

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday, 22 July 2004 at 9.02 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 JB Muller, MR Schilf, W Frehmann, LD Lees, HJ Blyth, JI Mooney, GL Chapman, C Parry, J Bird, C Fleischfresser

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***

Nil

4. ***RECEIPT OF PETITIONS***

Nil

5. ***CONFIRMATION OF MINUTES***

**Motion:**

*Moved Cr Ford seconded Cr Shaw*

*That the minutes of the previous meeting held on Thursday 24 June 2004 and the minutes of the Preliminary Budget meeting held on Monday 28 June 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

***PRECEDENCE***

**Motion:**

*Moved Cr Fleischfresser seconded Cr Trout*

*That precedence in the Order of Business be given to consideration of the Health Services Section*

*Carried 11/0*

8. ***HEALTH SERVICES SECTION***

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

Nil

## 8.2 **Correspondence**

- 8.2.1 **Jenny Thomas & Helen Myles** - Inviting Council to be represented on the South Burnett Regional Steering Committee to develop a five year plan for the development & improvement of primary health care services to the Aboriginal & Torres Strait Islander people

**Background:**

The Chief Executive Officer and the Director of Health and Building met with the consultants preparing this five (5) year plan. The plan focuses on the development and improvement of primary health care services to the Aboriginal and Torres Strait Islander people in the South Burnett. The process is very similar to the one Council is embarking on with the Sustainable Community Strategy. The Committee is seeking a Council representative to be sit on the Management Committee.

**Motion:**

*Moved Cr Trout seconded Cr Lehmann*

*That Cr Fleischfresser be nominated to the South Burnett Regional Steering Committee*

*Carried 11/0*

- 8.2.2 **Local Government Association of Queensland Inc** - Advising the National Packaging Covenant Council is seeking comment on their proposal to strengthen the National Packaging Covenant

**Background:**

The Covenant has been extended until April 2005 and a draft proposal has been developed that will set in place the future arrangements after the deadline. Workshops will be held in Brisbane on the 30 July to further discuss the draft proposal. It is hoped that the final proposal is submitted to the Environmental Protection and Heritage Council in October 2004.

**Motion:**

*Moved Cr Fleischfresser seconded Cr Campbell*

*That the letter be received*

*Carried 11/0*

## **DECLARATION OF INTEREST**

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

- 8.2.3 **MA & LA Lehmann** - Requesting permission to keep third dog as their son has moved to Emerald as a school teacher and the property where the dog is to be kept is not fenced

**Background:**

Council in the past has approved the keeping of three (3) dogs subject to certain conditions such as the dogs not causing a nuisance, all dogs are to be registered with Council and when one dog leaves the premises or passes away it is not to be replaced

**Motion:**

*Moved Cr Fleischfresser seconded Cr Trout*

*That approval be granted subject to the usual conditions*

*Carried 10/0*

**ATTENDANCE**

*Cr Lehmann returned to the meeting*

- 8.2.4 **Local Government Association of Queensland Inc** - Requesting comments by Friday 30 July 2004 concerning the Draft Queensland Litter Management Strategy Discussion Paper

**Background:**

The EPA have developed this Litter Management Strategy as a result of the ongoing issues with litter in the community. The LGAQ is seeking comments by 30 July on the draft strategy. For Queensland, the strategy has identified the following actions:

- Legislation and enforcement
- Extended producer responsibility and partnerships
- Education and awareness
- Improving litter infrastructure
- Monitoring and reporting.

Once comments have been received, the strategy will be considered by Cabinet.

**Motion:**

*Moved Cr Moss seconded Cr Lehmann*

*That the matter be referred to Cr Fleischfresser and the Director of Health & Building for response*

*Carried 11/0*

8.3 **General Business**

8.3.1 **Directors Report – Health and Building**

**Background:**

Report Nos: (C1-C13)

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

**Motion:**

*Moved Cr Fleischfresser seconded Cr Lehmann*

*That the report be received*

*Carried 11/0*

**8.3.1.1 National Waste Management Conference**

**Motion:**

*Moved Cr Lehmann seconded Cr Trout*

*That Council's Director of Health & Building and Council's Health Portfolio Councillor, Cr Terry Fleischfresser be authorised to attend the upcoming Waste Management Conference to be held in Coffs Harbour from 22-24 September 2004*

*Carried 11/0*

**8.3.1.2 Future Expansion of Lawn Cemetery**

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That Council agree to the use of the recommended site for the future Lawn section at the Taabinga Cemetery*

