



# Minutes

Of The

## General Council Meeting

Held in the Council Chambers, 45 Glendon Street Kingaroy

on Wednesday, 22 January 2014

Chief Executive Officer: Ken McLoughlin

# SOUTH BURNETT REGIONAL COUNCIL MINUTES

Wednesday, 22 January 2014

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Minutes of the meeting of the South Burnett Regional Council, held in the Council Chambers, 45 Glendon Street Kingaroy on 22 January 2014 at 9:00am

**PRESENT:**

**Councillors:**

Cr DW Kratzmann (Mayor), Cr KM Campbell, Cr KA Duff, Cr BL Green, Cr DJ Palmer, Cr DP Tessmann, Cr RLA Heit

**Council Officers:**

Ken McLoughlin (Chief Executive Officer), Gary Wall (General Manager Finance, Property & Information Technology), Stan Taylor (General Manager Planning, Community & Environment), Russell Hood (General Manager Infrastructure)

**1. Leave Of Absence**

Nil.

**2. Prayers**

A representative of the Ministers Fraternal, Pastor Cam Rub from the Highway Christian Church offered prayers for Council and for the conduct of the Council meeting.

**3. Confirmation of Minutes of Previous Meeting**

**3.1 South Burnett Regional Council Minutes**

**Officer's Recommendation**

That the minutes of the previous meeting held on Wednesday 18 December 2013 as recorded be confirmed.

**Resolution:**

*Moved Cr KA Duff, seconded Cr RLA Heit.*

*That the minutes of the previous meeting held on Wednesday 18 December 2013 as recorded be confirmed.*

*Carried 7/0*  
FOR VOTE - Councillors voted unanimously

**4. Mayoral Report**

Nil.

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

See Business Function Headings

**5. Planning, Communities & Environment**

**5.1 Planning & Land Management (P&LM)**

**(a) Officer's Reports**

**DECLARATION OF INTEREST:**

Cr Tessmann declared a perceived conflict of interest in the following matter as Mr Bastable is a personal friend and is also on the board of the Rotary Club of which he is President, but would remain in the chamber as he believed he could consider the matter without this affecting his judgement.

**5.1.1 P&LM - 1243377 - Forwarding IDAS Application for Reconfiguration of a lot (2 lot subdivision) at 276 Birt Road Kingaroy - Lot 3 SP204665; Applicant: John Bastable; Owner: John Bastable and Edna Poneles**

**Summary**

- Application for Development Permit for Reconfiguration of a Lot (1 Lot into 2 Lots)
- Subject site included within the Rural Zone under the Kingaroy Shire IPA Planning Scheme
- Proposed lots do not comply with the 200ha minimum lot size within the Rural Zone and is identified as Code (Inconsistent) within the Kingaroy Shire IPA Planning Scheme
- Proposed Lot 5 has an area of 2.4ha and is improved by an existing Dwelling House and Shed
- Proposed Lot 6 has an area of 1.6ha and is currently vacant
- The subject site is located opposite an existing Bed & Breakfast (297 Birt Road, Booie)
- A natural escarpment along the eastern boundary of proposed Lots 5 and 6 is heavily vegetated and provides a physical and environmental buffer from existing agricultural land uses located on Lot 4 on SP204665 (338 Birt Road, Booie)
- It is considered that the application can be supported based on the existing Bed & Breakfast located on the opposite side of Birt Road, the natural escarpment to the east which provides a buffer from existing agricultural operations surrounding the subject site and the proximity to smaller lots within the Rural Residential Zone (0.7km) and the township of Kingaroy (7km)
- Application recommended for approval subject to reasonable and relevant conditions

**Officer's Recommendation**

That Council *approve* the applicants request for a Development Permit for Reconfiguration of a Lot (1 Lot into 2 Lots) on Lot 3 on SP204665 located at 276 Birt Road, Booie subject to the following conditions:

**General**

GEN1. The subject site is to be developed generally in accordance with the plans and information submitted with the application unless otherwise amended by the following conditions:

- Drawing No: 5134P/1, Sheet No 1 of 1 (Proposed Reconfiguration), Drawn by O'Reilly Nunn Favier and dated 14 November 2013

GEN2. All works, including the repair or relocation of services (Telstra, lighting) is to be completed at no cost to Council.

