tourism Action Group. In accordance with section 175E (4) of the *Local Government Act 2009*, Councillors decided that Cr Jones may have a perceived conflict of interest in the matter and would remove herself from the meeting while the motion is debated and the voted is taken.

7 CONFIRMATION OF MINUTES

7.1 MINUTES OF THE GENERAL MEETING HELD ON 4 MARCH 2020

RESOLUTION 2020/48

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Dael Giddins

That the Minutes of the General Meeting held on 4 March 2020 be confirmed.

7/0 CARRIED

7.2 MINUTES OF THE GENERAL MEETING HELD ON 29 APRIL 2020

RESOLUTION 2020/49

Moved: Cr Dael Giddins

Seconded: Deputy Mayor Cr Robert Radel

That the Minutes of the General Meeting held on 29 April 2020 be confirmed.

7/0 CARRIED

8 OFFICE OF THE CHIEF EXECUTIVE OFFICER

8.1 SERVICE DELIVERY REVIEW PROGRAM

RESOLUTION 2020/50

Moved: Cr Susan Payne

Seconded: Cr Dael Giddins

That Council approves the Service Delivery Review (SDR) Program in accordance with the following principles:

1. Identify and demonstrate value for money in all aspects of service delivery (internal and external), supported by the concept of continuous improvement and innovation.
2. Assets will be utilised in accordance with contemporary asset management principles to achieve best outcomes to address varying needs, demands and obligations.
3. A sound organisational structure prioritises and supports optimisation of the delivery of core services.
4. Council is willing to consider withdrawing or amending selective service delivery mechanisms (internal and external):
 - a) that do not align with the organisation's Corporate Plan
 - b) that are clearly not a local government's responsibility
 - c) where there is an effective alternate service provider or
 - d) which unnecessarily and/or adversely affect its financial sustainability.
5. Where potential initiatives are identified as part of the SDR program, which could result in minor change, the CEO is delegated to implement the associated initiative.
6. Where potential significant change initiatives are identified as part of the SDR program, before the implementation of the initiative and only after appropriate consultation (internal and/or external) has been undertaken, only Council may approve the change. **7/0 CARRIED**

8.2 2019-20 OPERATIONAL PLAN - Q3 PROGRESS REPORT

RESOLUTION 2020/51

Moved: Cr Leslie Hotz
Seconded: Cr Melinda Jones

That in accordance with section 174(3) of the *Local Government Regulation 2012*, Council receives the 2019-20 Operational Plan – Q3 Progress Report for the period 1 January 2020 through to 31 March 2020. **7/0 CARRIED**

8.3 WIDE BAY BURNETT REGIONAL ORGANISATION OF COUNCILS (WBBROC) CHAIR NOMINATION

RESOLUTION 2020/52

Moved: Cr Melinda Jones
Seconded: Deputy Mayor Cr Robert Radel

That North Burnett Regional Council endorses the nomination of Mayor Rachel Chambers for the position of Wide Bay Burnett Regional Organisation of Councils Committee Chair. **7/0 CARRIED**

8.4 ELECTION OF THE LOCAL GOVERNMENT ASSOCIATION OF QUEENSLAND' S (LGAQ) POLICY EXECUTIVE DISTRICT REPRESENTATIVE FOR THE PERIOD 2020-2024

RESOLUTION 2020/53

Moved: Cr Leslie Hotz
Seconded: Deputy Mayor Cr Robert Radel

North Burnett Regional Council ratifies the flying minute where Jack Dempsey, Mayor of Bundaberg Regional Council is Council's preferred nominee for the LGAQ Policy Executive for District No.3 Wide Bay & Burnett for the term 2020-2024. **7/0 CARRIED**

9 CORPORATE AND COMMUNITY

9.1 FINANCE REPORT TO 30 APRIL 2020

RESOLUTION 2020/54

Moved: Cr Susan Payne
Seconded: Cr Dael Giddins

That in accordance with s204 Local Government Regulation 2012, Council notes the Finance Report for the period ended 30 April 2020. **7/0 CARRIED**

9.2 DELGATIONS REGISTER - ANNUAL UPDATE

RESOLUTION 2020/55

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Melinda Jones

That Council amend the Register of Delegations adopted at the General Meeting of Council held on 22 May 2019 by:

(a) Making the amendments as marked on relevant sections of the Amended and Updated Register of Delegations (Council to CEO – Reviewed March 2020); which is Attachment A.

