

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday 22 April 2004 at 9.03 am.

**PRESENT**

Cr KR Nunn (Mayor), Crs WD Moss, MG Shaw, RC Coleman, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, WH Ford, 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 I Lock, EL Steffensen, M Peters, K Eckley, AE McGrath, GP Slater, E Graczyk, CSR Bedow and VF Nord

3. **ADDRESS FROM PUBLIC GALLERY**

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 March 2004 to 22 April 2004

In accordance with discussions at the Post Election meeting it is proposed that the Mayors report be referred to General Business for consideration in conjunction with Special Projects

**Procedure**

**Motion:**

*Moved Cr Campbell seconded Cr Moss*

*That the Mayors report be received and consideration lay on the table for later in the meeting*

*Carried 11/0*

6. **CONFIRMATION OF MINUTES**

**Motion:**

*Moved Cr Shaw seconded Cr Lehmann*

*That the minutes of the previous meeting held on Thursday 18 March 2004 and the minutes of the Special meeting held on Thursday 18 March 2004 and the minutes of the Special meeting held on Tuesday 6 April 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**

**DECLARATION OF INTEREST**

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

*The Deputy Mayor assumed the Chair*

7.1.1 **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:**

Report Nos: (B21-B24)

The Manager of Planning Services submitted a written report recommending that Council not accede to the request and provide reasons and advice

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the report be received and adopted*

**AMENDMENT**

**Motion:**

*Moved Cr Carroll seconded Cr Shaw*

*That the report be received and adopted subject to the deletion of the Advice*

*Carried 8/2*

*The amendment then became the motion and on being put was declared carried 10/0*

**7.2 Correspondence**

7.2.2 **O'Reilly Nunn Favier** - Forwarding IDAS Application - Material Change of Use - Rural to Residential and Industrial Lot 10 on RP204229 and part of Lot 12 on RP204229 Owner: Neil & Veronica McCall Applicant: Pegasus Finance & Land Pty Ltd

**Background:**

The Manager of Planning Services advised that the application is currently undergoing information request and response procedure, Department of Main Roads referral and public notification.

UNCONFIRMED

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures.*

*Carried 10/0*

- 7.2.3 **O'Reilly Nunn Favier** - Forwarding IDAS Application Material Change of Use for Multiple Unit Development Lot 4 on SP164630 and part of Lot 3 RP190332 Owner/Applicant: Gary Binnie

**Background:**

The Manager of Planning Services advised that the application is currently undergoing public notification.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures*

*10/0*

- 7.2.4 **O'Reilly Nunn Favier** - Forwarding IDAS application for Reconfiguration of Boundaries - Stage 1 Oasis Gardens Estate - Lot 1 RP7937, Lot 1 RP7939 & part of Lot 12 RP204229 - Applicant: Pegasus Land & Finance Pty Ltd - Owner: Neil & Veronica McCall

**Background:**

The Manager of Planning Services advised that the application is currently undergoing information request and response procedure.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 10/0*

- 7.2.5 **O'Reilly Nunn Favier** - Forwarding IDAS application for Reconfiguration of Boundaries - Stolzenberg Road, Kingaroy Lot 2 on SP160454 - Owner: Matchgate Pty Ltd Applicant: Shane Harris

**Background:**

Report Nos: (B25-B29)

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

UNCONFIRMED

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 10/0*

- 7.2.12 **O'Reilly Nunn Favier** - Forwarding an application to amend Development Permit - Reconfiguration of Boundaries - Sonaree Drive - Material Change of Use Rural A to Rural Residential C - Harris Family Trust

**Background:**

The Manager of Planning Services advised that the application is currently undergoing Department of Main Roads referral and public notification.

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 10/0*

- 7.2.18 **O'Reilly Nunn Favier** - Seeking an amendment to the approval - Material Change of Use - Six (6) Unit Development - R Diesel - Thelma Street - Lot 5 SP164043

**Background:**

Report Nos: (B34-B37)

The Manager of Planning Services submitted a written report recommending that Council accede to the request and that condition "OW1 Headworks Contributions" be amended to read as follows.

- OW 1** The developer shall contribute the sum of \$6,403.90 being Water Supply Headworks contribution and the sum of \$6,694.40 being Sewerage Headworks contribution. Such contributions shall be payable prior to commencement of the approved use.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 10/0*

- 7.2.21 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguration of Boundaries - two (2) Lots into two (2) Lots - Lots 324 & 325 RP67272 - Applicant: Selwyn Landsberg; Owner: Selwyn W Landsberg & Allan J & Fiona E Hogeveen

**Background:**

Report Nos: (B30-B33)

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot) without conditions

UNCONFIRMED

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 10/0*

**ATTENDANCE**

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

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

- 7.1.2 **Kingaroy Fitness Centre - Kath Madder** – 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

