

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday 22 September 2005 at 9.03 am.

PRESENT

Cr KR Nunn (Mayor), Crs MG Shaw, RC Coleman, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, and KM Campbell

(Cr KFJ Woods entered the meeting later)

1. **LEAVE OF ABSENCE**

Cr MA Lehmann, Cr WD Moss

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the apologies be accepted and leave of absence be approved

Carried 8/0

ATTENDANCE

Cr KFJ Woods entered the meeting

2. **PRAYERS AND CONDOLENCES**

A motion of sympathy was passed to the relatives of the late Mervyn Champney, Gwendolen Ardley, Arthur Hilleary, Mary Searle, Doris Smith, Edna Horton, Dorothy Price, Rose Carroll, Eileen Lillico, William Berry, Samuel Booth and Kathleen Walker

ACTING CHAIRPERSON

Motion:

Moved Cr Fleischfresser seconded Cr Campbell

That in the absence of the Deputy Mayor, Cr Trout be appointed as acting chair for the meeting when the Mayor is unable to act due to Material Personal Interests

Carried 9/0

PRECEDENCE

Motion:

Moved Cr Trout

That precedence in the Order of Business be given to Receipt of Petitions and Confirmation of Minutes

Carried 9/0

4. **RECEIPT OF PETITIONS**

Nil

5. **CONFIRMATION OF MINUTES**

Motion:

Moved Cr Shaw seconded Cr Coleman

That the minutes of the previous meeting held on Thursday 25 August 2005 as recorded be confirmed.

Carried 9/0

DECLARATION OF INTEREST

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

Cr Trout assumed the Chair

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

3. **ADDRESS FROM PUBLIC GALLERY**

Mr Ian Adams (The Planning Place) and Mr Richard Butler (Pegasus) – Addressed the Council in relation to the Planning & Environment Court Appeal BD2790/05 - Weens Road Winery proposal

ATTENDANCE

Cr Fleischfresser returned to the meeting

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

SEE BUSINESS FUNCTION HEADINGS

6. **PLANNING AND DEVELOPMENT SERVICES SECTION**

6.1 **Business Arising Out of Minutes**

- 6.1.1 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Material Change of Use & Reconfiguring a Lot - Rural Residential C to Residential B & Three Lot Subdivision at 355 Haly Street Kingaroy - Lot 6 RP203045 - Applicant/Owner: Joe Finn

Background:

Report Nos: (A38-A46)

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

Motion:

Moved Cr Dalton seconded Cr Fleischfresser

That the report be received and adopted

Carried 8/0

- 6.1.2 **O'Reilly Nunn Favier** - Forwarding an application for access easement in Lot 100 SP164631 benefiting Lot 1 RP202496 - Tessmans Road, Kingaroy - Owner: Bimgold Pty Ltd; Applicant: O'Reilly Nunn Favier

Background:

Report Nos: (A1-A4)

The Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot) without conditions. Application approved by delegated authority on 1 September 2005.

Motion:

Moved Cr Campbell seconded Cr Fleischfresser

That the report be received and it be noted that the application has been approved by delegated authority

Carried 8/0

- 6.1.3 **O'Reilly Nunn Favier** - Forwarding an IDAS Application to reconfigure boundaries and material change of use to establish eight (8) accommodation units at Holliday Street and Youngman Street, Kingaroy - Lots 15&16 SP154850. Applicant: O'Reilly Nunn Favier

Background:

Outstanding procedures include public notification

Motion:

Moved Cr Fleischfresser seconded Cr Dalton

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

Carried 8/0

- 6.1.4 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguring a Lot - Seven (7) Lot Subdivision at 59 Cowie Drive Kingaroy - Lot 100 RP866069 - Applicant: Bimgold P/L; Owner: Bimgold P/L & Big Mall P/L

Background:

Report pending completion of assessment

Motion:

Moved Cr Coleman seconded Cr Shaw

That consideration of the matter be deferred pending completion of the Assessment Report

Carried 8/0

- 6.1.5 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguring a Lot - Duplex under Community Titles Scheme (Two Community Title Lots & Common Property) at 230 Haly Street Kingaroy - Lot 54 RP37004 - Applicant/Owner: Kevin Treschman

Background:

Report Nos: (A17-A21)

The Planning Officer submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot) subject to conditions and advice. Application approved by delegated authority on 13 September 2005.

