

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Tuesday, 23 July 2002 at 9.02 am.

PRESENT Cr KR Nunn (Mayor), Crs WD Moss, MG Shaw, GMG Wilson, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, AD Wieden, MA Lehmann and KM Campbell

PRAYERS AND CONDOLENCES A motion of sympathy was passed to the relatives of the late VJ King, TG Bishop, FM Halling, HE Kubank, EM Cooke, OJ Zollner, GM Wren, AA Franklin and GH Van den Brink

RECEIPT OF PETITIONS

MAYOR'S MINUTES

Mayors Report Moved Cr Moss seconded Cr Shaw that the Mayor's Report be received.
(A1-A12)
Carried

CONFIRMATION OF MINUTES

Moved Cr Lehmann seconded Cr Moss that the minutes of the previous meeting held on Tuesday, 25 June 2002 and the special meeting held on Tuesday, 2 July 2002 as recorded be confirmed.

Carried

CONSIDERATION OF BUSINESS SECTIONS INCLUDING BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

SEE BUSINESS FUNCTION HEADINGS

Town Planning and Subdivision Section

Business Arising Out of Minutes

G Crumpton & Sons Forwarding IDAS Development Application for extensions to existing factory and renovations - Lot 100 SP 138155 plus other RPDs (Alkaloids Australia, Dubosia Factory) (B28-B33)

Moved Cr Trout seconded Cr Dalton that the report be adopted subject to the inclusion of advice that a further application will be required to legitimise the irrigation practice

Carried

DECLARATION OF INTEREST

The Mayor declared an interest in the following matters and left the meeting

The Deputy Mayor assumed the Chair

O'Reilly Nunn and Associates

Forwarding an IDAS Application for the realignment of a boundary to eliminate the encroachment of a dam - Lot 2 RP203365 & Lot 135 FY697 - Jim Hancock

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit without conditions and with advice (B15-B20)

Moved Cr Trout seconded Cr Moss that the report be received and it be noted that, in accordance with the delegated authority the Chief Executive Officer has approved the application subject to the recommended advice.

Carried

Correspondence

James M Czislowski

Forwarding further correspondence in relation to Council's approval of the Qld Fire & Rescue subdivision application for easement for the proposed Malar Rural Fire Station and raising health concerns re kaolin quarry on the subject land

Moved Cr Trout seconded Cr Moss that the letter be received

Carried

ATTENDANCE

The Mayor returned to the meeting and resumed the Chair

Business Arising Out of Minutes (Cont)

Mr Trevor & Mrs Wendy Turner

Forwarding an IDAS Application for a Storage Shed, Office and Shed Display at 57 Alexander Street Wooroolin - Lot 8 RP 37046

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit subject to conditions and advice (B21-B27)

Moved Cr Trout seconded Cr Moss that the report be adopted

Carried

Minister for Local
Government and
Planning

Inviting applications from Council for funding under the Security Improvement Program and advising the closing date is 30 September 2002

Moved Cr Trout seconded Cr Shaw that consideration of the matter be deferred until the August meeting

Carried

Mr David J Bishop

Forwarding an IDAS Development Application for a Mini Golf Entertainment Centre at Lot 1 RP203391 - Stehbens Street Kingaroy

The Manager of Planning Services submitted a written report recommending that subject to completion of public notification procedures and no objections being received, Council delegate authority to the Mayor to issue a Development Permit subject to conditions and advice (B1-B7)

Moved Cr Trout seconded Cr Moss that the report be adopted

Carried

**DECLARATION OF
INTEREST**

Cr Campbell and Cr Carroll declared an interest in the following matter and left the meeting

Bean Growers Australia

Forwarding an IDAS Application for Extension to Retail Premises at 21-29 Youngman Street Kingaroy - Lot 9 RP215146

The Manager of Planning Services submitted a written report recommending that subject to completion of public notification procedures and no objections being received, Council delegate authority to the Mayor to issue a Development Permit subject to conditions and advice (B8-B14)

Moved Cr Trout seconded Cr Fleischfresser that the report be adopted

Carried

ATTENDANCE

Cr Campbell and Cr Carroll returned to the meeting

Correspondence

Wayne Blow & Partners
Pty Ltd

Forwarding an IDAS Development Application for Extensions to the Kingaroy RSL Club and Increased Car Parking at Lots 7-8 & 11-16 RP7917 & Lot 9 FY573 - Applicant: Rubicon Constructions Pty Ltd.