*Carried 11/0*

**8.3.1.3 Tender No 506 – Side or Rear Loading Refuse Compactor**

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the offer from Black Truck Sales Pty Ltd for the supply and delivery of one (1) only Iveco Acco 2350G 4x2 Dual Control Compactor with a Superior Pack 19 cubic metre compactor body, in accordance with the specifications, at a tendered price of \$204,956.00 (ex GST), with trade-in of Unit 58 be accepted.*

*Carried 11/0*

**Motion:**

*Moved Cr Shaw seconded Cr Fleischfresser*

*That the Director of Health & Building report to the next meeting on the program for implementation of the alteration to Waste Management Services including a Community Consultation Process*

*Carried 11/0*

**6. PLANNING AND DEVELOPMENT SERVICES SECTION**

**PROCEDURE**

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That those matters in which the Mayor has an interest be deferred for consideration until later in the meeting*

*Carried 11/0*

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

- 6.1.2 **John PJ & Margaret D Boland** - Forwarding an IDAS Application to construct four (4) Bed and Breakfast Cottages at 293 Weeks Road Kingaroy - Lot 6 RP111642 - Applicant/Owner: John & Margaret Boland

**Background:**

Report Nos: (A11-A19)

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 Dalton*

*That the report be received and adopted subject to inclusion of the following advice:*

- *A regular maintenance program is undertaken on Weeks Road. This program will not be increased due to this development. Should additional maintenance be required to service the proposed bed and breakfast development, then the cost of such will be the responsibility of the bed and breakfast operator*

*Carried 11/0*

- 6.1.3 **Craig & Teresa Hudson - Hudson's Health & Fitness Centre** - Forwarding an IDAS Application for a proposed Gymnasium/Aerobics Classes to be located at 27 Pound Street Kingaroy - Lot 25 RP213857 - Owner: Gary A Barron - Applicant: Craig Hudson

**Background:**

Report Nos: (A1-A6)

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 Shaw*

*That the report be received and adopted*

*Carried 11/0*

6.2 **Correspondence (Cont)**

- 6.2.1 **Minister for Local Government and Planning** - Informing Council that Cabinet has endorsed a proposal to extend the statutory deadline for the commencement of Integrated Planning Act (IPA) Planning Schemes

**Background:**

The government has accepted the new deadline on the 1 July 2005 as agreed by Council.

**Motion:**

*Moved Cr Trout seconded Cr Moss*

*That the letter be received.*

*Carried 11/0*

- 6.2.3 **Bickerton Masters Architecture** - Forwarding a Request to Change an Existing Approval - Change Point of Access to Site - Lot 177 RP885385 Windsor Circle Kingaroy - Canowindra Aged Care Facility - Applicant: Bickerton Masters Architecture; Owner: Mark Loynes

**Background:**

Report Nos: (A32-A38)

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

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 11/0*

- 6.2.4 **Emanuel S & Yvonne G Diedo** - Forwarding an IDAS Application - Relative's Apartment - Lot 5 RP185462 - 162 Birt Road Kingaroy - Applicant: Emanuel S & Yvonne G Diedo  
Owner: Ian J & Mandy L Howsego

**Background:**

Outstanding procedures include public notification (closes 2 August 2004).

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

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

*Carried 11/0*

- 6.2.9 **Andrew G and Karen E Soley** - Requesting Council give approval to erect a 15m X 9m shed at Lot 54 Macauley Drive, Kingaroy

**Background:**

The applicants intend to commence a dwelling in August. The shed is to be used for storage of furniture, garden equipment etc. The request complies with Council's Policy for sheds on vacant allotments. Recommended that Council approve the request subject to the shed being used for domestic storage purposes only.

**Motion:**

*Moved Cr Fleischfresser seconded Cr Ford*

*That Council approve the request subject to the shed being used for domestic storage purposes only*

*Carried 11/0*

**6.3 General Business**

**6.3.1 Development Assessment Forum**

**Background:**

Report Nos: (A7-A8)

The Manager of Planning Services and Cr Lesley Trout submitted a written report on attendance at a Development Assessment Forum at Local Government Association House in Brisbane on Thursday 24 June 2004

**Motion:**

*Moved Cr Fleischfresser seconded Cr Dalton*

*That the report be received*

*Carried 11/0*

**6.3.2 Building Services Report**

**Background:**

Report Nos: (A9-A10)

The Director of Health & Building submitted a written report on the Building Services Section

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the report be received*

*Carried 11/0*

**6.3.3 Minimum Rural Lot Sizes**

**Background:**

Report Nos: (A49-A50)

The Manager of Planning Services submitted a written report on a meeting held in Kingaroy on Wednesday 21 July 2004 to discuss the Minimum Rural Lot Sizes

