

Minutes of the Committee Meeting of the Council of the Shire of Nanango held in the Nanango Shire Council Chambers on 23rd January 2007 commencing at 8.00 am.

ATTENDANCE: Cr R M McCallum (Mayor)
Division 1: Cr R Morgan, Cr T Tucker
Division 2: Cr G Yeates, Cr B Webb
Division 3: Cr L Caffery, Cr R Gregor
Division 4: Cr W Browning, Cr B Tillyer

Messrs: Mr Shane Gray (CEO)
Mr Lee Busby (Engineer)
Mr Michael Hunter (Administration Manager)

Attendance: 8.45 am Ms Lorraine Cairns and Mr Robert Bond of the Bunya Wakka Wakka Cultural and Heritage Corporation attended the meeting.

MINUTES

Moved Cr Webb, seconded Cr Browning, that the Minutes of the Ordinary Meeting 12th December 2006 and Committee Meeting 17th January be confirmed as a true and correct record.

CARRIED 9/0

BUSINESS ARISING

Nil

1619 Pest Survey Program

Name of Applicant: Nanango Shire Council
Location: Whole of Shire
Author & Officer's Title: Sarah Saxer – Local Laws Officer

Executive Summary:

It is proposed that Council runs a Pest Survey Program under the Queensland Land Protection (Pest and Stock Routes Management) Act 2002 (Sec 241).

Officer's Recommendation:

It is recommended that Council runs the Pest Survey Program from 18 February 2007 for a period of 3 months, expiring 18 May 2007.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Browning seconded Cr Yeates that the Officer's Recommendation be adopted as presented.

Carried 9/0

1620 Animal Control Inspection Program

Name of Applicant: Nanango Shire Council
Location: Whole of Shire
Author & Officer's Title: Sarah Saxer – Local Laws Officer

Executive Summary:

It is proposed that Council runs a "Keeping and Control of Animals" Inspection throughout the shire.

Officer's Recommendation:

It is recommended that Council runs the "Keeping and Control of Animals" Inspection Program from 18 February 2007 for a period of 3 months, expiring 18 May 2007.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Webb seconded Cr Browning that the Officer's Recommendation be adopted as presented.

Carried 9/0

1621 Donation of Surplus Lights – Nanango Rugby League Club

Name of Applicant: Nanango Rugby League Club
Name of Owner: Nanango Shire Council
Real Property Description: L116-117N231 and L5-8/SP1943
Location: 6 Wills Street, Nanango
Author & Officer's Title: K H Mercer – Director of Planning, Development & Environment
File No: D/W 155450

Executive Summary:

The Nanango Rugby League Club wish to construct a half sized field for training purposes and have requested Council donate the old disused lights stored at the Barclay Mowlem Camp site for the purpose of lighting this field.

Officer's Recommendation:

That Council recovered approximately 10 lights from the site and that Council donate 6 of these lights to the Nanango Rugby League Club and that 4 lights be offered to Blackbutt Junior Rugby League.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Tillyer seconded Cr Tucker that the Officer's Recommendation be adopted as presented.

Carried 9/0

1622 Public Usage of Blackbutt Hall Report

Name of Applicant: Nanango Shire Council
Name of Owner: Nanango Shire Council
Location: Coulson Street, Blackbutt
Author & Officer's Title: K H Mercer – Director of Planning, Development & Environment

Executive Summary:

Following a request from Council at the December 2006 meeting, research was carried out in order to ascertain the uses of the Blackbutt Hall.

The overall use of the hall for the period December 2005 to November 2006 is as follows:-

Type of Function	Approximate Number of Functions
Dancing groups e.g. Ballroom dancing, Line dancing, Deb Ball etc.	100
General community use e.g. Bingo, Calisthenics, Yoga, Blackbutt Singers, Trivia Night etc.	176
Respite	70
Weddings	4

It would appear that most uses of the hall in 2006 were internal of the hall.

Officer's Recommendation:

A quotation for the installation for air conditioning is currently being sought from a local contractor. This price when available will be presented to Council.