Moved Cr Trout seconded Cr Fleischfresser that consideration of the matter be deferred until the required procedures are complete

Carried

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| <p>Local Government Association of Queensland Inc</p> | <p>Forwarding the Report Release: Private Forestry Model Planning Framework.</p> <p>Moved Cr Trout seconded Cr Shaw that the letter be received</p> | <p>Carried</p> |
| <p>Mr Kevin J Owens</p> | <p>Forwarding an IDAS Application for a Relative's Apartment to be erected on Lot 1 RP175421 - 19 Boonenne Ellesmere Road Kingaroy - Owner: Coralie V Dolinay</p> <p>Moved Cr Trout seconded Cr Moss that consideration of the matter be deferred until the required procedures are complete</p> | <p>Carried</p> |
| <p>Local Government Association of Queensland Inc</p> | <p>Forwarding an Update on Housing Legislation Review and Proposed State Planning Policy</p> <p>Moved Cr Trout seconded Cr Wilson that the letter be received</p> | <p>Carried</p> |
| <p>Local Government Association of Queensland Inc</p> | <p>Forwarding details of seminars to be held during August 2002 to assist Council with the interpretation and implementation of the Private Forestry Model Planning Framework within a context of regional forest industry development</p> <p>Moved Cr Trout seconded Cr Shaw that the Deputy Director of Engineering Services, Manager of Planning Services and Natural Resource Officer be authorised to attend the seminars</p> | <p>Carried</p> |

Finance Section

Business Arising Out of Minutes

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| <p>R & R Dyer – Review of outstanding rates</p> | <p>Moved Cr Lehmann seconded Cr Dalton that the usual recovery action be implemented</p> | <p>Carried</p> |
| <p>Mr James Martin & Ms Sharon A Grainger - Review of outstanding rates</p> | <p>Moved Cr Lehmann seconded Cr Campbell that Council continue to monitor the arrangement and review the situation in January 2003</p> | <p>Carried</p> |
| <p>Petersen Enterprises – Review of outstanding rates</p> | <p>Moved Cr Lehmann seconded Cr Campbell that Council continue to monitor the arrangement and review the situation in January 2003</p> | <p>Carried</p> |

DECLARATION OF INTEREST

Cr Fleischfresser declared an interest in the following matter and left the meeting

Town Hall/
Library/Administration
Chambers Painting and
Maintenance

The Director of Administration and Finance submitted a written report on the consideration of quotations received for the five (5) year Maintenance program for the Town Hall Facilities, Library, Art Gallery, Administration Building and Kumbia Reservoir (C1-C3)

Moved Cr Campbell seconded Cr Lehmann that no tender be accepted at this stage and that the Agenda Group commence preparation of a Development Plan for the Town Hall

Carried

ATTENDANCE

Cr Fleischfresser returned to the meeting

Correspondence

Kingaroy Lions Club

Forwarding an Application Form for Funding for 2002-2003 to establish a roadside park on the Bunya Highway Kingaroy

Moved Cr Lehmann seconded Cr Moss that consideration of the matter be deferred pending receipt of Department of Main Roads requirements

Carried

Mr Craig W Hardy & Ms
Gaylene R Gosney

Requesting that Council reconsider the charges for the late payment of rates for Lot 342 Weens Road

Moved Cr Lehmann seconded Cr Campbell that Council advise it regrets it is unable to accede to the request and the reasons be explained

Carried

Australian
Commonwealth Games
Association (Qld
Division) Ltd

Seeking Council financial support to help reach target of \$500,000 for commonwealth games in Manchester next month

Moved Cr Campbell seconded Cr Lehmann that the letter be received

Carried

Visa International

Forwarding information regarding impact of Reserve Bank of Australia credit card charges on consumers, small business in rural and regional Australia