GEN3. The applicant is required to maintain the site in a clean and orderly state at all times, clearing declared weeds and feral animals.

### **Compliance Assessment**

GEN4. All conditions of this approval are to be satisfied prior to Council issuing a Compliance Certificate for the sealing of the Survey Plan, and it is the applicant's responsibility to notify Council to inspect compliance with conditions.

A Compliance Certificate fee will be charged, with payment required prior to Council approval of the associated documentation requiring compliance assessment.

### **Survey Marks**

RAL1. Prior to the submission of the Survey Plan to Council, the applicant is to reinstate survey marks and install new survey marks in their correct position in accordance with the Survey Plan, and the work is to be certified in writing by a Licensed Surveyor.

### **Natural Resources Valuation Fees**

RAL2. Payment of Department of Natural Resources and Mines valuation fees that will result from the issue of split valuations prior to Council sealing the Survey Plan. The contribution is currently assessed at \$90.00 (2 x \$45.00); however, the actual amount payable will be based on Council's Register of Regulatory & Cost-Recovery Fees and the rate applicable at the time of payment.

### **Property Access**

ENG1. A single property access is to be provided to each lot in accordance with IPWEAQ Standard Drawing R-056 and Table S2.7 - Design and Construction Standards of the Kingaroy Shire IPA Planning Scheme with the location of each access in accordance with the approved Proposal Plan. Only one access per lot is permitted.

### **Stormwater**

ENG2. All stormwater drainage systems, including all surface, underground and roof water components, to effectively drain all stormwater falling on the proposed development to Council's stormwater system, rain water tanks or other lawful points of discharge.

### **Earthworks**

ENG3. Any proposed earthworks if not self-assessable against Council's Kingaroy Shire IPA Planning Scheme shall be in accordance with Council's Planning Scheme Urban Locality Code - 020 – S20.1 and shall be undertaken under a separate Development Permit for Operational Works.

### **Advice**

ADV1. Section 341(2)(a) of the *Sustainable Planning Act 2009* provides that, if this approval is not acted upon within the period of two (2) years the approval will lapse. Note that in accordance with section 341(7) a related approval may extend the relevant (currency) period.

ADV2. Telecommunication connections can be arranged by emailing [F1103721@team.telstra.com](mailto:F1103721@team.telstra.com) providing the following information:

- Full name;
- Address of property including state & postcode;
- Lot No's and Plan No's: and
- What the development is (units, subdivision, shop, etc)

- ADV3. This development approval does not authorise any activity that may harm Aboriginal Cultural Heritage. Under the *Aboriginal Cultural Heritage Act 2003* you have a duty of care in relation to such heritage. Section 23(1) provides that "A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage." Council does not warrant that the approved development avoids affecting Aboriginal Cultural Heritage. It may therefore, be prudent for you to carry out searches, consultation, or a Cultural Heritage assessment to ascertain the presence or otherwise of Aboriginal Cultural Heritage. The Act and the associated duty of care guidelines explain your obligations in more detail and should be consulted before proceeding.
- ADV4. Attached for your information is a copy of Division 8 of the *Sustainable Planning Act 2009* as regards Rights of Appeal. With respect to Appeal Rights of Applicants, the following is drawn to your attention—
- a) the applicant's Appeal Period commences upon receipt of this advice and expires twenty (20) business days thereafter.
  - b) should the applicant notify the Assessment Manager (Council) in writing of acceptance of the conditions of approval and that it is not intended to make an appeal, the Applicant's Appeal Period is at an end.

**Resolution:**

*Moved Cr KM Campbell, seconded Cr BL Green.*

*That the Officer's Recommendation be adopted*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.1.2 P&LM - 1182147 - Forwarding SeDA Reconfiguration of a Lot (1 lot into 3 lots plus balance) - 61 Tessmanns Road Kingaroy - Lot 29 SP130868 - Applicant: O'Reilly Nunn Favier Owner: Wieden Developments Pty Ltd**

