



# **MINUTES**

**General Meeting**

**23 February 2022**

**MINUTES OF NORTH BURNETT REGIONAL COUNCIL  
GENERAL MEETING  
HELD AT THE EIDSVOLD BOARDROOM  
ON WEDNESDAY, 23 FEBRUARY 2022 AT 09:00AM**

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

**OFFICERS:** Susie Glasson (Acting Chief Executive Officer), Randall Percy (General Manager Works), Desiree Tomas (Acting General Manager Corporate and Community), Jason Erbacher (Strategic Projects Manager), Kat Bright (Senior Executive Assistant to the CEO and Mayor), Carl Bacon (Civil Works Manager)

**1 WELCOME/HOUSEKEEPING**

The Mayor declared the meeting open at 9.01am and welcomed all attendees.

**2 APOLOGIES/LEAVE OF ABSENCE**

An apology had been received from Ray Burton PSM (Interim CEO) due to illness.

**3 MOMENT OF SILENCE AND REFLECTION**

The Mayor called for a moment of silence to pay respects to those who have passed in our region.

<i>Eric Cocking</i>	<i>Coalstoun Lakes</i>
<i>Mary Rice</i>	<i>Eidsvold</i>
<i>Phyllis Hiscock</i>	<i>Monto</i>
<i>Barabra Roebuck</i>	<i>Mt Perry</i>
<i>Glenn Just</i>	<i>Degilbo</i>
<i>Cameron Hamilton</i>	<i>Eidsvold</i>
<i>Ruby Tincknell</i>	<i>Degilbo</i>
<i>Neil Milne</i>	<i>Monto</i>
<i>Gweneth Heitmann</i>	<i>Gayndah</i>

**4 DEPUTATIONS/PETITIONS**

Nil

**5 DECLARATIONS OF INTEREST**

Nil

**6 CONFIRMATION OF MINUTES**

**6.1 MINUTES OF THE GENERAL MEETING HELD ON 27 JANUARY 2022**

**OFFICERS RECOMMENDATION**

That the Minutes of the General Meeting held on 27 January 2022 be confirmed.

Moved: Cr Radel  
Seconded: Cr Dingle

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**RESOLUTION 2022/21**

That the Minutes of the General Meeting held on 27 January 2022 be confirmed.

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In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**7 OFFICE OF THE CHIEF EXECUTIVE OFFICER**

**7.1 REIMBURSEMENT AND PROVISION OF FACILITIES MAYOR AND COUNCILLORS - STATUTORY POLICY**

**OFFICERS RECOMMENDATION**

That Council adopt:

1. Statutory Policy – Reimbursement and Provision of Facilities Mayor and Councillors.
2. Procedure – Reimbursement and Provision of Facilities Mayor and Councillors.

Moved: Cr Dingle

Seconded: Cr Giddins

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**RESOLUTION 2022/22**

That Council adopt:

1. Statutory Policy – Reimbursement and Provision of Facilities Mayor and Councillors.
2. Procedure – Reimbursement and Provision of Facilities Mayor and Councillors.

In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins and Cr Michael Dingle

Against: Cr Melinda Jones

**CARRIED 5/1**

**8 CORPORATE AND COMMUNITY****8.1 FINANCE REPORT TO 31 JANUARY 2022****OFFICERS RECOMMENDATION**

That in accordance with section 204 *Local Government Regulation 2012 (Qld)*, Council receives the Finance Report for the period ended 31 January 2022.

Moved: Cr Giddins  
Seconded: Cr Radel

**RESOLUTION 2022/23**

That in accordance with section 204 *Local Government Regulation 2012 (Qld)*, Council receives the Finance Report for the period ended 31 January 2022.

In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins and Cr Michael Dingle, Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**9 WORKS****9.1 REVISED ROAD MAINTENANCE PROGRAM UPDATE - OCTOBER TO DECEMBER 2021****OFFICERS RECOMMENDATION**

That Council receives the Revised Road Maintenance Program Update – October to December 2021 report as presented.

Moved: Cr Radel  
Seconded: Cr Dingle

**RESOLUTION 2022/24**

That Council receives the Revised Road Maintenance Program Update – October to December 2021 report as presented.

In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**10 COUNCILLOR REPORTS**

Nil

## 11 CONFIDENTIAL REPORTS

### OFFICERS RECOMMENDATION

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*:

#### 11.1 Write-Off of Debtors Invoices

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

#### 11.2 Sale of Land for Overdue Rates and Charges

This matter is considered to be confidential under Section 275(1)(f) of the Local Government Regulation, 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 starting or defending legal proceedings involving the local government.

#### 11.3 North Burnett Landcare Group Inc

This matter is considered to be confidential under Section 254J(3)(g) of the Local Government Regulation, 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 negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

Moved: Cr Radel

Seconded: Cr Giddins

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### RESOLUTION 2022/25

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:

#### 11.1 Write-Off of Debtors Invoices

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

#### 11.2 Sale of Land for Overdue Rates and Charges

This matter is considered to be confidential under Section 275(1)(f) of the Local Government Regulation, 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 starting or defending legal proceedings involving the local government.

#### 11.3 North Burnett Landcare Group Inc

This matter is considered to be confidential under Section 254J(3)(g) of the Local Government Regulation, 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 negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

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In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael

Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**THE MEETING MOVED INTO A CLOSED SESSION AT 9.25AM.**

**NOTE:** During the confidential closed session, Councillors discussed the content in the confidential reports listed above.

**Attendance:** Carl Bacon (Civil Works Manager) left the meeting at 9.27am.

**Attendance:** Camille Summers (Revenue Stream Leader) joined the meeting at 9.46am.

**Attendance:** Camille Summers (Revenue Stream Leader) left the meeting at 10.00am.

**OFFICERS RECOMMENDATION**

That Council moves out of Closed Session into Open Session.

