

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Tuesday 27 January 2004 at 9.03 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

1. **LEAVE OF ABSENCE**

Nil

2. **PRAYERS AND CONDOLENCES**

A motion of sympathy was passed to the relatives of the late RE Cross, BK Toms, WSJ Grimmett, AH McCullugh, EV Morgan and ET Greentree

A representative of the Ministers Fraternal offered prayers for the bereaved, for Council and for the conduct of the Council meeting

3. **ADDRESS FROM PUBLIC GALLERY**

3.1 Nil

4. **RECEIPT OF PETITIONS**

Nil

5. **MAYOR'S MINUTES**

5.1 **Mayor's Report**

**Background:**

Report Nos: (A1-A2)

The Mayor presented his monthly report covering the period 5 January 2004 to 27 January 2004

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the Mayors report be received*

*Carried 11/0*

6. **CONFIRMATION OF MINUTES**

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the minutes of the previous meeting held on Thursday 18 December 2003 as recorded be confirmed.*

*Carried 11/0*

**CONSIDERATION OF BUSINESS SECTIONS INCLUDING BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETINGS**

SEE BUSINESS FUNCTION HEADINGS

**7. TOWN PLANNING AND SUBDIVISION SECTION**

**7.1 Business Arising Out of Minutes**

- 7.1.1 **Swickers Kingaroy Bacon Factory** - Forwarding an IDAS Development Application (Material Change of Use) for extension to Swickers Abattoir - Irrigation Effluent to Lot 4 RP848615 applicant owner Swickers Kingaroy Bacon Factory Pty Ltd

**Background:**

Report Nos: (B33-B56) (B57)

The Manager of Planning Services submitted a written report and addendum recommending that subject to completion of public notification procedures and no objection being received, the Mayor be authorised to issue a Development Permit (Material Change of Use) subject to conditions.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report and addendum be received and adopted*

*Carried 11/0*

**DECLARATION OF INTEREST**

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

*The Deputy Mayor assumed the Chair*

- 7.1.2 **O'Reilly Nunn Favier** - Forwarding an IDAS Application for a Subdivision (One Lot into Twelve Lots) at Lot 3 RP848621 - Harris Road Kingaroy - Applicant/Owner: Allan Swendson

**Background:**

Report Nos: (B1-B12)

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot and Operational Works) subject to conditions and advice

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 8/1 1 abstain*

**DECLARATION OF INTEREST**

*Cr Wieden declared an interest in the following matter and left the meeting*

- 7.1.3 **O'Reilly Nunn Favier** - Forwarding IDAS Development Application to change use of land at Lot 2 SP 164658, Hillview Parade from Rural A to Residential A, applicant O'Reilly Nunn Favier owner Wieden Developments Pty Ltd

## 7.2 **Correspondence**

- 7.2.7 **Mr GD & Mrs Lynne Helmhold** - Forwarding letter of concern regarding non-development of a strip of land immediately behind the Moore Street residences - application by Wieden Developments Pty Ltd to Change Zone at Hillview Estate
- 7.2.8 **Ross & Fiona Ezzy** - Forwarding letter of concern regarding non-development of a strip of land immediately behind the Moore Street residences - application by Wieden Developments Pty Ltd to Change Zone at Hillview Estate
- 7.2.10 **Dennis Franklin** - Forwarding objection to the rezoning regarding non-development of a strip of land immediately behind the Moore Street residences and run-off water of the earlier developments - application by Wieden Developments Pty Ltd to Change Zone at Hillview Estate

### **Background:**

Report Nos: (B28-B32)

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Material Change of Use) subject to conditions.

The Manager of Planning Services advised the concerns raised in the submission by Ezzy are generally addressed in the response to the submission by G & L Helmhold, and that no change to the report's recommendation is required

Further assessment of the Franklin submission is required and it is recommended that consideration of the application be deferred until the February 2004 General meeting. The proposed deferral has been discussed and agreed to by the applicants consulting surveyors.