Moved Cr Lehmann seconded Cr Campbell that the letter be received

Carried

- Department of Natural Resources Seeking Council's input by 9 August 2002 into matters relating to the Annual Valuation effective 30 June 2003
- Moved Cr Lehmann seconded Cr Campbell that Council indicate that it does not consider a revaluation necessary
- Carried
- Arts Queensland Advising that \$7200 will be allocated to Kingaroy Shire Council for RADF arts and cultural development activities in 2002-2003
- Moved Cr Campbell seconded Cr Lehmann that the letter be received
- Carried
- PBF Australia Ltd Requesting Council consider joining the Paraplegic Benefit Fund through Corporate Membership to cover all employees and Councillors and their family members
- Moved Cr Campbell seconded Cr Lehmann that the letter be received
- Carried
- The Arts Office Forwarding information regarding RADF Allocations 2002-2003, Protocol, Publicising the RADF Program, Invitations to the Minister for the Arts, Partnership Agreement and Council Contribution.
- Moved Cr Lehmann seconded Cr Wieden that the letter be received
- Carried
- Monthly Financial Statements** Moved Cr Lehmann seconded Cr Campbell that the Financial Statements for the period ended 30 June 2002 be received and adopted (C4-C9)
- Carried
- General Business**
- Economic Development Advisory Body Report The Economic Development Advisory Body reported in accordance with the minutes of the meeting held on the 16 July 2002 (C10-C15)
- Moved Cr Campbell seconded Cr Trout that the Economic Development Advisory Body Report be received and adopted
- Carried

Write-off Outstanding Rates – Kingaroy Junior Sports Development Association

The Director of Administration and Finance submitted a verbal report on Kingaroy Junior Sports Development Association Inc – Outstanding Rates and Interest to be written off

Moved Cr Campbell seconded Cr Lehmann that Council write off overdue rates and interest charges in the sum of \$892.75 for the Kingaroy Junior Sports Development Association Inc

Carried

Works Section

Business Arising Out of Minutes

Mr Thomas & Mrs Deborah Reick

Advising he is willing to reduce the valuation from \$850 to \$650 for land required for the Northern Drainage Scheme - Lot 47 RP37004

Moved Cr Shaw seconded Cr Dalton that the matter be referred to the Chief Executive Officer to finalise negotiations

Carried

St John's Lutheran Primary School

Requesting Council consider installing a Zebra Crossing in front of St John's Lutheran Primary School

Moved Cr Wieden seconded Cr Trout that the matter be delegated to Chief Executive Officer and Cr Wieden for response

Carried

Correspondence

ARRB Transport Research Ltd

Seeking Council's interest to participate to obtain better pavement deterioration models for local roads - Improve Road Asset Management System

Moved Cr Wieden seconded Cr Trout that Council agree in principle and the matter be delegated to the Chief Executive Officer to finalise arrangements

Carried

Local Government Association of Queensland Inc

Requesting Council's expression of interest to participate in the deferment of 2002-03 committed funds to subsequent years and requests for further information regarding the Roads to Recovery Program Proposal

Moved Cr Wieden seconded Cr Trout that the writers be advised that Council is in need of the funding to maintain current levels of staff

Carried

Department of Main Roads – Toowoomba	<p>Forwarding information concerning the Federal Road Safety Black Spot Program</p> <p>Moved Cr Wieden seconded Cr Dalton that Council apply for Youngman Street/Markwell Street Intersection and Kingaroy Street/Avoca Street Intersections to be included in the Program</p> <p>Carried</p>
Kingaroy Croquet Club Inc	<p>Requesting Council allow the Club some concessions regarding maintenance of the croquet facilities at Memorial Park</p> <p>Moved Cr Wieden seconded Cr Campbell that the matter be referred to the Mayor and Chief Executive Officer to hold discussions with the Club</p> <p>Carried</p>
Minister for Families, Aboriginal & Torres Strait Islander Policy	<p>Advising of approved funding of \$8800 for the 2002/03 financial year to develop a graffiti wall as part of the South Burnett Youth Park</p> <p>Moved Cr Wieden seconded Cr Lehmann that the funding be accepted</p> <p>Carried</p>
Department of Natural Resources & Mines	<p>Requesting comments regarding Special Lease No.33/46130 - Lot 55 BO618 & Lot 17 LY 160 Parish of Chahpingah - Lesees: BJ & MA Bice & JA Maunder</p> <p>Moved Cr Trout seconded Cr Lehmann that Council raise no objection to continuation of the lease</p> <p>Carried</p>
Department of Natural Resources & Mines	<p>Requesting Council's views in relation to an application made by the Peanut Company of Australia for "Road closure in strata" across Alford Street Kingaroy.</p> <p>Moved Cr Wieden seconded Cr Shaw that Council offer no objection to the application provided the minimum clearance between the road surface and lower side of the conveyor structure is between 6.5 metres and 7.0 metres.</p> <p>Carried</p>
St Michael & All Angels Anglican Church	<p>Requesting a closure of the Car Park situated behind the Commonwealth Bank and adjacent to the Church for the purpose of holding their Annual Fete to be held on 31 August 2002</p> <p>Moved Cr Lehmann seconded Cr Campbell that Council approve the request in principle and the Mayor and Chief Executive Officer discuss the matter with the writers</p> <p>Carried</p>

