
DISCLAIMER

The following copy of the Minutes of the meeting of the Kingaroy Shire Council held on 23 February 2006 are **UNCONFIRMED** and are supplied as a courtesy and not pursuant to the statutory obligation under S468(1)(b) of the Local Government Act 1993.

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday, 23 February 2006 at 9.02 am.

PRESENT

Cr MA Lehmann (Deputy Mayor), Crs WD Moss, RC Coleman, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, KFJ Woods and KM Campbell

1. **LEAVE OF ABSENCE**

Cr KR Nunn, Cr MG Shaw

Motion:

Moved Cr Trout seconded Cr Coleman

That the Apologies be received and Leave of Absence be granted

Carried 9/0

2. **PRAYERS AND CONDOLENCES**

A motion of sympathy was passed to the relatives of the late Kenneth McCauley, Norman Just, Kathleen Shanahan, William Wood, James Doody and Gertrude Buck

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 Trout seconded Cr Coleman

That the minutes of the previous meeting held on Wednesday 25 January 2006 as recorded be confirmed.

Carried 9/0

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 - Reconfiguration of Boundaries - 1 Rural and 21 Rural Residential C Lots - Lot 2 RP838472 & Lot 4 SP154833 - 14 Redmans Road Kingaroy - Applicant: John Bayliss; Owner: RE & JD Bayliss & MM Keogh

Background:

Outstanding procedures include information request response

Motion:

Moved Cr Trout seconded Cr Fleischfresser

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

Carried 9/0

- 6.1.2 **O'Reilly Nunn Favier** - Forwarding an IDAS Development Application for Reconfiguration of Boundaries - Lot 101 on SP184600 - Stage Four Premier Residential Estate. Applicant: Sure Frank Trust.

Background:

Report pending completion of assessment

Motion:

Moved Cr Fleischfresser seconded Cr Trout

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

Carried 9/0

- 6.1.3 **O'Reilly Nunn Favier** - Forwarding an IDAS application for reconfiguration of boundaries - 196 Redmans Road, Kingaroy - Lot 8 RP890688. Applicant/Owner: Ron Knopke

Background:

Report pending completion of assessment

Motion:

Moved Cr Trout seconded Cr Fleischfresser

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

Carried 9/0

- 6.1.4 **O'Reilly Nunn Favier** - Forwarding a request for a negotiated decision and providing reasons in relation to RAL 1 Parks Contribution for Reconfiguration of Boundaries – 13 Fisher Street - Lot 80 RP49433 - Applicant: Kevin Lee

Background:

Report Nos: (A20-A21)

The Manager of Planning Services and Planning Officer submitted a written report recommending that Council not accede to the request to amend the RaL 1 Parks Contribution.

Motion:

Moved Cr Trout seconded Cr Moss

That the report be received and adopted

Carried 9/0

6.2 **Correspondence**

6.2.1 **Walter R & Valerie J Greensill**

6.2.2 **John E & Glynnis K Dunstan**

6.2.3 **Anthony KD & Tanya Lipp**

6.2.4 **Charmaine E Talbot**

6.2.5 **David L Horton & Heather G Jarvis & Brian Jarvis**

6.2.7 **Karen Crouch**

6.2.8 **Graham W & Cynthia M Ebbage**

6.2.9 **Stephen & Julie Oliphant**

6.2.10 **Tony & Bev Fiedler**

6.2.11 **Bruce Jay**

6.2.12 **David W & Lesley A Nancarrow**

6.2.13 **David & Rhonda Ballin**

6.2.14 **Mervyn J & Elizabeth S Alexander**

6.2.15 **Tony & Marjorie Zimmermann**

6.2.16 **L & T Kolling**

6.2.17 **Mark J & Sue E Betts**

Forwarding an objection to the Proposed Recycling Depot (Junkyard) & Subdivision at River Road Kingaroy - Lot 5 RP909634- Applicant: W; V & W Henningsen & HJ Burrows; Owner: WE Henningsen

- 6.2.20 **Mark J & Sue E Betts** - Forwarding a Petition objecting to the application for a Junkyard by Kingaroy Haulage and Recycling on River Road Kingaroy (Petition signed by various objectors)

Background:

Outstanding procedures include information request response

Motion:

Moved Cr Campbell seconded Cr Fleischfresser

That consideration of the matter be deferred to the March Meeting

Carried 9/0

- 6.2.8 **O'Reilly Nunn Favier** - Forwarding an IDAS Application for Development Permit to Reconfigure Boundaries - Lot 2 RP158583, Lot 183 FY796 & Lots 158, 159 & 160 FY697 - Taabinga Road, Kumbia. Owner: Trevor & Brenda Rook Applicant: Trevor Rook

Background:

Report pending completion of assessment

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That consideration of the matter be deferred to the March Meeting

Carried 9/0

- 6.2.19 **Kinneally Miley** - Forwarding written notice of the commencement of submitter appeal in the matter of ERM Pty Ltd v Kingaroy Shire Council & Polo Properties Pty Ltd - P & E Court No 266 of 2006.

