

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday 18 March 2004 at 9.15 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 RJ Ditchmen, JH Radburn, KA Grant, P Sorensen, GM Royle, BA Dioth and PW Hanson

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-A3)

The Mayor presented his monthly report covering the period 18 February 2004 to 16 March 2004

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the Mayors report be received

Carried 11/0

6. **CONFIRMATION OF MINUTES**

Motion:

Moved Cr Lehmann seconded Cr Trout

That the minutes of the previous meeting held on Thursday 19 February 2004 and the minutes of the special meeting held on Wednesday 3 March 2004 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 **The Shell Company of Australia Limited** - Forwarding an IDAS Application - Petroleum Product Storage - Increase Storage of Diesel of 70000 Litres at 125 Youngman Street - Lots 12 & 13 RP 37005 - Applicant: Shell Company of Australia; Owner: Peter J Anderson.

7.2 Correspondence

- 7.2.2 **Brett & Shelley Rutter** - Lodging a submission to the application by Shell Depot for Increased Diesel Storage at 125 Youngman Street Kingaroy

Background:

Report Nos: (B29-B44)

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

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

Carried 11/0

7.1 Business Arising Out of Minutes (Cont)

- 7.1.4 **Mr Stewart Abercromby** - Forwarding IDAS Development Application for Stage 3 - Commercial Building at Lot 22 RP 7914, 99 Youngman Street & Lot 3 SP 140684, 101-105 Kingaroy Street, applicant Stewart Abercromby/Gary Barron owner Schilling and Barron

Background:

Report Nos: (B16-B28)

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

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted subject to deletion of Condition MCU6 - Service Vehicle Deliveries

Carried 11/0

- 7.1.5 **Mr Darryel R & Mrs Yvonne Tranter** - Forwarding an IDAS Application for the Realignment of a Boundary at Lots 306 & 307 FY454 - Burrandowan Road & Minmore Road - Cattle Breeding & Fattening - Applicant: Darryel Tranter; Owner: DR & Y Tranter & K Vost & DR Tranter

Background:

Report Nos: (B64-B67)

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 Moss

That the report 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 Business Arising Out of Minutes (Cont)

- 7.1.2 **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
- 7.1.3 **Allan N & Helen Swendson** - Forwarding notice of objection to proposal by Swickers Kingaroy Bacon Factory Pty Ltd at Lot 4 RP 848615 and forward grounds and supporting information applicable to submission

Background:

Report Nos: (B13-B15)

The Manager of Planning Services submitted a written report recommending that the *Swickers Development Assessment Report* (20 January 2004) as amended by *Addendum to Swickers IDAS Report* (21 January 2004), be adopted.

Motion:

Moved Cr Trout seconded Cr Wieden

That the report be received and adopted

Carried 10/0

DECLARATION OF INTEREST

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

- 7.1.6 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Material Change of Use (change part of zone from Rural A to Residential A) & Reconfigure a Lot (subdivide 1 lot into 33 residential lots) Lot 20 RP848606 - Applicant/Owner: Merv & Yvonne Pates
- 7.1.7 **G & C Wieden - Wieden Developments Pty Ltd** - Forwarding a submission relating to the conditions of approval regarding water supply and water supply infrastructure - IDAS Application - M & Y Pates Lot 21 RP848606 Moore Street Kingaroy

Background:

Report Nos: (B45-B56)

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

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted subject to the following amendments:

*(a) Replacement condition **RAL8 Parks and open space***

The developer shall contribute towards parks and open space. Such contribution shall be a combination of:

- (i) Dedication of land towards parks and open space in accordance with an approved plan of development; and*
- (ii) Where the area of land to be dedicated as parks and open space is less than 10% of the total area of the subdivision, the developer shall make a monetary contribution of \$1,000 per lot for the balance lots not credited by option (i).*

*For guidance on land suitable for credit towards parks and open space provision, refer to **KSC Local Planning Policy 8 – Parks**.*

In particular, the developer shall dedicate towards parks and open space, a ten (10) metre wide corridor along each side of Fisher Street and the proposed collector Street linking Fisher Street to the Bunya Highway.

*(b) Insert new second paragraph to condition **RAL2 Water Supply Headworks***

The developer shall enter into an infrastructure agreement with Council for the provision of water supply infrastructure in the area to the development, to current Department of Natural Resources and Mines and Kingaroy Shire Council standards.

(c) Condition OW10 be amended to read:

OW10 Future Link Road

An extension of Fisher Street and future road link shall be required pursuant to later stages of the development, connecting the current limit of construction of Fisher Street with the Bunya Highway, to the following standards.

Fisher Street and the new link road shall be limited access roads, constructed within a 20 metre corridor. A drainage reserve may need to be accommodated on a similar alignment between Fisher Street and the Bunya Highway.