**7.2 Correspondence (Cont)**

- 7.2.7 **Mark & Roberta Harris** - Forwarding a submission listing concerns about the proposed development application by Fitmad Pty Ltd T/A Kingaroy Fitness Centre, 3 Queen Street, Kingaroy Lot 4 on RP72930

- 7.2.8 **Brett & Shelley Rutter** - Forwarding a submission listing concerns about the proposed development application by Fitmad Pty Ltd T/A Kingaroy Fitness Centre, 3 Queen Street, Kingaroy Lot 4 on RP72930

**Background:**

The Manager of Planning Services advised that the application has been withdrawn

**Motion:**

*Moved Cr Trout seconded Cr Moss*

*That it be noted that the application has been withdrawn and the submitters be advised*

*Carried 11/0*

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

- 7.1.3 **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:**

Report Nos: (B1-B8)

The Manager of Planning Services submitted a written report recommending that Council refuse to approve the application and provide the reasons

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the report be received and adopted*

*Lost 8/3*

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That Council propose to approve the subdivision and the matter be referred back to the Manager of Planning Services to recommend relevant conditions*

*Carried 8/3*

**7.2 Correspondence**

- 7.2.1 **Mrs Judith D Stanton** - Forwarding an IDAS Application to erect a flower arranging studio, chiller and guest accommodation - Material Change of Use (MCU) - 41 Bell Street, Kumbia Lot 303 on K6232 Owner/Applicant: Judith D Stanton

**Background:**

The Manager of Planning Services advised that the application has been withdrawn

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That it be noted that the application has been withdrawn*

*Carried 11/0*

- 7.2.6 **Department of the Environment and Heritage** - Requesting Council comment on a public nomination to list Yellow Box - Red Gum Grassy Woodland as endangered under the Environment Protection and Biodiversity Conservation Act 1999

**Background:**

Yellow Box and Red Gum Grassy Woodlands has been identified as a national ecological community and of high conservation value. The distribution of the vegetation community is from New England Tablelands region of Southern Queensland to the middle of Victoria.

It is recommended that the Natural Resource Management Officer undertake investigation to identify Yellow Box and Blakely's Red Gum vegetation communities within the Shire and to consult with community groups to determine a recommended level of protection. If the investigations identify a high need to protect Yellow Box and Red Gum Grassy Woodlands then the Natural Resource Management Officer respond if necessary. Submission due by the 17th of May.

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the Natural Resource Management Officer undertake investigation to identify Yellow Box and Blakely's Red Gum vegetation communities within the Shire and to consult with community groups to determine a recommended level of protection. If the investigations identify a high need to protect Yellow Box and Red Gum Grassy Woodlands then the Natural Resource Management Officer respond if necessary*

*Carried 11/0*

- 7.2.9 **Urban Planet Pty Ltd** - Forwarding IDAS Application for Material Change of Use - Proposed Child Care - 215 Haly Street, Kingaroy - Applicant: Urban Planet Pty Ltd - Owner: Violet G Fraser Lot 11 on RP7914

**Background:**

The Manager of Planning Services advised that the application is currently undergoing information request and response procedure, Department of Main Roads referral and public notification

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.10 **Kimmorley & Associates Pty Ltd** – Forwarding IDAS Application to subdivide one (1) lot into two (2) lots for property situated at 48 Alice Creek Road, Kumbia Owner: Ailsa M Newman Applicant: Kimmorley & Associates Pty Ltd Lot 36 on FY694

**Background:**

The Manager of Planning Services advised that the application is currently undergoing information request and response procedure and Department of Main Roads referral

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.11 **Mr ML & Mrs M Allott** - Forwarding IDAS Development Application to erect a Dwelling House and five (5) bedroom Bed and Breakfast at Hillsdale Road, Kingaroy - Owner/Applicant: Malcolm L & Maureen Allott - Lot 296 on FY828

**Background:**

The Manager of Planning Services advised that the application is currently undergoing public notification

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.13 **Russell Reynoldson** - Forwarding IDAS Application to subdivide a family lot - 121 Johnstons Road, Mannuem - Owner/Applicant: Russell Reynoldson - Lot 320 on FY465

UNCONFIRMED

**Background:**

Report Nos: (B15-B20)

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 Dalton*

*That the report be received and adopted*

*Carried 11/0*

- 7.2.14 **KA & CJ Carsburg - Carsburg Grains Pty Ltd** - Forwarding IDAS Application to subdivide transport depot farm balance of land - 11155 Bunya Highway, Kingaroy - Owner/Applicant: Constance J & Keith A Carsburg - Lot 2 on RP814984

**Background:**

The Manager of Planning Services advised that the application is currently undergoing Department of Main Roads referral

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.15 **KA & CJ Carsburg - Carsburg Grains Pty Ltd** - Forwarding IDAS Application - Request to change an existing approval for Additional six (6) grain storage silo - 11155 Bunya Highway, Kingaroy - Owner/Applicant: Tony Carsburg - Lot 2 on RP814984

**Background:**

The Manager of Planning Services advised that the application is currently undergoing Department of Main Roads referral

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.16 **Trevor & Janelle Bignall - Goldtag Kennels** - Forwarding a Request to Change an Existing Approval to erect a Six (6) Bay Whelping Kennel at 4 Boonenne Ellesmere Road Kingaroy - Lot 3 RP175686 - Applicant/Owner T & JG Bignall

UNCONFIRMED

**Background:**

Report Nos: (B9-B14)

The Manager of Planning Services submitted a written report recommending that Council approve the requested change to the approval.