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the Draft Planning Scheme be submitted to the Minister for Local Government and Planning for sign-off once the rural lot sizes policy is complete, then Council proceed to commence Public Notification of the scheme once the Minister's approval is obtained*

*Carried 9/2*

**DECLARATION OF INTEREST**

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

*The Deputy Mayor assumed the Chair*

**6. PLANNING AND DEVELOPMENT SERVICES SECTION****6.1 Business Arising Out of Minutes**

- 6.1.1 **O'Reilly Nunn Favier** – Forwarding IDAS Development Application for Subdivision (Reconfigure a Lot) of Lot 199 RP 868331 into 32 Residential A Lots – Applicant – Shane Harris/O'Reilly Nunn Favier Owner – Shawfield

**Background:**

Report Nos: (A20-A31)

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

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That the report be received and adopted subject to inclusion of the following advice:*

- *Reticulation of water and sewerage services will be required through any parkland dedicated*

*Carried 10/0*

- 6.1.4 **James J King** - Forwarding an IDAS Application for proposed Storage Sheds at 3 Alford Street Kingaroy - Lot 20 RP7917 - Applicant: James J King - Owner: Kingaroy & District RSL & Citizens Memorial Club Inc

**6.2 Correspondence**

- 6.2.10 **Lyle J & Kayleen Seng** - Forwarding an objection to proposed Storage Sheds at 3 Alford Street Kingaroy - Lot 20 RP7917 - Applicant: James J King - Owner: Kingaroy & District RSL & Citizens Memorial Club Inc.

- 6.2.11 **Lyle J & Kayleen Seng** - Forwarding further objection to proposed Storage Sheds at 3 Alford Street Kingaroy - Lot 20 RP7917 - Applicant: James J King - Owner: Kingaroy & District RSL & Citizens Memorial Club Inc.

**Background:**

Report Nos: (A39-A45)

Manager of Planning Services submitted a written report recommending that, subject to completion of public notification procedures and no submission being received objecting to the application, the Mayor be authorised to issue a Development Permit (Material Change of Use and Operational Works) subject to conditions

The concerns raised in the first submission (20 July 2004) have been discussed in the development assessment report. No amendment to the report is considered required.

The second submission (21 July 2004) raises concerns regarding building a shed of the size proposed anywhere near the proposed location due to the following reasons:

- The shed will prevent breezes through the backyard
- The colorbond wall will hold heat in the back yard
- Noise from the courtesy bus at early/late hours particularly on Fridays and Saturdays.

Should Council agree with the above concerns the recommended course of action is that the matter be deferred to arrange negotiations between relevant parties, and that authority to approve be delegated to the Chief Executive Officer if agreement is reached.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That provided that no further submissions are received, Council agree to meet with the relevant parties and provided agreement can be reached on the issues of concern, authority be delegated to the Chief Executive Officer to approve the application*

*Carried 10/0*

**ADJOURNMENT****Motion:**

*Moved Cr Trout*

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

*Carried 10/0*

**ABC TOOWOOMBA**

*During the adjournment Kate Raston (News Editor) and Troy Cuthbertson (Journalist) from ABC Toowoomba Radio made a presentation to Council*

**RESUMPTION**

*The meeting resumed at 11.08 am*

**ATTENDANCE**

*Cr MA Lehmann (Acting Chair), Crs WD Moss, MG Shaw, RC Coleman, BJ Carroll, TW Fleischfresser, LJ Trout, WH Ford and KM Campbell*

6. **PLANNING AND DEVELOPMENT SERVICES SECTION**

6.2 **Correspondence (Cont)**

- 6.2.2 **O'Reilly Nunn Favier** - Forwarding a Request to Change an Existing Approval - Alteration to a Condition of Approval Stormwater Drainage - RAL - Stolzenberg Road, Kingaroy Lot 2 on SP160454 - Owner: Matchgate Pty Ltd - Applicant: Shane Harris

**Background:**

The applicant has requested the matter be deferred pending submission of further information

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

*That consideration of the matter be deferred pending further information from the applicant*

*Carried 9/0*

**ATTENDANCE**

*Cr Dalton returned to the meeting*

- 6.2.5 **O'Reilly Nunn Favier** - Forwarding IDAS Development Application - Reconfiguration of Boundaries (two lots into three lots) at Lot 2 RP 815644 and Lot 1 FY 2978, Toomeys Road & Bunya Highway - Applicant - Bill McBride O'Reilly Nunn Favier Owner - Muller & McBride

**Background:**

Outstanding procedures include Department of Main Roads referral and information request response.