After consideration of the use of the hall, and once the quotation has been acquired, Council makes a determination as to the installation of recycled air conditioning into the Blackbutt Hall.

COMMITTEE RECOMMENDATION:

That Council proceeds with construction of a verandah on the Blackbutt Hall.

Moved Cr Tillyer seconded Cr Browning that the Officer's Recommendation be adopted as presented.

Carried 7/2

1623 Domestic Animals Complaints Policy

<i>Name of Applicant:</i>	Nanango Shire Council
<i>Name of Owner:</i>	Nanango Shire Council
<i>Real Property Description:</i>	Drayton Street, Nanango
<i>Author & Officer's Title:</i>	Megan Savill, Environmental Health Officer

Executive Summary:

The Department of Planning, Development and Environment receives numerous customer complaints, with the majority relating to domestic animals. At present complaints can be lodged with Council via many means, e.g. over counter, via post or email, etc. In large most complaints are received over the phone.

It appears that increasing numbers of vexatious complaints are being lodged with the Department. On occasions complainants aren't prepared to leave their name, address or contact phone number.

It is recommended that Council adopt a policy on what complaints are to be lodged in writing before investigations commence. Similar policies have been adopted by other Councils resulting with fewer vexatious complaints and the provision of more accurate and complete details.

A draft policy has been developed and is detailed below for Council consideration and approval. It is proposed that complaints such as excessive barking, wandering dogs, number of animals, etc should be put in writing prior to investigation. Complaints of a more serious nature, e.g. dog attack, would be investigated immediately with a statement or letter being provided as soon as practicable.

DOMESTIC ANIMALS COMPLAINTS POLICYStatement of Intent

This policy is to provide residents of Nanango Shire instruction for the submission of domestic animal complaints to Council.

Policy

Prior to Council investigating the following types of complaints, the complaint must be submitted in writing to the 'Chief Executive Officer' except where in the opinion of a Council Officer the complaint or request is of an emergency nature.

- Noise from an animal (dogs, roosters, etc)
- Number of dogs/cats
- Horses or any other animal kept in township areas (as defined by Local Law maps)
- Request to keep more than 2 dogs/cats
- Wandering dogs/cats
- Improper or inadequate enclosures
- Unregistered dogs

Electronic complaints, i.e. email, will be accepted as an approved method of lodging a complaint.

The following information is required of a written complaint –

- Details of the event, incident or similar; and
- The complainant's
 - Name; and
 - Signature; and
 - Residential address; and
 - Postal address; and
 - Daytime phone number.

If the Chief Executive Officer, upon receiving the complaint in writing, is of the opinion that the complaint is frivolous, vexatious or based on mistaken belief, the complainant will be advised, in writing, that Council has not accepted the complaint and the reason for its rejection.

Furthermore, anonymous complaints will not be investigated and all correspondence must be written in a legible, decent manner.

Officer's Recommendation:

That Council agree to the afore-mentioned 'Domestic Animals Complaints Policy'.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Resolved that the Policy be reviewed after further consultation and re-presented to Council at a later date for consideration.

1624 Dog De-sexing Program

Name of Applicant: Nanango Shire Council
Name of Owner: Nanango Shire Council
Real Property Description: Drayton Road, Nanango
Author & Officer's Title: Megan Savill, Environmental Health Officer

Executive Summary:

Some Council's have chosen to introduce a dog de-sexing program, which from all reports seem to encourage owners to de-sex their entire dogs.

To assist Council in deciding whether a de-sexing program is appropriate for the Shire, the following data relating to registration and impounding statistics are provided for your consideration:-

Impounding Statistics

Approximately eighty-six (86) dogs have been impounded by Council from 1 July 2006 to 31 December 2006. Impounding statistics suggest that a vast majority of these dogs have been unregistered, entire dogs.

Registration Statistics

A comparison between entire and de-sexed dogs from Council's current registration database follows:-

	Entire		Desexed		Total
Male	154		278		432
Female	73		347		420
Total	227	27%	625	73%	852

As can be seen from this data, 73% of the dogs registered with Council are de-sexed, however the vast majority of dogs impounded are entire dogs.