- A ten (10) metre parks and open space corridor shall be provided along each side of Fisher Street and the link road.*

- *Fisher Street shall be constructed to 12 metres kerb to kerb, consistent with the current alignment.*
- *The new link road shall be constructed to 10 metres kerb to kerb.*

The Fisher Street extension shall be constructed by the developer pursuant to later stages of the development.

The link road shall be constructed by Council, to be contributed towards by the development of lots within the catchment of the link road.

A road infrastructure agreement shall be negotiated between Council and the developer, to nominate a per lot contribution towards the future road. Council shall be responsible for construction of the new road, to be constructed when required due to traffic generation within the catchment area.

Advice:

It is proposed that all future developers creating new lots in the locality to be serviced by the new road, shall be required to enter into a similar infrastructure agreement. The proposed contribution is \$2,000 per lot, to be indexed annually according to CPI.

Carried 9/0

ATTENDANCE

Cr Wieden returned to the meeting

7.2 Correspondence (Cont)

- 7.2.3 **O'Reilly Nunn Favier** - Seeking a Negotiated Decision Notice to modify condition OW6 Roads - Development Application in Windsor Circle Kingaroy - Applicant: Joe Finn

Background:

Report Nos: (B8-B10)

The Manager of Planning Services submitted a written report recommending that Council agree to issue a Negotiated Decision Notice subject to amendment of condition "OW6 Roads".

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

Carried 9/1

- 7.2.10 **O'Reilly Nunn Favier** - Requesting an alteration to a condition of approval relating to parks for IDAS approval for Swendson Place Stage 1E boundary reconfiguration Lot 3 RP848621, Applicant/Owner Allan Swendson

Background:

The Manager of Planning Services advised that due to further investigations being required the report will not be available until the April 2004 General meeting

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That consideration of the matter be referred to the April meeting

Carried 10/0

- 7.2.11 **Burning Beats Cafe - P Stoddart & K Cotter** - Requesting Council allow two years to pay the \$10000 contribution required for the installation of two car parks at Burning Beats Café

Background:

Council has granted similar extensions to other businesses in the past, and the current request is considered reasonable.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Council accede to the request for an extension

Carried 10/0

ATTENDANCE

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

- 7.2.12 **Mr GD & Mrs Lynne Helmhold** - Forwarding further concerns to their objection to the development application by Wieden Developments Pty Ltd to change the zone at Hillview Estate - 101-109 Tessmanns Road Kingaroy

Background:

The Mayor and Chief Executive Officer have met with Mr Helmhold to discuss his concerns.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That it be noted that the Mayor and the Chief Executive Officer have met with the writers and explained the process in relation to rezoning as opposed to subdivision and a letter be sent confirming those advices and they be kept informed

Carried 9/0

ATTENDANCE

Cr Wieden returned to the meeting

The Mayor returned to the meeting and resumed the Chair

- 7.2.1 **Department of Tourism Racing & Fair Trading & Liquor Licensing** - Requesting comments by 29 March 2004 regarding an application for a detached bottleshop at the Broadway Hotel Kingaroy - Lot 1 RP897496 & Lot 3 RP68577

Background:

The land is zoned Business. The proposed activity is defined as a "Shop" and is a self-assessable development at the subject premises, subject to relevant provisions including off-street car parking.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Council offer no objection

Carried 11/0

- 7.2.4 **Martin Design & Drafting** - Requesting on behalf of the developer Mr G Clark to withdraw the requirement of 500 litres minimum per unit Roof Water Storage and eliminate the installation of tanks on the site at Motel Development 69 Kingaroy Street Kingaroy

Background:

The applicant has verbally requested this request be withdrawn.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Council note that the request has been withdrawn

Carried 11/0

- 7.2.5 **Mr and Mrs Quinn** - Confirming acceptance of water supply infrastructure agreement and requesting an extension to the period of approval for the IDAS Development Approval - Lot 7 RP183667

Background:

The Manager of Planning Services advises the conditions of approval remain current, and recommends that Council agree to extend the period of approval by two (2) years.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That council agree to extend the period of approval for two (2) years

Carried 11/0

- 7.2.6 **Kingaroy Fitness Centre - Kath Madder (Fitmad Pty Ltd)** - Forwarding an IDAS Application to establish a Fitness Centre at 3 Queen Street Kingaroy - Lot 4 RP72930 - Applicant: Fitmad Pty Ltd (Kath Madder) t/a Kingaroy Fitness Centre - Owner: Southpine Nominess Pty Ltd

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 Fleischfresser

That consideration of the application be deferred until the required procedures are complete

Carried 11/0

- 7.2.7 **Noel FH & Rhonda M Freeman** - Forwarding an IDAS Application to subdivide Lot 2 RP202370 - 194 Railway Road Kingaroy - One Lot into Two Lots - Residential Use - Applicant: Rhonda Freeman - Owner: Noel & Rhonda Freeman

Background:

The Manager of Planning Services advised that due to further investigations being required the report will not be available until the April 2004 General meeting

Motion:

Moved Cr Trout seconded Cr Dalton

That consideration of the matter be deferred until the April meeting

Carried 11/0

- 7.2.8 **Steve F & Cathy M Davis** - Forwarding a Request to Change an Existing Approval - Location of Accommodation Units at Lot 4 RP131610 - 297 Birt Road Kingaroy

Background:

Report Nos: (B1-B3) (B11-B12)

The Manager of Planning Services submitted a written report recommending that Council approve a minor change to the approval, subject to inclusion of condition "MCU6 Landscaping".