General Business

Directors Report – Engineering Services The Director of Engineering Services submitted a written report (D1-D8)
 Moved Cr Wieden seconded Cr Dalton that the report be received and adopted

Carried

Water and Sewerage Section**Correspondence**

Local Government Association of Queensland Inc Forwarding Terms of Reference for the inquiry into Future Water Supplies for Australia's Rural Industries and Communities

Moved Cr Wieden seconded Cr Trout that the matter be referred to Cr Dalton and Director of Engineering Services to make a submission

Carried

General Business

Director's Report – Water and Sewerage The Director of Engineering Services submitted a written report (E1-E4)
 Moved Cr Wieden seconded Cr Wilson that the Directors Report – Water and Sewerage be received

Carried

Plans for Approval Moved Cr Dalton seconded Cr Trout that the following Plans and Estimates be approved: (E5)

Plan No	Description	Estimate
7499	Alexander Street, Wooroolin (Short Street to Kate Street) 100 mm water main replacement	\$17,976

Carried

ADJOURNMENT Moved Cr Trout that the meeting adjourn for ten (10) minutes

RESUMPTION The meeting resumed at 10:55 am with attendance as previous to the adjournment

Health and Building Section

Business Arising Out of Minutes

Edith W Mills Requesting permission to keep three dogs at a rental property at 41 William Street Kingaroy

Moved Cr Trout seconded Cr Fleischfresser that as the third dog is no longer kept at the property no further action be taken

Carried

Disability Aid Dogs Ltd Forwarding information regarding the Company and requesting advice of Council's attitude and recognition of Disability Aid Dogs

Moved Cr Fleischfresser seconded Cr Trout that consideration of the matter be deferred until legal advice is received

Carried

Correspondence

Minister for Local Government and Planning Inviting applications for a fifth round of funding under the Landfill Remediation Assessment Program (LRAP) - applications close 29 November 2002

Department of Local Government & Planning Forwarding invitations regarding the fifth round of Landfill Remediation Assessment Program (LRAP) closing 29 November 2002

Moved Cr Fleischfresser seconded Cr Dalton that an application be made for Wooroolin and Booie Tips

Carried

Mayor's Office, Maryborough City Council Forwarding details regarding Future Residential Waste Management Practices Forum, noting that the forum has been rescheduled for Friday 9 August 2002

Moved Cr Fleischfresser seconded Cr Lehmann that the Mayor and Cr Fleischfresser be authorised to attend

Carried

Kingaroy Haulage & Recyclers - WD & VJ Henningsen Forwarding a Proposal for the installation of Recycling Bays at the Kingaroy Dump to control recyclable product going into landfill

Moved Cr Fleischfresser seconded Cr Trout that Council agree in principle and investigate the matter further including the preparation of an Operational Plan

Carried

Mr Robin N Hibbs	<p>Requesting assistance from Council to move the site of his building at 13 Kingaroy Cooyar Road from three (3) metres to six (6) metres from the boundary</p> <p>Moved Cr Fleischfresser seconded Cr Moss that Council negotiate to provide gravel material</p> <p style="text-align: right;">Carried</p>
Hawthorn Cuppaidge & Badgery	<p>Forwarding an application for permission for burial on Homesite for Mr Bob Davis and Eve Tiegell at 228 Haly Creek Road, Kingaroy</p> <p>Moved Cr Fleischfresser seconded Cr Trout that Council not accede to the request</p> <p style="text-align: right;">Carried</p>
General Business	
Directors Report – Health and Building	<p>The Director of Health and Building submitted a written report (F1-F3)</p> <p>Moved Cr Fleischfresser seconded Cr Lehmann that the report be received and Council cease the 240 litre MGB rental system and change it to sale of 240 litre MGBs only, and that the current rental price of \$71.40 be changed to purchase price of \$68.00 and the Director of Health and Building prepare a suitable notification to be included with the Annual Rate Notice</p> <p style="text-align: right;">Carried</p>
Assistant Building Surveyors Report	<p>The Assistant Building Surveyor submitted a written report (F4)</p> <p>Moved Cr Lehmann seconded Cr Shaw that the report be adopted</p> <p style="text-align: right;">Carried</p>
Manager of Health Services Report	<p>The Manager of Health Services submitted a written report (F5-F8)</p> <p>Moved Cr Fleischfresser seconded Cr Moss that the report be received</p> <p style="text-align: right;">Carried</p>
Cummins Dog Issue	<p>Moved Cr Fleischfresser seconded Cr Dalton that the provisions of the Local Law be applied</p> <p style="text-align: right;">Carried</p>
Appointment of Director of Health and Building	<p>Moved Cr Trout that consideration of the matter be deferred until later in the meeting</p> <p style="text-align: right;">Carried</p>