**Motion:**

*Moved Cr Trout seconded Cr Ford*

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

*Carried 10/0*

- 6.2.6 **O'Reilly Nunn Favier** - Forwarding revised layout for Stage 1 Oasis Gardens Estate, Kingaroy & Kelvyn Street Kingaroy and request that a Development Permit for Reconfiguration of Lots now be issued

**Background:**

Report Nos: (A46-A48)

Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a lot) without conditions and subject to advice

**Motion:**

*Moved Cr Trout seconded Cr Ford*

*That the report be received and adopted*

*Carried 10/0*

- 6.2.7 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Material Change of Use - Proposed Rezoning Rural A to Service Industry - Lot 7 SP112069 Rogers Drive Kingaroy - Applicant: Matchgate P/L - Owner: Markral P/L

**Background:**

Outstanding procedures include Department of Main Roads referral and public notification.

**Motion:**

*Moved Cr Trout seconded Cr Coleman*

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

*Carried 10/0*

- 6.2.8 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguration of Boundaries - One (1) Lot into Seven (7) Lots - Lot 4 RP862347 Rogers Drive Kingaroy - Applicant: Matchgate P/L - Owner: Markral P/L

**Background:**

Outstanding procedures include Department of Main Roads referral.

**Motion:**

*Moved Cr Trout seconded Cr Fleischfresser*

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

*Carried 10/0*

7. **WATER AND SEWERAGE SERVICES SECTION**

7.1 **Business Arising Out of Minutes**

Nil

7.2 **Correspondence**

Nil

### 7.3 **General Business**

#### 7.3.1 **Directors Report – Water and Sewerage**

**Background:**

Report Nos: (B1-B3)

The Director of Engineering Services submitted a written report on activities undertaken during the period 17 June 2004 to 14 July 2004

**Motion:**

*Moved Cr Dalton seconded Cr Trout*

*That the report be received*

*Carried 10/0*

#### 7.3.2 **Plans for Approval**

**Background:**

Report Nos: (B4)

The following Plan and Estimate were submitted for Council's approval:

<b><i>Plan No</i></b>	<b><i>Description</i></b>	<b><i>Estimate</i></b>
7538	Rising Main Replacement – North West of Stuart River – Replacement of existing 250 NB CICAL pipes with 375 NB DICAL pipe	\$146,574

**Motion:**

*Moved Cr Dalton seconded Cr Coleman*

*That the Plan and Estimate be approved*

*Carried 10/0*

### 9. **CORPORATE AND COMMUNITY SERVICES SECTION**

#### 9.1 **Business Arising Out of Minutes**

Nil

#### 9.2 **Correspondence**

- 9.2.1 **Local Government Association of Queensland Inc** - Seeking nominations for LGAQ Representation of all external bodies where a council officer/councillor is currently the representative. Nominations by COB Friday 30 July 2004

**Background:**

Council has not previously represented the LGAQ on any external bodies. Accordingly unless Council wishes to make a nomination no further action is required.

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That further information be obtained on the Queensland Rural Medical Support Agency Board and the Queensland Spatial Information Infrastructure Council and the Mayor be nominated for a position if considered appropriate*

*Carried 10/0*

- 9.2.2 **Local Government Association of Queensland Inc** - Seeking nominations for representatives for LGAQ Reference Groups. Nominations by COB Friday 30 July 2004

**Background:**

The Mayor is currently a member of the Social Policy Reference Group. Nominations close on 30 July 2004.

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the Mayor be nominated as a member of the Social Policy Reference Group*

*Carried 10/0*

- 9.2.3 **Department of Primary Industries** - Seeking input into Young People in Rural Industries Strategy that DPI&F plans to release at end of 2004

**Background:**

Submissions closed on 16 July 2004. Council may wish to lodge a late submission in relation to this matter.

**Motion:**

*Moved Cr Dalton seconded Cr Shaw*

*That the matter be referred to Cr Coleman, Cr Carroll and Cr Trout to lodge a submission*

*Carried 10/0*

- 9.2.4 **St John's Lutheran Women's Guild** - Requesting assistance with the running of the Lutheran Women of Queensland State Convention in Kingaroy being held at the Town Hall on 20 and 21 August 2005

**Background:**

Under Council's policy for concessions to local charities and community organisations who hire the hall for functions the St John's Lutheran Women's Guild would qualify for a 100% hire concession. The writers should be informed of assistance available through the Events and Conferencing Desk of the Kingaroy Chamber of Commerce Inc.

**Motion:**

*Moved Cr Dalton seconded Cr Coleman*

*That Council agree to provide the Town Hall free of charge and the writers be informed that assistance is available through the Events and Conferencing Desk of the Kingaroy Chamber of Commerce Inc.*

*Carried 10/0*

- 9.2.5 **Stuart River Rural Fire Brigade** - Requesting that Council collect on their behalf the fire levy of \$30.00 for the 2004 rate assessment and advise that multiple fire levies may apply for a rebate of their levy over and above the first levy.