### **Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the application and objections be deferred until the February 2004 General meeting*

*Carried 9/0*

## **ATTENDANCE**

*Cr Wieden returned to the meeting*

## 7.1 **Business Arising Out of Minutes (Cont)**

- 7.1.4 **O'Reilly Nunn Favier** - Forwarding IDAS Development Application to subdivide Lot 1 RP 846781 and Lot 176 RP 885385 into twelve (12) residential lots, applicant Finn/O'Reilly owner Samback and Hicks

**Background:**

Report Nos: (B19-B27)

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot and Operational Works) subject to conditions and advice

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 10/0*

## 7.2 **Correspondence (Cont)**

- 7.2.4 **Tidar Pty Ltd** - Forwarding preferred street names for Sunrise Estate Stage 3 and request Council indicate their preference

**Background:**

The Manager of Planning Services advised the proposed road names are not already in use in the Shire and recommended the names to Council for consideration and adoption.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That street number 1 be named Gatto Street and the Cul De Sac be named Brittany Court*

*Carried 10/0*

## **DECLARATION OF INTEREST**

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

- 7.2.5 **Cr Terry W & Mrs Carol S Fleischfresser** - Forwarding IDAS Development Application for Residential Subdivision of one lot into two lots at Lot 1 RP 123900, 36 Fisher Street

**Background:**

Report Nos: (B13-B18)

The Manager of Planning Services submitted a written report recommending that Council Issue a Development Permit (Reconfigure a Lot and Operational Works) subject to conditions.

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That the report be received and adopted*

*Carried 9/0*

**DECLARATION OF INTEREST**

*Cr Fleischfresser returned to the meeting*

- 7.2.9 **Deacons Lawyers** – Forwarding Notice of Appeal (No BD223 of 2004) regarding Bimgold Pty Ltd and Big Mall Pty Ltd (Kevin Taylor) for Reconfiguration of a Lot – One Lot into Thirty Lots at Lot 1 RP 854228, Curtis Road, Kingaroy

**Background:**

The Manager of Planning Services recommends that Council elect to respond to the appeal

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That Council respond to the appeal*

*Carried 9/1*

**ATTENDANCE**

*The Mayor returned to the meeting and resumed the Chair*

- 7.2.1 **Mr NH & Mrs DE Lonard** - Lodging an objection to the IDAS Development Application by Jan Bignall for an Extension to Breeding Kennels at 4 Boonenne Ellesmere Road Kingaroy
- 7.2.3 **Mr JH & Mrs Elizabeth M Lee** - Lodging an objection to the IDAS Development Application by Jan Bignall for an Extension to Breeding Kennels at 4 Boonenne Ellesmere Road Kingaroy

**Background:**

The Manager of Planning Services advised that application procedures are still continuing and recommended that consideration of the matter be deferred until referral agency processes have been completed.

**Motion:**

*Moved Cr Trout seconded Cr Moss*

*That the matter be deferred until the required procedures are complete*

*Carried 11/0*

- 7.2.2 **Steven J & Jessie M Conomos** - Requesting approval to erect a shed on a vacant block of land at 89 Alford Street Kingaroy

**Background:**

The shed is for domestic use (vehicle storage) associated with an adjoining lot in common ownership. Improvements to the house lot prevent erection of the shed on the same lot. The Manager of Planning Services recommended that the request be acceded to subject to the shed being used for domestic storage purposes only.

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That the request be approved subject to the usual conditions*

*Carried 11/0*

- 7.2.3 **Minister for State Development and Trade** - Forwarding notice regarding designation of land for community infrastructure re Surat Basin to Tarong Rail Project

**Background:**

The Manager of Planning Services advised that Council is now required to note the community infrastructure in its Planning Scheme and recommended that the required changes be made.

