



COUNCIL OF THE SHIRE OF MURGON

Minutes of the General Meeting

Held on Wednesday 19 September 2007

Meeting held in the Council Chambers
42 Stephens Street West
Murgon

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COUNCIL OF THE SHIRE OF MURGON**GENERAL MEETING****19 SEPTEMBER 2007****MINUTES**

OPENING

The Mayor declared the meeting open at 9:02 am

GUESTS

Mr Zaw Lwin Maung for a Citizenship Ceremony.

ATTENDANCE***Councillors***

PW Angel, Mayor
RJ Dennis, Deputy Mayor
CL Hatchett
GL Burgess
BD Mobbs
RQ O'Neill
RJ Eisenmenger

Officers

Chief Executive Officer, Peter Hackshaw
Manager Corporate and Financial Services, Andrew McKenzie
Manager Works and Services, Steve Turner
Minutes Secretary, Trudi Smith

PRAYERS

On behalf of the Ministers Fraternal, Pastor Des Limkin from the Baptist Church gave the day's Bible reading and lead the Council in prayer.

MINUTES SILENCE

A minute's silence for the passing of Shire citizens was observed for Elvie Amelia Wieland, aged 78 years and Colin Francis Carsburg aged 73 years, Mona Leona Krebs, John Grott and Len Lever.

CONFIRMATION OF MINUTES

7923 **Moved Cr Dennis seconded Cr Burgess: *THAT the minutes of the General Meeting held on the 15 August 2007 as circulated, be confirmed.***
CARRIED

9:19 am

Mayor Angel welcomed Mr Zaw Lwin Maung his wife and friends to Council and then proceeded with Mr Maung's Citizenship Ceremony.

1. GOVERNANCE, CONTROLLED ENTITIES, ENTERPRISES & ECONOMIC DEVELOPMENT (Cr PW Angel)

1.1 Officer's Report

1.1.1 South Burnett Regional Council Local Transition Committee (AD 5/2)

Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer
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<p>Executive Summary: The South Burnett Regional Council Local Transition Committee held their first meeting at the Kingaroy Shire Council on Tuesday 4 September 2007, with the next meeting scheduled to be held on Wednesday 3 October 2007.</p> <p>Expressions of interest for the position of Interim Chief Executive Officer closed on Tuesday 11 September 2007 and interviews were held on Friday 14 September 2007, with Mr Shane Gray being appointed Interim Chief Executive Officer.</p>

7924 Moved Cr Eisenmenger seconded Cr O'Neill: *THAT Councillors Burgess and Hatchett be appointed as proxies for Murgon Shire Council on the Local Transition Committee and this decision be conveyed to the Local Transition Committee (LTC) Chief Executive Officer.*

CARRIED

1.1.2 Sale of Medical Centre Building (LA 9/1) (Ass 611/5)

Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer
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<p>Executive Summary: Expressions of interest from Agents to undertake the sale of the Medical Centre Building closed on Friday 17 August 2007.</p>
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It was decided to award the position to Raine and Horne.

9:29 am

7925 Moved Cr Eisenmenger seconded Cr Dennis: *THAT Council move into closed meeting to discuss contracts proposed to be made by Council pursuant to s.463(1)(e) of the Local Government Act.*

CARRIED

**Meeting adjourned for morning tea at 10:10 am
Meeting reconvened at 10:30 am**

1.1.3 Sale of Murgon Saleyards (LA 9/1) (SA 1/7) (Ass 1125/-)

10:47 am

7926 Moved Cr O'Neill seconded Cr Eisenmenger: *THAT Council move out of closed meeting.*

CARRIED

7927 Moved Cr Eisenmenger seconded Cr Mobbs: *THAT*

1. *Regional Infrastructure be granted preferred tenderer status for the purchase of the Murgon Saleyards;*
2. *Council enter into negotiations, with Regional Infrastructure with a view to finalising a contract; and*
3. *Authority be delegated to the Mayor, Councillors Burgess and Mobbs, and the Chief Executive Officer to carry out the negotiations.*

CARRIED**1.1.4 Yallakool Infrastructure (TO 4/1) (Ass 1754/150001)**

7928 Moved Cr Eisenmenger seconded Cr Burgess: *THAT Council pay \$6,600 to Mr Stimpson representing the lost opportunity of not being allowed to remove the remaining buildings at Yallakool, thus allowing him to break even on the whole exercise.*

CARRIED**1.1.5 Locality Boundaries – Murgon and Moffatdale (LA 5/2) (Ass 1720/1) (1720/2)****Report brought back from the August General Meeting**

Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer
Executive Summary: A letter has been received from the Department of Natural Resources and Water requesting Council's consent to include Lot 5 & 6 on SP195988 in the locality boundary for Murgon.	

7929 Moved Cr O'Neill seconded Cr Dennis: *THAT Council does not consent to the change of boundary as indicated because there is no gazetted road crossing Barambah Creek, meaning that access to the northern portions of the subject lots must be gained via Murgon and the southern portions via Moffatdale.*

CARRIED

1.1.6 Request to Change January 2008 General Meeting (AD 12/1)

7930 Moved Cr Eisenmenger seconded Cr Burgess: *THAT Council alter the date of the January 2008 General Meeting from Wednesday 16 January 2008 to Wednesday 23 January 2008, and the March meeting be moved forward to the 12th March 2008, and that the South Burnett Times be notified, and Council's Web Page be adjusted to reflect this change.*
CARRIED

2. ADMINISTRATION, HUMAN RESOURCES & FINANCE (Cr BD Mobbs)

2.1 Officer's Report

2.1.1 Manager Corporate & Financial Services Report (AD 12/3)

Mr Andrew McKenzie presented his report to Council on the following items, Financial Reports, 2006/07 Financial Audit, 2007/08 and the Rate Levy.