Background:

King and Company Solicitors have been directed to act on behalf of the Kingaroy Shire Council in the matter of P & E Court No 266 of 2006. A full copy of the file has been forwarded for their consideration.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the letter be received and Council confirm the engagement of King and Company to represent Council in the matter

Carried 9/0

- 6.2.21 **O'Reilly Nunn Favier** - Forwarding an application for Reconfiguration of Lot - Rural Residential Subdivision - Stage 2 & 3 Premier Acreage Estate (38 & 36 Lots) - Curtis Road, Kingaroy - Lot 100 SP164631. Applicant/Owner: Meritor Pty Ltd

Background:

Report pending completion of assessment

Motion:

Moved Cr Fleischfresser seconded Cr Trout

That consideration of the matter be deferred to the March Meeting

Carried 9/0

- 6.2.22 **O'Reilly Nunn Favier** - Requesting approval to use the road name "Flame Tree Court" for the cul de sac in Stage 3 of Premier Estate and forwarding plan

Background:

Report Nos (A1-A2)

The Manager of Planning Services and Planning Officer submitted a written report recommending that the applicants be advised that the name "Flame Tree Court" is available for use. However, this species is regarded as an environmental weed and is not recommended as suitable for use. It is recommended the applicant be referred to the species listed in the Carroll Nature Area Survey, available from Council, for consideration of an alternative name.

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Council advise the applicant that they cannot accede to the request and refer them to the species listed in the Carroll Nature Area Survey, available from Council, for consideration of an alternative name.

Carried 7/2

DECLARATION OF INTEREST:

Cr Campbell declared an interest in the following matter and left the meeting.

6.1 **Business Arising Out of Minutes**

- 6.1.5 **Cr KM & Mrs ME Campbell** - Requesting permission to construct extensions to their existing residence closer to the neighbouring property that current regulations permit at 47 Webster Street, Kingaroy

Background:

Report Nos (A5-A11)

The Director of Engineering Services submitted a written report - Building Siting Relaxation – K & M Campbell – 47 Webster Street

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Council approve the variation to the Building Siting

Carried 8/0

ATTENDANCE:

Cr Campbell returned to the meeting

- 6.1.6 **Mr Dennis J & Mrs Anne-Maree Kenny** - Forwarding an IDAS Application - Reconfiguring a Lot - Realignment of Boundary at Lot 1 RP176090 & Lot 6 RP807381 - Bunya Highway Kingaroy - Applicant/Owner: DJ & A Kenny

Background:

Report Nos: (A12-A19)

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

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

Carried 6/3

- 6.1.7 **Caloundra Building Approvals P/L** - Forwarding an IDAS Application - Material Change of Use - Dwelling Property at West Street Kingaroy - Lot 26 SP129244 - Applicant: Caloundra Building Approvals; Owner: Clinton Weier & Denise Blake

Background:

Report Nos: (A22-A30)

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

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That the report be received and adopted

Carried 9/0

- 6.1.8 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-422: Seeking comments by Friday 24 February 2006 in relation to the Draft Reports - Conservation of Australia's Historic Heritage Places

Background:

Report pending completion of assessment

Motion:

Moved Cr Trout seconded Cr Woods

That consideration of the matter be deferred and the matter be reviewed when the new Planning Scheme is approved

Carried 9/0

6.2 Correspondence

- 6.2.18 **DJ & C Errington Pty Ltd** - Requesting a siting variation for Lot 169 SP186407 corner of Daisy Court and Hillview Parade to construct a dwelling 4.9m from the Daisy Court secondary road frontage

Background:

Report Nos: (A3-A4)

The Assistant Building Surveyor submitted a written report recommending that a variation of the boundary clearance to Daisy Court road frontage of 4.9 metres be approved

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That a variation of the boundary clearance to Daisy Court road frontage of 4.9 metres be approved

Carried 9/0

6.3 General Business

- 6.3.1 **Assistant Building Surveyor's Report – Building Services**

Background:

Report Nos: (A3-A4)

The Assistant Building Surveyor submitted a written report on building matters arising during the month of January 2006.

Motion:

Moved Cr Fleischfresser seconded Cr Trout

That the Report be received

Carried 9/0

6.3.1.1 Illegal Structures – Freeman Estates

Motion:

Moved Cr Trout seconded Cr Fleischfresser

That Freeman Estates be advised, unless application is made for approval to erect signs, situated on the corner of Taylors Road and Bunya Highway owned by M Pates, and on Council land on the Bunya Hwy near the Council Depot, within seven (7) days of the advice, a show cause notice will be issued to remove the signs.

Carried 9/0

CLOSED SESSION:

Motion:

Moved Cr Trout Seconded Cr Fleischfresser

That the meeting be closed to the public for the purpose of discussion of action to be taken by the Local Government under the Integrated Planning Act 1997 in relation to the Weens Road Appeal

Carried 9/0

OPEN COUNCIL:

Motion:

Moved Cr Moss seconded Cr Coleman

That the meeting resume in Open Council

Carried 9/0

7. WATER AND SEWERAGE SERVICES SECTION

7.1 Business Arising Out of Minutes

7.1.1 Department of Natural Resources - Requesting comments by 31 March 2006 on Draft Guidelines for Dam acceptable flood capacity, proposed Water Act 2000 amendments and financial assistance principles for spillway upgrades

7.2 Correspondence

7.2.3 Department of Natural Resources & Mines - Inviting comments on the draft guidelines, titled *Guidelines on Acceptable Flood Capacity for Dams* by 31 March 2006

Background:

Awaiting detailed report.

Motion:

Moved Cr Dalton seconded Cr Trout

That consideration of the matter be deferred to the March Meeting

Carried 9/0

- 7.2.1 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-024:
Forwarding details of Recreational Fishing Community Grants Programme - Round Two
Call for Applications closing on 17 March 2006

Background:

Due to the current and ongoing closure of Gordonbrook dam to fishing and other activities, it is not recommended that an application be prepared.