**Motion:**

*Moved Cr Trout seconded Cr Ford*

*That the report be received and adopted*

*Carried 11/0*

- 7.2.17 **A & S Charlwood Designs** - Forwarding IDAS Development Application for 12 Multiple Dwelling Units at 32/34 James Street, Kingaroy - Owner: Karsburg Pty Ltd - Applicant: A & S Charlwood Designs - Lot 30 on RP37011

**Background:**

The Manager of Planning Services advised that the application is currently undergoing information request and response procedure and public notification.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending completion of the required procedures*

*Carried 11/0*

- 7.2.19 **Local Government Association of Queensland Inc** - Forwarding details on the creation of the new Office of Urban Management and related amendments to the South East Queensland regional planning arrangements

**Background:**

The objective of the new Office is to achieve regional planning across South East Queensland. And specifically to further the objectives of SEQ 2021. Proposed amendments to the Integrated Planning Act will give the office legislative backing. Kingaroy is outside the boundary of South East Queensland, which comprises eighteen (18) local governments, extending towards Kingaroy as far as Esk and Toowoomba.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the letter be received.*

*Carried 11/0*

- 7.2.20 **Jimmy Guaresi** - Requesting permission to erect a colourbond shed to be used for storage purposes on his block of land situated at 3 Hilltop Court Kingaroy

**Background:**

The applicant intends to erect a dwelling within twelve (12) months, and seeks approval to erect a shed for domestic storage purposes. The request is considered reasonable and meets the intent of Council's Policy.

UNCONFIRMED

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That approval be granted subject to the shed being used for personal domestic storage purposes only.*

*Carried 11/0*

- 7.2.22 **Mr Kevin A & Mrs June L Collins** - Requesting permission to build a garage and erect a prefabricated shed for storage purposes on their property situated at 2 Olive Grove Kingaroy

**Background:**

The applicant intends to erect a dwelling within two (2) years, and seeks approval to erect a shed for domestic storage purposes. The request is considered reasonable and meets the intent of Council's Policy.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That approval be granted subject to the shed being used for personal domestic storage purposes only.*

*Carried 11/0*

### 7.3 **General Business**

#### 7.3.1 **Administration Fee – Early Release of Survey Plan**

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the Administration fee for the early release of Survey Plans be set at \$400 until otherwise determined by Council*

*Carried 11/0*

### 8. **FINANCE SECTION**

#### 8.1 **Business Arising Out of Minutes**

##### 8.1.1 **Half Yearly Rating Procedures**

**Background:**

Report Nos: (C1-C5)

The Manager of Rating & Property submitted a written report on a number of procedures in the way Council currently handles rates that need to be altered and recommending that as a result of the introduction of half (½) yearly rate levies that Council's Rating and Revenue Policies be amended to include the following procedural changes:

- Discount to remain unchanged at ten percent (10%) of all rates and charges except Water Usage charges, Environmental Levy, Rural Fire Levy and State Fire Services Levy and to apply to both half yearly levies.

UNCONFIRMED

- The Extended Discount Period Scheme given to approved pensioners be discontinued.
- Water meters to be read only twice per year (in December and June). The December reading to be included in the February half yearly rating notice and charged at the current year's rate per kilolitre. The June reading be included on the August half yearly rate notice and charged at the previous year's rate per kilolitre.
- The period for ratepayers paying off their rates in accordance with an approved rate arrangement be amended to the end of December and June each year.
- The existing thirty (30) day interest free period after the due date for annual rates be continued and extended to include each half yearly rate notice.
- The existing rate notice layout be amended to accommodate the new computer system and the introduction of half yearly rates. The amendments to include the printing of water meter and reading details on the face of the notice if possible. Differential rating information be removed from the back of the rate notice and included as a separate insert.
- The rates summary sheet showing just basic rate information continue to be inserted with the Rate notice. Other budget information to be included in a householder newsletter.
- A mail out be conducted with each ratepayer explaining the proposed changes

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the report be received and adopted and a meeting be arranged with relevant Senior Citizens Organisations to explain the new rating policies and procedures*

*Carried 11/0*

**8.2 Correspondence**

- 8.2.1 Department of Natural Resources** - Advising that they were unable to undertake Council's Annual Valuation on 29 March 2004 due to ongoing industrial disputation with the State Valuation Service and that they expect the valuation to take place on 30 June 2005

**Background:**

The Department is required to carry out a full valuation of each Local Authority Area at least once every five (5) years. Generally, if there has been very little property movement they tend to not carry out annual valuations.