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the reports be received and adopted

Carried 11/0

- 7.2.9 **Local Government Association of Queensland Inc** - Advising Councils Strongly Urged to Attend Forums on Proposed National Planning Reforms

Background:

It appears from information received that Council's Portfolio holder and the Manager of Planning Services would benefit from attending

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the Mayor, the relevant Portfolio Holder and Manager of Planning Services be authorised to attend the forum

Carried 11/0

- 7.2.10 **HR & CG Cooper** - Requesting approval to construct a shed on Lot 95 SP146015, 23 Avocado Crescent

Background:

House plans are currently being prepared and the applicants intend to erect a dwelling in the near future. The request is considered reasonable subject to the shed being used for personal domestic storage purposes only.

Motion:

Moved Cr Trout seconded Cr Wieden

That approval be granted subject to the usual conditions

Carried 11/0

- 7.2.11 **Gutteridge, Haskins and Davey, Consulting Planners** – Forwarding copy of Department of Natural Resources & Mines response to draft Planning Scheme refusing Council's preferred minimum rural lot sizes

Background:

The Manager of Planning Services recommends that Council respond to the Department Local Government & Planning noting Council's dissatisfaction and that Council make the changes to the Scheme to enable public notification to go ahead

- 7.3.3 The Manager of Planning Services reported on cost overruns regarding the Draft Planning Scheme preparation, due to length of time of preparation process and Scheme Redrafting requirements. GHD have approached the Council to renegotiate the balance of period of the Scheme preparation contract

Motion:

Moved Cr Trout seconded Cr Dalton

- (a) *That Council agree to renegotiate the contract for the completion of the Draft Planning Scheme, the Manager of Planning Services be authorised to conduct the negotiations; and*
- (b) *The issue of Council's position be brought to the attention of the Department of Local Government & Planning*

Carried 11/0

7.3 **General Business**

7.3.1 Greens Corps Application for Kingaroy and Nanango Shires

Background:

Report Nos: (B4-B7)

The Natural Resource Management Officer forwarded a report on the opportunity for Kingaroy Shire Council to partner local community organisations in a Green Corps Project proposal and recommending that Council write a letter of support offering assistance and commitment to the project proposal

Motion:

Moved Cr Trout seconded Cr Shaw

That Council write a letter of support offering assistance and commitment to the project proposal

Carried 11/0

7.3.2 Discussions with Developers

Background:

Report Nos: (B57-B63)

The Chief Executive Officer submitted a written report on a meeting held with Developers on 15 March 2004 and recommending that Council adopt the Policies and Procedures contained in Schedules 1 and 2 attached for "Subdivisional Procedural Guidelines" and "Early Release of Survey Plans" and the Chief Executive Officer draft the necessary Agreement for Early Release of Survey Plans.

Motion:

Moved Cr Trout seconded Cr Lehmann

That Council adopt the Policies and Procedures contained in Schedules 1 and 2 for "Subdivisional Procedural Guidelines" and "Early Release of Survey Plans" and the Chief Executive Officer draft the necessary Agreement for Early Release of Survey Plans.

Carried 11/0

8. FINANCE SECTION

8.1 Business Arising Out of Minutes

Nil

8.2 Correspondence

- 8.2.1 **Michael Ludgrove & Lynne Hadley** - Requesting Council consider sponsoring or investing in the production of their first film which is a television documentary dealing with the history of Anglo-Indian immigration in Australia

Background:

This project is a private venture by Lynn Hadley. As Council does not invest or sponsor such private commercial projects unless they are a joint venture providing a community benefit, we would not normally provide funding for this request.

Further, while the project meets Regional Arts Development Fund (RADF) guidelines it is not a local project so would not receive a very high priority by our committee

Motion:

Moved Cr Lehmann seconded Cr Campbell

That the letter be received and Council offer encouragement for the project but advise that we are unable to make a financial contribution

Carried 11/0

- 8.2.2 **The Premier of Queensland** - Requesting nominations for the 2004 Queensland Greats Awards - closing date Wednesday 17 March 2004

Background:

Provided for the information of Councillors

Motion:

Moved Cr Campbell seconded Cr Lehmann

That the letter be received

Carried 11/0

- 8.2.3 **Kids Alive** - Requesting support for the 2004-2005 Drowning Prevention Campaign

Background:

It appears the Kids Alive Campaign came to Kingaroy last year under the sponsorship of McDonalds and Council provided fifty percent (50%) of the Town Hall rental. It is suggested we offer to provide the town hall free of charge.

