

Minutes of the meeting of the Kingaroy Shire Council, held in the Council Chambers, Glendon Street, Kingaroy on Thursday, 22 June 2006 at 9.05 am.

***PRESENT***

Cr KR Nunn (Mayor), Crs MG Shaw, RC Coleman, CD Dalton, BJ Carroll, TW Fleischfresser, LJ Trout, KFJ Woods, 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 Desmond Nielsen, Wayne Francis, Jan Haim, Guiseppe Barbetta, Kenneth Irwin, Daphne Bloomfield, Raymond Stead, Aubrey Adams, Alexander Logan, Veronica Hogan and Herbert Jorgensen.

A representative of the Ministers Fraternal offered prayers for the bereaved, for Council and for the conduct of the Council meeting

3. ***ADDRESS FROM PUBLIC GALLERY***

- 3.1 Members of the Public who wish to raise matters from the Public Gallery are advised that this section of the Agenda will be considered at 9.00 am on Thursday, 22 June 2006

4. ***RECEIPT OF PETITIONS***

Nil

5. ***CONFIRMATION OF MINUTES***

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the minutes of the previous meeting held on Thursday 25 May 2006 as recorded be confirmed.*

*Carried 10/0*

***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***

***PROCEDURE:***

**Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That the following matter lay on the table until later in the meeting*

*Carried 10/0*

### 6.1.1 **Town Centre Footpath Construction**

**Background:**

A detailed presentation by John Mongard and the Director of Engineering and Development Services will be delivered at 2:00pm at the General Meeting

**Motion:**

*Moved Cr ... seconded Cr ...*

...

### 6.1.2 **FSA Environmental - Feedlot Services Australia P/L** - Forwarding IDAS Application - Material Change of Use & Environmentally Relevant Activity - Proposed Cattle Feedlot - 226 Manneum Road Kingaroy - Lot 2 BO66 - Applicant: AG & VJ & JA Crawford; Owner: AG Crawford

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

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

*Carried 11/0*

**ATTENDANCE:**

Cr Moss entered the meeting

**DECLARATION OF INTEREST:**

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

### 6.1.3 **Mr J & Cr CD Dalton** - Forwarding an IDAS Application to Reconfigure a Lot - 1 lot into 3 lots at Kate Street, Wooroolin - Lot 25 SP176681. Applicant/Owner: JD & CD Dalton

**Background:**

Outstanding procedures include Acknowledgement Notice to be issued & an information request.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

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

*Carried 10/0*

**ATTENDANCE:**

*Cr Dalton returned to the meeting*

**DECLARATION OF INTEREST:**

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

*The Deputy Mayor assumed the Chair.*

**6.2 Correspondence**

- 6.2.2 **O'Reilly Nunn Favier** - IDAS Development Application - Reconfigure a Lot - 2 Lot subdivision at Recreation Drive Kingaroy, Lot 6 SP 106161. Applicant: David Goddard - Owner: NRG Investments Pty Ltd

**Background:**

Outstanding procedures include awaiting information response and Concurrence Agency response from Department of Natural Resources, Mines and Water.

**Motion:**

*Moved Cr Trout seconded Cr Coleman*

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

*Carried 10/0*

- 6.2.4 **O'Reilly Nunn Favier** - Forwarding IDAS Application - Material Change of Use - Manager's Residence at the Development Approval for 32 Accommodation Units at Evelyn Street & Harris Road - Lot 1 SP104332 - Applicant/Owner: Traprock Holdings Pty Ltd

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

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

*Carried 10/0*

- 6.2.11 **O'Reilly Nunn Favier** - Forwarding a proposal regarding the future tenure of the dominant of concern vegetation in the south east corner of Stage 1 Premier Acreage Estates - (Mt Jones Estate) Rural Residential Subdivision at Lot 100 SP 164631, Curtis Road

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

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

*Carried 10/0*

- 6.2.1 **Urban Strategies Pty Ltd** - IDAS Development Application - Material Change of Use and Reconfigure a Lot - Rural A to Residential A & 13 Lot Subdivision at 130 Taylors Road Kingaroy Lot 313 SP 140675. Applicant: Anthony & Helen Baker - Owner: Anthony & Helen Baker

**Background:**

Outstanding procedures include Acknowledgement Notice to be issued and Public Notification Process to be undertaken.

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

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

*Carried 10/0*

**PROCEDURE:**

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

*That the following matter lay on the table until later in the meeting*

*Carried 10/0*

- 6.2.3 **Max Askew's Engine Reconditioning Service** - Forwarding a Request to Change an Existing Approval - Extension of the Currency Period - IDAS Application - Material Change of Use at 178 Haly Street Kingaroy Lot 5 RP36994 Applicant: Bevin Askew Owner: Bevin Askew

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr ... seconded Cr ...*

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

...

**ATTENDANCE:**

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

- 6.2.5 **Leo J & Joanne Eussen** - Requesting permission to erect a shed prior to construction of a dwelling at 4 Graham Street Kingaroy

**Background:**

Report Nos: (A1-A3)

Application approved by delegated authority on 5 June 2006. Refer to the Planning Officer's report for information.