**Background:**

Provisions of the Local Government Act allow Council to raise a fire levy for the operations of the Rural Fire Brigade following a written request. Prior to that request each brigade must hold a public meeting to decide the levy.

**Motion:**

*Moved Cr Moss seconded Cr Campbell*

*That Council agree to collect the Rural Fire Levy on behalf of the Stuart River Rural Fire Brigade*

*Carried 10/0*

- 9.2.6 **Emerald Shire Council** - Seeking support for Councillor Paul Bell who is a candidate for President of the Local Government Association at the forthcoming State Conference in Mackay

**Background:**

Councillor Paul Bell is currently acting president of LGAQ. As nominations closed on 16 July 2004 we will know by meeting day of any other candidates nominated. The matter is usually referred to the delegates to the conference.

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the matter be referred to Council's delegates to the LGAQ Annual Conference with power to act*

*Carried 10/0*

- 9.2.7 **Queensland Deaf Society** - Seeking donations to help with the fundraising campaign to reduce registration cost for the Queenslanders who will compete in the 20th Deaflympic Games in Melbourne 2005

**Background:**

Council previously supported the Olympic Games when they were held in Sydney but has not contributed to this event or paraplegic games.

**Motion:**

*Moved Cr Shaw seconded Cr Coleman*

*That the letter be received*

*Carried 10/0*

- 9.2.8 **Minister for Natural Resources & Minister for Mines** - Writing to Council concerning the inability of the Department of Natural Resources to provide land valuations for rating purposes for 2004

**Background:**

This letter is in reference to the Local Government Association submission concerning the failure by the Department of Natural Resources to provide land valuations for 2004. No further action is required.

**Motion:**

*Moved Cr Dalton seconded Cr Moss*

*That the letter be received*

*Carried 10/0*

- 9.2.9 **Local Government Grants Commission** - Advising the Local Government Grants Commission has finalised the research and implementation of a new Rating Revenue Assessment formula for inclusion in the 2004/05 Financial Assistance Grants calculation

**Background:**

Council responded to the options paper in February 2004 with the following comment:

*Whilst Council recognises that the current methodology for determining rating capacity has some inequities, we are concerned that the proposed new methodologies are not readily understood and still do not accurately reflect the capacity of Councils to raise their own revenue.*

*Before altering the methodology, Council believes that the Commission should conduct further investigations into a more easily understood and transparent means of calculating rating capacity.*

The new methodology has now been finalised resulting in a significant reduction in the proposed indicative grants received last year. There appears to be no option for further discussion on the issue and it is referred for the information of Council.

**Motion:**

*Moved Cr Moss seconded Cr Dalton*

*That the letter be received*

*Carried 10/0*

- 9.2.10 **South Burnett Chorale Society Inc** - Requesting Council consider a reduction in the hire fees for the Kingaroy Town Hall Complex for the Australian National Choral Association Big Sing to be held during 9-11 September 2005

**Background:**

Under Council's policy for concessions to local charities and community organisations who hire the hall for functions to raise funds the South Burnett Chorale Society would not received a concession. However due to the prestigious nature of the event and the potential for Kingaroy it is suggested we agree to provide the Town Hall complex free of charge and assist in the production of visitor information to be sent out to participants. The writers should be informed of assistance available through the Events and Conferencing Desk of the Kingaroy Chamber of Commerce Inc.

**Motion:**

*Moved Cr Campbell seconded Cr Ford*

*That Council agree to waive the hire fees for the Town Hall and assist with the production of Visitor Information Packages and they be informed of the assistance available through the Events and Conferencing Desk of the Kingaroy Chamber of Commerce Inc.*

*Carried 10/0*

- 9.2.11 **Department of the Premier and Cabinet** - Calling for nominations for the Australian of the Year Awards 2005.

**Background:**

Unless Council has a specific nomination, no further action is required

**Motion:**

*Moved Cr Moss seconded Cr Ford*

*That the letter be received*

*Carried 10/0*

9.3 **Monthly Financial Statements**

Nil

9.4 **General Business**

9.4.1 **Managers Report – Library Services**

**Background:**

Report Nos: (D1)

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

**Motion:**

*Moved Cr Coleman seconded Cr Moss*

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

*Carried 10/0*

**ATTENDANCE**

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

**9.4.2 Economic Development Advisory Body Report**

**Background:**

Report Nos: (D22-D36)

The Economic Development Advisory Body reported in accordance with the meeting held on the 19 July 2004

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That the report be received and adopted*