Motion:

Moved Cr Dalton seconded Cr Coleman

That the report be received and it be noted that the application has been approved by delegated authority

Carried 8/0

- 6.1.6 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguring a Lot - Duplex under Community Titles Scheme (Two Community Title Lots & Common Property) Lot 5 RP36990 - 36 Edward Street Kingaroy - Applicant/Owner: R & E Corrie

Background:

Report Nos: (A22-A26)

The Planning Officer submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot) subject to conditions and advice. Application approved by delegated authority on 14 September 2005

Motion:

Moved Cr Dalton seconded Cr Fleischfresser

That the report be received and it be noted that the application has been approved by delegated authority

Carried 8/0

6.2 **Correspondence**

- 6.2.1 **O'Reilly Nunn Favier** - Forwarding an IDAS Application - Reconfiguring a Lot - Community Titles Scheme Subdivision - Six (6) Multiple Dwelling Units at Thelma Street Kingaroy - Lot 8 SP164043 - Applicant: Ross Michael; Owner: Cameron & Debra Rogers

Background:

Report Nos: (A5-A8)

The Planning Officer and Manager of Planning Services submitted a written report recommending that Council issue a Development Permit (Reconfigure a Lot) subject to conditions and advice. Application approved by delegated authority on 14 September 2005

Motion:

Moved Cr Dalton seconded Cr Campbell

That the report be received and it be noted that the application has been approved by delegated authority

Carried 8/0

- 6.2.2 **O'Reilly Nunn Favier** - Forwarding a plan for Council approval of road names for Stages 6 to 8 of Hillview Estate

Background:

Report Nos: (A56-A57)

The Manager of Planning Services submitted a written report recommending that the applicant be advised the following:

- (a) Carroll-Ann Parade is not accepted due to similarities with Carroll Street;
- (b) Bridgeman Parade shall extend through Stage 8 up to the intersection with Tessmanns Road; and
- (c) The remaining Road names are available for use

Motion:

Moved Cr Campbell seconded Cr Fleischfresser

That the report be received and adopted and the applicant be invited to discuss with Council Officers traffic flow and intersection designs

Carried 8/0

DECLARATION OF INTEREST

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

- 6.2.10 **The Planning Place** - Forwarding an amended layout plan to address Council's concerns and grounds for refusal - Without Prejudice - Vineyard & Winery Development at Weens Road Kingaroy – P&E Appeal

Background:

Report Nos: (A31-A35)

The Manager of Planning Services submitted a written report recommending that Council advise the applicant it maintains its refusal of the application, and that the amended layout does not satisfy Council's reasons for refusal as previously advised.

CLOSED SESSION

Motion:

Moved Cr Dalton

That the meeting be closed to the public for the purpose of considering any action to be taken by the Local Government under the Integrated Planning Act 1997, in respect of the Planning and Environmental Court Appeal BD 2790/05 – Frederick David Butler –ats- Kingaroy Shire Council for Vineyard and Winery Development, weens Road, Kingaroy

Carried 7/0

OPEN COUNCIL

Motion:

Moved Cr Woods

That the meeting resume in Open Council

Carried 7/0

The Acting Chair reported that whilst in Closed Session, Council considered the Manager of Planning Services report in relation to the Planning and Environmental Court Appeal BD 2790/05 – Frederick David Butler –ats- Kingaroy Shire Council for Vineyard and Winery Development, Weens Road, Kingaroy

Motion:

Moved Cr Dalton seconded Cr Woods

That the Manager of Planning Services report be received and adopted

Carried 5/2

ATTENDANCE

Cr Fleischfresser returned to the meeting

6.3 General Business

6.3.1 Update of Planning & Environment Court Appeal BD 1482/05 – Oasis Gardens Lot 10 RP 204229, River Road and part of Lot 12 RP 204229, Kelvyn Street Kingaroy

Background:

Report Nos: (A58-A59)

The Manager of Planning Services submitted a written report providing an update on progress of Planning & Environment Court Appeal BD 1482/05 – Oasis Gardens.

Motion:

Moved Cr Campbell seconded Cr Dalton

That the report be received

Carried 8/0

ATTENDANCE

The Mayor returned to the meeting and resumed the Chair

6.1 Business Arising Out of Minutes (Cont)

- 6.1.7 **Robert H & Joyce E Childs** - Forwarding a Request to Change an Existing Approval at 612 Wicks Road Gordonbrook via Kingaroy - Lot 265 FY1034 - Sunwater Tarong Pipeline - Applicant/Owner: Robert H & Joyce E Childs

Background:

Report Nos: (A36-A37)

The Department of Primary Industries has approved an extension to the Currency Period. The Manager of Planning Services submitted a written report recommending that Council agree to extend the Currency Period until 1 May 2009.