**Motion:**

*Moved Cr Trout seconded Cr Moss*

*That the letter be received and the required changes be made*

*Carried 11/0*

7.3 **General Business**

- 7.3.1 Nil

8. **FINANCE SECTION**

8.1 **Business Arising Out of Minutes**

- 8.1.1 **Department of Local Government & Planning** - Advising that Councils no longer need to identify to the Department individual projects only report its loan requirement as a total for each of the five years re 2004/2005 Five Year Project Program of Works

**Background:**

Report Nos: (C24-C78)

The Director of Administration & Finance and Director of Engineering Services submitted a written report listing a proposed Capital Works Program for the next ten (10) years for consideration of Council

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the proposed Capital Works programme be adopted in principle for the purpose of obtaining a global borrowing limit and the matter be reviewed at the Budget meeting in conjunction with the appropriate cash flow analysis*

*Carried 11/0*

## 8.2 **Correspondence**

- 8.2.1 **South Burnett National Show Society** - Requesting donation for the Annual Kingaroy Show on Saturday 1 May 2003 and requesting form be completed and returned by 31 December 2003

### **Background:**

Council for many years has supported the Annual Kingaroy Show by providing financial support towards the Show Ball, Woodchop and other sections of the Show. Our assistance last year comprised of:

- (a) 50% reduction in rental fees for the Town Hall Complex for the Show Ball
- (b) \$150 Sponsorship towards the Photographic Section
- (c) \$400 Sponsorship of the Woodchop
- (d) \$400 Sponsorship of some other Section

### **Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That Council provide similar support as in 2003*

*Carried 11/0*

- 8.2.2 **Nanango Outside School Hours Care** - Forwarding an application for financial assistance to provide adequate and acceptable facilities for the Nanango Outside School Hours Care

### **Background:**

The Nanango Outside School Hours Care facility operates from the Nanango State Primary School

### **Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 8.2.3 **Queensland Audit Office** - Forwarding a stamped copy of the Annual Financial Statements for 2002-2003 including a copy of the amended Independent Audit Report and enclosing a client feedback questionnaire for completion and return

### **Background:**

This letter draws Council's attention to issues raised by contract auditors from our 2002/2003 audit at the exit interviews with Chief Executive Officer, Director of Administration & Finance and Manager of Finance. Staff responses are also attached. It is a requirement that the letter be tabled at a Council meeting.

Council's confirmation of management's responses to issues raised and any additional comments Council may wish to make are required by the 30 January 2004.

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That Council*

- (a) *Provide an addendum in the Annual Report concerning the amended certification as requested*
- (b) *Endorse the Chief Executive Officer's responses to the issues raised; and*
- (c) *Advise it proposes to continue to upgrade its asset management systems and condition assessment procedures*

*Carried 11/0*

- 8.2.4 **Queensland Olympic Council** - Requesting that Council support 2004 Australian Olympic Team by the purchase of Olympic Community Fundraising Packs for \$595 to on-sell to local sporting bodies and charities for financial benefit

**Background:**

Council supported the Olympic Council when the Olympics were being held in Australia by a donation of \$2,000 per year for three (3) years. However, it has not supported requests towards the 2004 Olympics up to this point

**Motion:**

*Moved Cr Shaw seconded Cr Campbell*

*That the letter be received*

*Carried 11/0*

8.3 **Six (6) Monthly Review and Revised Estimates**

**Background:**

Report Nos: (C4-C23)

The Director of Administration & Finance submitted a written report on the Six (6) Monthly Review of Council's Budget which details significant variances to program activities and lists revised budget estimates

**Motion:**

*Moved Cr Lehmann seconded Cr Moss*

*That the Six (6) Monthly Review and Revised Estimates be received and adopted*

*Carried 11/0*

**ADJOURNMENT**

*Moved Cr Campbell that the meeting adjourn for ten (10) minutes*

*Carried 11/0*

*During the adjournment Bernie Pegrem and Cameron Halfpenny, Tarong Coal met with the Council*

**RESUMPTION**

The meeting resumed at 11.09 am with attendance as previous to the adjournment

**8.4 General Business****8.4.1 Managers Report – Library Services****Background:**

Report Nos: (C1)

The Manager of Library Services submitted a written report on activities for the month of December 2003

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the Manager of Library Services report be received, missing items be written off and donors of books be thanked*

*Carried 11/0*

**8.4.2 Economic Development Advisory Body Report****Background:**

Report Nos: (C79-C100)