**Motion:**

*Moved Cr Trout seconded Cr Woods*

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

*Carried 11/0*

- 6.2.6 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-143: Crime Prevention Through Environment Design Guidelines - comments requested by 30 June 2006

**Background:**

There are no identified projects for submission under the Crime Prevention Through Environmental Design Guidelines.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

*That the matter be referred to the Manager of Planning Services for report and submission if required*

*Carried 11/0*

- 6.2.7 **Clyde Seabrook** - Forwarding IDAS Application - Reconfiguring a Lot - One Lot into Two Lots - Lot 16 SP150097 - 24-26 MacAulay Drive Kingaroy - Applicant: Clyde Seabrook; Owner: Clyde & Edna Seabrook

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr Trout seconded Cr Woods*

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

*Carried 11/0*

- 6.2.8 **Kevin W & Gavina M Lee** - Forwarding IDAS Application - Request to Change an Existing Approval - Addition of Two (2) Farmstay Cottages at 27 Harchs Road Kingaroy - Lot 2 RP812735 - Applicant/Owner: Kevin & Gavina Lee

**Background:**

Report pending completion of assessment.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

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

*Carried 11/0*

- 6.2.9 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-147: Advising that until DLGPSR approve guidelines, Councils should be reviewing their business systems to determine what modifications are required to publish planning decision notices on their website

**Background:**

For the information of Councillors

**Motion:**

*Moved Cr Trout seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 6.2.10 **JMA Architects** - Forwarding an IDAS Application for Material Change of Use - Crematorium Funeral Parlour at Lot 381 FY 2689, 2 Pioneer Avenue Kingaroy - Owner: David & Jo-anne Rogerson, Applicant: HP Virgo & Sons/Coman Reynolds

**Background:**

Outstanding procedures include Acknowledgement Notice to be issued and Public Notification Process to be undertaken.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

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

*Carried 11/0*

- 6.2.12 **Building and Development Tribunals** - Forwarding Building & Development Tribunal Decision - lodged by GM Certification Group against Kingaroy Shire Council for refusing a siting variation for a proposed dwelling -12 Poinciana Avenue Kingaroy Lot 44 on SP184600

**Background:**

For Council's information. It should also be noted Council has been notified that the refusal for the side boundary setback decided in May on this lot has also been appealed.

**Motion:**

*Moved Cr Trout seconded Cr Campbell*

*That the letter be received*

*Carried 11/0*

- 6.2.13 **AG Martin** – Forwarding an application for a Negotiated Decision Notice to remove reference to Avoca Street from IDAS Development Application Decision Notice: IR Number 236608, Pomfret Plumbing and Hardware

**Background:**

The applicant requests a change to condition OW7 "Roads" to remove reference to Avoca Street. The condition requires contribution to an asphalt reseal of portions of the nominated road frontages according to "bring forward" costs due to the proposed development. The Manager of Planning Services advised that the condition is in error as the site does not front Avoca Street, and recommended that Council accede to the request.

**Motion:**

*Moved Cr Trout seconded Cr Coleman*

*That Council agree to issue a Negotiated Decision Notice subject to the following changes:*

*OW 7 Roads: delete "Avoca Street and"*

*Carried 11/0*

- 6.2.14 **Minister for Environment, Minister for Local Government & Planning, Minister for Women – Hon Desley Boyle MP** – Advising that Council may adopt the planning scheme submitted to the Department with minor modifications

**Background:**

Report Nos: (A4-A6)

The Minister for Local Government has given approval to Council to adopt its Planning Scheme subject to conditions. The Minister has recommended that, prior to adoption, Council resubmit the amended Scheme to the Department to check that the Minister's requirements have been satisfactorily addressed. The Manager of Planning Services presented a detailed report of the required changes and procedures and recommended that Council incorporate

- The conditions as required by the Minister; and
- Footnotes in the respective use Codes (Dwelling House Code and Bed & Breakfast Code) referring to Schedule 9

and that the amended Planning Scheme be presented to the July Council meeting for adoption.

**Motion:**

*Moved Cr Trout seconded Cr Shaw*

*That the report be received and adopted and a special meeting of the Council be held at 12.00 noon on Tuesday 25 July 2006 to adopt the Amended Planning Scheme*

*Carried 11/0*

6.3 **General Business**

Nil

7. **WATER AND SEWERAGE SERVICES SECTION**

7.1 **Business Arising Out of Minutes**

Nil

7.2 **Correspondence**

7.2.1 **Minister for Environment Local Government & Planning - Desley Boyle -**

Encouraging Council to allow residents of the Shire to apply to reticulate their greywater and advising that the Department is investigating the introduction of on-the-spot fines for plumbing and drainage offences

**Background:**

Report Nos: (B6-B8)

The Water & Sewerage Engineer submitted a written report recommending that Council retain its original resolution of not accepting applications for grey water systems in sewerred areas, with review of the decision after one (1) year, ie March 2007, following implementation in other areas and consideration of problems or advantages of grey water re-use

**Motion:**

*Moved Cr Dalton seconded Cr Trout*

*That the report be received and adopted*

*Carried 11/0*

7.2.2 **Queensland Water Directorate - Forwarding a Report on the Performance of the Queensland Water Directorate and requesting approval to continue annual membership in 2006/2007**

**Background:**

The services of the water directorate continue to be useful to Council and we have used their services on a number of occasions. An allocation has been allowed in the draft budget for the membership fees.