Motion:

Moved Cr Dalton seconded Cr Coleman

That the letter be received

Carried 9/0

- 7.2.2 **Carol McKie** - Requesting removal of easement that may have been for old sewage pipes that runs across the land at Lot 8 SP167194

Background:

The request is to have an easement removed from a property (Lot 8 SP167194) fronting both Kingaroy Cooyar Rd and Geritz Rd.

The easement was for the old airport sewer line to a treatment plant used when the airport was a training base. The plant is no longer used and the line is obsolete. It is worth noting that the easement is not adjacent to the road frontage so is unlikely to be of use in the future since it ends in the middle of a property. The easement is also not complete having a gap in it according to Council's records.

Given the above discussion and the that there will be no further need for the easement, then it is recommended that approval be granted to extinguish the easement on the basis that the applicant pay any legal expenses incurred and that Council be indemnified from any future restoration or pipe removal costs or future claims incurred as a result of the original works.

Motion:

Moved Cr Dalton seconded Cr Coleman

That approval be granted to extinguish the easement on the basis that the applicant pay any legal expenses incurred and that Council be indemnified from any future restoration or pipe removal costs or future claims incurred as a result of the original works

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 period 11 January 2006 to 16 February 2006

Motion:

Moved Cr Dalton seconded Cr Trout

That the report be received

Carried 9/0

7.3.2 **Grey Water Legislation**

Background:

Report Nos: (B4-B18)

The Director of Engineering & Development Services submitted a written report recommending that Council resolves not to permit grey water reuse in Kingaroy Shire other than by manual bucketing and furthermore review the decision after one (1) year, following implementation in other areas and consideration of problems or advantages of grey water use.

Motion:

Moved Cr Dalton seconded Cr Trout

That Council resolves not to permit grey water reuse in Kingaroy Shire other than by manual bucketing and furthermore review the decision after one (1) year, following implementation in other areas and consideration of problems or advantages of grey water use.

Carried 8/1

ADJOURNMENT:

Motion:

Moved Cr Fleischfresser

That the meeting adjourn for ten (10) minutes

Carried 9/0

RESUMPTION:

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

8. **HEALTH SERVICES SECTION**

8.1 **Business Arising Out of Minutes**

8.1.1 **Memerambi Transfer Station**

Background:

Report Nos: (C4-C5)

The Director of Environment Health & Community Services submitted a written report recommending that the current operating arrangements for the Memerambi Transfer Station remain in place

Motion:

Moved Cr Fleischfresser seconded Cr Moss

That the report be received and adopted

Carried 9/0

8.1.2 **Alternatives and Costings For Future Waste Collection**

Background:

Report Nos: (C6-C10)

The Director of Environment Health & Community Services submitted a written report recommending that Council introduce a free tipping day, which will be offered on a quarterly basis for domestic users who bring either general waste or green waste to a waste disposal facility where tipping fees are applied.

Motion:

Moved Cr Fleischfresser seconded Cr Dalton

That Council introduce a free tipping day, which will be offered on a quarterly basis for domestic users who bring either general waste or green waste to a waste disposal facility where tipping fees are applied.

Carried 9/0

Motion:

Moved Cr Campbell seconded Cr Coleman

That a report be prepared for Council consideration on the implementation of one kerbside collection per annum

Carried 9/0

8.2 **Correspondence**

- 8.2.1 **Shane D & Laurellea R Wicks** - Forwarding an application to keep three (3) dogs in a residential area at 359 Kingaroy Cooyar Road, Kingaroy and letters of approval from neighbouring property owners

Background:

The property in question has been inspected and at this point in time, and the feedback indicates that a favourable response should be provided to the application, subject to the usual conditions. The adjoining landowners as part of the application, have also provided correspondence supporting the keeping of the third dog.

Motion:

Moved Cr Woods seconded Cr Fleischfresser

That approval be granted subject to the usual conditions

Carried 9/0

- 8.2.2 **National Heart Foundation of Australia** - Requesting Council's urgent support to retain 'Just Walk It' in the Community

Background:

The National Heart Foundation is seeking from 1 July 2006, an annual service fee of \$5,000.00 from each participating organisation to enable them to continue the delivery of the program across the region and on a state wide basis. Currently the local 'Just Walk It' program is co-ordinated by Katy Payne from the Kingaroy Community Health. Council has no involvement in this particular program and has in the past, had limited success in delivering a successful and sustainable community walking program.

Motion:

Moved Cr Fleischfresser seconded Cr Coleman

That the letter be received

Carried 9/0

- 8.2.3 **South Burnett Senior Citizens Welfare Association** - Requesting Council waive the refuse fees in relation to their Home Maintenance program

Background:

Discussions have been held with Doug Henderson regarding his concerns about the impending landfill fees and the impact of these fees on his HACC clients. Doug has advised that the home maintenance program (which includes lawn mowing and tree pruning services) operated on a day labour arrangement. They employ one (1) full time employee all year round, one additional full time and two casual for five months of the year.

There are two (2) vehicles, one is marked and the other unmarked. The program is full time as they have over 100 clients in Kingaroy.

When weather conditions are favourable, up to nine (9) lawns could be done in a day, whilst during the off season, they may only do two (2) lawns a day. The program only runs during the week. Doug advised that they could do up to 5 lawns before having a need to go to the landfill to dispose of green waste.