The Economic Development Advisory Body reported in accordance with the meeting held on the 20 January 2004

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the report be received and adopted subject to deletion of the proposed date of the next meeting*

*Carried 11/0*

**8.4.3 Progress of Electronic Meeting Agendas and Minutes****Background:**

Report Nos: (C2-C3)

The Director of Administration & Finance submitted a written report to inform Council of progress so far and the steps yet to be taken on the electronic meeting agendas and minutes

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That the report be received*

*Carried 11/0*

#### 8.4.4 Regional Arts Development Fund (RADF) Bid 2004/2005

##### **Background:**

Council is required to lodge its bid for our Regional Arts Development Fund (RADF) Grant for 2004/2005 by the 27 February 2004. The Grant is structured so that Council must contribute forty percent (40%) to Arts Queensland's sixty percent (60%) of the total allocation. For the past few years we have requested a total allocation of \$12,000 ie a Council contribution of \$4,800

With our Centenary Celebrations being held in the early part of the next financial year it has been suggested by the Committee that we should request additional funds for a cultural event as part of the celebrations. The amount suggested was an additional allocation of \$10,000 which would mean Council would need to increase their allocation from \$4,800 to \$8,800 an increase of \$4,000

##### **Motion:**

*Moved Cr Campbell seconded Cr Shaw*

*That Council agree to include an extra \$4,000 in the budget for RADF funding for 2004/2005*

*Carried 11/0*

#### 9. WORKS SECTION

##### 9.1 Business Arising Out of Minutes

- 9.1.1 **Department of Natural Resources & Mines** - Requesting comments regarding the future usage and tenure of Term Lease No.200508 - Lot 65 BO158 Parish of Chahpingah - Lessees: Allan Gregory Stone

##### **Background:**

Report Nos: (D2-D3)

The lease held by Mr Stone expires on the 7 February 2004 and the Department are requesting comments from Council as to the future use and tenure of the land.

##### **Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That Council recommend to the Department of Natural Resources and Mines that additional terms be included in the Term Lease for Lot 65 BO 158:*

*"The terms include:*

- (a) Sustainable grazing practices are to be adopted to ensure minimal impact on the remnant vegetation including native grasses*
- (b) The grazing of stock will not compromise the biodiversity and conservation value of the area*
- (c) The grazing of stock will not introduce declared pests into the reserve where that pest does not already exist, or spread a declared pest*
- (d) In extremely dry periods such as drought, the remnant vegetation including native grasses are not to be overgrazed. Overgrazing can destroy vegetation communities and conservation value*

*Carried 11/0*

## 9.2 **Correspondence**

- 9.2.1 **Department of Natural Resources & Mines** - Requesting whether Council has any objection to the granting of a Permit to Occupy Lot 64 BO 202, Sheehans Road Gordonbrook for grazing purposes

**Background:**

Report Nos: (D1)

The Owners of property adjoining the unallocated state land parcel (Lot 64 BO 202) have applied for a Permit to Occupy the land in Sheehans Road for grazing purposes

**Motion:**

*Moved Cr Moss seconded Cr Trout*

*That Council not offer any objection to the Permit to Occupy for Lot 64 BO 202*

*Carried 11/0*

- 9.2.2 **Neighbourhood Watch Kingaroy Inc.** - Requesting a Council officer attend the next Neighbourhood Watch Meeting to provide information as to the effectiveness of street lighting, or other forms of lighting in preventing crime

**Background:**

Neighbourhood Watch are seeking to establish and maintain a communication link with Council. As both Council and Neighbourhood Watch are represented on the Community Police Consultative Committee it may be appropriate for the one representative to fill both roles

Cr Wieden and the Director of Engineering Services have previously attended the Neighbourhood Watch Kingaroy meeting to brief the committee on Council's plans for upgrading streetlighting in Kingaroy. These plans have been delayed since this meeting. A presentation on Council's plans and the basis for the Streetlighting Standards can be prepared

**Motion:**

*Moved Cr Dalton seconded Cr Lehmann*

*That the Mayor and Director of Engineering Services attend the next meeting and the appointment of a regular representative be considered following the March Elections*