*Carried 11/0*

**9.4.3 Purchasing Policy**

**Background:**

Report Nos: (D5-D10)

The Purchasing Policy has been updated to allow the Manager of Library Services the ability to sign orders up to the value of \$10,000

**Motion:**

*Moved Cr Moss seconded Cr Shaw*

*That the amended Purchasing Policy be adopted*

*Carried 11/0*

**9.4.4 Centenary of Kingaroy Committee Meeting**

**Background:**

Report Nos: (D2-D3)

The Centenary of Kingaroy Committee reported in accordance with the minutes of the meeting held on Monday 28 June 2004

**Motion:**

*Moved Cr Fleischfresser seconded Cr Lehmann*

*That the report be received and adopted*

*Carried 11/0*

9.4.5 **South Burnett Housing Strategies Group**

**Background:**

Report Nos: (D4)

Cr Moss and Cr Coleman reported on a meeting of the South Burnett Housing Strategies Group held in Graham House, Murgon on Thursday 15 July 2004

**Motion:**

*Moved Cr Moss seconded Cr Coleman*

*That the report be received*

*Carried 11/0*

9.4.6 **Tenders Kingaroy Visitor Information Centre**

**Background:**

Report Nos: (D11-D21)

Tenders for construction for the Visitor Information Centre were recalled because original tenders exceeded the budget funds by a substantial amount. The extent of work required was reduced and the time restriction for completion of the project was removed. Results of the new tenders are included on the attached report.

It is recommended that no tender be accepted at this stage but that negotiations take place with Carmichael Buildings (lowest tender) in order to identify all means of reducing the tender sum to an acceptable figure and authority be delegated to the Mayor to accept the renegotiated tender.

**Motion:**

*Moved Cr Moss seconded Cr Campbell*

*That no tender be accepted at this stage but that negotiations take place with Carmichael Buildings (lowest tender) in order to identify all means of reducing the tender sum to an acceptable figure and authority be delegated to the Mayor to accept the renegotiated tender.*

*Carried 11/0*

10. **WORKS AND SERVICES SECTION**

10.1 **Business Arising Out of Minutes**

Nil

## 10.2 **Correspondence**

- 10.2.1 **Travelsafe Committee** - Requesting submissions by 30 July 2004 regarding the Inquiry into Crashes Involving Driver and Rider Fatigue in Queensland.

**Background:**

An issues paper has been received from the Travelsafe Committee entitled "Inquiry into Crashes Involving Driver and Rider Fatigue in Queensland" and submissions on the inquiry are now invited.

**Motion:**

*Moved Cr Moss seconded Cr Campbell*

*That the letter be received*

*Carried 11/0*

- 10.2.2 **Local Government Association of Queensland Inc** - Forwarding details regarding 2004 Qld Arbor Day Awards recognising those organisations that are involved in native vegetation projects that improvement overall health of the environment

**Background:**

Kingaroy Shire Council won the 2002 Arbor Day Award for the development of Kingaroy Shire Remnant Vegetation Management Strategy and implementation of revegetation activities. It is suggested Council not nominate for 2004 award, but consider future nomination once GreenCorps project is completed.

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

*That the letter be received*

*Carried 11/0*

- 10.2.3 **Queensland Police Service** - Requesting Council consider replacing the line markings in front of Kumbia State School and placing a number of line marked angle parking positions along Bell Street Kumbia to assist drivers with the correct manner of parking

**Background:**

The issue of angle parking in Kumbia has been considered by Councillors responsible for the area on a number of occasions. Investigations into the current parking in Bell Street reveal that the signage does not meet the latest standards, ie to conform with the Australian Road Rules.

Advice has been received from Queensland Transport that parking can be either nose in or rear in and this has not changed as a result of the Australian Road Rules. What has changed is the signage required.

The issue of parking in front of Kumbia State School has also been considered on a number of occasions and discussions held with the Queensland Transport School Safety Section in Toowoomba. Certainly, the widening and set-down area was constructed as part of the TIDS Programme some years ago and this was constructed in accordance with the regulations.

The issue of angle parking in Kumbia needs to be considered with the Kumbia Community and further investigations are needed before such community meeting can be held.

**Motion:**

*Moved Cr Moss seconded Cr Coleman*

*That the matter be referred to the Area 1 representatives with power to act*

*Carried 11/0*

- 10.2.4 **Wooroolin Lions Club** - Forwarding a 2004/2005 Budget Submission - seeking Council's assistance in covering the costs of seating and some wall sheeting for the shelter shed at Wooroolin

**Background:**

In 2002/03 Wooroolin Lions Club erected a Bus Shelter in the main street of Wooroolin with the assistance of Council. The Club are now asking Council to provide \$2,000 in their Budget towards the cost of seating and some wall sheeting for the shelter shed. This matter was mentioned at the Budget meeting by Cr Dalton and an amount of \$1,000 was included in the Area 2 Road's Budget to assist with this work.