Motion:

Moved Cr Campbell seconded Cr Lehmann

That council offer the use of the town hall free of charge if private sponsorship can be obtained

Carried 11/0

- 8.2.4 **Abused Child Trust Inc.** - Requesting Council consider sponsoring the 2004 Second Annual Underprivileged Children's Circus Extravaganza to be held in Nambour on Saturday 15 May 2004

Background:

While this event is being held outside Kingaroy the request is for sponsorship of children from our area to attend. Our budget would allow for a donation if Council wishes to sponsor some children

Motion:

Moved Cr Lehmann seconded Cr Campbell

That the letter be received

Carried 11/0

- 8.2.5 **RSPCA** – Requesting Council waive the building permit fees for the construction of a new puppy area at the Kingaroy RSPCA Shelter

Background:

Council has assisted a number of similar community groups by way of waiving building and planning fees and charges in the past. The building fees for this application are \$297.30. It is noted that a town planning application will also be required and the fee will be \$317.50

Motion:

Moved Cr Campbell seconded Cr Lehmann

That council agree to make a donation equal to the cost of fees applicable to the construction to the new puppy area

Carried 11/0

- 8.2.6 **Local Government Association of Queensland Inc** - Requesting comments by 31 March 2004 regarding the Department of Natural Resources and Mines proposal to cease provision of unimproved valuations on "non rateable" Council land

Background:

Council does not use the unimproved value on vacant land for any purpose at this time. However, it is agreed that if we introduce full cost pricing for any commercial activities then we would require a valuation

Accordingly, it is suggested we request the Local Government Association to enter into discussion with the Department of Local Government & Planning and Department of Natural Resources regarding changes to legislation to bring land used by Local Government for commercial purposes into the rateable land category

Motion:

Moved Cr Campbell seconded Cr Lehmann

That Council request the Local Government Association to enter into discussion with the Department of Local Government & Planning and Department of Natural Resources regarding changes to legislation to bring land used by Local Government for commercial purposes into the rateable land category

Carried 11/0

- 8.2.7 **Kingaroy Chamber of Commerce and Industry Inc** - Inviting Council to sponsor the Tourist Ambassador of the Year Award at the Kingaroy Chamber of Commerce and Industry Awards for Excellence 2004 for an amount of \$500.00

Background:

Council sponsored this award last year

Motion:

Moved Cr Lehmann seconded Cr Trout

That Council agree to provide sponsorship to the value of \$500 towards the Tourist Ambassador of the Year Award

Carried 11/0

- 8.2.8 **Australian Red Cross Society** - Inviting Council to make a donation to the Local Red Cross Branch during March

Background:

Council normally makes a donation of \$100 and provision has been made in the budget

Motion:

Moved Cr Campbell seconded Cr Lehmann

That Council make a donation of \$100

Carried 11/0

PRECEDENCE**Motion:**

Moved Cr Trout

That precedence in the Order of Business be given to consideration of the "Item 9.3.2 – Bunya Highway Passing Lanes Project – Surplus", from the Works Section of the Agenda

Carried 11/0

9. WORKS SECTION**9.3 General Business****9.3.2 Bunya Highway Passing Lanes Project – Surplus****Background:**

Surplus for the project has now been determined. Council needs to determine, how these funds will be utilised on roads.

Motion:

Moved Cr Wieden seconded Cr Moss

That Council

- (a) *Give priority to the completion of the Memerambi Gordonbrook Road / Bunya Highway Intersection subject to negotiation with Department of Main Roads; and*
- (b) *Allocate the balance of funds to works on the Crawford Booie Road and Goodger Kunioon Road*

Carried 11/0

ADJOURNMENT**Motion:**

Moved Cr Campbell

That the meeting adjourn for ten (10) minutes

Carried 11/0

RESUMPTION

The meeting resumed at 11.00 am

PRESENT

Crs WD Moss, MG Shaw, CD Dalton, B Carroll, TG Fleischfresser, AD Wieden, MA Lehmann and KM Campbell

The Deputy Mayor assumed the Chair

8. FINANCE SECTION (CONT)**8.2 Correspondence**

- 8.2.9 **Kingaroy Netball Association** - Requesting exemption from payment of all application fees for their current building application to erect poles for lights on the Fisher Street block

Background:

Council has previously supported community and emergency service groups who request refunds of various application fees by way of making a donation equal to the relevant fees paid. The fees for the new club house being built by the Kingaroy Junior Rugby League have also been waived.