*Carried 11/0*

- 9.2.3 **Queensland Transport** - Requesting written submissions relating to proposed new national rules for the use of motorised and non-motorised scooters on roads

**Background:**

Difficulties have not been experienced with motorised foot scooters as yet. There are however, at least two (2) in Kingaroy and this number is likely to grow as these vehicles become more popular

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

- 9.2.4 **Keep Australia Beautiful Council Qld Inc** - Calling nominations for Keep Australia Beautiful's popular Ergon Energy Tidy Towns Competition. Closing date for submissions 13 February 2004

**Background:**

Council has not taken part in the Tidy Towns Competition for some years. Funds are provided to the Kumbia and Kingaroy Garden Clubs for their annual events. No funds are provided in the 2003/2004 budget for participation in the Tidy Towns Competition

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

- 9.2.5 **Residents of Trussell Street** – Forwarding a petition complaining against BP EFI owned by Mr Marc Facer using Trussell Street as a car park for his business

**Background:**

There are a number of issues in relation to the operation of the business in Trussell Street, the matter of parking of vehicles being only one. It is suggested that some form of mediation may resolve the issues and should be attempted prior to introducing any formal control measures

**Motion:**

*Moved Cr Fleischfresser seconded Cr Dalton*

*That Council arrange a meeting with the residents and Mr Facer and the matter be discussed with the Kingaroy Police*

*Carried 11/0*

- 9.2.6 **Malcolm Smith** - Forwarding petition on behalf of residents of Schellbachs and Curtis Roads regarding current road surfaces which are dangerous to both road users and adjoining residents

**Background:**

Curtis Road is a formed and gravelled road with regular maintenance undertaken to ensure that it complies with Council's gravel road school bus route standards. Schellbachs Road is a formed and gravelled road which also receives regular maintenance. Currently, considerable funds are being expended on visibility widening on Schellbachs Road.

**Motion:**

*Moved Cr Dalton seconded Cr Trout*

*That Area 2 Representatives and the Director of Engineering Services meet with the Petitioners to discuss the issues*

*Carried 11/0*

- 9.2.7 **Local Government Association of Queensland Inc** – Advising that the Federal Government has announced that the Roads to Recovery Programme is set to continue for another four years as part of a new Auslink funding program providing an extra \$2 billion for spending on roads.

**Background:**

The four (4) year Roads to Recovery (R2R) Programme commenced in 2001/2002 and has been very well received by road users across Australia. Lobbying for the programme to continue commenced in 2002 with the Australian Local Government Association and Local Government Association of Queensland and many Councils, including Kingaroy Shire, making submissions on the worth of the programme and its outcomes. The Federal Government appears to have responded to these submissions with this announcement of the extension of the programme.

**Motion:**

*Moved Cr Wieden seconded Cr Lehmann*

*That the letter be received and Council write to the Federal Government and congratulate them on the continuation of the programme and to the Opposition encouraging them to also support the programme*

*Carried 11/0*

**9.3 General Business****9.3.1 Directors Report – Engineering Services****Background:**

Report Nos: (D4-D9)

The Director of Engineering Services submitted a written report on work undertaken in the roads, Drainage and Transport Services; Recreation & Sport; Engineering Management Services and Natural Resource Management for the period 12 December 2003 to 15 January 2004

**Motion:**

*Moved Cr Wieden seconded Cr Dalton*

*That the report be received*

*Carried 11/0*

### 9.3.2 National Local Roads Congress 2004

**Background:**

The 5<sup>th</sup> Australian Local Government Association National Local Roads Congress will be held at Tanunda, South Australia from Sunday 11 July to Tuesday 13 July 2004

**Motion:**

*Moved Cr Lehmann seconded Cr Dalton*

*That Council authorise attendance by the Mayor and Director of Engineering Services*

*Carried 11/0*

### 9.3.3 Queensland Roads and Transport Forum 2004

**Background:**

The 9<sup>th</sup> Local Government Association of Queensland Roads and Transport Forum will be held at the Brisbane Convention and Exhibition Centre on 29 and 30 April 2004