Council resolved at the October 2005 meeting that domestic tipping fees be applied at the Kingaroy landfill. The cost to dispose of green waste would be \$5.50 for a single axle trailer or \$11.00 for a dual axle trailer.

If a relaxation was given in this instance, where does Council draw the line on who is eligible for a rebate and who isn't.

Motion:

Moved Cr Dalton seconded Cr Campbell

That Council not accede to the request and provide reasons

Carried 8/1

8.2.4 RSPCA - Advising Council of an increase in Pound Management Fees effective 1 July 2006

Background:

Council, on the 6 January 2005, entered into an Agreement until 30 June 2007 with the RSPCA for them to manage the impounding and release of dogs and cats. The Agreement contains a rise and fall provision which is linked to CPI for the services that the RSPCA provide to Council. The RSPCA have provided a great service to Council since the commencement of the Agreement and it is recommended that as the increase is within the terms of the Agreement, the 2.8% increase be approved.

Motion:

Moved Cr Fleischfresser seconded Cr Dalton

That the letter be received

Carried 9/0

8.3 General Business

8.3.1 Directors Report – Environment, Health & Community Services

Background:

Report Nos: (C1-C3)

The Director of Environment, Health and Community Services submitted a written report on the Department activities for the month of January 2006

Motion:

Moved Cr Fleischfresser seconded Cr Carroll

That the report be received

Carried 9/0

9. **CORPORATE AND COMMUNITY SERVICES SECTION**

9.1 **Business Arising Out of Minutes**

- 9.1.1 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2005-377:
LGAQ Executive decides to facilitate a list of Conduct Review Panel potential appointees -
nominations close Monday 30 January 2006

Background:

No nominations received prior to due date. No further action required.

Motion:

Moved Cr Woods seconded Cr Trout

That the letter be received

Carried 9/0

- 9.1.2 **Minister for Small Business Information Technology Policy** - Requesting
comments by 31 March 2006 in relation to the review of 'Hot Spots' for Regulatory
Reform to reduce the regulatory burden for businesses by identifying where regulation is
considered excessive

Background:

The matter has been recently referred to the Kingaroy Chamber of Commerce Inc and as
yet no response has been received.

Motion:

Moved Cr Woods seconded Cr Campbell

That consideration of the matter be deferred to the March Meeting

Carried 9/0

9.2 **Correspondence**

- 9.2.1 **Felicity Forsyth** - Requesting Council make a donation to assist with the cost of
travelling to Fort Worth Texas as an Australian Representative to compete in the
American Paint Horse World Youth Games in July 2006

Background:

Miss Forsyth has previously requested assistance to attend the American Paint Horse
Youth World Games in 2004. At that time Council decided not to make a cash donation
but offered the free use of the Town Hall Complex for a fund raising function. Councils
offer was not taken up.

For Councils information this offer is often made to individuals or groups and to date has
not been taken up by any of them.

Motion:

Moved Cr Moss seconded Cr Woods

That Council offer free use of either of the Council's Hall facilities for a fund raising function

Carried 9/0

- 9.2.2 **Department of Communities (Families)** - Forwarding details of funding available for Seniors Week 2006 from Saturday 19 August to Sunday 27 August 2006

Background:

Council resolved at the December 2005 meeting to offer the Town Hall facilities free of charge to Kingaroy Senior Citizens Club Inc for Seniors Week celebrations or alternatively a cash donation of \$400.00 can be provided.

Motion:

Moved Cr Campbell seconded Cr Coleman

That the letter be received

Carried 9/0

- 9.2.3 **Michael Skehan** - Requesting Council take ownership of his property at 40 Safflower Street, Memerambi as he is unable to make any further payments of outstanding rates

Background:

Report Nos: (D37-D38)

The Manager of Planning Services submitted a written report recommending that Council accept Mr Michael Skehans' offer to take possession of his property described as Lot 21 RP 36980 Parish of Wooroolin County of Fitzroy comprising an area of 1012m² and situated at Safflower Street, Memerambi, in lieu of paying the overdue rates.

Motion:

Moved Cr Dalton seconded Cr Trout

That Council accept Mr Michael Skehans' offer to take possession of his property described as Lot 21 RP 36980 Parish of Wooroolin County of Fitzroy comprising an area of 1012m² and situated at Safflower Street, Memerambi, in lieu of paying the overdue rates.

Carried 9/0

- 9.2.4 **Roslyn Dascombe** - Requesting Council consider reducing the water rates charge of \$637.50 as she was unaware that the pipe from the metre to the tap was leaking at her residence at Kumbia

Background:

Report Nos: (D35)

The Manager Rating & Property submitted a written report recommending that Council advise that it is unable to accede to Mrs Dascombe's request to reassess water usage charges for the period ending January 2006. Further, that Council offer to Mrs Dascombe the option of paying off her half-yearly rate notice, without attracting the usual interest charges.

Motion:

Moved Cr Woods seconded Cr Moss

That Council advise that it is unable to accede to Mrs Dascombe's request to reassess water usage charges for the period ending January 2006 and that Council offer to Mrs Dascombe the option of paying off her half-yearly rate notice for water, without attracting the usual interest charges.