The last valuation of the Kingaroy Shire was undertaken in February 2001, however owing to the high level of property movement in the Shire in the last twelve (12) months we were due for a valuation this year to take effect from 1 July 2004.

It is unfortunate that the current industrial action has prevented this from occurring. However, even if a valuation was now undertaken, there would not be enough time for the Department to undertake all their procedures to enable us to use the new valuations in July.

UNCONFIRMED

**Motion:**

*Moved Cr Moss seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 8.2.2 **Dave & Simone Waddell** - Requesting Council contribute an amount of \$200.64 towards the erection of a fence at 6 Sonaree Drive, Kingaroy described as Lot 20 on SP100361

**Background:**

Lot 201 SP 100361 was designated to be used as a drainage reserve when the subdivision took place. Unfortunately, when the plan was registered the lot was not registered as a reserve and is currently showing as unallocated state land. The planning section is following up on this issue.

Council's policy in relation to dividing fences is that we contribute when the adjoining property is Council owned freehold land but not when it is a reserve of which we are trustee.

As this land will be a reserve, we would not normally contribute to the cost of the fence.

**Motion:**

*Moved Cr Lehmann seconded Cr Moss*

*That Council not accede to the request and advise that the land is not Council freehold land*

*Carried 11/0*

- 8.2.3 **Kingaroy & District Historical Society Inc - Museum** - Requesting Council waive the Building Application fee for the refurbishment to the existing Museum Building

**Background:**

The Museum building is owned by Council and managed by the Kingaroy and District Historical Society Inc on our behalf. Under the circumstances it would be normal for Council to waive the relevant fees.

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That Council accede to the request*

*Carried 11/0*

- 8.2.4 **Local Government Grants Commission** - Advising arrangements have been made for a visit by representatives of the Commission to Kingaroy Shire Council on 29 July 2004 to meet with councillors and senior officers and engage in an open discussion of key issues

**Background:**

These visits by the Grants Commission Officers give Councillors the opportunity to discuss the Grants Commission role and methodology used to calculate grants as well as comment on major issues that affect Kingaroy. It is recommended that Councillors endeavour to attend the meeting on 29 July 2004.

UNCONFIRMED

**Motion:**

*Moved Cr Lehmann seconded Cr Trout*

*That the letter be received, attendance by all Councillors be authorised and the Mayor, Deputy Mayor and Senior Staff prepare submissions on major issues affecting the area*

*Carried 11/0*

- 8.2.5 **Kingaroy Senior Soccer Club** - Requesting support from Council to complete works associated with the installation of floodlights to two training areas and the provision of underground irrigation for the main playing field at the Bjelke-Petersen Recreation Reserve

**Background:**

To assist with the lodgement of their application for State Government funding a letter of support has already been provided.

In relation to the request for financial assistance this should be referred to the budget for consideration

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That Council endorse the letter of support and consideration of the financial assistance be referred to the Budget meeting*

*Carried 11/0*

- 8.2.6 **Queensland Shelter Inc** - Seeking sponsorship from Council for low income or marginalised people from the Kingaroy area to attend the 2004 state-wide Queensland Shelter Housing Conference

**Background:**

The provision of low cost housing has become an issue of concern in Kingaroy so attendance at the conference or at least participation in a video link session would benefit our community.

As there are a number of groups involved in this issue, it is suggested we liaise with these groups to ascertain their interest in this conference.

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That Council liaise with the relevant groups to ascertain their interest in video link sessions being held as part of the conference*

*Carried 11/0*

- 8.2.7 **The Salvation Army - Kingaroy** - Requesting permission to conduct the Doorknock For 2004 Red Shield Appeal during the period Saturday 15 May 2004 to Sunday 23 May 2004

**Background:**

The Salvation Army seeks permission from Council every year to collect throughout the Shire. These permits are not issued by Council but come from the Justice Department.

As a result, Councils standard response has been to offer no objection to the proposed doorknock appeal

**Motion:**

*Moved Cr Lehmann seconded Cr Moss*

*That no objection be made to the Doorknock*

*Carried 11/0*

8.2.8 **Eden Books and Gifts** – Requesting Council consider their offer to lease the Old Bus Terminal Building

8.2.9 **Kingaroy Ministers Fraternal** – Forwarding a letter of support for the request from Eden Books and Gifts to lease the Old Bus Terminal Building

**Background:**

Council is currently considering a request from the Burnett Mary Regional Group for Salinity and Water Quality for office accommodation in the South Burnett for an employee to deliver the outcomes from their programs.

**Motion:**

*Moved Cr Lehmann seconded Cr Ford*

*That the writers be advised that Council is unable to accede to their request as future use of the building has not yet been determined*

*Carried 11/0*

8.3 **Operational Plan and Budget Review**

**Background:**

Report Nos: (C6-C52)

The Director of Administration & Finance submitted a written report on the nine (9) monthly review of Council's budget and Operational Plan and recommending that the Revised Budget be adopted and the Operational Plan be amended to include the alterations listed on Appendix E of this report.