The aforementioned illustrates that entire dogs are more likely to be unregistered and impounded compared to that of de-sexed dogs. It would be fair to state that entire dogs are subject to more complaints than that of de-sexed dogs.

A de-sexing program would encourage the registration of dogs, i.e. people will be more inclined to register their dog knowing that they would receive a 'cash' voucher towards de-sexing costs.

Considering this, would Council support a program that encourages the registration and de-sexing of dogs?

It is put to Council that a voucher is offered to the keeper of every registered, entire dog. The value of the voucher being \$60 for male dogs and \$70 for female dogs, equating to approximately 50% of the cost of de-sexing. The vouchers would only be redeemable through veterinary surgeries based in Nanango Shire. Preliminary discussions with local vets indicate that they would strongly support the program.

The procedure would be –

1. A voucher is requested by the animal keeper at time of registering, or renewing the registration of, an entire dog.
2. A voucher is granted to the keeper of the animal. The voucher will detail specific animal keeper and dog details.
3. The voucher is then presented by the keeper to the veterinary surgery upon payment of the account.
4. The keeper would pay the difference between the voucher and the account, with the vet invoicing Council the voucher's value.

It is suggested that an allocation be made of \$3 000 for the 2007/2008 budget to accommodate the incentive program. Once the allocation is spent, the program is no longer offered for that year, i.e. 'first in best dressed'.

This incentive can be seen as a positive initiative in the area of animal control and has the potential to reduce the number of complaints relating to dogs, ease the burden on the Animal Housing Centre and encourage dog registration in Nanango Shire.

Officer's Recommendation:

That Council allow for \$3 000 in the 2007/2008 budget to support the dog de-sexing program.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Tucker seconded Cr Morgan that the Officer's Recommendation be adopted as presented.

Carried 9/0

1625 Fees and Charges for Disposal of Liquid Waste

<i>Name of Applicant:</i>	Nanango Shire Council
<i>Name of Owner:</i>	Nanango Shire Council
<i>Real Property Description:</i>	Drayton Street
<i>Location:</i>	Nanango

Author & Officer's Title: Megan Savill, Environmental Health Officer

Executive Summary:

It is current practice for liquid waste transporters to dispose of their wastes at either the Sewerage Treatment Plant or the ponds at Nanango Waste Disposal Facility.

A review of Council records indicates that there are no current agreements or contracts between liquid waste transporters and Nanango Shire Council for the use of these facilities.

It is proposed that such an Agreement be formed to restrict the types of wastes to be disposed and nominate what facilities are to be utilised.

That is,

- septic waste only to be disposed of at the Sewerage Treatment Plant; and
- grease trap waste and oily waters to be disposed of at the ponds located at the Nanango Waste Disposal Facility.

Furthermore, it is recommended that liquid waste contractors be charged for the use of these facilities. A fee may be made payable upon application and renewal of the 'Liquid Waste Disposal Agreement'. Currently no fee is charged for the disposal of liquid waste, with liquid waste ponds and sewerage treatment plant maintenance being funded by the general rate. To cover such costs it is suggested that an annual fee of \$220 (plus GST) be charged.

Please note that Council currently charges a disposal fee for solid industrial waste, this being \$10/m³.

Officer's Recommendation:

a) That Council supports the Environmental Health Officer forming a 'Liquid Waste Disposal Agreement' between Nanango Shire Council and liquid waste transporters.

and

b) That Council adopts an annual liquid waste disposal fee of \$220 (plus GST) for inclusion in the current schedule of fees and charges.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Tucker seconded Cr Morgan that the Officer's Recommendation be adopted as presented.