Carried 8/1

- 9.2.5 **Mr Mark & Mrs Kaylene Kapernick** - Requesting Council consider reducing the water rates charges on their property at 116 Railway Road Kingaroy due to a water leak that occurred at the road frontage

Background:

Report Nos: (D34)

The Manager Rating & Property submitted a written report recommending that Council advise that it is unable to accede to Mr & Mrs Kapernick's request to reassess water usage charges for the period ending January 2006. Further, if members feel it necessary, that Council offer to Mr & Mrs Kapernick the option of paying off their half-yearly rate notice, without attracting the usual interest charges.

Motion:

Moved Cr Woods seconded Cr Dalton

That Council advise that it is unable to accede to Mr & Mrs Kapernick's request to reassess water usage charges for the period ending January 2006 and that Council offer to Mr & Mrs Kapernick the option of paying off their half-yearly rate notice for water, without attracting the usual interest charges.

Carried 9/0

- 9.2.6 **Clem & Lois Fechner** - Requesting Council consider granting a reduction in the amount levied of \$101.25 for water consumption at their residence at 83 Fisher Street Kingaroy

Background:

Report Nos: (D36)

The Manager Rating & Property submitted a written report recommending that Council advise it is unable to accede to Mr & Mrs Fechner's request to reassess water usage charges for the period ending December 2005. Further, that Council offer to Mr & Mrs Fechner the option of paying off her half-yearly rate notice, without attracting the usual interest charges.

Motion:

Moved Cr Woods seconded Cr Dalton

That Council advise it is unable to accede to Mr & Mrs Fechner's request to reassess water usage charges for the period ending December 2005 and that Council offer to Mr & Mrs Fechner the option of paying off their half-yearly rate notice, without attracting the usual interest charges.

Carried 9/0

DECLARATION OF INTEREST:

Cr Coleman declared an interest in the following matter and left the meeting.

9.2.7 **Crow FM 90.7** - Offering an advertising package to Council with Crow FM at a weekly rate of \$100 plus GST based on a yearly contract

Background:

Crow FM have offered an advertising and promotions package encompassing Tourism promotions, Council sponsored event advertising and Council notices advertising eg library news, road/traffic disruptions, water main breakages, health notices etc. In addition the package allows for coverage of Council Meetings in local news segments. The package cost is \$100.00 per week plus GST for the year.

Most Council advertising is currently delivered via the print media in South Burnett Times, Kingaroy Mail and Council Newsletter. Very little Council advertising is currently undertaken via the radio.

In recent times, it has been difficult to have emergency notices eg water main breakages broadcast quickly. This package offers a quick turnaround for such advertising.

There is currently no funding for this type of package in Council's 2005/2006 budget although various programmes have funds provided for advertising. In view of this it may be more appropriate to refer the matter to the budget Meeting and for Departments to view how the package can be best utilized.

Motion:

Moved Cr Dalton seconded Cr Woods

The offer be referred to the budget meeting and the production of the regular weekly advertisements be discussed with Crow FM General Manager.

Carried 8/0

ATTENDANCE:

Cr Coleman returned to the meeting

- 9.2.8 **RSL Girl in a Million Quest** – Requesting Council provide a donation to “Dig Deep for a Digger Day” on 21 April 2006

Background:

No provision has been made in the budget. In the past Council has offered the Hall facilities free of charge for fundraising.

Motion:

Moved Cr Trout seconded Cr Campbell

That Council offer either of Council's Hall facilities free of charge for a fundraising event to a local entrant

Carried 9/0

9.3 **Monthly Financial Statements**

Background:

Report Nos: (D23-D28)

The Financial Statements for the period ended 31 January 2006 were presented for Council's approval

Motion:

Moved Cr Woods seconded Cr Coleman

That the Financial Statements for the period ended 31 January 2006 be received and adopted

Carried 9/0

9.4 **General Business**

9.4.1 **Managers Report – Library Services**

Background:

Report Nos: (D33)

The Manager of Library Services submitted a written report on activities for the month of January 2006

Motion:

Moved Cr Trout seconded Cr Moss

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

Carried 9/0

9.4.2 Code of Conduct for Councillors

Background:

Report Nos: (D20)

The Chief Executive Officer submitted a written report recommending that

- (a) Council adopt under section 250Z of the Local Government Act 1993 the pool of members for conduct review panels listed on the Local Government Association website LG Online as amended from time to time.
- (b) Council will convene panels from the pool to review complaints at the time of receiving complaints and the make up of the panel will reflect the skill and knowledge from the pool regarding the referral matter.
- (c) The selection of panel members be made by the Chief Executive Officer having regard to the referral matter and consideration of natural justice.

Motion:

Moved Cr Trout seconded Cr Campbell

That the report be received and adopted

Carried 9/0

9.4.3 General Complaints Process Policy

Background:

Report Nos: (D1-D19)

The Chief Executive Officer submitted a written report recommending that:

- (a) The Draft General Complaints Process be adopted;
- (b) Authority be delegated to the Chief Executive Officer to advertise the adoption of the General Complaints Process;
- (c) Authority be delegated to the Chief Executive Officer to appoint officers to consider and action the Complaint Officer's reports.

Motion:

Moved Cr Campbell seconded Cr Woods

That the report be received and adopted

Carried 9/0

9.4.4 Draft Corporate Plan 2006-2010

Background:

Report Nos: (D21-D22)

The Chief Executive Officer submitted a written report recommending that the Draft Corporate Plan 2006-2010 be adopted in principle and the consultation process be commenced.

Motion:

Moved Cr Woods seconded Cr Moss

That the Draft Corporate Plan 2006-2010 be adopted in principle and the consultation process be commenced.