**Motion:**

*Moved Cr Shaw seconded Cr Dalton*

*That the Revised Budget be adopted and the Operational Plan be amended to include the alterations listed on Appendix E of this report*

*Carried 11/0*

UNCONFIRMED

## 8.4 **General Business**

### 8.4.1 **Managers Report – Library Services**

#### **Background:**

Report Nos: (C53)

The Manager of Library Services submitted a written report on activities for the month of March 2004

#### **Motion:**

*Moved Cr Ford seconded Cr Shaw*

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

*Carried 11/0*

### 8.4.2 **South Burnett Health Service District “Hospital Patient Guides”**

#### **Background:**

A request has been received from Scott Cleary who's company has been engaged as the Publisher/Printer to produce the South Burnett Health Service upcoming information booklets for all patients, relatives and visitors to the Hospital for sponsorship towards the booklet

The booklet is intended to cover the four (4) South Burnett Hospitals – Kingaroy Nanango, Wondai and Murgon. It is proposed for the four (4) relevant Shires to combine and take out a one (1) page advertisement in the booklet promoting their Council's Health Services eg immunisation etc. A full page advertisement costs \$2,055 which would mean a \$500 contribution from Council

#### **Motion:**

*Moved Cr Moss seconded Cr Lehmann*

*It be noted that the other South Burnett Councils have declined to participate and Council take no further action*

*Carried 11/0*

#### **ADJOURNMENT**

#### **Motion:**

*Moved Cr Trout*

*That the meeting adjourn for ten (10) minutes*

*Carried 11/0*

#### **RESUMPTION**

*The meeting resumed at 10.45 am with attendance as previous to the Adjournment*

## 9. WORKS SECTION

### 9.1 Business Arising Out of Minutes

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

#### Background:

Report Nos: (D8-D9)

The Director of Engineering Services submitted a written report listing the possible projects for submission under the Local Government Development Programme 2004 and recommending the following programme with a net cost to Council of \$39,000:

#### **Participation**

Club Administrative/Management Workshops	\$1,500
Walking Programme	\$3,500

#### **Places**

Youth Park – Shade structure	\$20,000
Earl Park Project	\$20,000
Shade Structures in Parks	\$38,000

<b>Total</b>	<b>\$78,000</b>
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#### Motion:

*Moved Cr Campbell seconded Cr Ford*

*That the report be received and adopted*

*Carried 11/0*

### 9.2 Correspondence

- 9.2.1 **Peter M & Roslyn C Ballinger** - Requesting the partial closure of Blacks Road Kunioon as the section of road that fronts his properties at Lots 117V & 118V is inaccessible to most vehicles

#### Background:

The applicant is enquiring about the possible closure of Blacks Road fronting Lot 117 FTZ 237278 and Lot 118 FTZ 237278, Parish of Kunioon.

Blacks Road is only maintained between the Goodger Kunioon Road and the road reserve between Lot 141 and Lot 117. The remaining section of Blacks Road is unformed but is used occasionally by residents in the area. Council has no plans to form the section of road fronting Lots 117 and 118 nor any plans for maintenance of the section.

Kingaroy Shire Council Roadside mapping indicates the road reserve remnant vegetation is of high conservation status. The roadside vegetation provides a corridor linkage to vegetation on private property and is within 10 km of endangered regional ecosystems.

Permit grazing of the roadside will have a major impact on the remnant vegetation and conservation status.

UNCONFIRMED

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

*That Council not accede to the request*

*Carried 11/0*

- 9.2.2 **Monto Shire Council** - Requesting that all Burnett Inland Economic Development Organisation representatives from the North Burnett Shires be included when the Steering Committee is formed to select a Transport Co-ordinator for the North Burnett area

**Background:**

Council has had no input into any proposals for a public transport system in the North Burnett and is unaware that a transport coordinator is to be appointed.

**Motion:**

*Moved Cr Campbell seconded Cr Ford*

*That the letter be received*

*Carried 11/0*

- 9.2.3 **Department of Natural Resources & Mines** - Requesting advice as to whether Council has any requirements or views with regards to Mr Mal Goodger purchasing unused State land described as Lot 2 on RP 25569

**Background:**

The owner of land adjacent to Lot 2 RP 25569 (unallocated state land) has made an offer to the Department to purchase Lot 2 RP 25569 former railway corridor. (The land is of high conservation value and is mapped as endangered regional ecosystem.) However, the land is needed by the applicant, as Lot 3 is totally landlocked and with no legal access. If Lot 2 were to be amalgamated with Lot 3 access to the parcel would then be available.

In agreeing to the possible purchase and amalgamation of Lot 3 and 2, Council should confirm with the Department that they will not provide access to the property through the adjoining environmental reserve.