**Summary**

- Application for Development Permit for Reconfiguration of a Lot (1 Lot into 3 Lots plus Balance Area)
- Subject site included within the Community Expansion Zone under the Kingaroy IPA Planning Scheme
- Three (3) proposed allotments have an area ranging from 2,900m<sup>2</sup> to 4005m<sup>2</sup> with the balance having an area of 6.63ha
- Application only proposes for the three (3) allotments to be connected to Council's water supply network with no connection proposed to Council's reticulated sewer network (future Dwelling Houses require on-site sewerage effluent disposal systems)
- Proposed development does not comply with key Desired Environmental Outcomes and Overall Outcomes of the Urban Locality Code based on the standard of infrastructure proposed to be provided within an urban residential area
- It is considered that due to physical constraints of the subject site and the relatively small scale of the proposed Reconfiguration of a Lot (3 residential lots) that the development be recommended for approval subject to reasonable and relevant conditions



## **Officer's Recommendation**

That Council *approve* the applicants request for a Development Permit for Reconfiguration of a Lot (1 Lot into 3 Lots plus Balance Area) on Lot 29 on SP130868 located at 61-79 Tessmanns Road, Kingaroy subject to the following conditions:

### **General**

GEN1. The subject site is to be developed generally in accordance with the plans and information submitted with the application unless otherwise amended by the following conditions:

- Drawing No: 4003 P2, Sheet 1 of 1 Revision B (Stage 11 Hillview Estate - Lots 3 to 5 and Balance Area) prepared by O'Reilly Nunn Favier and dated 3 May 2013;
- Catalyst Environmental Report received by Council on 4 September 2013

GEN2. All works, including the repair or relocation of services (Telstra, lighting) is to be completed at no cost to Council.

GEN3. The applicant is required to maintain the site in a clean and orderly state at all times, clearing declared weeds and feral animals.

### **Staging**

GEN4. The proposed development is to be staged as follows:

- Excise Lot 2 from existing Lot 29 on SP130868 and dedicate Lot 400 on RP866067 (Stage 1)
- Proposed Lot 2 is to be reconfigured (subdivided) into 3 lots in accordance with Plan 4003\_P2B (Stage 2)

### **Compliance Assessment**

GEN5. All conditions of this approval are to be satisfied prior to Council issuing a Compliance Certificate for the sealing of the Survey Plan (Stage 2), and it is the applicant's responsibility to notify Council to inspect compliance with conditions.

A Compliance Certificate fee will be charged, with payment required prior to Council approval of the associated documentation requiring compliance assessment.

### **Survey Marks**

RAL1. Prior to the submission of the Survey Plan to Council, the applicant is to reinstate survey marks and install new survey marks in their correct position in accordance with the Survey Plan, and the work is to be certified in writing by a Licensed Surveyor.

### **Natural Resources Valuation Fees**

RAL2. Payment of Department of Natural Resources and Mines valuation fees that will result from the issue of split valuations prior to Council sealing the Plan of Survey. The contribution is currently assessed at \$135.00 (3 x \$45.00); however, the actual amount payable will be based on Council's Register of Regulatory & Cost-Recovery Fees and the rate applicable at the time of payment.

### **Electricity**

RAL3. Reticulated electricity is to be provided to the development in accordance with relevant Australian Standards.

RAL4. Written confirmation from the electricity authority, that all matters relating to the reticulation of electricity including electrical civil works have been completed, is to be provided to Council prior to sealing the Survey Plan.

### **Telecommunications**

RAL5. Evidence of an agreement to provide a telephone service is to be provided to Council prior to sealing the Survey Plan (Stage 2).

### **Roads and Access**

- ENG1. A single property access is to be provided to each lot in accordance with IPWEAQ Standard Drawing R-056 and Table S2.7 - Design and Construction Standards of the Kingaroy Shire IPA Planning Scheme with the location of each access in accordance with the approved proposal plan. Only one access per lot is permitted.
- ENG2. The access to proposed Lot 4 shall be constructed for the length of the access handle from the back of kerb on Bunya Drive and in accordance with Table S2.7 - Design and Construction Standards of the Kingaroy Shire IPA Planning Scheme.
- ENG3. The applicant is required to construct, seal and kerb the channel the extension of Bunya Drive from the existing seal through to the end of the cul-de-sac as per the approved proposal plan referenced within Condition GEN1.
- ENG4. The existing access restriction strip fronting Bunya Drive (Lot 400 on RP866067) is to be extinguished prior to or in conjunction with the sealing of the Survey Plan. All legal documentation shall be drafted by the applicant or their representative and submitted for endorsement at no cost to Council.
- ENG5. Street warning and regulatory signage and street name plates are to be designed and installed in accordance with the Manual of Uniform Traffic Control Devices (MUTCD) and Council requirements.