Carried 9/0

9.4.5 Report on Queensland Council Elections Discussion Paper

Background:

Report Nos: (D29-D32)

The Chief Executive Officer submitted a written report outlining the Queensland Department of Local Government, Planning, Sport and Recreation's review of the framework for election procedures in the Local Government Act 1993.

Motion:

Moved Cr Moss seconded Cr Carroll

That the report be received and a response be forwarded in accordance with the information contained in the report

Carried 9/0

9.4.6 Revised Accrual Budget 2005/2006

Background:

Report Nos: (D39-D43)

The Chief Executive Officer submitted a written report recommending that the report and statements be received and further reviewed at 31 March 2006

Motion:

Moved Cr Woods seconded Cr Dalton

That the report and statements be received and further reviewed at 31 March 2006

Carried 9/0

9.4.7 Triple J One Night Stand

Background:

South Burnett CTC Youth Services are seeking Council's support for lodgement of an entry to host the Triple J One Night Stand in Kingaroy on 12 April 2006. The 2005 event was held in Ayr and the 2004 event in Natimuk and attracted huge crowds and generated widespread publicity for the towns.

It is a condition of entry that Council agree to enter into an access agreement with the ABC to guarantee power, lighting and Insurance. To meet these requirements Council would need to accept responsibility for organising the function and commit funds to guarantee the requirements.

Motion:

Moved Cr Dalton seconded Cr Woods

That Council agree to submit the application to host the Triple J One Night Stand and appoint an advisory Committee to prepare the application and organise the event if successful

Carried 9/0

10. **WORKS AND SERVICES SECTION**

10.1 **Business Arising Out of Minutes**

10.1.1 **Andrew Fraser MP - Member for Mt Coot-tha** - Forwarding an update of the Local Government Development Program (LGDP) and requesting applications for funding by 17 March 2006

Background:

Some consideration has been given to possible projects that may be considered under the funding program. As mentioned at the last meeting, the traditional projects that have been approved may not receive funding under the current guidelines without significant planning and adoption of long term strategies.

The funding program funds 50% of approved projects up to a maximum of \$100,000 per project. Council must fund the balance of the works.

A number of areas of need include

- ◆ Updating of Council Sport and Recreation Plan
- ◆ Updating of Council's Cycleways and pathways Plan
- ◆ Possible funding of wastewater re-use for irrigation of sporting fields.

SPORT AND RECREATION PLAN

Council has a Recreation and Open Space Plan that was developed in May 2001 by Strategic Leisure and a Recreation Study that was done in-house back in July 1994. Both documents are in need of a review and new priorities set. A new Sport and Recreation Plan was identified as a priority during the development of the Kingaroy Sustainable Community Plan.

The cost to develop a Sport and Recreation Plan can vary depending on what you want out of the Plan. A price range of between \$30,000 - \$50,000 is indicative of the cost of developing a new plan.

CYCLEWAYS AND PATHWAYS PLAN

Council adopted a plan some years ago which requires updating due to the changing expectations of the community and development within the town. The plan provides a strategic approach to the construction of paths as both a recreation activity but an important land transport option, particularly to and from Schools.

An updated plan would allow Council to develop an integrated pathways network which addresses community needs as well as the opportunity to have conditions placed on development which require contribution to the overall network.

The cost of the an update would be in the order of \$10,000 and would be undertaken by a combination of Council and the use of Consultants. No quotes have been obtained as yet and discussion with Sport and Rec would be necessary prior to the lodgement of an application or applications.

IRRIGATION OF SPORTING FIELDS

With the current drought continuing there is a strong emphasis on the efficient and innovative use of water and wastewater. There may be scope to include a project under this banner, although having read the guidelines, there would need to be a lot more planning go into the project if a proposal were to be successful.

There is the possibility that funding may be available for the feasibility work to be done and this is something that could be discussed with the Department. Whilst this is a priority for the community, the costs involved are large and there needs to be an advanced understanding of what is involved before proceeding.

Having said this there is definitely an opportunity that exists in this area as a result of the current drought and we should be looking to take advantage of the current environment.

Motion:

Moved Cr Campbell seconded Cr Coleman

That Council submit a funding application for updating of the Sport and Recreation Plan and the Cycleways and Pathways Plan

Carried 9/0

10.2 **Correspondence**

10.2.1 **Queensland Transport** - Advising of the introduction of the 26m long B-Double combination and seeking advice on possible implications

Background:

The issue of longer B-doubles is predominantly related to 2 issues:

- ◆ Tracking and handling Characteristics – ie width of road etc
- ◆ Safety and damage to roads as a result of increased loading

The matter is difficult to assess without the benefit of detailed information on these issues and the ability to fully analyse the potential difficulties. One comment would be that our roads are barely adequate to accept the current configuration, so any increase would exacerbate the existing problem although the letter seems to address this issue.

As there are few B-double routes in the Shire and the Railway Line is infrequently used no response is necessary.

Motion:

Moved Cr Campbell seconded Cr Dalton

That the letter be received

Carried 9/0

10.2.2 **Department of Local Government, Planning, Sport and Recreation** - Advising that subsidy applications for Local Governing Bodies Capital Works Subsidy Scheme (LGBCWSS) should be submitted by 30 March 2006

Background:

The LGBCWSS is an important funding source for many projects and includes a range of projects, including many in other departments. As this issues has not been discussed at a Senior level, it is suggested that Officers need to consider what opportunities exist to fund projects listed in the 10 year Capital Works Program and report back to the next meeting.