Motion:

Moved Cr Trout seconded Cr Campbell

That the report be received and adopted

Carried 9/0

- 6.1.8 **Urban Strategies Pty Ltd** - Forwarding an IDAS Application - Material Change of Use of Premises - Multiple Dwelling Development (13 Units) at 6-8 Gladys Street Kingaroy - Lots 5 & 6 RP47278 - Applicant/Owner: Abakos Digital Images P/L

Background:

Report Nos: (A60-A71)

The Manager of Planning Services submitted a written report recommending Council approve the development in principle and that authority be delegated to the Chief Executive Officer to issue a Development Permit (Material Change of Use) and Preliminary Approval (Operational Works) once conditions of approval have been completed, in general accordance with this report.

Motion:

Moved Cr Dalton seconded Cr Trout

That the report be received and adopted

Carried 9/0

- 6.1.9 **Michael & Jenny Doherty** - Forwarding an IDAS Application - Reconfiguring a Lot - 66 Parallel Road Wooroolin & Wondai East Road - Lot 389 FY745 & Lot 495 FY184 - Applicant/Owner: Michael & Jennifer Doherty

Background:

Report Nos: (A9-A16)

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. Application approved by delegated authority on 14 September 2005

Motion:

Moved Cr Trout seconded Cr Coleman

That the report be received and it be noted that the application has been approved by delegated authority

Carried 9/0

- 6.1.10 **Wayne Ross & Patricia Jensen** - Requesting permission to construct a second dwelling to be used for workers accommodation for the operation of their farm at Lot 2 RP36985 West Street Kingaroy

Background:

Report Nos: (A27-A30)

The Manager of Planning Services submitted a written report recommending that Council refuse the applicant's request and that reasons and advice be given.

Motion:

Moved Cr Trout seconded Cr Campbell

That the report be received and adopted

Carried 6/3

6.2 **Correspondence**

- 6.2.2 **June Wenzel** - Forwarding an IDAS Application - Material Change of Use - Education Tutoring Centre (formerly Gymnasium) at 4-6 Short Street Kingaroy - Lots 22 & 23 RP7917 - Applicant: June Wenzel; Owner: T & S Greenslade

Background:

Outstanding procedures include public notification

Motion:

Moved Cr Trout seconded Cr Shaw

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

Carried 9/0

- 6.2.3 **Local Government Association of Queensland Inc (LGAQ)** - Forwarding comments in relation to the Draft National Protocol for Planners and Councillors

Background:

For the information of Councillors

Motion:

Moved Cr Campbell seconded Cr Trout

That the letter be received

Carried 9/0

- 6.2.4 **Swickers Kingaroy Bacon Factory** - Forwarding an IDAS Application - Material Change of Use - Effluent Irrigation at Lot 32 RP886211 - 206 Kingaroy Barkers Creek Road Kingaroy - Applicant/Owner: Swickers Kingaroy Bacon Factory P/L

Background:

Outstanding procedures include Concurrence Agency 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 9/0

- 6.2.5 **John & Judith Provan - Unique Garages** - Seeking permission on behalf of Neville & Cherie-Anne Astbury to build a shed over the Council sewer line at 25 Cowie Drive Kingaroy

Background:

Council have a current policy of not allowing buildings to be built over the sewers or within the zone of influence (generally greater than 1.5m from the sewer) in accordance with the QLD Development Code. The policy is in place to protect the sewer from damage resulting from construction activities or additional loading as a result of the building and to allow for future maintenance of the mains where necessary and to access the sewer using earthmoving equipment.

Council officers have spoken with the applicant and a letter has been sent advising of the limitations to building over the sewer.

Motion:

Moved Cr Trout seconded Cr Dalton

That Council endorse the actions of the Chief Executive Officer in advising John Provan – Unique Garages that Council does not approve of the building over the sewer and suggesting he consult with Council's plumbing inspector as to appropriate options for location of the shed

Carried 9/0

- 6.2.6 **Bryan & Gail N Curtis** - Forwarding an IDAS Application - Reconfiguring a Lot - One Lot into Two Lots - 21 Belle Street Kingaroy - Lot 15 RP37004 - Applicant/Owner: Bryan & Gail Curtis

Background:

Report Nos: (A47-A51)

The Manager of Planning Services submitted a written report recommending that Council refuse to approve the development and that reasons be given.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

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ADJOURNMENT

Motion:

Moved Cr Coleman

That the meeting adjourn for ten (10) minutes

Carried 9/0

RESUMPTION

The meeting resumed at 10.50 am with attendance as previous to the Adjournment

6. PLANNING & DEVELOPMENT SECTION (CONT)

6.2 Correspondence

Following the adjournment the meeting continued consideration of the following matter