**Motion:**

*Moved Cr Wieden seconded Cr Dalton*

*That Council authorise attendance by the Mayor and Director of Engineering Services and the relevant Portfolio holder*

*Carried 11/0*

## 10. WATER AND SEWERAGE SECTION

### 10.1 Business Arising Out of Minutes

10.1.1 Nil

### 10.2 Correspondence

10.2.1 Nil

### 10.3 General Business

#### 10.3.1 Directors Report – Water and Sewerage

**Background:**

Report Nos: (E1-E3)

The Director of Engineering Services submitted a written report activities undertaken during the period 12 December 2003 to 15 January 2004

**Motion:**

*Moved Cr Dalton seconded Cr Wieden*

*That the report be received*

*Carried 11/0*

### 10.3.2 **Future Water Supply**

**Motion:**

*Moved Cr Wieden seconded Cr Fleischfresser*

*That a representative from the Department of Natural Resources and Mines be invited to address the Council on future water supply options for Kingaroy*

*Carried 11/0*

### 10.3.3 **Gordonbrook Dam Recreational Uses**

**Motion:**

*Moved Cr Dalton seconded Cr Lehmann*

*That Council meet with representatives of the Gordonbrook Dam Fish Stocking Committee to discuss the situation including revision of Council's Policy on Recreational Use of Gordonbrook Dam, Council's representatives be Cr Dalton, Cr Shaw, Cr Wieden and Cr Fleischfresser*

*Carried 11/0*

### **ADJOURNMENT**

**Motion:**

*Moved Cr Lehmann*

*That the meeting adjourn until 2.00 pm*

*Carried 11/0*

### **PRESENTATION FOR SERVICE**

*During the adjournment a presentation was made to Ray Ballin for his service with Council*

### **MEALS ON WHEELS**

*Prior to the resumption of the meeting representatives from Meals on Wheels attended to brief Councillors and Staff on their roles and responsibilities in the delivery of Meals on Wheels*

### **RESUMPTION**

*The meeting resumed at 2.25 pm with attendance as previous to the adjournment*

## 11. **HEALTH AND BUILDING SECTION**

### 11.1 **Business Arising Out of Minutes**

11.1.1 Nil

## 11.2 **Correspondence**

### 11.2.1 **Local Government Association of Queensland Inc** - Forwarding the Draft Summary - review of Roles and Responsibilities of the EPA and Local Government for Environmental Protection in Queensland

#### **Background:**

The LGAQ and EPA have recently completed the first stage of refining the current environmental regulation roles and responsibilities for Council and the EPA. The first stage identified all the issues affecting Council and the EPA in the administration of the EP Act and agreed on principles for future service delivery and collaboration.

Workshops will be held on the draft summary in February 2004 where further information will be provided.

#### **Motion:**

*Moved Cr Fleischfresser seconded Cr Trout*

*That the letter be received*

*Carried 11/0*

## 11.3 **General Business**

### 11.3.1 **Directors Report – Health and Building**

#### **Background:**

Report Nos: (F1-F7)

The Director of Health & Building submitted a written report on the Department activities for the month of December 2003

#### **Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the report be received and Council resolve to carry out an approved inspection program, being a selective inspection program under Section 1098 of the Local Government Act 1993 of premises in the townships of Kingaroy, Kumbia, Memerambi, Taabinga and Wooroolin and on land zoned Rural Residential C under the Town Planning Scheme to monitor compliance with the requirements of Local Law No. 4 (Keeping and Control of Animals).*

*The selective inspection program will commence on Monday, 16 February 2004 and conclude on Friday, 19 March 2004, and will be conducted between the hours of 9.00am and 4.00pm on weekdays only.*

*It is the intention of Council that authorised officers will inspect premises in the designated areas during the period of the program.*