Motion:

Moved Cr Campbell seconded Cr Coleman

That consideration of the matter be deferred to the March Meeting

Carried 9/0

10.2.3 **Department of Main Roads** - Inviting Council to make submissions for subsidies under the Transport Infrastructure Development Scheme (TIDS) and to outline the parameters for TIDS funding

Background:

Main Roads generally calls for TIDS projects in around June or July each year, this year the projects have been called for earlier due to the endeavour to have the RIP (Roads Implementation Plan) out by Mid year rather than October or November as is usually the case.

Last year Council agreed to nominate the following projects for Base TIDS funding outside of the RRG process all of which are continuing projects beyond one year:

TIDS

PROJECT	TOTAL COST	SUBSIDY
Taabinga Streets	\$50,000	\$25,000
Curtis Road	\$50,000	\$25,000
Ellesmere Road	\$180,000	\$45,000

Of these projects only Curtis Road and Taabinga Streets were successful in the 2006/07 financial year to the following extent

TIDS

PROJECT	TOTAL COST	SUBSIDY
Taabinga Streets	\$50,000	\$25,000
Curtis Road	\$32,000	\$16,000

Council nominated the St Johns School project (realignment of the kerb and construction of the Footpath) under the SafeST - in 2006/07 which was successful.

SafeST

PROJECT	TOTAL COST	SUBSIDY
St Johns School	\$40,000	\$20,000

Council has been asked to confirm these projects for the 2006/07 year as well as nominate additional projects for the 2007/08 year.

2007 – 2008 PROJECTS

TIDS – Works on Local Government Roads

As the above projects are continuing projects and were identified last year as being priorities, the following projects are recommended for funding in the 2007-08 financial year

TIDS

PROJECT	TOTAL COST	SUBSIDY
Curtis Road – extend seal	\$50,000	\$25,000
Taabinga Streets – seal streets	\$50,000	\$25,000

SafeST

I had hoped to undertake a thorough investigation and consultation on these projects this year by writing to each of the schools and developing a prioritised list of projects so that each year we were well planned and were not reactive to individual requests.

Unfortunately due to the changed timing of submissions, this work has not been able to be completed and the projects listed are the only ones that have been raised in the recent past.

SB Catholic College

I have had discussions with the St Mary's School about possible set-down improvements however these discussions are very premature with no decision on what is the best option. We will be undertaking further discussions in this regard in the future as time permits.

Taabinga SS

The other issue that has been raised recently that would appear to have some priority and would fit with the guidelines, is the extension of the parallel parking on Railway Tce to the North of the Pedestrian crossing at Taabinga School. Currently the area in question is marked as "No Standing" – which is widely ignored and subsequently endangers both pedestrians using the footpath and also buses and vehicles at pickup and drop-off times.

The estimated total cost is approximately \$50,000 although this will have to be refined prior to the submission.

Whilst other projects have been mooted, none have been clearly identified as priorities or needs at this stage. Significantly more work is needed to develop a detailed prioritised list. We will also need to meet with Queensland Transport Officers to discuss the matter and get their support before submission to DMR.

The suggested project is:

PROJECT	TOTAL COST	SUBSIDY
Taabinga SS – extend parking	\$50,000	\$25,000

Motion:

Moved Cr Coleman seconded Cr Campbell

*That Council confirm its acceptance of the projects listed for **2006/07** as shown below:*

TIDS

PROJECT	TOTAL COST	SUBSIDY
<i>Curtis Road – extend seal</i>	<i>\$32,000</i>	<i>\$16,000</i>
<i>Taabinga Streets – seal streets</i>	<i>\$50,000</i>	<i>\$25,000</i>

SafeST

PROJECT	TOTAL COST	SUBSIDY
<i>St Johns School</i>	<i>\$40,000</i>	<i>\$20,000</i>

*That Council nominate the following projects for subsidy under the **2007/08** TIDS – Works on Local Government Roads program and SafeST program in the priority order shown.*

TIDS

PROJECT	TOTAL COST	SUBSIDY	PRIORITY
<i>Taabinga Streets – seal streets</i>	<i>\$50,000</i>	<i>\$25,000</i>	<i>1</i>
<i>Curtis Road – extend seal</i>	<i>\$50,000</i>	<i>\$25,000</i>	<i>2</i>

SafeST

PROJECT	TOTAL COST	SUBSIDY
<i>Taabinga SS - parking</i>	<i>\$50,000</i>	<i>\$25,000</i>

Carried 9/0

10.3 **General Business**

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

Background:

Report Nos: (E1-E8)

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 16 January 2006 to 13 February 2006

Motion:

Moved Cr Campbell seconded Cr Trout

That the report be received

Carried 9/0

CLOSED SESSION:

Motion:

Moved Cr Fleischfresser Seconded Cr Campbell

That the meeting be closed to the public for the purpose of consideration of action to be taken by the Local Government under the Integrated Planning Act 1997 regarding the Weens Road Appeal

Carried 9/0

OPEN COUNCIL:

Motion:

Moved Cr Campbell seconded Cr Moss

That the meeting resume in Open Council

Carried 9/0

Motion:

Moved Cr Trout seconded Cr Dalton

That councils legal advisors be instructed to proceed to bring the matter of the Weens Road Appeal to conclusion in accordance with the Court's direction