**Motion:**

*Moved Cr Dalton seconded Cr Fleischfresser*

*That provision be made in the 2006/2007 budget to continue with annual membership*

*Carried 11/0*

- 7.2.3 **Minister for Environment Local Government & Planning - Desley Boyle** - Advising that a waiver of the retrospectivity condition under the Local Governing Bodies' Capital Works Subsidy Scheme for the Kumbia Water Supply - New Bore 2005/2006 project has been approved

**Background:**

Officers are currently preparing the TMP and an application will be forwarded in the near future.

There is also an application being submitted for assistance under the Droughted Communities Subsidy Scheme for the cost of carting water to Kumbia during the failure of the bores.

**Motion:**

*Moved Cr Dalton seconded Cr Trout*

*That a letter be forwarded to the writer thanking her for her favourable consideration of our application and the Total Management Plan be finalised and the formal application for subsidy be made*

*Carried 11/0*

- 7.2.4 **Minister for Environment Local Government & Planning - Desley Boyle** - Requesting applications for the first round funding under the new Smaller Communities Assistance Program for assistance towards the cost of new and augmented water supply and sewerage projects be received by 31 July 2006

**Background:**

Council should consider an application for upgrading to the Kumbia Water Supply to develop an alternative supply for the town given the current problems being experienced. Much of the work required has been completed with work currently being undertaken on the Total Management Plan update.

**Motion:**

*Moved Cr Dalton seconded Cr Trout*

*That Council submit an application for upgrading the Kumbia Water Supply to develop an alternative supply for the town*

*Carried 11/0*

### 7.3 **General Business**

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

**Background:**

Report Nos: (B1-B5)

The Director of Engineering & Development Services submitted a written report on activities undertaken during the period May 2006

**Motion:**

*Moved Cr Dalton seconded Cr Coleman*

*That the report be received*

*Carried 11/0*

**ADJOURNMENT:**

**Motion:**

*Moved Cr Trout Seconded Cr Coleman*

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

*Carried 11/0*

**RESUMPTION:**

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

### 8. **HEALTH SERVICES SECTION**

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

Nil

#### 8.2 **Correspondence**

- 8.2.1 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-134:  
Seeking comments by Friday 30 June 2006 in relation to the National Packaging Covenant Action Plan for Queensland Local Government

**Background:**

The LGAQ has forwarded an Action Plan for Queensland Local Governments in response to the National Packaging Covenant. The Plan consists of four (4) goals with various actions contained within each of the goals. It would appear that if adopted, the Plan would consist of more reporting, plan and policy development. Whilst there appears to be little on-ground benefit to Kingaroy Shire, Council has no alternative but to support the action plan.

**Motion:**

*Moved Cr Fleischfresser seconded Cr Carroll*

*That the letter be received*

*Carried 11/0*

- 8.2.2 **Kingaroy Clay Target Club** - Requesting to know whether Council would consider granting a concession to Sporting Clubs for the cost associated with depositing rubbish at the Kingaroy Refuse Tip when charges are introduced

**Background:**

The Kingaroy Clay Target Club has requested some type of concession to be given to sporting clubs when the tipping fees commence. A similar request was considered at the February meeting from the South Burnett Senior Citizens Welfare Association. For the information of Councillors, a utility will cost \$3.30 per visit and two (2) truckloads will be \$11.00 per cubic metre. There is a dangerous precedence if some organisations receive any type of concession. The Club should be encouraged to participate in the free tipping days when they are offered during the year.

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the Kingaroy Clay Target Club be advised that Council cannot accede to their request and the reasons be given.*

*Carried 8/3*

8.3 **General Business**

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

**Background:**

Report Nos: (C1-C11)

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

**Motion:**

*Moved Cr Fleischfresser seconded Cr Shaw*

*That the report be received*

*Carried 11/0*

**ATTENDANCE:**

*Cr Moss left the meeting*

### 8.3.1.1 Free Tipping Days

**Motion:**

*Moved Cr Fleischfresser seconded Cr Lehmann*

*That free tipping days for the disposal of domestic waste at the Kingaroy waste disposal facility be offered on the first Saturday in February, April, September and December each year; and*

*That free tipping days for the disposal of domestic waste at the Memerambi transfer station be offered on the first Sunday in February, April, September and December each year.*

*Carried 10/0*

### 8.3.1.2 Closure of Waste Disposal Facilities

**Motion:**

*Moved Cr Fleischfresser seconded Cr Lehmann*

*That the supervised waste disposal facilities be closed to the general public on Good Friday and Christmas Day.*

*Carried 10/0*

### 8.3.1.3 Transfer Stations 2006 Conference

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That Cr Fleischfresser be given approval to attend the Transfer Stations 2006 Conference*

*Carried 10/0*

### **ATTENDANCE:**

*Cr Moss returned to the meeting*

### 8.3.2 Health Services Committee

**Background:**

The Health Services Committee reported in accordance with the minutes of the meeting held on 30 May 2006

**Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That the report be received*

*Carried 11/0*

9. **CORPORATE AND COMMUNITY SERVICES SECTION**

9.1 **Business Arising Out of Minutes**

Nil

9.2 **Correspondence**

- 9.2.1 **Trans-Help Foundation** - Seeking an Expression of Interest in establishing the Trans-Help Foundation support program within Kingaroy Shire.