### **Infrastructure Agreement**

ENG6. The developer is to enter into an Infrastructure Agreement with Council for the upgrading of the intersection of Kingaroy Barkers Creek Road and Tessmanns Road, in general accordance with Department of Transport and Main Roads requirements.

The Infrastructure Agreement is to nominate:

- The extent of the roadworks required, including the estimated construction costs
- The service catchment for each intersection
- The formula for contributions towards the road works based upon the expected future lot yield within the catchment, estimated construction costs and provision for annual indexation

### **Stormwater**

- ENG7. The developer shall consent to the discharge of stormwater from Bunya Drive via the proposed easement and outlet into proposed Lot 6. All documentation associated with the drafting of this agreement will be borne by the developer at no cost to Council.
- ENG8. Any new earthworks or structures are not to concentrate or impede the natural flow of water across property boundaries and onto any other lots.
- ENG9. All stormwater drainage systems, including all surface, underground and roofwater components are to effectively drain all stormwater falling onto the proposed development via Council's stormwater system, rainwater tanks or other lawful point of discharge.
- ENG10. The stormwater drainage system serving the site is to be design so that post-development flows at the point of discharge to all downstream properties including road reserves remains consistent with the pre-developed case.
- ENG11. Stormwater drainage is to be design such that no restriction to existing or developed stormwater flow from upstream properties or ponding of stormwater within upstream properties occurs as a result of the development.

ENG12. Easements are required over any inter-allotment drainage systems. Such easements shall be noted less than three (3) metres in width.

### **Water Supply**

ENG13. A water connection will be required to service each proposed lot to current South Burnett Regional Council standards. Any alterations to water mains are to be undertaken at no cost to Council.

### **Earthworks**

ENG14. Any proposed earthworks shall be undertaken in accordance with the Urban Locality Code, Element (g) within the Kingaroy Shire IPA Planning Scheme unless approved separately under a Development Permit for Operational Works.

### **Environmental Protection**

ENG15. During the construction phase, install and maintain silt management facilities until the subdivision has been accepted off maintenance.

ENG16. Submit detailed silt management procedures, engineering drawings and an environmental management plan for approval by Council prior to the commencement of works.

### **Advice**

ADV1. With the introduction of the *Sustainable Planning (Housing Affordability and Infrastructure Charges Reform) Amendment Act 2011*, an applicant's obligations with respect to infrastructure contributions/charges is now contained in a separate adopted infrastructure charges notice rather than in this development approval.

ADV2. Section 341(2)(b) of the *Sustainable Planning Act 2009* provides that, if this approval is not acted upon within the period of four (4) years the approval will lapse. Note that in accordance with section 341(7) a related approval may extend the relevant (currency) period.

ADV3. Condition ENG3 requires the Applicant to enter into an Infrastructure Agreement with Council in relation to the intersection of Kingaroy Barkers Creek Road and Tessmanns Road. Although the intersection has been upgraded, the original traffic impact assessment report identified this developed catchment as being a key contributor towards its upgrade. Council funded all the undeveloped catchments at the time of its construction and this will be a process of reimbursement back to Council for funding the impacts of development on its infrastructure.

ADV4. Telecommunication connections can be arranged by emailing [F1103721@team.telstra.com](mailto:F1103721@team.telstra.com) providing the following information:

- Full name;
- Address of property including state & postcode;
- Lot No's and Plan No's: and
- What the development is (units, subdivision, shop, etc)

ADV5. This development approval does not authorise any activity that may harm Aboriginal Cultural Heritage. Under the *Aboriginal Cultural Heritage Act 2003* you have a duty of care in relation to such heritage. Section 23(1) provides that "A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage." Council does not warrant that the approved development avoids affecting Aboriginal Cultural Heritage. It may therefore, be prudent for you to carry out searches, consultation, or a Cultural Heritage assessment to ascertain the presence or otherwise of Aboriginal Cultural Heritage. The Act and the associated duty of care guidelines explain your obligations in more detail and should be consulted before proceeding.