Carried 9/0

10. **WORKS AND SERVICES SECTION (CONT)**

10.3 **General Business**

10.3.2 **Roadside Clearing and Mulching Works**

Background:

Report Nos: (E9-E17)

The Director of Engineering & Development Services submitted a written report for the information of Councillors on roadside clearing and mulching works being undertaken

Motion:

Moved Cr Campbell seconded Cr Trout

That the report be received

Carried 9/0

10.3.3 **Regional Road Group – Projects on Main Roads LRRS Roads**

Background:

Report Nos: (E18-E20)

The Director of Engineering & Development Services submitted a written report recommending that Council nominate to Main Roads, the Memerambi-Gordonbrook Road as a project to be considered as part of the Regional Road Group Prioritisation Process – on the Main Roads Local Roads of Regional Significance

Motion:

Moved Cr Trout seconded Cr Campbell

That the report be received and adopted

Carried 9/0

ADJOURNMENT:

Motion:

Moved Cr Campbell

That the meeting adjourn until 1.30 pm

Carried 9/0

RESUMPTION:

The meeting resumed at 1.40 pm with attendance as previous to the Adjournment

11. RURAL COMMUNITIES AND ENVIRONMENTAL SERVICES SECTION

11.1 Business Arising Out of Minutes

11.1.1 Goodger Environmental Area Fire and Biodiversity Plan

Background:

Report Nos: (F7-F8)

Kingaroy Shire Council commissioned Caroline Haskard Botanical and Natural Systems Services to undertake the development of a fire and biodiversity plan for the Goodger Environmental Area. A copy of the full report has been provided to Councillors. Report from NRM Manager has been provided to outline the management actions recommended for fire and biodiversity management in the Reserve.

Motion:

Moved Cr Carroll seconded Cr Woods

That the report be received and adopted and the works be implemented as funding becomes available

Carried 9/0

11.2 Correspondence

11.2.1 Department of Natural Resources & Mines - Requesting comments in relation to an application received from RJ & CM Kenyon for a Permit to Occupy over Lot 498 FY2592 being Water Reserve 644 Parish of Wooroolin

Background:

The letter was originally sent by Department of Natural Resources in October 2005 but Council has no record of receiving it. Therefore, on approval from Chief Executive Officer (elect) the writer has been advised of the following.

Natural Resource Management Staff have undertaken an inspection of the water reserve and have no objection to the permit to occupy if the landholder agrees to the following conditions:

- (a) Fencing to be erected along Reedy Creek from Memerambi Gordonbrook Road to the existing fence at Lot 19 FY 1194. The purpose of this fencing is to restrict cattle from grazing on the fragile creek bank, moving up and down the eroded creek bank and contributing to further siltation within the creek
- (b) Fencing must allow Council to have access to Reedy Creek to extract water for road maintenance

Motion:

Moved Cr Carroll seconded Cr Dalton

That the letter be received and Council confirm its response

Carried 9/0

11.2.2 **Department of Natural Resources** - Requesting comments by Friday 17 March 2006 in relation to the draft Queensland Weed Spread Prevention Strategy

Background:

A draft Queensland Weed Spread Prevention Strategy has been developed by the Department of Natural Resource and Mines. The strategy aims to provide clear direction in combating the spread of weeds. Councils Natural Resource Management and Pest Management sections are to prepare a response on the importance of weed spread prevention for Local Government Authorities.

Motion:

Moved Cr Carroll seconded Cr Woods

That Councils Natural Resource Management and Pest Management sections prepare a response on the importance of weed spread prevention for Local Government Authorities.

Carried 9/0

11.2.3 **Burnett Catchment Care** - Seeking financial assistance from Council by committing funding to control water weeds in the Burnett River System

Background:

BCCA is coordinating a Water Weeds control project in the Burnett Catchment. Funding was requested 12 months ago to support the operation of a full time officer and harvester. At this stage Council did not provide funding.

BCCA are requesting for all local government authorities to consider financial contribution to a second year water weed treatment program in the Burnett Catchment. The harvester is not suitable for our shallow river systems. Councils Pest Management team are currently implementing a Salvinia control program on Gordonbrook with the use of Councils boat, spray unit and release of biological control. At this stage the infestation is manageable by Councils staff.

Motion:

Moved Cr Carroll seconded Cr Woods

That Council advise that it is funding Water Weed Control within the Kingaroy Shire to prevent its spread downstream and is unable to contribute to the campaign

Carried 9/0

11.3 **General Business**

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

Background:

Report Nos: (F1-F6)

The Natural Resource, Pest & Livestock Manager submitted a written report on work undertaken for the period ended 16 February 2006

Motion:

Moved Cr Carroll seconded Cr Trout

That the report be received

Carried 9/0

12. **MAYOR'S MINUTES**

12.1 **Mayor's Report**

Background:

Report Nos: (G1-G5)

The Mayor presented his monthly report covering the period 26 January 2006 to 24 February 2006

Motion:

Moved Cr Campbell seconded Cr Fleischfresser

That the Mayors report be received

Carried 9/0

13. **GENERAL BUSINESS**

13.1 **John Mongard – Presentation of Town Entry Concepts**

Background:

John Mongard Landscape Architects has been engaged to prepare concepts for three (3) town entries ie Wondai entry, Dalby entry and Nanango entry. Preliminary concepts were presented to the December General meeting and general acceptance was given. Amendments were requested and the final concept plans will be presented.

There being no further business the meeting was declared closed

Confirmed before me this day of 2006

MAYOR