Motion:

Moved Cr Campbell seconded Cr Wieden

That Council agree to waive the fees as requested and provide assistance for the State Secondary School Netball Carnival in May 2004

Carried 8/0

ATTENDANCE

Cr Wilson returned to the meeting

- 8.2.10 **Local Government Association of Queensland Inc** – Advising of a decision to rationalise the financial arrangements between LGAQ and the Local Government Workers' Compensation Self-Insurance Scheme by removing the debt burden associated with accommodating the self insurance scheme operations

Background:

The executive considers paying out the debt in short term to be equitable and financially responsible and a win/win outcome for Councils and the Association. Unless the Council has any objections to the proposal no further action is required

Motion:

Moved Cr Campbell seconded Cr Dalton

That the letter be received

Carried 9/0

- 8.2.11 **Felicity Forsyth** - Requesting Council make a donation to assist with the cost of travelling to Fort Worth Texas as an Australian Representative to compete in the American Paint Horse World Youth Games from 16 June 2004 to 9 July 2004

Background:

Council does not have a Policy to provide funding for such sporting representatives, however it does offer the Town Hall free of charge for them to run a fund raising event

Motion:

Moved Cr Campbell seconded Cr Fleischfresser

That the writer be offered the use of the Town Hall free of charge for a fund raising event

Carried 9/0

8.4 General Business**8.4.1 Exceptional Circumstances Drought Application****Motion:**

Moved Cr Moss seconded Cr Campbell

That Council make an ex gratia payment of \$500 each to Mrs Carolyn Stone and Mrs Trudy Muller in reimbursement of expenses for preparation of the Exceptional Circumstances Drought application

Lost 5/4

ATTENDANCE

The Mayor returned to the meeting and resumed the Chair

Motion:

Moved Cr Dalton seconded Cr Shaw

That Council recognise the contribution by Mrs Carolyn Stone and Mrs Trudy Muller to the preparation of the Exceptional Circumstances Drought Application by issuing of a Certificate of Appreciation

Carried 9/1

8.3 **Monthly Financial Statements**

Background:

Report Nos: (C1-C6)

The Financial Statements for the period ended 29 February 2004 were presented for Council's approval

Motion:

Moved Cr Campbell seconded Cr Shaw

That the Financial Statements for the period ended 29 February 2004 be received and adopted

Carried 10/0

8.4 **General Business**

8.4.1 **Managers Report – Library Services**

Background:

Report Nos: (C7-C10)

The Manager of Library Services submitted a written report on activities for the month of February 2004 and the Special Access computer installed in the Library

Motion:

Moved Cr Campbell seconded Cr Lehmann

That the Manager of Library Services report be received and donors of books be thanked

Carried 10/0

8.4.2 **Economic Development Advisory Body Report**

Background:

Report Nos: (C30-C51)

The Economic Development Advisory Body reported in accordance with the meeting held on the 15 March 2004

Motion:

Moved Cr Campbell seconded Cr Lehmann

That the report be received and adopted

Carried 10/0

8.4.3 Accumulated Leave Entitlements

Background:

Report Nos: (C11-C13)

The Director of Administration & Finance submitted a written report in-line with the Policy detailing staff with accumulated Annual Leave or Long Service Leave in excess of Council's Policy

Motion:

Moved Cr Campbell seconded Cr Shaw

That the report be received

Carried 10/0

8.4.4 Traineeships

Background:

Report Nos: (C14-C15)

The Director of Administration & Finance submitted a written report on the traineeship grants provided under the State Government, "*Breaking the Unemployment Cycle Initiative*" and advising on previous and present trainees

Motion:

Moved Cr Campbell seconded Cr Lehmann

That the report be received

Carried 10/0

8.4.5 Write-Off of Bad or Doubtful Debtor Accounts

Background:

Report Nos: (C16-C20)

The Director of Administration & Finance submitted a written report on debtor accounts as at 28 February 2004 which includes the following recommendations:

D McLoughlin, G Anderson, A Hunter, P Dean, J Ham, S Sutcliffe, K Falconer, P Dwyer, Riddock Pastoral Co, AR Thompson

That the accounts listed above be written off

C Cameron

That the outstanding account totalling \$199.94 be written off

M Fisher

That the outstanding account totalling \$268.51 be written off

N & C Gillis

That the outstanding account totalling \$70.36 be written off

M Langford & J Rooke

That the outstanding account totalling \$65.17 be written off

K & V Imhoff

That the outstanding account totalling \$127.74 be written off

I Mohammed

That the outstanding account totalling \$879.83 be written off

DC & JE Murray

That the outstanding account totalling \$102.19 be written off

IG McBride

That the outstanding account totalling \$325.87 be written off

D Czogalla & S Hilde

That the outstanding account totalling \$100.36 be written off

Aquadux Pty Ltd

That the outstanding account totalling \$269.50 be written off

T Oberle

That the outstanding account totalling \$346.40 be written off

A Parsons

That the outstanding account totalling \$348.30 be written off

Queensland Police

That the outstanding account totalling \$308.40 be written off

P Adamson

That the outstanding account totalling \$1270.90 be written off

Motion:

Moved Cr Lehmann seconded Cr Campbell

That the report be received and adopted

Carried 10/0

DECLARATION OF INTEREST

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

8.4.6 Categories / Criteria for General Rating

Background:

Report Nos: (C21-C29)

The Director of Administration & Finance submitted a written report on differential general rates and recommending that Council:

- (a) Adopt the use of land use codes combined with planning zonings as a suitable method for rate categorisation;
- (b) Adopt option two (2) in principle to enable Council's rate database to be amended and a test levy performed to verify the impact on Council's revenue;
- (c) Advise affected landowners of the proposed alteration to their rate category; and
- (d) Amend its rate policies

Motion:

Moved Cr Campbell seconded Cr Shaw

That Council

- (a) *Adopt the use of land use codes combined with planning zonings as a suitable method for rate categorisation;*
- (b) *Adopt Option one (1) including land use Codes 01 and 02 into Category 1, in principle, to enable Council's rate database to be amended and a test levy performed to verify the impact on Council's revenue;*
- (c) *Advise the four (4) affected landowners of the proposed alteration to their rate category;*
- (d) *Amend its rate policies; and*
- (e) *Commit to review the rating methods to achieve a more equitable distribution of rating across the Shire prior to the 2005/2006 budget*

Carried 9/0

9. **WORKS SECTION**

9.1 **Business Arising Out of Minutes**

Nil

9.2 **Correspondence**

- 9.2.1 **Kingaroy Soaring Club** - Requesting Council consider granting an extension/renewal of the 'licenses to occupy' for both the bunkhouse and the clubhouse for an additional ten (10) year period with a further option at the end of the proposed term

Background:

The Soaring Club's "Licences to Occupy" for the bunkhouse and the clubhouse are due for renewal on 24 January 2006. The Club has been discussing upgrading the facilities to meet current standards with the Chief Executive Officer and the Director of Engineering Services and is now ready to proceed with this expensive upgrading work. During the discussions, it was pointed out to the Club that their "Licences to Occupy" need to be renewed on 24 January 2006 and to ensure that they gain value from the work that they are planning to do Council could consider renewal of the "Licences to Occupy" for a reasonable time.

Motion:

Moved Cr Wieden seconded Cr Shaw

That Council agree to

- (a) *Extend the current Licences to Occupy for a further period of ten (10) years from the expiry date;*
- (b) *Include an Option Clause in the Licence document for a further renewal period of ten (10) years subject to agreement by both parties; and*
- (c) *The use of the hanger and tie down area to continue on the same basis as at present*

Carried 9/0

ATTENDANCE

Cr Dalton returned to the meeting

- 9.2.2 **Sport and Recreation Queensland** - Advising Sport & Recreation Queensland announces the opening of the Local Government Development Program for 2004 - closing date Friday 30 April 2004

Background:

The Local Government Development Program provides financial assistance to Local Governments to undertake recreation planning, provide opportunities and develop places to increase participation in sport and active recreation. In previous years, Council has received a number of grants towards volunteer training, the skate park and recreation planning. The 2004 Program which has a total budget of \$5 Million could allow Council to continue its existing programs as well as undertake new programs such as the provision of shade over playgrounds.

Motion:

Moved Cr Wilson seconded Cr Shaw

That the Director of Engineering Services report to the April meeting on projects to be submitted

Carried 10/0

- 9.2.3 **Department of Natural Resources & Mines** - Seeking advice from Council on whether it still requires Water Reserve Lot 64 B0202 for its gazetted purpose as a request from M & L Langley has been received to purchase the property

Background:

A letter was received in late December 2003 from the Department of Natural Resources & Mines asking if Council had any objection to the granting of a "Permit to Occupy" over the subject land. The matter was considered by Council at its January meeting and the Department has been advised that Council has no objection to the issuing of a "Permit to Occupy" over the area for grazing purposes.

The Department are now advising that the applicant for the "Permit to Occupy" wishes to purchase the parcel rather than obtain a "Permit to Occupy". The parcel of land is currently a Reserve for Water and is under the trusteeship of Council.

Motion:

Moved Cr Wieden seconded Cr Dalton

That Council offer no objection subject to the land being amalgamated with the adjoining property

Carried 10/0

9.3 **General Business**

9.3.1 **Directors Report – Engineering Services**

Background:

Report Nos: (D1-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 February 2004 to 10 March 2004 which includes the following recommendations:

Maintenance Works – Council Roads and Streets Maintenance

That a "Give Way" sign be placed in Bookless Road at the intersection with the Ellesmere Road

Plant Needs

That Council purchase, through the Local Buy System, a four-wheel drive front end loader/backhoe unit as soon as practicable and the existing John Deere 555D Series Front End Loader/Backhoe unit become the Kingaroy Tip loading/pushing unit, as soon as a new unit can be purchased

Motion:

Moved Cr Wieden seconded Cr Moss

That the report be received and adopted

Carried 10/0

9.3.3 **Australian Airports Association Ltd (Queensland Division) Meeting**

Background:

Report Nos: (D10-D11)

The Director of Engineering Services submitted a written report on attendance at the Biannual Meeting of the Australian Airports Association held in Gladstone on 12 March 2004

Motion:

Moved Cr Wieden seconded Cr Lehmann

That the report be received

Carried 10/0

10. **WATER AND SEWERAGE SECTION**

10.1 **Business Arising Out of Minutes**

Nil

10.2 **Correspondence**

10.2.1 **Local Government Association of Queensland Inc** - Seeking comment on issues canvassed in Future Rural Water Pricing for Sunwater schemes & local management of Sunwater Schemes

Background:

In October 2000, price paths were set for rural irrigation water for almost all Sunwater water supply schemes as part of Queensland's commitment under the Council of Australian Government (COAG) Water Resource Policy. In most cases, price paths sought to cover at least operation, maintenance and refurbishment costs at the end of the five (5) year price path. At present, the State Government pays a community service obligation to Sunwater in recognition that most users would not achieve "lower bound" charges during the price path period. The pricing paper thus explores various issues, including where and under which circumstances a real rate of return in charges may be appropriate.

Submissions and comments are to be accepted until Friday, 27 August 2004. This date may be extended to ensure there is at least a month to consider the outcomes of the National Water Initiative, essentially a review of the original COAG Water Agreement.

Motion:

Moved Cr Dalton seconded Cr Shaw

That the Director of Engineering Services submit a report to the May meeting

Carried 10/0

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 on activities undertaken during the period 12 February 2004 to 10 March 2004

Motion:

Moved Cr Dalton seconded Cr Wilson

That the report be received

Carried 10/0

11. **HEALTH AND BUILDING SECTION**

11.1 **Business Arising Out of Minutes**

Nil

11.2 Correspondence

- 11.2.1 **Queensland Health** - Inviting Council to take part in the Stay On Your Feet program aimed to reduce the number of falls experienced by people over 60 living in the communities of the Wide Bay-Burnett

Background:

A series of physical activity events will be held Wide Bay Burnett from the 22 to 27 March 2004 and the Stay on Your Feet program is inviting participation in the planned events. Unfortunately none of the events are planned for the South Burnett, making it difficult for people over 60 to attend.

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the letter be received

Carried 10/0

- 11.2.2 **Local Government Association of Queensland Inc** - Requesting Council make a submission to Morton Consulting Services Pty Ltd by 30 April 2004 regarding Public Health Workforce in Local Government Functions, Skill, Recruitment and Retention

Background:

The project will be addressing issues affecting the public health workforce and its aim is to ensure the workforce is adequately skilled and has adequate expertise and experience. The project will address a wide range of issues relating to the employment and retention of the public health workforce and Local Governments role in maintaining public health standards in the community. LGAQ is seeking submissions on the project and given its importance, it is recommended that a submission be prepared.

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the Director of Health & Building prepare a submission for consideration at the next Council meeting

Carried 10/0

- 11.2.3 **Local Government Association of Queensland Inc** - Forwarding an application form for Councils interested in pursuing a funding opportunity for the establishment of Public Place Recycling

Background:

Listed for Council's information

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the letter be received

Carried 10/0

11.3 General Business

11.3.1 Directors Report – Health and Building

Background:

Report Nos: (F1-F19)

The Director of Health & Building submitted a written report on the Department activities for the month of March 2004 and including the following recommendations:

Animal Control – Complaints in Writing

That the Director of Health & Building submit to the next General meeting, a draft policy on the methods of accepting domestic animal complaints

Taabinga Cemetery

That costings for the construction of a formal entrance be obtained and discussed by Council at its Budget meeting

Residential Services (Accreditation) Act 2002

That Council set an application fee of \$387.00 under the provisions of Section 29(5) of the Residential Services (Accreditation) Act 2002.

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the report be received and adopted and the Amended Lawn Cemetery Memorial Tablet Policy be received and adopted

Carried 10/0

12. **RURAL SERVICES SECTION**

12.1 **Business Arising Out of Minutes**

Nil

12.2 **Correspondence**

- 12.2.1 **Warwick Shire Council** - Forwarding details regarding the Fraser's Livestock Transport 2004 Saleyards Association of Queensland Conference to be held in Warwick from 5-7 May 2004

Background:

Provision has been made in the budget for Council's portfolio holder and Manager of Rural Services to attend the conference

Motion:

Moved Cr Moss seconded Cr Shaw

That the Council's portfolio holder and the Manager of Rural Services be authorised to attend

Carried 10/0

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 11 March 2004

Motion:

Moved Cr Moss seconded Cr Lehmann

That the report be received and adopted

Carried 10/0

12.3.2 **Future of Coolabunia Saleyards**

Background:

Report Nos: (G2-G3)

The Director of Administration & Finance submitted a written report on issues concerning the future of the Coolabunia Saleyards and recommending that the report be received and a survey be undertaken with Kingaroy Rural Landowners on the usage and other issues concerning the Coolabunia Livestock Saleyards.

Motion:

Moved Cr Moss seconded Cr Wilson

That the report be received and a survey be undertaken with Kingaroy Rural Landowners on the usage and other issues concerning the Coolabunia Livestock Saleyards

Carried 10/0

13. **GENERAL SECTION**

13.1 **Business Arising Out of Minutes**

Nil

13.2 **Correspondence**

- 13.2.1 **Local Government Association of Queensland Inc** - Forwarding the recently produced action guide to assist Council in making the most of community's cultural diversity.