Carried 5/4

1626 Maintenance of Instrument of Appointment Register

<i>Name of Applicant:</i>	Nanango Shire Council
<i>Name of Owner:</i>	Nanango Shire Council
<i>Real Property Description:</i>	Drayton Street
<i>Location:</i>	Nanango
<i>Author & Officer's Title:</i>	Megan Savill, Environmental Health Officer

Executive Summary:

a) To perform duties as required of an Environmental Health Officer, Megan Leigh Savill is to be acknowledged as the Environmental Health Officer in Council's Instrument of Appointment Register. The register currently lists Angela Leigh Black as the Environmental Health Officer.

b) The following persons are identified by the register –

- Wayne Alan Gilliland
- Roger Keith Goulding
- Gregory Alan Hams

As these persons are no longer employed by Nanango Shire Council, any reference to them should be removed.

c) The position 'Animal Control Officer' is listed by the register. This position is to be replaced by that of 'Town Service Personnel' as no Animal Control Officers are employed by Nanango Shire Council.

d) The following persons are not identified by the register –

- Glen Stuart Argent
- Richard William Bemrose
- Stephen John Benson
- Ross Arthur Jenner
- Craig Richard Haggerty
- Paul Karl Langhans
- Rodney James Lees
- Christopher Maurice Mermoud
- Anthony Kim Edwards
- Troy Anthony Hockey
- Maurice John Williams

As these persons are currently employed by Nanango Shire Council, and perform duties pertaining to 'Town Service Personnel' they are to be recognised as the same by the register.

e) The duties of 'Town Service Personnel' incorporate the following local laws and devolved state legislation

- Local Law No. 1 (Administration); and

- Local Law No. 6 (Keeping and Control of Animals); and
- Local Law No. 13 (Control of Pests); and
- Lands Protection (Pests and Stock Route Management) Act 2002

Officer's Recommendation:

- a) Council to acknowledge that Megan Leigh Savill is employed by Nanango Shire Council as the Environmental Health Officer and is to be delegated responsibilities as identified by the Instrument of Appointment Register.
- b) That reference to persons identified above, who are no longer employed by Nanango Shire Council, be removed from the Instrument of Appointment Register.
- c) That any reference to 'Animal Control Officer' be omitted and replaced with 'Town Service Personnel' within the Instrument of Appointment Register.
- d) That persons listed above, currently employed by Council as 'Town Service Personnel', are identified by the Instrument of Appointment Register and delegated associated responsibilities.
- e) That the local laws and devolved state legislation aforementioned be recognised by the Instrument of Appointment Register as delegations to 'Town Service Personnel'.

COMMITTEE RECOMMENDATION:

That the Officer's Recommendation be adopted as presented.

Moved Cr Gregor seconded Cr Morgan that the Officer's Recommendation be adopted as presented.

Carried 9/0

FACILITIES COMMITTEE CHAIRPERSON'S REPORT

Cr Webb presented a report to the meeting which included:

- Start of the new year looks promising, with 17 new houses to date
- Congratulating the Community Services Department on the streamlining of processes and improved policy making

Moved Cr Webb seconded Cr Yeates that the Committee Chairperson's report be adopted.

Carried 9/0

1627 Reconfigure a Lot (1 lot in 30 lots - 2 balance areas) Wacal Investments P/L

Name of Applicant: Wacal Investments Pty Ltd
Name of Owner: Wacal Investments Pty Ltd
Real Property Description: L23/RP884795, Parish of Taromeo
Location: Cnr Coulson, Pine, Morris & Douglas Streets, Blackbutt
Author & Officer's Title: A J Robbins – Consultant Town Planner
File No: DA545 P3823

This item has been withdrawn until the revised application is received.

1628 Material Change of Use – Shops (D & A Prior)

Name of Applicant: D & A Prior
Name of Owner: D & A Prior
Real Property Description: L138/N231, Parish of Nanango
Location: 50 King Street, Nanango
Author & Officer's Title: A J Robbins – Consultant Town Planner
File No: DA556 P1580-1

Executive Summary:

This Code assessable application seeks to establish a small block of shops at 50 King Street (D'Aguilar Highway) and was initially lodged under Council's Transitional Planning Scheme. The land is within the Local Business Zone under the Transitional Planning Scheme with this application resulting from the proposals inability to comply with certain requirements of Division VI of Part V. Assessment of the application has been carried out under the Transitional Planning Scheme current at the time of making the application.

The relevant matters concern the proposals failure to comply with the Transitional Planning Schemes requirements for a 4.0m wide concrete footpath to front the subject land and construction of the lane at the rear of the land to the appropriate standard.