**Background:**

While the concept of program has merit, it would not normally be part of Councils operations.

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That the letter be received*

*Carried 11/0*

- 9.2.2 **Local Government Association of Queensland Inc (LGAQ)** - Inviting any interested Councils to nominate for Venue 2008 LGAQ Annual Conference

**Background:**

The facilities to host the conference are not available in Kingaroy or the South Burnett

**Motion:**

*Moved Cr Shaw seconded Cr Coleman*

*That the letter be received*

*Carried 11/0*

- 9.2.3 **Local Government Association of Queensland Inc (LGAQ)** - Forwarding Local Governments 110th Annual Conference Agenda and requesting agenda items by Friday 30 June 2006

**Background:**

Council normally submits agenda items through the South Burnett Local Government Association (SBLGA) or Wide Bay Burnett Regional Organisation of Councils (WBBROC). If there are issues which Councillors wish placed on the agenda they will need to be listed at this meeting as the agenda closes on 30 June 2006

**Motion:**

*Moved Cr Shaw seconded Cr Lehmann*

*That the letter be received*

*Carried 11/0*

- 9.2.4 **Local Government Association of Queensland Inc (LGAQ)** - Bringing attention to the Association's revised policy with regard to the issuing of Certificates of Service as a result of 1996 Annual Conference Resolution No 6

**Background:**

The Policy requires Councillors to complete fifteen (15) years service to qualify. Cr Nunn and Cr Carroll received their certificate last year. It is still several years before remaining Councillors are eligible

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

- 9.2.5 **Local Government Association of Queensland Inc (LGAQ)** - Forwarding details on Delegates, Observers and Partners Registration for the LGAQ 110th Annual Conference to be held on the 28 - 31 August 2006 at the Empire Theatre in Toowoomba.

**Background:**

The Conference this year is being held in Toowoomba which gives Councillors the opportunity to attend day sessions. There are limited places available so Councillors wishing to attend should advise Corporate Secretary as soon as possible

**Motion:**

*Moved Cr Lehmann seconded Cr Moss*

*That the letter be received*

*Carried 11/0*

- 9.2.6 **Minister for Local Government, Territories & Roads** - Forwarding a copy of the Inter-Governmental Agreement Establishing Principles to Guide Inter-Governmental Relations on Local Government Matters.

**Background:**

A copy of the agreement is available on the Minister's website for Councillors information.

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the letter be received and a letter of appreciation be forwarded to the Local Government Association of Queensland and the Australian Local Government Association*

*Carried 11/0*

- 9.2.7 **Department of Local Government & Planning** - Requesting submissions by 21 June 2006 in relation to the proposed amendments to the Local Government Finance Standard 2005.

**Background:**

Council has registered its objection to the introduction of mandatory internal audit committee previously as a costly and unwarranted imposition on smaller Councils. It appears that the Department and the Queensland Audit Office are determined to inflict their views in this matter. It is suggested Council's objection should be resubmitted.

**Motion:**

*Moved Cr Dalton seconded Cr Shaw*

*That Council's objection to the introduction of mandatory internal audit committees be resubmitted*

*Carried 11/0*

- 9.2.8 **Country Way Promotions Committee** - Inviting Council to renew its membership and support for the 2006/2007 financial year

**Background:**

Membership of the Country Way has been restructured and a more substantial fee covering advertising etc determined. South Burnett Local Government Association members are meeting with Executive members of the CWPC on Friday 16 June 2006 and the Mayor will report on this discussion.

**Motion:**

*Moved Cr Lehmann seconded Cr Woods*

*That provision be made in Council's budget to continue with membership of the Country Way Promotions Committee*

*Carried 11/0*

- 9.2.9 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-146: Advising application close Friday 28 July 2006 for funding under the Multicultural Assistance Grants Program

**Background:**

Council has no projects for funding at this time

**Motion:**

*Moved Cr Lehmann seconded Cr Trout*

*That the letter be received*

*Carried 11/0*

- 9.2.10 **Local Government Association of Queensland Inc (LGAQ)** - Forwarding information regarding finalisation of the Blueprint for the Bush - Including the Blueprint for the Bush Response which details the issues raised by the LGAQ and the response by the State Government

**Background:**

For the information of Councillors.