Background:

A copy of the executive summary from the report will be distributed to Councillors. Copies of the full report can be provided if required. The document will be a valuable reference when finalising our Corporate Plan.

Motion:

Moved Cr Campbell seconded Cr Shaw

That the letter be received

Carried 10/0

- 13.2.2 **CTC Employment Services** - Requesting Council consider taking over management of Town Common Hall in Oliver Street, also that Council prepare a protocol for Kingaroy Youth Park and that Councillors consider having lunch at the Youth Park next General Meeting day

Background:

- (a) The Town Common Community Hall was originally constructed through grant funding and contributions from community organisations including South Burnett Community Training Centre (SBCTC), the Lions Club and the Vintage Car Club. The facility is on Council land and is owned by Council. The facility was leased to the Town Common Community Hall Association Incorporated. This organisation has now lapsed and SBCTC has been operating and maintaining the hall. The future use of the facility will need to be determined if Council assumes responsibility.
- (b) *Youth Park* – there is a need to define responsibilities for operation and maintenance of the Youth Park
- (c) *Youth Park* – the invitation to Councillors to lunch at the park, would be a good opportunity to interact with the management and clients at the facility and maintain a closer relationship with the facility

Motion:

Moved Cr Campbell seconded Cr Wilson

That the Mayor, Deputy Mayor and appropriate Staff meet with CTC Employment Services to discuss the future of the Town Common Hall and the Youth Park and Council agree to have lunch there at a future date

Carried 10/0

14. **RECEPTION AND CONSIDERATION OF COMMITTEE AND DELEGATES REPORT**

14.1 **Centenary of Kingaroy Committee Meeting**

Background:

Report Nos: (H1)

The Centenary of Kingaroy Committee reported in accordance with the minutes of the meeting held on Monday 23 February 2004

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the report be received

Carried 10/0

14.2 **Enterprise Agreement Team Meeting Minutes**

Background:

Report Nos: (H2-H23)

The Enterprise Agreement Team reported in accordance with the minutes of the meeting held on 1 March 2004

Motion:

Moved Cr Campbell seconded Cr Lehmann

That the draft Agreement as amended be received and adopted

Carried 10/0

14.3 **Medical Services Committee Meeting Report**

Background:

Report Nos: (H32-34)

The Medical Services Committee reported in accordance with the minutes of the meeting held on 2 March 2004

Motion:

Moved Cr Lehmann seconded Cr Wieden

That the report be received and adopted

Carried 10/0

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 Affordable Housing****Background:**

There is a significant lack of public and community housing in the South Burnett and the private market is simply unable to meet the demand for housing in the area. The South Burnett Community Network sincerely feels that a local response is absolutely fundamental to meeting the needs of people facing housing crisis. The network is keen to work in partnership with local councils to meet the needs of our local communities.

Motion:

Moved Cr Dalton seconded Cr Campbell

That Council support the provision of Affordable Housing in the South Burnett

Carried 10/0

20.2 Corporate Plan Review**Background:**

Report Nos: (H24-H31)

The Chief Executive Officer submitted a written report on the review of the Corporate Plan 2000-2004

Motion:

Moved Cr Fleischfresser seconded Cr Campbell

That the report be received

Carried 10/0

20.3 Date of Post Election Meeting**Motion:**

Moved Cr Shaw seconded Cr Fleischfresser

That the post election meeting be held at 9.00 am on the first Tuesday following the declaration of the poll

Carried 10/0

20.4 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 – 133) be received that the Outward Correspondence be adopted, and Transfers Nos 30272 to 30354 (both inclusive) be received and recorded in Council's Rate Books.

Carried 10/0

ATTENDANCE

Cr Campbell left the meeting

CLOSED SESSION

Motion:

Moved Cr Lehmann

That the meeting be closed to the public for the purpose of consideration of Commercial In-confidence matters in relation to the Kingaroy Airport

Carried 9/0

ATTENDANCE

Cr Campbell returned to the meeting

OPEN COUNCIL

Motion:

Moved Cr Wieden

That the meeting resume in Open Council

Carried 10/0

The Mayor verbally reported that whilst in Closed Session, Council considered Commercial In-confidence matters in relation to the Kingaroy Airport

Motion:

Moved Cr Wieden seconded Cr Fleischfresser

That the Mayors report be received and that authority be delegated to the Mayor to deal with Notice to Remedy Breach of Covenant served on Global Pilot Training Pty Ltd

Carried 10/0

APPRECIATION

Councillors and Staff recorded their appreciation of support and courtesy received during the term of the current Council.

Particular reference was made to the contributions of Cr AD Wieden and Cr GMG Wilson who will not be seeking re-election.

There being no further business the meeting was declared closed

Confirmed before me this day of 2004

MAYOR