(b) Replace the current Register of Delegations with Amended and Updated Register of Delegations (Council to CEO – Reviewed March 2020); Attachment A and make it available for public inspection. **7/0 CARRIED**

9.3 LEASE TO TELSTRA - MONTO (LEASE A LOT 3 RP168734)

RESOLUTION 2020/56

Moved: Cr Melinda Jones

Seconded: Cr Dael Giddins

1. That Council resolves the exception under s 236(1)(c)(iii) of the *Local Government Regulation 2012* (Qld) applies to entering into a new lease agreement for Lease A on Lot 3 on RP168734, at market value rent, with current tenant, Telstra Corporation Limited.

2. That the Chief Executive Officer be authorised to negotiate the terms and conditions of the lease in preparation for execution. **7/0 CARRIED**

9.4 DROUGHT COMMUNITIES PROGRAMME - MT PERRY

RESOLUTION 2020/57

Moved: Cr Michael Dingle

Seconded: Deputy Mayor Cr Robert Radel

That Council endorse the following projects to be undertaken under the Drought Communities Programme – Extension funding:

1. Mt Perry - \$120,000

a. Air Conditioning and associated solar power for Mt Perry Community Hall

2. Should there be surplus funds following full costing of the project, the next priority projects to be progressed are endorsed as:

a. Additional playground equipment and shade for Maynard Park. **7/0 CARRIED**

9.5 LEASE RENEWAL VIA S 236 LG REG EXCEPTION - TO EXISTING TENANT - COMMUNITY ORGANISATIONS

RESOLUTION 2020/58

Moved: Cr Dael Giddins

Seconded: Cr Leslie Hotz

1. That Council resolves the exception under s 236(1)(b)(ii) of the *Local Government Regulation 2012* (Qld) applies to entering into a new lease agreement over the following properties to the respective entities:
 - (a) for lease of Lot 149 Crown Plan RW760 (Reserve 71) and Lot 211 Crown Plan RW527 (Reserve 198), with Monto & District Show Society Inc, being a 'community organisation' (current lease No 418); and
 - (b) for lease of Lot 4 Crown Plan RW809472 (Reserve 522), with the Monto & District Historical Society Incorporated, being a 'community organisation' (current lease No. 421); and
 - (c) for lease of Part of Lot 12 M7479 (Reserve 4907), with Monto Sunshine House Art and Craft Association Incorporated, being a 'community organisation' (current lease No. 436).
2. That the Chief Executive Officer or delegate be authorised to negotiate the terms and conditions of the lease renewals related to resolutions 1(a)-(d) of this report. **7/0 CARRIED**

At 10:00am Kristy Frahm joined the meeting as the representative for BIEDO.

At 10:35am the meeting adjourned for morning tea.

At 10:50am the meeting resumed.

9.6 SMALL HALLS FUNDING PROGRAM

RESOLUTION 2020/59

Moved: Cr Dael Giddins

Seconded: Cr Melinda Jones

That the report be received and the following organisations be awarded funding under the Small Halls Funding Program:

1. Mulgildie School of Arts Inc - \$5,000.00
2. Kalpowar Hall Committee Inc - \$18,544.35

7/0 CARRIED

9.7 MAJOR EVENTS GRANTS 2020

RESOLUTION 2020/60

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Susan Payne

That this report be accepted as presented and;

In accordance with Policy 121 Major Events Grants, Council endorses the following funding recommendations:

1. Friends of RM Inc. – Funding of \$2,750 and in-kind support up to \$1,900 (within capacity of Council in the lead up to and at the time of the event).
2. Eidsvold Cattle Drive Inc. – Funding of \$4,000 and in-kind support up to \$5,000 (within capacity of Council in the lead up to and at the time of the event). **7/0 CARRIED**

At 10:59 am, Cr Dael Giddins left the meeting.

9.7.1 GAYNDAH ORANGE FESTIVAL

RESOLUTION 2020/61

Moved: Cr Michael Dingle

Seconded: Cr Melinda Jones

That this report be accepted as presented and;

In accordance with Policy 121 Major Events Grants, Council endorses the following funding recommendation:

Gayndah Orange Festival – Funding of \$4,000 and in-kind support up to \$5,000 (within capacity of Council in the lead up to and at the time of the event). **4/2 CARRIED**

Cr Radel Voted against the motion

At 11:08 am, Cr Dael Giddins returned to the meeting.

At 11:08 am, Cr Melinda Jones left the meeting.

9.7.2 MONTO MAGIC TOURISM ACTION GROUP

RESOLUTION 2020/62

Moved: Deputy Mayor Cr Robert Radel

Seconded: Cr Leslie Hotz

Monto Magic Tourism Action Group – Funding of \$4,000 and in-kind support up to \$2,700 (within capacity of Council in the lead up to and at the time of the event). **5/1 CARRIED**

At 11:17 am, Cr Melinda Jones returned to the meeting.