Conditional approval of the application is recommended. Recommended conditions largely restate the development criteria to be met as set down in the Transitional Planning Schemes requirements.

Officer's Recommendation:

That the application for a Material Change of Use to establish Commercial Premises on land at 50 King Street (D'Aguilar Highway), described as L138/N231, Parish of Nanango be approved subject to the following conditions.

1. Development to be generally in accordance with the submitted drawings prepared by North Coast Drafting Service Drawing Nos. TS 3049-1, TS 3049-1 and TS 3049-1, copies of which stamped for identification as TPDA 524 are attached.
2. The applicant shall at his cost connect the site to Council's water supply main located on the south eastern side of King Street (the D'Aguilar Highway) in front of the land. The site water supply shall be terminated just inside the King Street frontage of the subject site and connected to Council's standard water meter. The applicant shall pay all connection charges.
3. The applicant shall at his cost provide a connection to Council's sewerage main which traverses the site and pay all charges in connection establishment of this connection.
4. Connection of the site to electricity shall be at the applicant's cost.
5. Provide a minimum of one 10,000 litre rain water tank to the new building for the purposes of collecting rain water runoff from the roofed areas.
6. All overflow discharges from rainwater tanks and any roof rainwater downpipes discharging directly to the ground shall be designed so as to dissipate discharge water flows in a manner that will prevent scouring or erosion of the ground surface.
7. All stormwater drainage from the site, including roof water runoff and rain water tank overflows, shall be designed in accordance with the Queensland Urban Drainage Manual.
8. Construct a reinforced concrete access to the site from King Street in accordance with Council's standard drawing No. R-0051 (Institute of Municipal Engineering Australia). The dimension "w" on the standard drawing shall be 7.5m. The access shall be located to the approval of Main Roads Department.
9. The bitumen footpath to King Street shall be repaired and resurfaced to match the existing finish for the full King Street frontage of the land.
10. Payment of a contribution for Water Supply Headworks as set down in Council's Planning Scheme Policy No 5 – Infrastructure. The payment shall be \$9,441.54.
11. Payment of a contribution for Sewerage Headworks as set down in Council's Planning Scheme Policy No 5 – Infrastructure. The payment shall be \$4,134.04.
12. Provide not less than 28 car parking spaces, having a minimum size of 5.5 x 2.7 except where adjacent to a fixed obstruction when the relevant dimension of the car parking bay shall be increased by 0.3m. All parking spaces shall be sealed and line marked. One provided car parking space shall be for disabled use.
13. The finished floor level of the new building shall be set a minimum of 200mm above the finished ground level of the site adjacent to the external walls of the building or the existing ground level whichever is the highest.
14. Provide landscaped areas and buffers generally as shown on the drawings referred to in Condition 1 of this approval.
15. Prior to commencement of any building work obtain the approval of Council for the required landscaping as set out in Conditions 14 above. All proposed landscaping shall be in accordance with PSP5 of the new

Planning Scheme, a copy of which may be viewed on Council's website. A Landscape Plan for the site shall be prepared in accordance with Schedule A of PSP5 and three copies of shall be submitted to Council for approval, one of which will be endorsed when approved and returned for execution. A minimum of 20 business days should be allowed for assessment of the submitted Landscape Plan.

Landscaping is to include as a minimum a significant proportion of endemic native trees and shrubs for the Nanango area – refer PSP5 Schedule C (B) of the new Planning Scheme.

Maintain landscaping at all times in accordance with approved landscaping plan.

16. All external lighting shall be designed to avoid light spillage beyond the boundaries of the site and shall be compliant with the requirements of AS4282 – Control of the Obtrusive Effects of Outdoor Lighting.
17. Approval for any advertising device does not form part of this development permit. Separate approval is required for all advertising devices to be located on the site, including any site identification signage, other than street number.
18. The following design details shall be submitted to Council for scrutiny prior to commencement of construction works:
 - Crossover details
 - Sewerage details
 - Stormwater drainage details
19. Prior to the commencement of any works on the site in connection with this approval, the applicant shall prepare and submit to Council's Engineering Department for approval a Construction Works Management Statement addressing the following impacts of the works:
 - Management of dust resulting from building operations;
 - Control of quality and volume of stormwater discharge from the site during construction works.
20. Construction works shall only be undertaken between the hours of 7.00 am to 6.00 pm Monday to Saturday, unless otherwise varied by the Chief Executive Officer of the Council.
21. This approval shall have a currency period of four years commencing at the date of Council's Decision.