ADV6. Attached for your information is a copy of Division 8 of the *Sustainable Planning Act 2009* as regards Rights of Appeal. With respect to Appeal Rights of Applicants, the following is drawn to your attention—

- a) the applicant's Appeal Period commences upon receipt of this advice and expires twenty (20) business days thereafter.
- b) should the applicant notify the Assessment Manager (Council) in writing of acceptance of the conditions of approval and that it is not intended to make an appeal, the Applicant's Appeal Period is at an end.

**Resolution:**

*Moved Cr KM Campbell, seconded Cr DP Tessmann.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**(b) Portfolio Report**

Planning & Land Management Portfolio Report

No Report.

**5.2 Environmental Services (ES)**

**(a) Officer's Reports**

**5.2.1 ES - 1146180 - Application to keep more than the permitted number of animals - 22 Roberts Street Kumbia**

**Summary**

The occupant at this address requests Council approve a permit to keep a third dog based on the circumstances detailed in the report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Jane Ware of 22 Roberts Street Kumbia subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.

2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr KA Duff, seconded Cr KM Campbell.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.2.2 ES - 1247852 - Forwarding Keeping of Three (3) Dogs/Cats in a Residential Area for property at 6 Leitch Street Murgon - Lot 3 RP114188**

**Summary**

The occupant at this address requests Council approve a permit to keep a third dog based on the circumstances detailed in the report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Lynette Partridge of 6 Leitch Street, Murgon subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.
2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr KA Duff, seconded Cr DJ Palmer.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.2.3 ES - 1199333 - Application to keep more than the permitted number of animals at 21 Cobb Street Murgon**

**Summary**

The occupant at this address requests Council approve a permit to keep a third dog based on the circumstances detailed in the report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Steven Grace of 21 Cobb Street, North Murgon subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.
2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr KA Duff, seconded Cr DP Tessmann.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.2.4 ES - 1170101 - Application to keep more than the permitted number of animals - 26 Harm Street**

**Summary**

The occupant at this address requests Council approve a permit to keep a third dog based on the circumstances detailed in the report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Frank Stack and Rosemary Allen of 26 Harm Street, Murgon subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.
2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr KA Duff, seconded Cr DJ Palmer.*

*That the Officer's Recommendation be adopted*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.2.5 ES - 1211751 - Forwarding supporting documentation in relation to Requesting permission to Keep More than the permitted number of dogs at 6 Hazelmount Terrace Kingaroy - Heather I Borggaard**

**Summary**

The occupant at this address requests Council to approve a permit to keep a third dog based on the circumstances detailed in this report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Heather and Soren Borggaard of 6 Hazelmount Terrace, Kingaroy subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.
2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr KA Duff, seconded Cr DP Tessmann.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**5.2.6 ES - 1183217 - Keeping more than the permitted number of dogs at 43 Scott Street Wondai**

**Summary**

The occupant at this address requests Council approve a permit to keep a third dog based on the circumstances detailed in the report.

**Officer's Recommendation**

That Council approve a three (3) dog permit for Lisa Cross of 43 Scott Street, Wondai subject to the following conditions:

1. No further additional dogs may be introduced or kept at the property.

2. That the number of dogs being kept be reduced to the permitted maximum through the natural attrition of the existing animals.
3. That each of the animals being kept is registered with Council and the registration is renewed each year.
4. This permit may be reviewed or rescinded should a complaint or nuisance be received by Council which is associated with the keeping of this excess number of animals.

**Resolution:**

*Moved Cr RLA Heit, seconded Cr KA Duff.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**(b) Portfolio Report**

Environmental Services Portfolio Report

No Report.

**5.3 Waste (W)**

**(a) Officer's Reports**

No Report.

**(b) Portfolio Report**

Waste Portfolio Report

No Report.

**5.4 Natural Resource Management (NRM) & Parks (NRM&P)**

**(a) Officer's Reports**

No Report.

**(b) Portfolio Report**

Natural Resource Management (NRM) & Parks Portfolio Report

No Report.

**5.5 Community (C)**

**(a) Officer's Reports**

No Report.



**(b) Portfolio Reports**

Community Portfolio Report

No Report.

Arts, Culture and Heritage Portfolio Report

No Report.

Sport and Recreation Portfolio Report

No Report.

Indigenous Affairs Portfolio Report

No Report.