- 6.2.6 **Bryan & Gail N Curtis** - Forwarding an IDAS Application - Reconfiguring a Lot - One Lot into Two Lots - 21 Belle Street Kingaroy - Lot 15 RP37004 - Applicant/Owner: Bryan & Gail Curtis

Background:

Report Nos: (A47-A51)

The Manager of Planning Services submitted a written report recommending that Council refuse to approve the development and that reasons be given.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

Carried 8/1

- 6.2.7 **Zhara Pty Ltd** - Seeking Council's discretion to amend the IDAS Development Application Decision Notice by allowing the 93 car parking as adequate for this type of development - Mitre 10 - Lot 4 Rogers Drive Kingaroy

Background:

Report Nos: (A52-A55)

The Manager of Planning Services submitted a written report recommending that Council not accede to the request.

Motion:

Moved Cr Trout seconded Cr Dalton

That the report be received and adopted

Carried 8/1

- 6.2.8 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-265: Requesting comments by Friday 30 September 2005 in relation to a proposed Queensland variation to the Building Code of Australia - Termite Risk Management

Background:

The proposed changes relate to the durability (life) of termite treatments and ensuring replenishment or recharging of the management measures. The proposed changes should improve the protection of buildings from termite attack and advise future owners of the requirements for adequate protection although there may be additional construction costs. Generally the proposal would be supported although further investigation is necessary.

Motion:

Moved Cr Trout seconded Cr Shaw

That the building inspector review the proposed changes and prepare a submission in consultation with the Director of Engineering and Development Services.

Carried 9/0

7. **WATER AND SEWERAGE SERVICES SECTION**

7.1 **Business Arising Out of Minutes**

- 7.1.1 **Australian Government Water Fund - Community Water Grants** - Inviting Council to apply for a Community Water Grant - applications close 4 October 2005.

Background:

The Australian Government is investing \$2 Billion through the Australian Government Water Fund over the next five (5) years. \$200 Million of this is being provided for Community Water Grants to groups and organisations to increase water use efficiency and protection of local water resources.

Discussions have taken place between Council staff as to possible projects with emphasis on water use efficiency and catchment management initiatives. Two (2) projects will be recommended to Council for approval. These are:

- (a) Kingaroy Water Quality and Use Strategy - involves the preparation of a Strategy which will encompass catchment management, stormwater management, salinity management and water re-use initiatives.
- (b) A Shire water re-use demonstration project for urban areas

Motion:

Moved Cr Dalton seconded Cr Campbell

That Council make a Community Water Grant Application for its Integrated Water Management Strategy Proposal

Carried 9/0

7.2 Correspondence

- 7.2.1 Kingaroy Combined Sporting Clubs Irrigation Committee** - Requesting Council permission for the installation of a PVC pipeline to run from Swickers Bacon Factory to the water storage tank at the Lyle Vidler Oval

Background:

The proposal will sit nicely with the proposal as described in 7.1.1 above and could compliment the overall aims. Council officers have discussed the matter with Mr North and are due to meet with Swickers on Monday 19 September and Mick North on Tuesday 20 September, to discuss the route and other issues. Generally there does not seem to be any major issues with the route and further information is necessary to confirm the suitability of the proposal. Further information will be available for the meetings.

For the information of Councillors

Motion:

Moved Cr Shaw seconded Cr Fleischfresser

That Council approve the concept in principle and encourage the applicant to liaise with Council's Officers on the project

Carried 9/0

- 7.2.3 Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-254: Requesting comments by Friday 14 October 2005 in relation to the Paper on Sustaining Urban Water Supplies

Background:

LGAQ has released a Paper on Sustaining our urban Water Supplies which seeks to position Councils and the LGAQ at the centre of the emerging community debate on Urban Water Supply. The Paper notes both the National Water Initiative (COAG) and the recently announced Queensland Water Plan and canvasses potential changes to current practices as well as commenting on the key issues to be addressed by Councils in the near future.

Comments on the paper are requested to be notified to the LGAQ by Friday, 14 October 2005

Motion:

Moved Cr Trout seconded Cr Campbell

That Councillor Dalton and the Director of Engineering & Development Services prepare a submission if deemed necessary

Carried 9/0

7.3 **General Business**

7.3.1 **Directors Report – Water and Sewerage**

Background:

Report Nos: (B1-B3)

The Director of Engineering & Development Services submitted a written report on activities undertaken during the month of August 2005

Motion:

Moved Cr Dalton seconded Cr Coleman

That the report be received

Carried 9/0

8. **HEALTH SERVICES SECTION**

8.1 **Business Arising Out of Minutes**

Nil

8.2 **Correspondence**

- 8.2.1 **Colin S & Alison J Otto** - Forwarding a letter on behalf of concerned residents of Coolabunia; Malar and Booie Group stating their preferred options in relation to establishing a Transfer Station on the eastern side of Kingaroy