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That the letter be received*

*Carried 11/0*

- 9.2.11 **Burnett Inland Economic Development Organisation** - Requesting indications of continued membership and financial support for BIEDO in 2006-2007 and 2007-2008

**Background:**

The information is provided to inform Councillors of activities funded from annual contributions. The document advises that the contributions for 2006/2007 will remain at \$5,000 and it is proposed to include this amount in the draft budget. Council is also requested to make a two (2) year commitment for this membership

**Motion:**

*Moved Cr Lehmann seconded Cr Woods*

*That provision of \$5,000 be made in the 2006/2007 budget for continuing membership and financial support of the Burnett Inland Economic Development Organisation and no commitment be made for membership for 2007/2008 at this time*

*Carried 9/2*

- 9.2.12 **South Burnett Senior Citizens Welfare Association** - Requesting Council consider granting an allocation of funds to the Association for the 2006/2007 financial year

**Background:**

Council normally makes provision in its budget to assist the Senior Citizens Welfare Association. An amount of \$15,500 has been included in the draft budget

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That provision of \$15,500 be made in the 2006/2007 budget*

*Carried 11/0*

- 9.2.13 **Department of Natural Resources, Mines and Water** - Seeking Council's opinion on whether an annual valuation of Kingaroy Shire should be undertaken to be effective in 2007

**Background:**

Owing to the level of property sales and the growth in property values Council requested in August 2005 that an annual valuation be undertaken. The Department agreed and the new valuations took effect from 1 July 2006. While growth in values may have slowed it is suggested that to avoid the large fluctuations that occur when these valuations are done every couple of years that we request an annual valuation be undertaken

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That Council request an annual valuation be undertaken in 2007*

*Carried 11/0*

- 9.2.14 **Minister for Energy - Minister for Aboriginal & Torres Strait Islander -** Forwarding information in relation to the sale of Energex and of the contestable elements of Ergon Energy Pty Ltd and advising that Energex Retail Pty Ltd has been renamed to Sun Retail

**Background:**

For the information of Councillors.

**Motion:**

*Moved Cr Lehmann seconded Cr Moss*

*That the letter be received*

*Carried 11/0*

- 9.2.15 **Local Government Association of Queensland Inc (LGAQ) -** Circular 2006-161: State Budget 2006-2007 Good for Local Government

**Background:**

For the information of Councillors.

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That the letter be received*

*Carried 11/0*

- 9.2.16 **South Burnett Tourism Project Steering Committee -** Seeking an indication of commitment & advising that the application to Regional Partnerships for \$65,000 is for the Strengthening the food Industry in the South Burnett project and this grant must be successful for this project to continue.

**Background:**

This is an extension of the currently funded Regional Assistance Program (RAP). The initial program has been very successful to date. An extension of the program would allow the full benefits to be realised

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That provision be made for \$7,500 in the 2006/2007 budget to continue with the South Burnett Tourism Project*

*Carried 11/0*

- 9.2.17 **Queensland Arts Council** - Inviting Council to be profiled at the Pacific Edge Conference to be held at Mackay by selecting for sponsorship one of the thirty sessions particularly relevant to Local Government for an investment of \$3000

**Background:**

The budget contains provision to send a delegate to the conference, however there is no identified benefit to Kingaroy in providing additional sponsorship, consequently it is suggested that no further action be taken

**Motion:**

*Moved Cr Lehmann seconded Cr Trout*

*That the letter be received*

*Carried 11/0*

- 9.2.18 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-162: Inviting submissions by Monday 31 July 2006 in relation to the Review of the Office of Ombudsman and Office of the Information Commissioner.

**Background:**

The review is to examine all structural and operational aspects of the Office of the Ombudsman and the Office of the Information Commissioner. Unless Councillors wish to make comment it is suggested the report be forwarded to Deputy Chief Executive Officer for response if necessary.

**Motion:**

*Moved Cr Lehmann seconded Cr Woods*

*That the matter be forwarded to the Deputy Chief Executive Officer for response if necessary*

*Carried 11/0*

- 9.2.19 **Caboolture Shire Council** - Forwarding an information brochure for the Australian Local Government Women's Association (ALGWA) Queensland Branch Annual Conference to be held at Caboolture 2-5 August 2006.

**Background:**

In the past Council has resolved not to attend. The matter has been brought forward in case Council has altered its views on the matter.

**Motion:**

*Moved Cr Dalton seconded Cr Shaw*

*That the letter be received*

*Carried 11/0*

### 9.3 **Monthly Financial Statements**

**Background:**

Report Nos: (D1-D6)

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

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

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

*Carried 11/0*

### 9.4 **General Business**

#### 9.4.1 **Managers Report – Library Services**

**Background:**

Report Nos: (D20)

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

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That the Manager of Library Services report be received*

*Carried 11/0*

#### 9.4.2 **Freedom of Information – Statement of Affairs**

**Background:**

Report Nos: (D7-D19)

The Manager of Administration submitted the Freedom of Information – Statement of Affairs for 2006. This is required to be reviewed annually by Council

**Motion:**

*Moved Cr Lehmann seconded Cr Shaw*

*That the Freedom of Information Statement of Affairs be received and adopted*

*Carried 11/0*

#### 9.4.3 **Review of Policies**

**Background:**

Report Nos: (D21-D42)

The Deputy Chief Executive Officer submitted a written report on a policy review and recommending that the following new and amended policies be adopted:

- Advertising Expenditure Policy
- Code of Conduct Employees
- Discipline & Termination Policy
- Equal Employment Opportunity Policy
- Workplace Behaviour Policy

**ATTENDANCE:**

*Cr Moss left the meeting*

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the new and amended policies be adopted subject to the following alterations:*

- *Policy - Code of Conduct Employees*  
*Communication between Councillors and Staff – Delete the words “other than Directors of Departments unless approval of the Chief Executive Officer has been obtained: and include the words “other than in accordance with the guidelines for Councillor/Staff contact determined by the Chief Executive Officer”; and*
- *Discipline & Termination Policy*  
*Conduct – Include the words “or a member of the public” after the words “verbally abusing a person”*  
*Second Official Warning – That the “Note: It is not a legal requirement that a third written warning be issued – it is just very safe practice” be deleted*

...