**6. Economic Development & Tourism**

**6.1 Economic Development (ED)**

**(a) Officer's Reports**

**6.1.1 ED - 1257163 - Decommissioning of the Non-Directional Beacon (NDB) at the Kingaroy Aerodrome**

**Summary**

The NDB is not regularly used by pilots accessing the Kingaroy Aerodrome. GPS technology is now more widely used.

CASA / Air Services Australia has published its intention to decommission 50% of current NDBs located at Australian Aerodromes including the Kingaroy NDB.

The NDB restricts new hangar development as buildings are not allowed within the NDB restriction Zone – attachment 3

**Officer's Recommendation**

That Council approve the Chief Executive Officer to authorise the decommissioning of the Non-Directional Beacon (NDB) at the Kingaroy Aerodrome to provide space for additional hangars.

**Resolution:**

*Moved Cr DP Tessmann, seconded Cr BL Green.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**(b) Portfolio Report**

Economic Development Portfolio Report

No Report.

**6.2 Tourism (T)**

**(a) Officer's Reports**

No Report.

**(b) Portfolio Report**

Tourism Portfolio Report

No Report.

**7. Infrastructure Services**

**7.1 Roads & Drainage (R&D)**

**(a) Officer's Reports**

No Report.

**(b) Portfolio Report**

Roads & Drainage Portfolio Report

No Report.

**7.2 Design & Technical Services (D&TS)**

**(a) Officer's Reports**

**PROCEDURE:**

**Motion:**

*Moved Cr DP Tessmann, seconded Cr RLA Heit.*

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

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

## 7.2.1 D&TS - 1208910 - Barkers Creek Forestry Road Alignment

### Summary

A section of the Barkers Creek Forestry Road has been identified as being off alignment. Discussions have been held between affected landowners, State Government Officers and Councillors to determine the lowest cost option to ensuring that the road is on the correct alignment. It has been established that the lowest cost option is to maintain the track in its current location and for the sections off alignment to be dedicated as road reserve. Indicative costs associated with the transfer are included within this report for consideration, as this item currently has no dedicated allocation within the budget.

### Officer's Recommendation

That Council:

1. Apply to the Department of Natural Resources and Mines to realign the gazetted road Reserve of Barkers Creek Forestry Road over the existing access track to ensure a legal path of access for the freehold property located at the eastern end of Barkers Creek Forestry Road;
2. Allocate \$30,000 from the current budget towards survey and legal costs associated with locating the alignment of the road and plan registration costs;
3. Include in the application the extinguishment of existing, unused road reserves as exchange to the Department of National Parks, Recreation, Sport and Racing in lieu of the acquisition of a gazetted road over Barkers Creek Forestry Road; and
4. Advise the freehold property owner that Council will not be maintaining the Barkers Creek Forestry Road consistent with Council Policy.

### Resolution:

*Moved Cr DP Tessmann, seconded Cr KM Campbell.*

*That Council:*

1. *Apply to the Department of Natural Resources and Mines to realign the gazetted road Reserve of Barkers Creek Forestry Road over the existing access track to ensure a legal path of access for the freehold property located at the eastern end of Barkers Creek Forestry Road;*
2. *Allocate \$30,000 from the 2014/15 budget towards survey and legal costs associated with locating the alignment of the road and plan registration costs;*
3. *Include in the application the extinguishment of existing, unused road reserves as exchange to the Department of National Parks, Recreation, Sport and Racing in lieu of the acquisition of a gazetted road over Barkers Creek Forestry Road; and*
4. *Advise the freehold property owner that Council will not be maintaining the Barkers Creek Forestry Road consistent with Council Policy.*

*Carried 6/1*  
*FOR VOTE - Cr DW Kratzmann (Mayor), Cr KM Campbell, Cr KA Duff, Cr BL Green, Cr DJ Palmer, Cr DP Tessmann*  
*AGAINST VOTE - Cr RLA Heit*

**7.3 Water & Wastewater (W&W)**

***(a) Officer's Reports***

No Report.

***(b) Portfolio Report***

Water & Wastewater Portfolio Report

No Report.

**8. Finance, Property & Information Technology**

**8.1 Finance (F)**

***(a) Officer's Reports***

***(b) Portfolio Report***

Finance Portfolio Report

No Report.

**8.2 Property (P)**

***(a) Officer's Reports***

No Report.

***(b) Portfolio Report***

Property Portfolio Report

No Report.