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

*That Council offer no objection provided Lot 3 is amalgamated with Lot 2, it be pointed out that there is no legal access to the Lots and the preferred option is the amalgamation of the three (3) lots*

*Carried 11/0*

- 9.2.4 **Mr GR & Mrs TL Howell** - Requesting Council consider extending their contract for a further two (2) years without calling for tenders for the Kingaroy & Kumbia Street Cleaning and Plant Watering Contract

**Background:**

GR & TL Howell are the current contractors for the Kingaroy and Kumbia Street Cleaning and Plant Watering Contract. This contract commenced in July 2000 and was extended for a two (2) year period in accordance with the terms of the contract in June 2002.

UNCONFIRMED

Schedule of duties for the new contracts will differ markedly with the existing contract and will reflect current footpath usage and water restrictions.

The terms of the contract allowed for an extension of the contract. This has taken place and it is doubtful that a further extension would be legal.

**Motion:**

*Moved Cr Campbell seconded Cr Moss*

*That the request not be approved and tenders be called*

*Carried 11/0*

- 9.2.5 **Mr IP & Mrs NM Geritz** - Requesting Council erect a memorial sign - either Jarrod Pitt Memorial or Jarrod Pitt Lane - on the other side of the easement that accesses the back of the residential properties at Crawford along Siefert Street

**Background:**

Some years ago a laneway between residences and the railway line in Crawford was named in honour of a former resident who lost his life in the First World War.

This letter seeks Council consideration for naming a nearby laneway after a young person who was tragically killed in 2003. This proposal does not comply with Council's Policy of naming roads after pioneer and long time residents

**Motion:**

*Moved Cr Campbell seconded Cr Coleman*

*That Council advise that it regrets that it is unable to accede to the request as it is outside the normal Policy for naming of roads within the Shire*

*Carried 11/0*

- 9.2.6 **Martin Ferguson MP - Federal Labor Member for Batman** - Forwarding support for a National Land Transport plan that incorporates the Roads to Recovery Program

**Background:**

Council wrote to the Federal Opposition seeking their support for the continuation of the Roads to Recovery Program. This letter is their response

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

UNCONFIRMED

### 9.3 **General Business**

#### 9.3.1 **Directors Report – Engineering Services**

**Background:**

Report Nos: (D1-D7)

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

**Motion:**

*Moved Cr Campbell seconded Cr Moss*

*That the report be received*

*Carried 11/0*

#### 9.3.2 **Area Works Inspections**

**Motion:**

*Moved Cr Trout seconded Cr Ford*

*That the Area Works Inspections be set down as follows:*

*Area 1 – Monday 10 May 2004 – 9.00 am*

*Area 2 – Wednesday 28 April 2004 – 8.45 am*

*Area 3 – Wednesday 5 May 2004 – 8.30 am*

*Area 4 – Friday 21 May 2004 – 9.00 am*

*Carried 11/0*

### 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** - Requesting comments by Friday 7 May 2004 regarding Environmental Protection Agency - Proposal for New Licensing Standards for Sewage Effluent

**Background:**

The EPA has released a paper proposing changes to the way sewerage treatment plant discharges will be licensed in the future, and noting that a phased in zero discharge policy will eventually apply

**Motion:**

*Moved Cr Dalton seconded Cr Lehmann*

*That Cr Dalton and the Director of Engineering Services be authorised to make a submission if required*

*Carried 11/0*

UNCOMPLETED

### 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 11 March 2004 to 7 April 2004

**Motion:**

*Moved Cr Dalton seconded Cr Moss*

*That the report be received*

*Carried 11/0*

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

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

Nil

#### 11.2 **Correspondence**

##### 11.2.1 **AR & EL Davidson** - Forwarding application to keep three (3) dogs at 90 Harris Road, Kingaroy

**Background:**

The property has been inspected by Officer's and the fencing appears to be adequate and the dogs well cared for. Council has in the past granted approval subject to various conditions, such as dogs not causing nuisance, all dogs must be registered with Council, if and when one of the dog is transferred from the property or dies, it shall not be replaced.

**Motion:**

*Moved Cr Fleischfresser seconded Cr Trout*

*That approval be granted for a third dog to be kept at 90 Harris Road, Kingaroy subject to the usual conditions.*

*Carried 11/0*

##### 11.2.2 **National Heart Foundation of Australia** - Forwarding information regarding the Heart Foundation Kellogg Local Government Awards

**Background:**

Nominations are being called from Local Governments to enter in the 2004 Heart Foundation Kellogg Local Government Awards. There is \$30,000.00 made available in rewards to Council's that have implemented outstanding projects, policies and facilities in the following categories: Nutrition, Physical Education, Recreation, Tobacco Control and Policy. Does Council wish to nominate any projects?