**AMENDMENT:**

**Motion:**

*Moved Cr Woods seconded Cr Dalton*

*That the new and amended policies be adopted subject to the following alterations:*

- *Policy - Code of Conduct Employees*  
*Communication between Councillors and Staff – Delete the words “other than Directors of Departments unless approval of the Chief Executive Officer has been obtained: and include the words “other than in accordance with the guidelines for Councillor/Staff contact determined by the Chief Executive Officer”;*
- *Discipline & Termination Policy*  
*Conduct – Include the words “or a member of the public” after the words “verbally abusing a person”*  
*Second Official Warning – That the last paragraph including the Note: be deleted*

*Lost 4/6*

*The motion on being put was declared Carried 8/2*

*Cr Woods formally recorded his vote against the motion*

#### 9.4.4 **Australia Day Awards**

**Background:**

Comments have been made about the suitability of the current categories of the awards. Council needs to finalise the categories for the 2007 Awards in the next month or so.

**Motion:**

*Moved Cr Coleman seconded Cr Woods*

*That consideration of the matter be deferred until the next meeting*

*Carried 10/0*

#### 9.4.5 **Sale of Land – 78 Youngman Street, Kingaroy**

**Background:**

The Chief Executive Officer made a verbal report advising that the auction took place on 10 June 2006 and the land was sold for \$305,000 excluding GST. Settlement is planned for early August 2006.

**Motion:**

*Moved Cr Lehmann seconded Cr Fleischfresser*

*That the report be received*

*Carried 10/0*

**ADJOURNMENT:**

**Motion:**

*Moved Cr Lehmann seconded Cr Coleman*

*That the meeting adjourn until 1.30 pm*

*Carried 10/0*

**COUNTRY COAST ONLINE:**

During the Adjournment a presentation was made by Matt Forman, Business Manager of Country Coast Online concerning the new Country Coast Online Portal – [www.countrycoast.com.au](http://www.countrycoast.com.au)

**RESUMPTION:**

*The meeting resumed at 1.35 pm with attendance as previous to the Adjournment*

**PRECEDENCE:**

**Motion:**

*Moved Cr Shaw seconded Cr Lehmann*

*That precedence in the Order of Business be given to consideration of Rural Communities and Environmental Services Section*

*Carried 10/0*

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

**11.1 Business Arising Out of Minutes**

Nil

**11.2 Correspondence**

- 11.2.1 Queensland Parks and Wildlife Division** - Forwarding amendments to the Nature Conservation Regulations due to the approval of transfers of certain State forest and timber reserve areas to protected area status

**Background:**

Queensland Parks and Wildlife Service notifying Council of the land tenure amendments to the Nature Conservation Regulation and the transfer of Cooyar Forest Reserve (1260 ha) and part of Neumgna Forest Reserve (6267.8 ha) have been dedicated as national park and added to the Bunya Mountains National Park.

**Motion:**

*Moved Cr Carroll seconded Cr Shaw*

*That the letter be received*

*Carried 10/0*

- 11.2.2 Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-163: Requesting comments by 17 July 2006 in relation to the Draft Australian Weeds Strategy

**Background:**

The Australian Weeds Committee are reviewing the National Weeds Strategy and invite comments for all levels of government, industry and community. National Weed Strategy provides guidance for national leadership so all Australians can work together against the serious impact of weeds.

**Motion:**

*Moved Cr Carroll seconded Cr Campbell*

*That the letter be received*

*Carried 10/0*

### 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 May 2006

**Motion:**

*Moved Cr Carroll seconded Cr Shaw*

*That the report be received*

*Carried 10/0*

**ATTENDANCE:**

*Cr Campbell left the meeting*

#### 11.3.1.1 **Saleyards Fees & Charges 2006/2007**

**Motion:**

*Moved Cr Carroll seconded Cr Lehmann*

*That the amended Saleyards Fees & Charges 2006/2007 be received and adopted*

*Carried 9/0*

**ATTENDANCE:**

*Cr Campbell returned to the meeting*

#### 11.3.2 **Stock Route Agistment Permits**

**Motion:**

*Moved Cr Carroll seconded Cr Fleischfresser*

*That the fee for Agistment on Roads be reduced to the minimum contained in the Regulation*

*Carried 10/0*

### 10. **WORKS AND SERVICES SECTION**

#### 10.1 **Business Arising Out of Minutes**

##### 10.1.1 **Bunya Highway/Youngmans Road – Relocate Pipes**

**Background:**

The works as agreed with Main Roads to relocate the pipes has been undertaken with only minor reinstatement works remaining.