Background:

The following comments are provided in response to the issues raised in the correspondence:-

- (a) There have almost been 200 weekly domestic services commenced in the area since the closure of the transfer stations.
- (b) A meeting was held with Kerry Mercer, Director of Community Services, of Nanango Shire on the 14 June regarding joint arrangements. The Director and Foreman – Waste Services were present at these discussions. The meeting found that Nanango wished to resolve issues relating to their domestic collection service before reviewing transfer station operations.
- (c) A front lift truck as suggested would be uneconomical as there are currently only 136 commercial services a week that such a vehicle would service. It is expected that many of the larger commercial waste generators will switch over to larger bins that can be serviced by the RORO truck which will reduce this number even more.
- (d) The previous transfer station arrangements were unacceptable, in that they were unsupervised, dumping of car bodies took place, larger items were placed in the small bins, risk to employees emptying the bins etc.
- (e) Council has committed to the upgrade of the Memerambi Transfer Station, work will commence in the coming weeks to the upgrade of Kingaroy Landfill and then an upgrade to the Kumbia site is earmarked for this time next year. In the mean time, discussions will take place with Nanango Shire regarding the possibility of a single transfer station to the east of Kingaroy, as well as other alternatives for the collection of "hard" waste. These alternatives may be drop-off days for waste other than domestic waste.

Motion:

Moved Cr Fleischfresser seconded Cr Dalton

That the matter be referred to the Director – Environment, Health and Community Services for response and for discussions to continue with Nanango Shire Council regarding the possibility of a single transfer station to the east of Kingaroy, as well as other alternatives for the collection of "hard" waste.

Carried 9/0

- 8.2.2 **Minister for Environment Local Government & Planning** - Encouraging Council to take up the voluntary delegations under Sections 31 & 32 of the Environmental Protection (Water) Policy 1997 (EEP Water) in order to manage the impacts of soil erosion and sediment release

Background:

Council, like many other local governments in Queensland, haven't taken up the voluntary delegations under sections 31 and 32 of the Environmental Protection (Water) Policy to enforce provisions relating to soil erosion and the release of sediment. Council in the past has decided to take an educational role in the matter, with an information night being held in April this year and information packs being developed that can be handed out to builders, developers etc.

Unless Council wishes to change its position in relation to the matter, it is recommended that Council maintain its educational and information role with the EPA remaining the enforcement agency.

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That Council decline the Minister for Environment's invite to 'take up the voluntary delegations under sections 31 and 32 of the Environmental Protection (Water) Policy 1997'.

Carried 9/0

- 8.2.3 **Local Government Association of Queensland Inc (LGAQ); Environmental Protection Agency** - Circular 2005-258: Forwarding a discussion paper - review of roles and responsibilities under the Environmental Protection Act 1994

Background:

In 2004 an independent consultant's report was forwarded to the LGAQ and the EPA recommending 17 principles concerning changes to existing relationships, governance and operational roles of the EPA and Local Government (LG) under the Environmental Protection Act 1994.

Based on issues raised by LG during consultation on the principles and meetings of district partnerships groups, a number of legislative and non-legislative initiatives have been identified. Following further research, a discussion paper has been prepared in collaboration with LGAQ and the Department of Local Government, Planning, Sport and Recreation containing proposals for legislative amendments and non-legislative options for the implementation of the principles, for further consideration.

The Manager of Health Services recently attended an information session regarding the afore-mentioned Discussion Paper. It was made quite clear that issues raised in the discussion paper will directly effect the every-day operation of LG, in particular the sections responsible for development assessment and environmental compliance. Therefore, it is recommended that a formal response be drafted for consideration and endorsement by Council next General Meeting.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the matter be referred to Cr Fleischfresser and the Director – Environment, Health and Community Services for response, with the response being presented to Council for endorsement next General Meeting.

Carried 9/0

- 8.2.4 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-263: Seeking comments by Friday 28 October 2005 on a draft policy for the Use of Rainwater in Residential Developments

Background:

In response to the increased popularity of rainwater tanks, demand for advice on the design; installation; maintenance; and, appropriate use of rainwater collected and stored via rainwater tanks has also risen. In order to provide consistent advice, the Department of Health has drafted a policy and is seeking comments on the same

Motion:

Moved Cr Fleischfresser seconded Cr Dalton

That the matter be referred to Cr Fleischfresser and the Director of Environment, Health and Community Services for response.