Moved: Cr Giddins  
Seconded: Cr Radel

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**RESOLUTION 2022/26**

That Council moves out of Closed Session into Open Session.

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In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**THE MEETING MOVED BACK INTO AN OPEN SESSION AT 10.14am.**



**11.1 WRITE-OFF OF DEBTORS INVOICES****OFFICERS RECOMMENDATION**

1. That Council receives and notes the information within the report.
2. That Council write off the debt for the 14 debtors detailed in the report totalling \$6,368.77 as the debts are not recoverable.

Moved: Cr Payne

Seconded: Cr Giddins

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**RESOLUTION 2022/27**

1. That Council receives and notes the information within the report.
  2. That Council write off the debt for the 14 debtors detailed in the report totalling \$6,368.77 as the debts are not recoverable.
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In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

**11.2 SALE OF LAND FOR OVERDUE RATES AND CHARGES****OFFICERS RECOMMENDATION**

1. That Council receives and notes the information within the report.
2. That Council:
  - (a) Pursuant to section 140(2) of the Local Government Regulation 2012 sell the land described in the attached "*Schedule 1 – NBRC – Sale of Land List for Resolution Council Meeting 23 February 2022*" for overdue rates and charges; and
  - (b) Delegate to the Chief Executive Officer its power to take all further steps under Chapter 4, Part 12, Division 3 of the Local Government Regulation 2012 to effect sale of the land (including for avoidance of doubt, the power to end sale procedures).

Moved: Cr Dingle

Seconded: Cr Radel

**RESOLUTION 2022/28**

1. That Council receives and notes the information within the report.
2. That Council:
  - (a) Pursuant to section 140(2) of the Local Government Regulation 2012 sell the land described in the attached "*Schedule 1 – NBRC – Sale of Land List for Resolution Council Meeting 23 February 2022*" for overdue rates and charges; and
  - (b) Delegate to the Chief Executive Officer its power to take all further steps under Chapter 4, Part 12, Division 3 of the Local Government Regulation 2012 to effect sale of the land (including for avoidance of doubt, the power to end sale procedures).

In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones.

Against: Nil

**CARRIED 6/0**

**11.3 NORTH BURNETT LANDCARE GROUP INC****OFFICERS RECOMMENDATION**

That Council:

1. Note the contents of this report.
2. Authorise the Chief Executive Officer to negotiate and finalise a Trustee Lease to North Burnett Landcare Group Inc on terms consistent with the Reserve purpose of "Public Halls" and the Land Act, including terms to ensure broad community access, with a lease term until 30 June 2033 for Lot 1 M74755.
3. In the event, that after negotiations with North Burnett Landcare Group Inc that they do not wish to proceed with a new lease, resolve to relinquish Trusteeship of Reserve for Public Halls being Lot 1 M74755.
4. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of Reserve for Public Halls being Lot 1 M74755.
5. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of Reserve for Park being Lot 2 M74755.
6. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of current Unallocated State Land being Lots 3 & 4 M74755.
7. Resolve to relinquish Trusteeship of Reserve for Park being Lot 2 M74755.
8. Resolve to cease to supply North Burnett Landcare Group Inc with any no cost allocation of water effective, 01 March 2022.
9. Resolve that from 01 March 2022, that North Burnett Landcare Group Inc be charged full water access and consumption charges pursuant to Council's adopted Revenue Statement.
10. Authorise the Chief Executive Officer to request a report from North Burnett Landcare Group Inc with regards to the progress off the Wetlands Project, on current leases over Lot 2 RP153207 and Lot 7 SP155908, and take any actions deemed appropriate.

Moved: Cr Radel

Seconded: Cr Dingle

**RESOLUTION 2022/29**

That Council:

1. Note the contents of this report.
2. Authorise the Chief Executive Officer to negotiate and finalise a Trustee Lease to North Burnett Landcare Group Inc on terms consistent with the Reserve purpose of "Public Halls" and the Land Act, including terms to ensure broad community access, with a lease term until 30 June 2033 for Lot 1 M74755.
3. In the event, that after negotiations with North Burnett Landcare Group Inc that they do not wish to proceed with a new lease, resolve to relinquish Trusteeship of Reserve for Public Halls being Lot 1 M74755.
4. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of Reserve for Public Halls being Lot 1 M74755.
5. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of Reserve for Park being Lot 2 M74755.
6. Resolve to offer no objections to any application by North Burnett Landcare Group Inc to purchase or apply for Trusteeship of current Unallocated State Land being Lots 3 & 4 M74755.
7. Resolve to relinquish Trusteeship of Reserve for Park being Lot 2 M74755.

8. Resolve to cease to supply North Burnett Landcare Group Inc with any no cost allocation of water effective, 01 March 2022.
9. Resolve that from 01 March 2022, that North Burnett Landcare Group Inc be charged full water access and consumption charges pursuant to Council's adopted Revenue Statement.
10. Authorise the Chief Executive Officer to request a report from North Burnett Landcare Group Inc with regards to the progress of the Wetlands Project, on current leases over Lot 2 RP153207 and Lot 7 SP155908, and take any actions deemed appropriate. This report is to be presented at a Councillor Information Workshop.

In Favour: Mayor Leslie Hotz, Cr Robert Radel, Cr Susan Payne, Cr Dael Giddins, Cr Michael Dingle and Cr Melinda Jones

Against: Nil

**CARRIED 6/0**

## 12 CLOSURE OF MEETING

The Meeting closed at 10.16am.

The minutes of this meeting were confirmed at the General Meeting held on 23 March 2022.

  
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CHAIRPERSON