**Motion:**

*Moved Cr Campbell seconded Cr Shaw*

*That it be noted that the pipes have been relocated*

*Carried 10/0*

**10.2 Correspondence****10.2.1 Productivity Commission** - Forwarding Inquiry Update in relation to the Road and Rail Freight Infrastructure Pricing**Background:**

For Information only. Council has registered as an interested party but is yet to receive the information pack for review and submission preparation

**Motion:**

*Moved Cr Campbell seconded Cr Coleman*

*That the letter be received*

*Carried 10/0*

**10.2.2 Deena Cooper** - Requesting permission to lease the land situated at the corner of Keith Shaw Drive and Harris Road known as part of Lot 2 - RP37031 Old Railway Reserve - for the keeping of one horse**Background:**

The area in question was previously leased by Richie and Tracy Baillie for a cost of \$20 per year and was recently relinquished. The area is not serviced by water and would be difficult to maintain if Council were to take responsibility for it. It does form part of a corridor which should be retained for possible future use.

If Council approve the lease the following conditions should apply.

- (a) Tenancy to be at the will of the Council. (Minimum of two weeks notice of termination would be given)
- (b) Annual rental of \$30.00.
- (c) A permit to keep animals is obtained from the Environment, Community and Health Department.
- (d) Area to be kept clean and clear of rubbish.
- (e) Appropriate fencing being installed.
- (f) Control of any declared weeds on the site.

**Motion:**

*Moved Cr Campbell seconded Cr Shaw*

*That Council approve the request subject to the following conditions:*

- (a) Tenancy to be at the will of the Council. (Minimum of two weeks notice of termination would be given)*
- (b) Annual rental of \$30.00.*
- (c) A permit to keep animals is obtained from the Environment, Community and Health Department.*
- (d) Area to be kept clean and clear of rubbish.*
- (e) Appropriate fencing being installed.*
- (f) Control of any declared weeds on the site.*

*Carried 10/0*

- 10.2.3 **Valerie Harris** - Forwarding requests to have more street lighting in areas, tree pruning along Moore Street and a possible walking/cycling track on Taylors and Tessmans Road Kingaroy

**Background:**

The request will be included in the projects for consideration when developing the 5 year capital works program and reseal programs in the near future.

The maintenance requests have been noted and will be attended to in due course. It is suggested that a reply along the above lines be forwarded to the correspondent.

**Motion:**

*Moved Cr Campbell seconded Cr Fleischfresser*

*That the writer be advised that the maintenance requests have been noted and will be attended to in due course and the street lighting and cycling track will be considered as part of developing the next Ten (10) Year Capital Works Program*

*Carried 10/0*

***DECLARATION OF INTEREST:***

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

*The Deputy Mayor assumed the Chair.*

- 10.2.4 **O'Reilly Nunn Favier** - Requesting approval of "Ashby Court; Heath Terrace and Wallum Close" as road names in Stages 2 & 3 of Kingaroy Gardens Estate - Banksia Drive Kingaroy

**Background:**

Report pending completion of assessment

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

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

*Carried 9/0*

**ATTENDANCE:**

The Mayor returned to the meeting and resumed the Chair

- 10.2.5 **Local Government Association of Queensland Inc (LGAQ)** - Circular 2006-164: Recreational Fishing Community Grants Programme - Call for Local Government Applications by Friday 28 July 2006

**Background:**

Due to the current situation with Gordonbrook Dam being closed to all forms of recreation there is little point in making an application.

**Motion:**

*Moved Cr Campbell seconded Cr Trout*

*That the letter be received*

*Carried 10/0*

10.3 **General Business**

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

**Background:**

Report Nos: (E1-E7)

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 of May 2006

**Motion:**

*Moved Cr Campbell seconded Cr Lehmann*

*That the report be received*

*Carried 10/0*

### 10.3.2 **Airport – Unmanned Aerial Vehicle (UAV) Investigations**

#### **Background:**

Investigations into the use of the Kingaroy Airport as a testing/research centre for UAVs has been continuing for some time. In order to finalise the Risk Assessment for the regulatory approvals it may be necessary for Council to become the project proponent and to engage a consultant for the work. All parties ie Commonwealth and Queensland Governments, UAV manufacturers, Civil Aviation Safety Authority (CASA), Air Services Australia, Queensland University of Technology (QUT) and Council are keen to progress the project and obtain the necessary long term airspace approvals to operate UAVs from the airport.