Carried 9/0

- 8.2.5 **Neville & Cherie Astbury** - Seeking permission to keep three dogs at their residence at 25 Cowie Drive Kingaroy

Background:

The property has been inspected and has adequate fencing. It is recommended that approval be granted with the usual conditions.

Motion:

Moved Cr Fleischfresser seconded Cr Coleman

That approval be granted with the usual conditions.

Carried 9/0

8.3 **General Business**

8.3.1 **Directors Report – Environment, Health & Community Services**

Background:

Report Nos: (C1-C7)

The Director of Environment, Health and Community Services submitted a written report on the Department activities for the month of August 2005

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That the report be received

Carried 9/0

8.3.1.1 **Public Toilets**

Motion:

Moved Cr Fleischfresser seconded Cr Shaw

That Council agree to the closure of the male and female toilets in Glendon Street on Friday, Saturday and Sunday nights

Lost 2/7

Motion:

Moved Cr Trout seconded Cr Woods

That further investigation be made into methods to combat the vandalism to the public toilets in Glendon Street

Carried 9/0

9. **CORPORATE AND COMMUNITY SERVICES SECTION**

9.1 **Business Arising Out of Minutes**

Nil

9.2 **Correspondence**

9.2.2 **Blueprint for the Bush Project** - Inviting Council to participate in the development of the Blueprint for the Bush by providing feedback through the avenues identified in the Discussion Paper - submissions close 14 October 2005.

Background:

Councillors recently received a copy of the Blueprint for the Bush Discussion Paper which identifies and examines the strengths of rural Queensland, the social and economic trends affecting people in the bush and the challenges rural communities face. Community comments and feedback on the issues raised in the discussion paper will be critical in the formation of the final blue print. To assist Councillors a brief question sheet was attached to the discussion paper.

Motion:

Moved Cr Carroll seconded Cr Trout

That the letter be received

Carried 9/0

- 9.2.3 **Local Government Association of Queensland Inc (LGAQ)** - Forwarding documentation necessary for updating the Local Government Workcare Bank Guarantee amount and requesting the return of completed documents by Friday 30 September 2005.

Background:

Local Government Workcare has made significant savings for Queensland Local Government since its inception. One of the statutory requirements to be a member of the scheme is that each Local Government must underwrite the scheme's outstanding liabilities by way of an unconditional bank guarantee. Our liability for 2005/2006 has been assessed at \$131,851.61 an increase of \$34,228.49

Motion:

Moved Cr Trout seconded Cr Shaw

That the Local Government Workcare Bank Guarantee be endorsed and forwarded on to the Local Government Association of Queensland

Carried 9/0

- 9.2.4 **Department of the Premier and Cabinet** - Inviting Council to register an expression of interest to participate in the 2006 Australia Day Ambassador Program

Background:

In recent years we have not had a guest speaker at our Australia Day Ceremony. Under this program there may be a possibility of having one of the Queensland Australia Day Ambassadors in attendance. Council would be responsible for the accommodation and meal expenses.

Motion:

Moved Cr Shaw seconded Cr Woods

That an expression of interest be lodged to participate in the 2006 Queensland Australia Day Ambassador Program

Carried 9/0

- 9.2.5 **Colin M Muller** - Requesting an urgent review of the current rating for his property at 24-28 Albert Street Kingaroy - Lot 16 RP861174

Background:

Colin currently pays \$773.90 per half year for sewerage, trade waste and water for the above premises. This would be reduced to \$296.70 per half year if rated as a residence.

Advice from Colin is that the property is currently rented to one person involved in one of the local developments and that two or three of his workers stay there.

Under normal circumstances rates would be refunded when the classification to a property is permanently changed. In this case the owner only wants to temporarily change the classification for rating purposes.

Motion:

Moved Cr Carroll seconded Cr Dalton

That the writer be advised Council is not prepared to reclassify the property at 24-28 Albert Street for rating purposes from boarding house to a private residence on a temporary basis. However, while the property is only being used as a residence the following rate reduction will be made:

- (a) *One trade waste service will be cancelled, leaving only one collection per week and the base water units will be assessed on the water consumption for the last six months.*

This will reduce his rate levy by \$590 per annum. The writer be further advised that the water usage will be monitored and any increase above what would normally be used by a residence will result in the base water units being increased to reflect that usage.

Carried 9/0

- 9.2.6 **Kingaroy Guides** - Requesting Council consider granting the Kingaroy Girl Guides a discount on their yearly Council rates

Background:

Council has a policy of refunding fifty percent (50%) of valuation based rates each year to the Kingaroy Girl Guides, Kingaroy Scouts and Wooroolin Scouts upon receipt of application from one of the groups.