*Carried 11/0*

## 12. **RURAL SERVICES SECTION**

### 12.1 **Business Arising Out of Minutes**

12.1.1 Nil

### 12.2 **Correspondence**

12.2.1 **Office of the Gene Technology Regulator** - Forwarding Notification of Decision on Licence Application DIR020/2002 From Monsanto For Commercial Release of Genetically Modified Herbicide Tolerant Canola

**Background:**

Council has taken the general position of objecting to the release of any genetically modified products into our Shire

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

12.2.2 **Local Government Association of Queensland Inc** - Forwarding a copy of the LGAQ Stock Route Management Position Paper which highlights key stock route management issues for Councils

**Background:**

Kingaroy Shire does not have a large active stock route network. Our involvement is mainly for the agistment of cattle on local roads, so the issues experienced by the western shires are not so great for us. However, the issues raised by the Local Government Association Queensland Inc Stock Route Management Working Group are also valid for this shire. Consequently, we should support the proposed actions contained in the position paper.

**Motion:**

*Moved Cr Shaw seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

12.2.3 **Local Government Association of Queensland Inc** - LGAQ Sign Memorandum for the Administration of the Land Protection (Pest & Stock Route Management) Act 2002

**Background:**

The Memorandum of Understanding is beneficial as it clearly defines the Department of Natural Resources and Mines and Local Government roles under the Land Protection (Pest & Stock Route Management Act 2002)

**Motion:**

*Moved Cr Moss seconded Cr Trout*

*That the letter be received*

*Carried 11/0*

12.2.4 **PD & SJ McGreevy** - Seeking a 50% reduction in the \$831.20 fees payable towards the release of her 16 goats from 1337 Dangore Mountain Road

**Background:**

Section 1071A of the Local Government Act provides that the seizing of animals under the Act is a regulatory fee and as such Council can only charge the actual cost of providing the service. When we determined our charges we based the fee on the cost of impounding one (1) animal.

However, following the impounding of the sixteen (16) goats mentioned above it has been noted that the costs incurred were substantially less than those charged. The reason being that it takes very little extra time of the Manager to impound a large mob of animals as it does for a couple.

**Motion:**

*Moved Cr Moss seconded Cr Dalton*

*That Council's impounding fees be altered to a two (2) tiered structure as follows and Mrs McGreeveys charges be reduced accordingly.*

**Impounding Fee:**

**For Horses or Cattle**

*Per animal for the first five (5) animals* \$45.60

*For each animal greater than five (5)* \$22.80

**For Sheep, Goats or Swine**

*Per animal for the first five (5) animals* \$15.60

*For each animal greater than five (5)* \$7.80

**Pound Fees:**

*Per animal per day or part thereof for the first five (5) animals* \$6.45

*For each animal greater than five (5)* \$3.20

**Sustenance Rates:**

**For Horses or Cattle**

*Per head per day for first five (5) animals* \$9.50

*For each animal greater than five (5)* \$6.30

**For Sheep, Goats or Swine**

*Per head per day for first five (5) animals* \$5.25

*For each animal greater than five (5)* \$3.50

Carried 11/0

### 12.3 **General Business**

#### 12.3.1 **Managers Report – Rural Services**

**Background:**

Report Nos: (G1)

The Manager of Rural Services submitted a written report on his duties for the period ended Thursday 15 January 2004

**Motion:**

*Moved Cr Moss seconded Cr Wieden*

*That the report be received and adopted*

*Carried 11/0*

### 13. **GENERAL SECTION**

#### 13.1 **Business Arising Out of Minutes**

13.1.1 Nil

#### 13.2 **Correspondence**

13.2.1 **Kingaroy Chamber of Commerce and Industry Inc** - Forwarding ideas and suggestions towards the future of the CBD and request that they be included in the review of the Urban Renewal Study

**Background:**

The Chamber will fill an important role in assisting with the CBD renewal. A copy of the Kingaroy Town Centre Strategy should be provided to the KCCI for their information and comment

**Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That a copy of the Kingaroy Town Centre Strategy be provided to the Kingaroy Chamber of Commerce and Industry Inc and they be included in any further discussions*