10 WORKS

Nil

11 COUNCILLOR REPORTS

Nil

12 OTHER BUSINESS DETERMINED BY RESOLUTION FOR AGENDA INCLUSION

Nil

13 CONFIDENTIAL REPORTS**RESOLUTION 2020/63 11:30**

Moved: Cr Dael Giddins

Seconded: Cr Melinda Jones

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275(1) of the *Local Government Regulation 2012*:

13.1 Proposal Options - Recovery of Outstanding Rates

This matter is considered to be confidential under Section 275(1) - h of the *Local Government Regulation 2012*, 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 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.

13.2 Tender No. 2909_2019-20_TTB_36 Operation of Eidsvold Swimming Pool

This matter is considered to be confidential under Section 275(1) - e of the *Local Government Regulation 2012*, 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 contracts proposed to be made by it.

7/0 CARRIED**RESOLUTION 2020/64 11:57**

Moved: Cr Dael Giddins

Seconded: Deputy Mayor Cr Robert Radel

That Council moves out of Closed Session into Open Session.

7/0 CARRIED

13.1 PROPOSAL OPTIONS - RECOVERY OF OUTSTANDING RATES

MOTION

Moved: Cr Michael Dingle

Seconded: Cr Leslie Hotz

1. That Council delegates authority to the Chief Executive Officer to take all necessary and reasonable steps to recover the rates owed to Council by the property owner of the following assessments:

1. 2004500000000	11. 2017500000000
2. 2006300000000	12. 2020900000000
3. 2006400000000	13. 2021200000000
4. 2006900000000	14. 2022500000000
5. 2007900000000	15. 2024400000000
6. 2009600000000	16. 2024900000000
7. 2011500000000	17. 2027000000000
8. 2015200000000	18. 2027100000000
9. 2017000000000	19. 2027800000000
10. 2017200000000	20. 2027900000000

At 12:01 pm, Cr Leslie Hotz left the meeting.

AMENDMENT TO THE MOTION

Moved: Cr Robert Radel

Seconded: Cr Dael Giddins

- That Council delegates authority to the Chief Executive Officer as a matter of priority to take all necessary and reasonable steps to recover the rates owed to Council by the property owner of the following assessments:

1. 2004500000000	11. 2017500000000
2. 2006300000000	12. 2020900000000
3. 2006400000000	13. 2021200000000
4. 2006900000000	14. 2022500000000
5. 2007900000000	15. 2024400000000
6. 2009600000000	16. 2024900000000
7. 2011500000000	17. 2027000000000
8. 2015200000000	18. 2027100000000
9. 2017000000000	19. 2027800000000
10. 2017200000000	20. 2027900000000

2. That the Chief Executive Officer inform Council as to the progress with bimonthly updates.

6/0 CARRIED

At 12:03 pm, Cr Leslie Hotz returned to the meeting.

THE AMENDMENT BECAME THE RESOLUTION

Moved: Cr Robert Radel
 Seconded: Cr Michael Dingle

1. That Council delegates authority to the Chief Executive Officer as a matter of priority to take all necessary and reasonable steps to recover the rates owed to Council by the property owner of the following assessments:

1. 2004500000000	11. 2017500000000
2. 2006300000000	12. 2020900000000
3. 2006400000000	13. 2021200000000
4. 2006900000000	14. 2022500000000
5. 2007900000000	15. 2024400000000
6. 2009600000000	16. 2024900000000
7. 2011500000000	17. 2027000000000
8. 2015200000000	18. 2027100000000
9. 2017000000000	19. 2027800000000
10. 2017200000000	20. 2027900000000

2. That the Chief Executive Officer inform Council as to the progress with bimonthly updates.

7/0 CARRIED

13.2 TENDER NO. 2909_2019-20_TTB_36 OPERATION OF EIDSVOLD SWIMMING POOL

RESOLUTION 2020/65

Moved: Deputy Mayor Cr Robert Radel
 Seconded: Cr Susan Payne

In accordance with Tender 2909_2019-20_TTB_36 Operation of Eidsvold Swimming Pool, it is recommended that:

1. Council award Tender 2909_2019-20_TTB_36 – Operation of Eidsvold Swimming Pool to Rahul Dahiya for the contract amount of \$59,090.91 per annum (ex GST).
2. Council proceed to the next stage of Contract formalisation with Rahul Dahiya.
3. Council advise Ridge Grimsey and Debra O'Rourke that their Tender was unsuccessful.
4. The Chief Executive Officer of North Burnett Regional Council be delegated the authority to proceed to negotiate with other tenderers to conclude all contracting arrangements regarding this tender should the preferred contractor not accept the contract offer. **7/0 CARRIED**

14 CLOSURE OF MEETING

The Meeting closed at 12:04pm.

The minutes of this meeting were confirmed at the General Meeting held on 24 June 2020.

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CHAIRPERSON