Motion:

Moved Cr Dalton seconded Cr Coleman

That Council approve a donation equal to fifty percent (50%) of the valuation based rates as follows:

<i>Kingaroy Scouts Association</i>	<i>\$ 631.16</i>
<i>Wooroolin Scouts Association</i>	<i>\$ 169.20</i>
<i>Kingaroy Girl Guides Association</i>	<i>\$ 218.23</i>

Carried 9/0

- 9.2.7 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-261: Size Shape and Sustainability - Action Plan Gets Ministerial Green Light

Background:

For the information of Councillors

Motion:

Moved Cr Dalton seconded Cr Shaw

That the letter be received

Carried 9/0

9.3 **Monthly Financial Statements**

Background:

Report Nos: (D5-D10)

The Financial Statements for the period ended 31 August 2005 were presented for Council's approval

Motion:

Moved Cr Dalton seconded Cr Shaw

That the Financial Statements for the period ended 31 August 2005 be received and adopted

Carried 9/0

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 August 2005

Motion:

Moved Cr Coleman seconded Cr Trout

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

Carried 9/0

9.4.2 **Economic Development Advisory Body Report**

Background:

Report Nos: (D44-D77)

The Economic Development Advisory Body reported in accordance with the meeting held on the 19 September 2005

Motion:

Moved Cr Shaw seconded Cr Trout

That the report be received and adopted

Carried 9/0

9.4.3 Country Council Meetings

Background:

Council normally conducts a number of Council meetings in the rural areas of the Shire. Last year Council held its October meeting at Wooroolin and decided on an order for Country Council meetings for the duration of this Council. If this order is followed, the next Country Council meeting should be held at Kumbia.

Motion:

Moved Cr Carroll seconded Cr Trout

That the October General meeting be held in Kumbia

Carried 9/0

9.4.4 Town Hall Roof

Background:

Report Nos: (D2-D3)

The Manager of Rating & Property submitted a written report on the replacement roof for the Town Hall and recommending that Council call expressions of interest for the replacement of the Town Hall Roof with the additional cost to be financed from deferred projects to be determined later in the financial year.

Motion:

Moved Cr Dalton seconded Cr Shaw

That the report be received and adopted

Carried 9/0

9.4.5 Unaudited Financial Statements

Background:

Report Nos: (D11-D43)

The Manager of Finance submitted the Unaudited Financial Statements for the financial year 2004/2005

Motion:

Moved Cr Dalton seconded Cr Coleman

That the Unaudited Financial Statements for the financial year 2004/2005 be received

Carried 9/0

9.4.6 LGAQ Annual State Conference

Background:

Report Nos: (D4)

Cr BJ Carroll submitted a written report on attendance at the three (3) day 109th LGAQ Annual State Conference held in Brisbane

Motion:

Moved Cr Trout seconded Cr Coleman

That the report be received

Carried 9/0

10. WORKS AND SERVICES SECTION**10.1 Business Arising Out of Minutes**

Nil

10.2 Correspondence

- 10.2.1 South Burnett Visual Impaired Persons Support Group** - Requesting Council urge the appropriate authority to change the control buttons for the traffic lights at the intersection of Haly and Youngman Streets Kingaroy to have audible signals to assist visually impaired people

Background:

The traffic signals at the Haly Street/Youngman Street intersection were the first installed in Kingaroy. The need for an audible signal has been discussed with the Department of Main Roads in the past, however budgetary constraints have prevented the installation of the required equipment. An audible signal is required at the intersection and a submission needs to be made to the Department of Main Roads with the letter as supporting documentation.

Motion:

Moved Cr Campbell seconded Cr Coleman

That the Department of Main Roads be requested to install audible signals as part of the traffic light installation at the intersection of Haly & Youngman Streets, Kingaroy and the letter be forwarded as support for the proposal.

Carried 9/0

- 10.2.2 Department of Natural Resources & Mines** - Requesting Council's comments in relation to the reissuing of a fresh Term Lease to Mark & Peter Corbet over Lot 386 FY737 to be used under the same terms and conditions as previously granted under the Special Lease

Background:

The camping and water reserve at Crawford has been leased for a number of years with the latest lease expiring on 11 March 2006. Council has no proposed use for the reserve at this stage. It is suggested that no objection be raised to the issuing of a further term lease for the reserve.