#### **Motion:**

*Moved Cr Lehmann seconded Cr Campbell*

*That Council agree to become the proponent for the investigations for regulatory approvals for UAV Operations at the Kingaroy Airport*

*Carried 10/0*

#### **PROCEDURE:**

#### **Motion:**

*Moved Cr Lehmann seconded Cr Trout*

*That the following matters be taken from the table and considered.*

*Carried 10/0*

#### **ATTENDANCE:**

*Cr Lehmann left the meeting*

### 6. **PLANNING AND DEVELOPMENT SERVICES SECTION (CONT)**

#### 6.1 **Business Arising Out of Minutes**

##### 6.1.1 **Town Centre Footpath Construction**

#### **Background:**

A detailed presentation by John Mongard and the Director of Engineering and Development Services will be delivered at 1.30pm at the General Meeting

The Director of Engineering & Development Services submitted a written report on the Commercial Business District Strategy and Urban Renewal Project Implementation

#### **Motion:**

*Moved Cr Campbell seconded Cr Shaw*

*That:*

- *Council reaffirm its commitment to the implementation of the CBD Strategy subject to availability of funding;*

- *That Council progress the implementation of the CBD Revitalisation for a Full Treatment of all infrastructure including undergrounding of power; and*
- *That Council adopt the following footpath hierarchy and treatment standards*

***FOOTPATH HIERARCHY DETERMINATIONS***

*Level 1 – Kingaroy Street – Haly Street to Markwell Street*

*Alford Street – Kingaroy Street to Youngman Street*

*Haly Street – Railway to Youngman Street*

*Glendon Street – Haly Street to Alford Street*

*Level 2 – Glendon Street – Alford Street to Markwell Street*

*Kingaroy Street – Markwell Street to Avoca Street*

*Markwell Street – Glendon Street to Short Street*

*Youngman Street – Railway to Avoca Street*

*Haly Street – Youngman Street to William Street*

*Level 3 – Short Street*

*Glendon Street – Markwell Street to Avoca Street*

*Markwell Street – Glendon Street to Youngman Street*

*King Street – Haly Street to Kent Street*

***FOOTPATH TREATMENT STANDARDS***

<b><i>Standard</i></b>	<b><i>Trigger</i></b>
<i>Full Width – Paved Hierarchy Level 1</i>	<p><i>Where footpath is in the Priority Area as identified in the CBD Strategy</i></p> <p><i>Where a development is constructed to the boundary and has access directly onto the footpath</i></p> <p><i>Where a development has an awning or is required to have an awning under the planning scheme</i></p> <p><i>Where Council applies conditions as part of an approval under the planning scheme.</i></p> <p><i>Where in the opinion of Council the development is of such a scale that the level of footpath usage would warrant full width treatment (eg Shopping Centre)</i></p>
<i>Limited Width (1.8m) – Fully Paved plus landscaping elements to Councils Std Hierarchy Level 2</i>	<p><i>Where the development is adjacent to the Priority Areas or between other limited width areas and a Transition is required for consistency</i></p> <p><i>Where the footpath is included in a planned limited width footpath area.</i></p> <p><i>Where a development is considered to be of such a scale that the level of footpath usage would warrant limited width treatment.</i></p>
<i>Limited Width 1.8m Paved and concrete mix plus landscaping Hierarchy Level 3</i>	<p><i>Where the adjacent development is set back from the property boundary with parking wholly contained within the development.</i></p> <p><i>Where the development is not included in either of the above standards.</i></p>

**ATTENDANCE:**

*Cr Campbell left the meeting*

**6.2 Correspondence (cont)**

**6.2.3 Max Askew's Engine Reconditioning Service** - Forwarding a Request to Change an Existing Approval - Extension of the Currency Period - IDAS Application - Material Change of Use at 178 Haly Street Kingaroy Lot 5 RP36994 Applicant: Bevin Askew Owner: Bevin Askew

**Background:**

Report Nos: (A47-A49)

On Completion of the report the matter was considered by the meeting

The Manager of Planning Services submitted a written report recommending that:

- Council extend the Relevant Period for four (4) years from the date of the Council meeting; and
- Condition OW1 Access and Entry be amended to reduce the width of the access required to 3.5 metres if the number of parking spaces provided is less than four (4)

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the report be received and adopted*

...

**PROCEDURE:**

**Motion:**

*Moved Cr Fleischfresser*

*That the motion be put*

*Carried 5/3*

*The motion on being put was declared Carried 6/2*

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

**6.1.2 FSA Environmental - Feedlot Services Australia P/L** - Forwarding IDAS Application - Material Change of Use & Environmentally Relevant Activity - Proposed Cattle Feedlot - 226 Manneum Road Kingaroy - Lot 2 BO66 - Applicant: AG & VJ & JA Crawford; Owner: AG Crawford

**Background:**

Report Nos: (A15-A46)

On Completion of the report the matter was considered by the meeting.

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 Carroll seconded Cr Trout*

*That the report be received and adopted*

*Carried 8/0*

12. **MAYOR'S MINUTES**

12.1 **Mayor's Report**

**Background:**

Report Nos: (G1-G9)

The Mayor presented his monthly report covering the period 29 May 2006 to 22 June 2006

**Motion:**

*Moved Cr Shaw seconded Cr Coleman*

*That the Mayors report be received*

*Carried 8/0*

13. **GENERAL BUSINESS**

13.1 **Preliminary Budget Meeting**

**Background:**

The Chief Executive Officer advised that the Preliminary Budget meeting scheduled for the 21 June 2006 had been postponed.

**Motion:**

*Moved Cr Trout seconded Cr Dalton*

*That the date for the Preliminary Budget meeting be set for Wednesday 26 July 2006 at 9.00 am*

*Carried 8/0*

There being no further business the meeting was declared closed

Confirmed before me this ..... day of ..... 2006

**MAYOR**