**8.3 Information Technology (IT)**

***(a) Officer's Reports***

No Report.

***(b) Portfolio Report***

Information Technology Portfolio Report

No Report.

**9. Executive Services**

**9.1 Human Resources (HR)**

***(a) Officer's Reports***

No Report.

***(b) Portfolio Report***

Human Resources Portfolio Report

No Report.

**9.2 Governance (G)**

***(a) Officer's Reports***

**9.1 G - 1257452 - Change of General Meeting Date**

**Summary**

Due to commitments on Wednesday 19 February 2014 which cannot be altered, it is necessary to change Council's General Meeting date in February.

**Officer's Recommendation**

That Council's General Meeting scheduled for Wednesday 19 February 2014 be changed to Tuesday 18 February 2014.

**Resolution:**

*Moved Cr DP Tessmann, seconded Cr DJ Palmer.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

***(b) Portfolio Report***

Governance Portfolio Report

No Report.

**10. Information Section (IS)**

**10.1 IS - 1257510 - Reports for the Information of Council**

**Summary**

List of correspondence pending completion of assessment report

**Officer's Recommendation**

That the report be received.

**Resolution:**

*Moved Cr KA Duff, seconded Cr DJ Palmer.*

*That the report be received.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**11. General Section**

No Report.

**ADJOURNMENT:**

**Motion:**

*Moved Cr DP Tessmann, seconded Cr DJ Palmer.*

*That the meeting adjourn for morning tea.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**RESUMPTION:**

**Motion:**

*Moved Cr DP Tessmann, seconded Cr BL Green.*

*That the meeting resume at 10:11am with attendance as previous to the adjournment*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

The Chief Executive Officer reminded Council of the need to not include budget items as part of a resolution for future financial years (eg 2014/15) and hence consider altering the recommendation to reflect this advice.

## **7.2.1 D&TS - 1208910 - Barkers Creek Forestry Road Alignment**

### **Summary**

A section of the Barkers Creek Forestry Road has been identified as being off alignment. Discussions have been held between affected landowners, State Government Officers and Councillors to determine the lowest cost option to ensuring that the road is on the correct alignment. It has been established that the lowest cost option is to maintain the track in its current location and for the sections off alignment to be dedicated as road reserve. Indicative costs associated with the transfer are included within this report for consideration, as this item currently has no dedicated allocation within the budget.

### **Officer's Recommendation**

That Council:

1. Apply to the Department of Natural Resources and Mines to realign the gazetted road Reserve of Barkers Creek Forestry Road over the existing access track to ensure a legal path of access for the freehold property located at the eastern end of Barkers Creek Forestry Road;
2. Allocate \$30,000 from the current budget towards survey and legal costs associated with locating the alignment of the road and plan registration costs;
3. Include in the application the extinguishment of existing, unused road reserves as exchange to the Department of National Parks, Recreation, Sport and Racing in lieu of the acquisition of a gazetted road over Barkers Creek Forestry Road; and
4. Advise the freehold property owner that Council will not be maintaining the Barkers Creek Forestry Road consistent with Council Policy.

### **Resolution:**

*Moved Cr DP Tessmann, seconded Cr KM Campbell.*

*That Council:*

1. *Apply to the Department of Natural Resources and Mines to realign the gazetted road Reserve of Barkers Creek Forestry Road over the existing access track to ensure a legal path of access for the freehold property located at the eastern end of Barkers Creek Forestry Road;*
2. *Consider allocating \$30,000 from the 2014/15 budget towards survey and legal costs associated with locating the alignment of the road and plan registration costs;*
3. *Include in the application the extinguishment of existing, unused road reserves as exchange to the Department of National Parks, Recreation, Sport and Racing in lieu of the acquisition of a gazetted road over Barkers Creek Forestry Road; and*
4. *Advise the freehold property owner that Council will not be maintaining the Barkers Creek Forestry Road consistent with Council Policy.*

*Carried 6/1  
FOR VOTE - Cr DW Kratzmann (Mayor), Cr KM Campbell, Cr KA Duff, Cr BL Green, Cr DJ  
Palmer, Cr DP Tessmann  
AGAINST VOTE - Cr RLA Heit*