Rural Services Section

Correspondence

Graeme Wicks Requesting Council's support for the proposed change to legislation regarding protected and tick free areas

Moved Cr Trout seconded Cr Moss that the writer be advised that Council supports the Department of Primary Industries Inspectors having the power to enforce the cleaning up process

Carried

General Business

Manager's Report – Rural The Manager of Rural Services submitted a written report (G1)
Services

Moved Cr Moss seconded Cr Shaw that the Managers Report – Rural Services be received and adopted

Carried

Municipal Saleyards The Manager of Rural Services submitted a written report (G2)
Report

Moved Cr Moss seconded Cr Fleischfresser that the Municipal Saleyards Report be received

Carried

General Section

Correspondence

Queensland Innovation Forwarding invitation to participate in the statewide "Bush to Beach"
Science & Technology Community QIST night (a live quiz night) on Monday 19 August 2002 during Science Week

Moved Cr Campbell seconded Cr Shaw that the matter be referred to outside organisations for consideration

Carried

Local Government Forwarding details regarding 2002 Community Development and
Association of Planning Conference "Vitality, Values and Vision" from 30 October to 1
Queensland Inc November

Moved Cr Lehmann seconded Cr Trout that the letter be received

Carried

- Department of Tourism Sport & Racing Forwarding important announcement regarding Club Development Program 2002
- Moved Cr Shaw seconded Cr Lehmann that the matter be referred to the South Burnett Sport & Recreation Development Officer for consideration
- Carried
- Environment Communications Information Technology & The Arts Requesting submissions into the Australian telecommunications network and the role of libraries as providers of public information in the online environment
- Moved Cr Lehmann seconded Cr Shaw that the letter be received and Council investigate the Library issues and make a submission if considered necessary
- Carried
- Active Australia Day Forwarding an invitation to Council to participate in Active Australia Day – 27 October 2002
- Moved Cr Campbell seconded Cr Shaw that the matter be referred to Cr Wilson to discuss with the South Burnett Sport & Recreation Office
- Carried
- Department of the Premier and Cabinet Forwarding guidelines for the 2002/2003 Multicultural Assistance Program (MAP)
- Moved Cr Shaw seconded Cr Wilson that the letter be received
- Carried

RECEPTION AND CONSIDERATION OF COMMITTEE AND DELEGATES' REPORTS

- Regional Arts Development Fund (RADF) Committee Meeting Report The Regional Arts Development Fund (RADF) Committee reported in accordance with the minutes of the meeting held on Wednesday, 19 June 2002 (H1-H3)
- Moved Cr Shaw seconded Cr Campbell that the report be received and adopted
- Carried

GENERAL BUSINESS

- Research of Council History A progress report was submitted on the Research of Council History being carried out by Ron Knopke. (H4-H29)
- Moved Cr Shaw seconded Cr Trout that the report be received
- Carried

Reception of Correspondence and Reports Listed for Information

Moved Cr Campbell seconded Cr Shaw that General Correspondence and Reports Listed for Information (Folio I1 – I28) be received, that the Outward Correspondence be adopted and that Transfers Nos 28874 to 28925 (both inclusive) be received and recorded in Council's Rate Books.

Carried

Closed Session

Moved Cr Fleischfresser that the meeting be closed to the public for the purpose of consideration of matters in relation to the operation of the South Burnett Community Private Hospital and the appointment of the Director of Health and Building

Carried

Open Council

Moved Cr Lehmann that the meeting resume in Open Council

Carried

The Mayor verbally reported that whilst in Closed Session Council considered matters in relation to the operation of the South Burnett Community Private Hospital and the appointment of the Director of Health and Building

Director of Health and Building

Moved Cr Lehmann seconded Cr Trout that Mr Darryl Ian Brooks be appointed to the position of Director of Health and Building Services on a salary scale of Level 8 under the Queensland Local Government Officers Award and authority be delegated to the Mayor and Chief Executive Officer to negotiate the officer's salary package.

Carried

There being no further business, the meeting was declared closed.

Confirmed before me this day of 2002.

MAYOR