Grounds for non compliance with Clauses 1(1)(b) and 1(1)(c) of Division VI, Part V of the Superseded Planning Scheme are:

1. That for the approved use in this location the requirement for a full width concrete footpath to all road frontages would be an unreasonable requirement. In lieu the repair and reseal of the existing bitumen footpath to King Street is considered a reasonable requirement for approval of this proposal.
2. Construction of the road reserve (laneway) to the north east of the site is not reasonably required as the reserve width is inadequate to accommodate a standard urban access road, i.e. 8.0m wide between kerb lines.

COMMITTEE RECOMMENDATION:

That Council adopts the Officer’s Recommendation as presented.

Moved Cr Tucker seconded Cr Morgan that the Officer’s Recommendation be adopted as presented.

Carried 9/0

1629 Applications assessed by delegation under Superseded Planning Scheme

Author & Officer’s Title: A J Robbins – Consultant Town Planner

Executive Summary:

The following applications for dwelling houses were assessed under the Superseded Planning Scheme.

DA551	P & J Andrews	L17/RP199608 Par: Nanango	Rural Locality- Rural Zone	91 Anderson Road, Nanango	Self Assessable under Superseded Scheme
DA552	B W Grice	L4/RP184148 Par: Nanango	Rural Locality – PLU Small Lot Rural	39 Embrey Road, Nanango	Self Assessable under Superseded Scheme
DA553	C Holland	L5/RP167569 Par: Coolabunia	Rural Locality- Rural Zone	Boardman Road, Nanango	Self Assessable under Superseded Scheme
DA554	JM Shoveller & M Paulson	L4/RP192530 Par: Booie	Rural Locality- Rural Zone	Runnymede Estate Road, Nanango	Self Assessable under Superseded Scheme
DA555	S Pedron & K Treble	L33/RP178853 Par: Tarong	Rural Locality- Rural Zone	Tanduringie Drive, Nanango	Self Assessable under Superseded Scheme
DA557	B Waters	L96/RP187314 Par: Nanango	Rural Locality – PLU Small Lot Rural	266 Beitzels Road, Nanango	Self Assessable under Superseded Scheme

For information only.

UNDERTAKINGS & TOWN PLANNING COMMITTEE CHAIRPERSON'S REPORT

Cr Gregor presented a report to the meeting which included:

- A request to review local laws register
- Town Planning development looking promising for 2007 with a number of projects on the table which will be beneficial for the community.

Moved Cr Gregor seconded Cr Caffery that the Committee Chairperson's report be adopted.

Carried 9/0

1630 Incorrect Water Meter Reading – D'Aguilar Highway

Name of Applicant: Robin Hood Holdings Pty Ltd
Location: 13673 D'Aguilar Highway, Nanango
Author & Officer's Title: Margie Williams, Rates Officer

Executive Summary:

Nanango Water Meters were read on the 31st December 2006. Upon entering these readings it was discovered that there was a discrepancy from the December 2006 reading of 36063kl compared to the December 2005 reading of 36478kl. Council's rates department requested that the meter be re-read this was carried out three times and we were advised that the reading (December 2006) was read correctly. We were also advised that the Water Officer tested the meter over several days and reported that the meter was working correctly.

Officer's Recommendation:

That Council averages water usage over a 3 year period:

31/12/2003	33607kl
31/12/2006	36063kl
	2456kl
Average	819kl p/yr

and refunds the difference for the 31/12/2005 water billing period using the above calculations.

COMMITTEE RECOMMENDATION:

That Council adopts the Officer's Recommendation as presented.

Moved Cr Browning seconded Cr Yeates that the Officer's Recommendation be adopted as presented.