Discussions will need to take place regarding the bench style seating and the standard that these are constructed to. It is highly likely that the materials for such type seating to meet Australian Standards will be considerably more than anticipated.

**Motion:**

*Moved Cr Campbell seconded Cr Ford*

*That Council agree to the request and refer the matter to Area 2 representatives*

*Carried 11/0*

- 10.2.5 **Ruth E Hamilton** - Requesting Council attend to grading and improving the condition of Logan Street Kingaroy

**Background:**

Logan Street is classed as an unformed road and is not maintained annually. Drainage measures in place on the road are the result of soil conservation designs undertaken by the Department of Primary Industries in conjunction with landowners in the 1960's & 1950's. Council has not changed the soil conservation measures, ie the stormwater drainage invert across Logan Street. Stormwater from the Windsor Circle/Buckingham Street Development uses the existing structures, inverts, etc in the soil conservation design.

In September 2003, Mrs Hamilton was advised that Council had not budgeted for any construction or maintenance works to be undertaken on Logan Street and that it was not proposing to do so in future years. Certainly, Council made the decision some years ago that Logan Street would not be constructed until developments in the Regent Street and Windsor Circle area progressed and it would then be the responsibility of the developer to assist Council in providing the necessary road infrastructure along Logan Street.

It appears that although Council does not wish vehicles to use the road, there is a continuing usage. On previous occasions, Area 4 has considered the possibility of physically closing the road to traffic until it was needed.

No funding was provided in this year's budget for maintenance to Logan Street other than for drainage upgrading at the Regent Street intersection.

**Motion:**

*Moved Cr Campbell seconded Cr Coleman*

*That the matter be referred to Area 4 Representatives with the power to act*

*Carried 11/0*

- 10.2.6 **Allan D & Karen M Hughes** - Forwarding a submission signed by residents in the Taabinga Village area requesting Council seal Albion Street north of Marie Street due to heavy traffic use causing a dust problem

**Background:**

Construction of sections of streets in Taabinga Village was undertaken in 1983 with the express purpose of providing bitumen sealed road access to all properties with a residence. Since this time, Kingaroy Shire has grown/developed and now many of the then vacant properties have had residences constructed on them. The former school property bounded by Marie Street, Bethany Street, Albion Street and Elizabeth Street was to have been sub-divided in the 1980's and 1990's but this didn't occur. As there is severe limitations in the reticulated water supply to the area (ie nil additional available) and AS/NZS 1547-2000, Onsite Domestic Wastewater Management precludes all but the splitting of the lot into two (2), it is now unlikely that any sub-division of the parcel will occur. Area 1/Council now needs to decide if it will commence construction of the remaining formed/gravelled streets in Taabinga Village. These include:-

- Albion Street (Marie Street to Elizabeth Street)
- Albion Street (north of Elizabeth Street)
- Bethany Street (Marie Street to Elizabeth Street)
- Marie Street (Bethany Street to Elizabeth Street)
- Elizabeth Street (Bethany Street to Marie Street)

Area 1 is limited in what it can undertake this year as the other troublesome dust problem area, ie on the Boonenne Ellesmere Road was to be the only major construction project funded in 2004/2005.

**Motion:**

*Moved Cr Campbell seconded Cr Moss*

*That the matter be referred to the Area 1 Representatives to meet with Taabinga Village Residents to discuss a plan for sealing of the roads*

*Carried 11/0*

- 10.2.7 **Clem & Lois Fechner** - Requesting Council share the cost in replacing the fence that separates his property and the Carroll Nature Area walkway and enclosing two (2) quotes for consideration

**Background:**

Council receives requests for sharing of costs for fencing regularly. The Council policy is that it will generally agree to pay fifty percent (50%) of the cost of a standard fence if the fence is on a boundary of Council freehold land.