Motion:

Moved Cr Campbell seconded Cr Woods

That Council offer no objection to the renewal of the lease on the same terms and conditions as the current lease

Carried 9/0

- 10.2.3 **Environmental Protection Agency - Qld Parks & Wildlife Service** - Advising further submissions to the Heritage Council would be appreciated by 14 October 2005 in relation to the Second World War RAAF Facilities at Sir Joh Bjelke-Petersen Airport Kingaroy

Background:

Council has previously met with the EPA and Heritage Council in regard to this issue and agreed that only a small portion of the Aerodrome - around the museum area, would be suitable for Heritage Listing as the majority of the site was devoid of historical buildings or remnants of significance and furthermore that listing a large portion of the site may jeopardise future commercial ventures at the Aerodrome.

Motion:

Moved Cr Campbell seconded Cr Trout

That Council further discuss its concerns with the Environmental Protection Agency and Heritage Council

Carried 9/0

10.3 **General Business**

10.3.1 **Directors Report – Engineering and Development Services**

Background:

Report Nos: (E1-E6)

The Director of Engineering and Development Services submitted a written report on work undertaken in the Roads, Drainage and Transport Services; Recreation & Sport and Engineering Management Services for the period

Motion:

Moved Cr Campbell seconded Cr Trout

That the report be received

Carried 9/0

10.3.2 **Contract 529 – Supply and Delivery of Grader**

Background:

Report Nos: (E7-E13)

The Director of Engineering & Development Services submitted a written report recommending that the offer by Hitachi Construction Machinery (Aust) Pty Ltd for the supply and delivery of one (1) only John Deere 670D tandem motor grader, in accordance with the specifications and with a hydraulically driven air compressor at a tendered price of \$195,013.50 (inc GST) with trade-in of an existing John Deere 670D tandem motor grader, be accepted.

Motion:

Moved Cr Campbell seconded Cr Shaw

That the report be received and adopted

Carried 9/0

11. **RURAL COMMUNITIES AND ENVIRONMENTAL SERVICES SECTION**

11.1 **Business Arising Out of Minutes**

Nil

11.2 **Correspondence**

Nil

11.3 **General Business**

11.3.1 **Natural Resource Management, Pest and Livestock Report**

Background:

Report Nos: (F1-F5)

The Manager - Natural Resource, Pest & Livestock submitted a written report on work undertaken for the month of August 2005

Motion:

Moved Cr Carroll seconded Cr Shaw

That the report be received

Carried 9/0

12. **MAYOR'S MINUTES**

12.1 **Mayor's Report**

Background:

Report Nos: (G1-G4)

The Mayor presented his monthly report covering the period 26 August 2005 to 22 September 2005

Motion:

Moved Cr Trout seconded Cr Campbell

That the Mayors report be received

Carried 9/0

ADJOURNMENT

Motion:

Moved Cr Fleischfresser

That the meeting adjourn until 1.30 pm

Carried 9/0

RESUMPTION

The meeting resumed at 1.30 pm with attendance as previous to the Adjournment

13. **GENERAL BUSINESS**

13.1 **Volunteer Christmas Function**

Background:

Council utilises the services of a number of volunteers, in the Visitor Information Centre/museum/on committees etc. It was suggested that a Christmas Function should be organised to thank them for their service.

Motion:

Moved Cr Shaw seconded Cr Carroll

That Council organise a Christmas function for all its Volunteers in recognition of their contribution to the Community

Carried 9/0

13.2 **Appointment of Chief Executive Officer (Elect)**

Background:

A total of nineteen (19) applications were received for the position. Having regard to the selection criteria this figure was reduced to a shortlist of five (5) applicants. Interviews were conducted for the position and a confidential report has been prepared.

CLOSED SESSION

Motion:

Moved Cr Shaw

That the meeting be closed to the public for the purpose of discussion of the appointment of the Chief Executive Officer (Elect)

Carried 9/0

OPEN COUNCIL

Motion:

Moved Cr Coleman

That the meeting resume in Open Council

Carried 9/0

The Mayor reported that whilst in Closed Session Council considered the appointment of the Chief Executive Officer (Elect)

Motion:

Moved Cr Campbell seconded Cr Woods

That the Mayors report be received

Carried 9/0

Motion:

Moved Cr Dalton seconded Cr Trout

That Mr John James Kersnovski be appointed as Chief Executive Officer (Elect) to the Kingaroy Shire Council and become the Chief Executive Officer on the retirement of the present Chief Executive Officer

Carried 9/0

Motion:

Moved Cr Fleischfresser seconded Cr Carroll

That Mr Gary Charles Wall be appointed as Deputy Chief Executive Officer to the Kingaroy Shire Council

Carried 9/0

Motion:

Moved Cr Coleman seconded Cr Shaw

That Mr Allen Kenneth Christensen be appointed as Director of Engineering & Development Services to the Kingaroy Shire Council

Carried 9/0

There being no further business the meeting was declared closed

Confirmed before me this day of 2005

MAYOR