Carried 9/0

1631 Request to waive Cultural Centre Hire Fees

Name of Applicant: Anglican Parish of Nanango
Location: Nanango
Author & Officer's Title: Michael Hunter – Administration Manager

Executive Summary:

Anglican youth group held a Christmas meal on the 15th December 2006 for those in the community with special needs. The group requests that Council fees for the hire of the facility be reimbursed to the parish.

Officer's Recommendation:

That Council approves or declines the request from the Anglican Parish of Nanango as presented.

COMMITTEE RECOMMENDATION:

That Council approves the request from the Anglican Parish of Nanango to refund hall hire fees in line with Council Policy.

Moved Cr Tucker seconded Cr Webb that the Committee Recommendation be adopted as presented.
Carried 9/0

1632 Sale of Land for Rate Arrears – Auctioneer to be appointed.

Name of Applicant: Raine & Horne
Location: Henry Street Nanango
Author & Officer's Title: Margie Williams, Rates Officer

Executive Summary:

Quotes were obtained for the Sale of Land for Rate Arrears Auction to be held on the 23/02/2007 from Raine & Horne Nanango and Nanango Real Estate.

Officer's Recommendation:

That Council accepts one of the above quotes as presented.

COMMITTEE RECOMMENDATION:

That Council accepts the quote of Raine & Horne Nanango to conduct the auction for the sale of land for rate arrears.

Moved Cr Caffery seconded Cr Tucker that the Committee Recommendation be adopted as presented.
Carried 9/0

1633 Lease of Broadwater Reserve L103/FY1924

Name of Applicant: Nanango Shire Council
Location: Broadwater Recreation Reserve
Author & Officer's Title: Margie Williams, Rates Officer

Executive Summary:

Broadwater Water Reserve Lease expired on the 31/12/2006.

Council could do one of the following options.

1. Call for tenders for lease on the reserve for a period of time (3 years)
2. Extend the current lease for Mr & Mrs Henry
3. Don't renew the lease and leave as a recreation reserve

Officer's Recommendation:

Council to consider which of the above options to apply.

COMMITTEE RECOMMENDATION:

That Council calls for tenders for lease on the reserve for a period of 5 years.

Moved Cr Yeates seconded Cr Webb that the Committee Recommendation be adopted as presented.

Carried 9/0

1634 Donation to Bushrangers for purchase of equipment

Name of Applicant: South Burnett Rugby League Inc
Author & Officer's Title: Michael Hunter – Administration Manager

Executive Summary:

Letter receive from South Burnett Rugby league Inc requesting a donation for \$478.95 for equipment as per attached. The club original submitted an application for a recreation grant on a non-current form. The recreation grants closing dates are the last day in May and November each year and are advertised.

Officer's Recommendation:

That Council approves or declines this request.

COMMITTEE RECOMMENDATION

That Council approves the request subject to the completion of the correct application form and providing the project meets the criteria.

Moved Cr Tucker seconded Cr Yeates that the Committee Recommendation be adopted as presented.

Carried 9/0

1635 Donation to Nanango Jets AFL Club

Name of Applicant: Nanango Jets AFL Club
Author & Officer's Title: Shane Gray – Chief Executive Officer

Executive Summary:

Request received from Nanango Jets AFL Club requesting a donation for \$500 for their sign-on day.

Officer's Recommendation

That Council approves or declines this request.

COMMITTEE RECOMMENDATION

That Council provides the club with the appropriate Sport and Recreation Grant application form and approaches Kingaroy Shire Council with a view to sharing the costs.

Moved Cr Tucker seconded Cr Morgan that Council provides the club with the appropriate Sport and Recreation Grant application form for consideration.

Carried 9/0

ADMINISTRATION & FINANCIAL SERVICES COMMITTEE CHAIRPERSON'S REPORT

Cr Caffery presented a report to the meeting which included:

- Overview of the financial position of the Council
- Explained where some of the spending was carried out.

Moved Cr Caffery seconded Cr Gregor that the Committee Chairperson's report be adopted.