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

UNCONFIRMED

### 11.3 **General Business**

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

**Background:**

Report Nos: (F1-F5)

The Director of Health & Building submitted a written report on the Department activities for the month of April 2004

**Motion:**

*Moved Cr Fleischfresser seconded Cr Ford*

*That the report be received and the Complaints Policy approved*

*Carried 11/0*

### 12. **RURAL SERVICES SECTION**

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

Nil

#### 12.2 **Correspondence**

##### 12.2.1 **Local Government Association of Queensland Inc** - Forwarding details of the 2003/2004 Local Government annual expenditure (precepts) for Pest Management

**Background:**

Local Authorities for some time have questioned what our precept funds are used for, particularly as all on-ground works are funded by Council. This letter sets out the services provided.

It is debateable whether we get value from some of the services provided however, the area of weed research is vital and any contribution Council makes is well spent in this area. Local Authorities do not have an option not to pay the precept which was \$18,864 for Kingaroy this year.

**Motion:**

*Moved Cr Carroll seconded Cr Moss*

*That the letter be received*

*Carried 11/0*

### 12.3 **General Business**

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

**Background:**

Report Nos: (G3)

The Manager of Rural Services submitted a written report on his duties for the period ended 14 April 2004

UNCONFIRMED

**Motion:**

*Moved Cr Carroll seconded Cr Moss*

*That the report be received and adopted*

*Carried 11/0*

### 12.3.2 **Pest Management Program for Parthenium Weed in the Kingaroy Shire**

**Background:**

Report Nos: (G1-G2)

The Natural Resource Management Officer submitted a written report on a partnership to develop a pest management program for Parthenium Weed for Lot 5 RP 229116 and Lot 123 FY 146 and recommending that Council endorse and adopt the Pest Management Program for Parthenium Weed on property Lot 5 RP 229116 and Lot 123 FY 146 and Council's pest management record sheets be sent to the Department of Natural Resources, Mines and Energy Land Protection Officer and neighbouring landholders on a quarterly basis

**Motion:**

*Moved Cr Carroll seconded Cr Trout*

*That the report be received and adopted*

*Carried 11/0*

## 13. **GENERAL SECTION**

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

Nil

### 13.2 **Correspondence**

#### 13.2.1 **Local Government Association of Queensland Inc** - Requesting comments on the draft Memorandum of Understanding (MOU) between Local Government and the Department of Emergency Services (DES) for the Disaster Management Act 2003

**Background:**

The implementation of the Disaster Management Act will require Council amongst other things to prepare a Local Disaster Management Plan and to appoint a Local Disaster Management Group. The proposed protocol between Local Government and Department of Emergency Services is prepared around the provisions of the Act and provides a guide to the relationship between the Queensland Government and Local Government in matters relevant to the Disaster Management System.

**Motion:**

*Moved Cr Moss seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

UNCONFIRMED

- 13.2.2 **Local Government Association of Queensland Inc** - Requesting comments on the third draft of Duty of Care Guidelines that will compliment the Aboriginal Cultural Heritage Act 2003 and Torres Strait Islander Cultural Heritage Act 2003 due in April

**Background:**

The Aboriginal Cultural Heritage Act 2003 will come into effect shortly. The Act could have significant impact on future works by Council's and individuals. The Duty of Care Guidelines provide some assistance in identifying measures for ensuring activities are managed effectively.

**Motion:**

*Moved Cr Shaw seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 13.2.3 **Local Government Association of Queensland Inc** - Forwarding ALGA Discussion paper "An Older Australia" and requesting a response to identify areas for action with regard to an ageing population

**Background:**

The discussion paper asks the question "What is Local Governments Role in continuing to support the needs of the growing older population?" – and identifies the opportunities and challenges. Council has not developed a policy or strategy at this stage but will need to address the issue in its long term planning.

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

- 13.2.4 **Local Government Association of Queensland Inc** - Advising that up to \$15,000 is available to community groups, Local Governments and Youth Organisations for projects that will involve young people in decisions that affect their lives

**Background:**

South Burnett CTC Youth Services are aware of the grants scheme and have previously obtained funding for projects (previously called Youth Participation Strategy). Council may wish to liaise with South Burnett CTC on the matter.

**Motion:**

*Moved Cr Coleman seconded Cr Lehmann*

*That Council liaise with South Burnett CTC on the matter*

*Carried 11/0*

- 13.2.5 **Local Government Association of Queensland Inc** - Advising that the Local Government Youth Development Forum - Keeping it Real will be held from 5-6 August 2004 at the Holiday Inn Brisbane

UNCONFIRMED

**Background:**

The Forum will be held in Brisbane on 5/6 August 2004. Topics to be covered include Packaging and marketing your youth development messages, programs, services and initiatives; understanding Local Government role in the education and training reforms; social capital, Local Government and Youth Development; Effectively engaging with young people who are hard to engage or who have disengaged; New directions in youth affairs, research and practice; and Youth Leadership Development Programs – Keeping it Real

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

**ATTENDANCE**

*Cr Moss left the meeting*

- 13.2.6 **Cr K Mahoney, Woocoo Shire Council** - Requesting Council's support for his nomination to represent Division 11 on the Local Government Association of Queensland Executive

**Background:**

Cr W Hubner, Mayor of Murgon Shire Council has also been nominated for election to the Executive. It is proposed that South Burnett Councils support Cr Hubner's nomination.