*Carried 11/0*

13.2.2 **Western Downs Regional Organisation of Councils, Chinchilla Shire Council** - Urging Council to support the strategy which will highlight the cutbacks to rural racing and the resultant decimation of rural communities and requesting that Councils make a \$500 contribution towards the strategy being implemented

**Background:**

Council has previously made submissions on the racing industry reform. Because of the short election time frame it is now suggested that the campaign be delayed until after the election

**Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That Council support the campaign and agree to contribute \$500*

*Carried 11/0*

- 13.2.3 **Local Government Association of Queensland Inc** – Advising that Councils are eligible to apply for funding which is available from the Department of Families to promote the positive attitudes and active involvement of older people in the community – Seniors Week 2004

**Background:**

Celebrations for Seniors Week are usually organised by the Senior Citizens Welfare Association. Council may wish to refer the letter to the Association with an offer of support

**Motion:**

*Moved Cr Fleischfresser seconded Cr Moss*

*That the letter be referred to the Senior Citizens Association and Council offer support for a funding application for the celebration of Seniors Week 2004*

*Carried 11/0*

**14. RECEPTION AND CONSIDERATION OF COMMITTEE AND DELEGATES REPORT****14.1 Nil****15. DEPUTATIONS**

Nil

**16. CONSIDERATION OF NOTIFIED MOTIONS**

Nil

**17. RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING**

Nil

**18. QUESTIONS ON NOTICE OF MOTION**

Nil

**19. CONSIDERATION OF ITEMS PLACE ON THE AGENDA WITH THE CONSENT OF THE MAYOR**

Nil

**20. GENERAL BUSINESS**

## 20.1 **Meeting Dates for February and March Council Meetings**

### **Background:**

To improve the meeting process it has been suggested that all meetings be held in the one week of the month. It is proposed that this be done as a trial for the next two (2) months.

### **Motion:**

*Moved Cr Moss seconded Cr Trout*

*That the February and March 2004 Council meetings be held as follows:*

16 February, Monday –	2.00 pm	EDAB Meeting
17 February, Tuesday –	9.00 am	Agenda Group 2 – Administration, Finance, Corporate Services, Culture, Human Resources and Legislation
	12.30 pm	Agenda Group 1 – Works, Water Supply and Sewerage, Sport and Recreation
	2.30 pm	Agenda Group 3 – Town Planning, Subdivision, Health and Building and Rural Services
19 February, Thursday –	9.00 am	General Council Meeting
15 March, Monday –	2.00 pm	EDAB Meeting
16 March, Tuesday –	9.00 am	Agenda Group 2 – Administration, Finance, Corporate Services, Culture, Human Resources and Legislation
	12.30 pm	Agenda Group 1 – Works, Water Supply and Sewerage, Sport and Recreation
	2.30 pm	Agenda Group 3 – Town Planning, Subdivision, Health and Building and Rural Services
18 March, Thursday –	9.00 am	General Council Meeting

*Carried 11/0*

## 20.2 **Reception of Correspondence and Reports Listed for Information**

### **Motion:**

*Moved Cr Campbell seconded Cr Fleischfresser*

*That General Correspondence and Reports Listed for Information (Folio 11 – 135) be received that the Outward Correspondence be adopted, and Transfers Nos 30091 to 30208 (both inclusive) be received and recorded in Council's Rate Books.*

*Carried 11/0*

**CLOSED SESSION**

**Motion:**

*Moved Cr Moss*

*That the meeting be closed to the public for the purpose of consideration of Staff Issues*

*Carried 11/0*

**OPEN COUNCIL**

**Motion:**

*Moved Cr Fleischfresser*

*That the meeting resume in Open Council*

*Carried 11/0*

*The Mayor verbally reported that whilst in Closed Session Council considered Staff Issues*

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That a meeting be arranged with local developers to discuss*

- (a) Communication issues in relation to development works; and*
- (b) Issues in relation to early release of survey plans*

*Council representatives to be the Mayor, Deputy Mayor, Cr Trout, Cr Dalton and relevant staff*

*Carried 11/0*

There being no further business the meeting was declared closed

Confirmed before me this ..... day of ..... 2004

**MAYOR**