**Motion:**

*Moved Cr Campbell seconded Cr Ford*

*That Council agree to meet half the cost of a standard 900mm chain wire fence*

*Carried 11/0*

10.3 **General Business**10.3.1 **Directors Report – Engineering Services****Background:**

Report Nos: (E2-E7)

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 17 June 2004 to 15 July 2004

**Motion:**

*Moved Cr Campbell seconded Cr Shaw*

*That the report be received and Council agree to sign the indemnity agreements with Ergon Energy for the installation of Street Lights*

*Carried 11/0*

10.3.2 **Plans for Approval****Background:**

Report Nos: (E1)

The following Plan and Estimate is submitted for Council's approval:

<i><b>Plan No</b></i>	<i><b>Description</b></i>	<i><b>Estimate</b></i>
	St Mary's Catholic College – Includes provision of new Zebra Crossing in Carinya Street, footpath improvements and installation of signage	\$9,881

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the plan and estimate be approved*

*Carried 11/0*

11. **RURAL COMMUNITIES AND ENVIRONMENTAL SERVICES SECTION**11.1 **Business Arising Out of Minutes**

Nil

## 11.2 **Correspondence**

- 11.2.1 **Local Government Association of Queensland Inc** - Advising Government is calling for expressions of interest for funding through the National Reserve System program to support land acquisition & establishment of protected areas on private land

**Background:**

The Natural Heritage Trust has an additional \$1 billion for the second phase of the Trust 2002-2007. One of the ten priority activities of the Trust is the establishment and effective management of a comprehensive, adequate and representative system of protected areas. The National Reserve System activity will provide financial assistance for projects to extend the terrestrial protected area systems through the identification and purchase and/or covenanting of land which meets the National Reserve System criteria.

It is suggested that Council does not apply for funding in 2004 however investigates suitable conservation areas that could be purchased for future national parkland, conservation and heritage areas (private or public land).

**Motion:**

*Moved Cr Carroll seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 11.2.2 **Department of Natural Resources** - Advising that the Minister has approved \$18,597 as the Annual Payment (Precept) for the 2004/2005 financial year

**Background:**

The payment of the precept is a requirement under legislation. Our precept last year was \$18,864.00.

**Motion:**

*Moved Cr Carroll seconded Cr Moss*

*That the letter be received*

*Carried 11/0*

- 11.2.3 **Local Government Association of Queensland Inc** - Calling for Local Government nominations for Planning & Management of Pest Awards which aims to recognise quality working relationships between Local Government & State Agencies in the Planning & Management of Pests on state lands.

**Background:**

Unless Council specifically wants to make a nomination, no further action is required

**Motion:**

*Moved Cr Carroll seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

### 11.3 **General Business**

#### 11.3.1 **Managers Report – Rural Services**

**Background:**

Report Nos: (F1)

The Manager of Rural Services submitted a written report on his duties for the period ended Thursday 16 July 2004

**Motion:**

*Moved Cr Carroll seconded Cr Trout*

*That the report be received and adopted*

*Carried 11/0*

#### 11.3.2 **Drought Declaration**

**Motion:**

*Moved Cr Moss seconded Cr Campbell*

*That Council write to the Minister for Primary Industries requesting that the drought declaration for the Kingaroy Shire be reinstated*

*Carried 11/0*

### **ADJOURNMENT**

**Motion:**

*Moved Cr Campbell*

*That the meeting adjourn until 2.00pm*

*Carried 11/0*

### **RESUMPTION**

*The meeting resumed at 2.00 pm with attendance as previous to the Adjournment*

### 13. **GENERAL BUSINESS**

#### 13.1 **2.00 pm – Presentation by South Burnett Community Private Hospital Managers**

**Background:**

Mr John Pitsonis and Mr Ernie De-Celis of Community Private Health Care and Mrs Leonie Gavioli, Director of Nursing, South Burnett Community Private Hospital – Updated Council on the operations of the Hospital.

13.2 **3.00 pm – Report by Natural Resource Management Officer on GreenCorps Project**

**Background:**

Leanne Petersen, Natural Resource Management Officer reported to Council on the GreenCorps Project, Envirofund Project and the Burnett Mary Natural Resource Management Project

**ATTENDANCE**

*Cr Lehmann left the meeting*

*Cr Dalton left the meeting*

12. **MAYOR'S MINUTES**

12.1 **Mayor's Report**

**Background:**

Report Nos: (G1-G9)

The Mayor presented his monthly report covering the period 30 June 2004 to 22 July 2004

**Motion:**

*Moved Cr Campbell seconded Cr Ford*

*That the Mayors report be received*

*Carried 9/0*

**CLOSED SESSION**

**Motion:**

*Moved Cr Fleischfresser*

*That the meeting be closed to the public for the purpose of consideration of staff matters*

*Carried 9/0*

**OPEN COUNCIL**

**Motion:**

*Moved Cr Fleischfresser*

*That the meeting resume in Open Council*

*Carried 9/0*

The Mayor verbally reported that whilst in Closed Session Council considered staff matters

**Motion:**

*Moved Cr Ford seconded Cr Carroll*

*That the Mayors report be received*

*Carried 9/0*

There being no further business the meeting was declared closed

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

**MAYOR**