**Motion:**

*Moved Cr Trout seconded Cr Lehmann*

*That the letter be received*

*Carried 10/0*

**14. RECEPTION AND CONSIDERATION OF COMMITTEE AND DELEGATES REPORT****14.1 Councillor Moss report – SES arrangements****Background:**

Report Nos: (H1)

Cr Moss submitted a written report on proposed integrated training for Kingaroy and Kumbia SES Units and advised the holders of relevant positions in the Units

**Motion:**

*Moved Cr Shaw seconded Cr Ford*

*That the report be received and Council approve the relevant appointments*

*Carried 10/0*

**ATTENDANCE**

Cr Moss returned to the meeting

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**

20.3 **Meeting Date for Preliminary Budget Meeting – Monday 28 June 2004 – 9.00 am**

**Motion:**

*Moved Cr Lehmann seconded Cr Ford*

*That the Preliminary Budget meeting be held as follows:*

*Monday 28 June 2004 at 9.00 am*

*Carried 11/0*

20.4 **Appointment of Representative – Neighbourhood Watch Kingaroy**

**Background:**

Council was requested by Neighbourhood Watch Kingaroy to appoint a Representative to attend their meetings to strengthen relations between Council and their organisation

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That Councillor WD Moss be appointed as the Council's representative to Neighbourhood Watch Kingaroy*

*Carried 11/0*

20.5 **Appointment of Directors – Kingaroy Private Hospital Ltd**

**Background:**

The Constitution of Kingaroy Private Hospital Ltd provides that the management of the Company shall be vested in a Board of Directors which shall consist of not more than six (6) persons appointed by the Council. The Directors are required to relinquish their positions at the Annual General Meeting. Council as the permanent member needs to reappoint the Directors

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the Council appoint the following persons to be Directors of Kingaroy Private Hospital Limited:*

*Kenneth Roger Nunn – Director*

*Terry William Fleischfresser – Director*

*Robert Bruce Hansen – Director*

*Ann Louise Kenny – Director*

*Keith William Kirkland Shaw – Director*

*Ronald Harry Turner – Director*

*Lesley Jean Trout – Alternate Director*

*Carried 11/0*

**20.6 Reception of Correspondence and Reports Listed for Information**

**Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That General Correspondence and Reports Listed for Information (Folio 11 – 133) be received that the Outward Correspondence be adopted, and Transfers Nos 30354 to 30428 (both inclusive) be received and recorded in Council's Rate Books.*

*Carried 11/0*

**PROCEDURE**

**Motion:**

*Moved Cr Moss seconded Cr Lehmann*

*That the Mayors report be taken from the table and considered*

*Carried 11/0*

**5. MAYORS MINUTES**

**5.1 Mayors Report**

**Motion:**

*Moved Cr Campbell seconded Cr Moss*

*That the Mayors report be received*

*Carried 11/0*

UNCONFIRMED

**CLOSED SESSION**

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the meeting be closed to the public for the purpose of consideration of commercial in-confidence arrangements with SunWater for purchase of water allocations*

*Carried 11/0*

**OPEN COUNCIL**

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the meeting resume in Open Council*

*Carried 11/0*

*The Mayor reported that whilst in Closed Session the Council considered commercial in-confidence arrangements with SunWater for purchase of water allocations*

**Motion:**

*Moved Cr Moss seconded Cr Campbell*

*That the Mayor's report be received*

*Carried 11/0*

**ADJOURNMENT**

**Motion:**

*Moved Cr Moss*

*That the meeting adjourn until 2.00 pm*

*Carried 11/0*

*During the Adjournment Councillors inspected progress on construction of the New Depot Complex*

**RESUMPTION**

*The meeting resumed at 2.02 pm with attendance as previous to the Adjournment*

**20. GENERAL BUSINESS (CONT)**

**20.1 Presentation by Mr Ian Maxwell – Market Facts – Community Satisfaction Survey**

Mr Ian Maxwell and Ms Lesley Gibbs of Market Facts Pty Ltd attended the meeting and provided explanations of the results of the Community Satisfaction and Benchmarking Survey

**ATTENDANCE**

*Cr Lehmann left the meeting*

20.2 **Waste Management Presentation**

**Background:**

General discussion on future waste management needs including a PowerPoint presentation

**ATTENDANCE**

Cr Dalton left the meeting

**Motion:**

*Moved Cr Shaw seconded Cr Fleischfresser*

*That Council accept in principle the waste management proposals put forward by the Director of Health & Building and proceed with preparation of estimated costs for the proposals*

*Carried 9/0*

There being no further business the meeting was declared closed

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

**MAYOR**

UNCONFIRMED