Carried 9/0

1636 Notice of Motion

Name of Applicant: Cr Rod Morgan

Executive Summary

At the Ordinary Meeting held on 14th November 2006, Council approved an increase in the charge for water at the standpipes of both Nanango and Blackbutt. Cr Morgan lodged a Notice of Motion that Council rescind the motion of item 1583 "Water Usage Standpipes".

Cr Tucker tabled a petition received from residents regarding the increased charges for water at the standpipe. Mr Grant provided Council with cost to Council of providing water at the standpipes in Nanango and Blackbutt.

The Notice of Motion states:

"I hereby give notice of my intention to move at the General Meeting of Council that Item 1583 headed "Water Usage Standpipes" be rescinded. The charges and fees will remain at the current level."

Moved Cr Morgan seconded Cr Tucker that Council rescinds the motion in which the charges and fees for water from the standpipes were amended to \$2.00 per KI for Nanango and \$4.00 per KI for Blackbutt in recognition of water shortages and the cost of providing that service.

LOST 5/4

Crs Yeates, Gregor, Caffery, Tillyer and McCallum voted against the motion.

ENGINEERING SERVICES COMMITTEE CHAIRPERSON'S REPORT

Cr Yeates presented a report to the meeting which included:

- Works being carried out throughout Shire
- Gave an explanation of where the work teams are currently working

Moved Cr Yeates seconded Cr Webb that the Committee Chairperson's report be adopted.

Carried 9/0

Moved Cr Webb seconded Cr Yeates that Council moves into Committee.

Carried 8/0

Attendance: Cr Tillyer left the meeting at 11.15 am.

Moved Cr Webb seconded Cr Caffery that Council moves out of Committee.

Carried 8/0

Attendance: Cr Tillyer returned to the meeting at 1.15 pm

Cr McCallum stated that Council had received advice from the Crime and Misconduct Commission in relation to an allegation against Cr Tillyer and the Blackbutt Country Markets for the period April 2001 through to August 2005. Advice given that the allegation consisted of Cr Tillyer's use of Council facilities and property of which he charged a hire fee and retained the funds, which was substantiated.

Moved Cr Webb seconded Cr Morgan that Council moves into Committee, following discussions with Cr Tillyer.

Carried 8/0

Attendance: Cr Tillyer left the meeting at 1.40 pm.

Moved Cr Tucker seconded Cr Webb that Council moves out of Committee.

Carried 8/0

Attendance: Cr Tillyer returned to the meeting at 2.00 pm.

Moved Cr Morgan seconded Cr Caffery that:

(a) on advice from the Crime and Misconduct Commission, Cr Tillyer be advised that the allegations of (i) Material Personal Interests and (ii) that he had a conflict of interest were substantiated and Council resolved that Cr Tillyer repays Council \$40 per month for fifty-two (52) months, totalling \$2080;

and

(b) that due to this breach, Cr Tillyer be suspended from one future ordinary meeting and all Nanango Shire Council committees of which Cr Tillyer is a member for the month of February 2007.

Adjournment: The meeting adjourned at 12.10 pm for lunch and resumed at 1.00 pm.

GENERAL BUSINESS

Councillors discussed changes to road names within the shire where discrepancies have been identified by the Engineering Department.

Cr Morgan raised the issue of security cameras throughout the town as part of the Streetscape Program and that Council re-establishes the Community Liaison Community to discuss concerns regarding vandalism and so on.

Resolved that Council writes to the Education Minister to voice concerns over the closure and sale of the preschool land and car park.

Resolved that Council writes to Hon Cameron Thompson MP in relation to the state purchase of land for forestry and other state purposes and not paying rates on that land.

Resolved the Council writes to the APMS in relation to letters received from them regarding rodeo chutes, signage and water usage.

Resolved that Council will undertake a review of local laws in conjunction with LGAQ and Department of Local Government, Planning and Recreation.

Moved Cr Tucker seconded Cr Yeates that Council monitors and pursues legal action where appropriate against persons who attack the integrity of Councillors and staff by various means including letters, print and web media.

Carried 9/0

CLOSURE

There being no further business the meeting closed at 2.20 pm.

CONFIRMATION

Confirmed before me this 20th day of February 2007.

Cr Reg B McCallum
MAYOR