**CLOSED SESSION:**

**Motion:**

*Moved Cr DJ Palmer, seconded Cr KA Duff.*

*That the meeting be closed to the public for Council discussions in accordance with Section 275(1)(a) the appointment, dismissal or discipline of employees, and Section 275(1)(e) contracts proposed to be made by it of the Local Government Regulation 2012.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**OPEN COUNCIL:**

**Motion:**

*Moved Cr DJ Palmer, seconded Cr BL Green.*

*That the meeting resume in Open Council.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**Report:**

The Mayor reported that whilst in Closed Session, in accordance with *Section 275(1)(a) the appointment, dismissal or discipline of employees and Section 275(1)(e) contracts proposed to be made by it*, of the Local Government Regulation 2012, Council considered matters concerning Employment of a Community & Customer Service Manager, Replacement of two 22.5 tonne GVM 6.4 trucks, Expressions of Interest shortlist for Design and Construction Gordonbrook WTP Upgrade and Tender SBRC 13/14-20 Supply of Quarry and Construction Material.

**Motion:**

*Moved Cr DW Kratzmann, seconded Cr KM Campbell.*

*That the Mayor's report be received*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

**12. Confidential Section**

**12.1 CONF - 1256021 - Employment of a Community & Customer Service Manager**

**Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 275(1)(a) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to the following:

- (a) the appointment, dismissal or discipline of employees



## **Recommendation**

That the budget be amended to incorporate the additional cost of the employment of a Community & Customer Service Manager on a contract basis.

### **PROCEDURAL MOTION:**

*Moved Cr DP Tessmann, seconded Cr BL Green.*

*That the previous item lay on the table until a future meeting.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

## **12.2 CONF - 1256703 - Replacement of Two 22.5 tonne GVM 6x4 Trucks**

### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed to be made by it

### **Recommendation**

That Council purchase two Mitsubishi Hino FV51SK-360 trucks from Westco Truck Sales for the sum of \$142,454.50 per unit for a total of \$284,909.

### **Resolution:**

*Moved Cr KM Campbell, seconded Cr DP Tessmann.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

## **12.3 CONF - 1257305 - Expression of Interest Shortlist for Design and Construction Gordonbrook WTP Upgrade**

### **Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed to be made by it

## Recommendation

That in response to the Requests for Expression of Interest under SBRC 13/14–15, design and construction of the Gordonbrook Water Treatment Plant upgrade, Council shortlist the following companies to be invited to submit a formal tender for the design and construction of the upgrade:

- Aquatec Maxcon Pty Ltd
- John Holland Queensland Pty Ltd
- Trility Pty Ltd

## Resolution:

*Moved Cr BL Green, seconded Cr RLA Heit.*

*That the Officer's Recommendation be adopted.*

*Carried 7/0  
FOR VOTE - Councillors voted unanimously*

## 12.4 CONF - 1257320 - Request for Tender SBRC13/14-20 Supply of Quarry and Construction Materials

### Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed to be made by it

## Recommendation

That Council

1. Approve the following companies as Preferred Suppliers for the Supply of Quarry and Construction Materials at the rates submitted for a period of 12 months, commencing 1 February 2014:
  - a Boral Resources Qld Pty Ltd
  - b South Burnett Quarries Pty Ltd
  - c Roamalla Pty Ltd trading as Murgon Sand & Gravel
  - d Yarraman Quarry Pty Ltd
2. Authorise the Chief Executive Officer to extend the Preferred Suppliers arrangement for an additional 12 months from date of expiry, subject to satisfactory performance and acceptable cost increase.

**Resolution:**

*Moved Cr DW Kratzmann, seconded Cr DP Tessmann.*

*That Council approve the following companies as Preferred Suppliers for the Supply of Quarry and Construction Materials at the rates submitted for a period of 12 months, commencing 1 February 2014:*

- a Boral Resources Qld Pty Ltd*
- b South Burnett Quarries Pty Ltd*
- c Roamalla Pty Ltd trading as Murgon Sand & Gravel*
- d Yarraman Quarry Pty Ltd*

*Carried 6/1*

*FOR VOTE - Cr DW Kratzmann (Mayor), Cr KM Campbell, Cr BL Green, Cr DJ Palmer, Cr DP Tessmann, Cr RLA Heit*  
*AGAINST VOTE - Cr KA Duff*

There being no further business the meeting was declared closed at 11:30am.

Confirmed before me this ..... day of .....2014

..... **MAYOR**