11:31 am

7931 Moved Cr Eisenmenger seconded Cr Dennis: *THAT Council move into closed meeting to discuss contracts proposed to be made by Council pursuant to s.463(1)(e) of the Local Government Act.*
CARRIED

7932 Moved Cr Burgess seconded Cr O'Neill: *THAT Council move out of closed meeting.*
CARRIED

11.56 am

2.1.2 Caravan Park Fees (AF 16/2) (TO 2/2)

Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer
Executive Summary:	Report on the current fees charged for the Murgon Caravan Park.

933 Moved Cr Mobbs seconded Cr Dennis : *THAT the Murgon Caravan Park Fees be amended to make the task of receiving payment in cash simpler and more efficient.*

	<i>Present</i>	<i>Proposed</i>	
<i>Powered Site – 2 adults (overnight)</i>	<i>\$17.60</i>	<i>\$18.00</i>	<i>(incl GST)</i>
<i>Per additional person (over 6)</i>	<i>\$ 3.30</i>	<i>\$ 3.00</i>	<i>(incl GST)</i>

CARRIED

2.1.3 Online Credit Card Payments (1236/5) (1399/9) (AF 13/3)

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: An apparent technical error with Council's Online Credit Card Payments system has come to my attention, whereby two (2) payments, both processed 13 th August 2007, were 'scrambled' in the notification reached this office for processing of the payment. As such these payments were unable to be processed within the discount period.	

7934 Moved Cr Mobbs seconded Cr Eisenmenger: *THAT Council*

- a. *apply the following discounts:*
- i. *Assessment 1236/5: \$46.42*
 - ii. *Assessment 1399/9: \$156.55*
- b. *write off interest accrued on these same assessments:*
- i. *Assessment 1236/5: \$4.07*
 - ii. *Assessment 1399/9: \$12.74*

CARRIED**2.1.4 Write Off Bad Debt (Hincks) (Ass 771/-) (AF 4/2) (AF 4/3)**

Location/Address:	27 Thorn Street, Murgon
Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: Slashing was undertaken on land at 27 Thorn Street, Murgon, during the period in which the Mortgagee had repossessed the land. The land has since been sold by the Mortgagee exercising their power of sale pursuant to Mortgagee # 709103179 and outstanding rates have been recovered. However, the sundry debt for slashing remains outstanding.	

7935 Moved Cr Mobbs seconded Cr O'Neill : *THAT Council write off the \$146.30 balance on sundry debtor HINCKS.***CARRIED****2.2 Items for Consideration**

2.2.1 Policy on Grants to Community Organisations (AF 5/1) (CS 7/1)***Matter brought back from previous meeting***

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: By way of resolution no. 7863, Council has requested to review its Policy on Donations to Community Organisations.	

CEO left the meeting at 12:17 pm***CEO returned to the meeting at 12:19 pm***

7936 **Moved Cr Hatchett seconded Cr Burgess: *THAT Council adopt the revised Policy pursuant to Section 4 of the Local Government Finance Standard 2005.***

CARRIED***The Mayor adjourned the meeting for lunch at 12:25 pm******The meeting reconvened at 1:22 pm*****2.2.2 South Burnett Wineries Limited (in Liquidation) (AF 4/2) (Ass 1733/-)*****Agenda Item 2.2.2 – South Burnett Wineries Limited (in Liquidation) to be further discussed at the end of the meeting after more information is sourced.******MWS returned to the meeting at 1:25 pm******1:32 pm Council moved on to the next matter 2.2.3*****2.2.3 Write Off Small Debts – Sundry Debtors (AF 4/3)**

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: A review of Council's accounts receivable subsidiary ledger has identified the accounts receivable on the attached schedule as 60-90+ days overdue. As these accounts are for minor amounts (less than \$50), Council's permission to write the debts off is sought on the basis that is no longer economical to pursue payment.	

7937 Moved Cr Mobbs seconded Cr Dennis: **THAT Council write-off the following accounts:**

<u>Debtor</u>	<u>Amount</u>
<i>T Ackery</i>	<i>5.50</i>
<i>Amanda Badellino</i>	<i>35.20</i>
<i>Danielle Buckman</i>	<i>48.40</i>
<i>Karlie Compton</i>	<i>27.50</i>
<i>Tyron Hoenderdaal</i>	<i>38.50</i>
<i>Nicole Hollowood</i>	<i>33.00</i>
<i>Glen Maw</i>	<i>38.50</i>
<i>L&S McLaughlin</i>	<i>37.50</i>
<i>K Moffatt</i>	<i>41.25</i>
<i>R Page</i>	<i>35.20</i>
<i>J Swensson</i>	<i>19.80</i>
<i>P Weldon</i>	<i>11.00</i>
<i>Vanessa Williams</i>	<i>27.50</i>

CARRIED

2.2.4 Application for Discount (Jones) (Ass 914/-) (AF 13/3)

Name of Applicant:	Robyn Jones
Location/Address:	12 Coronation Drive, Murgon
Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services

Executive Summary: Email received 5th September 2007 from Robyn Jones requesting application of the discount on her current period rate levy for 12 Coronation Drive, Murgon.

7938 Moved Cr Mobbs seconded Cr Eisenmenger: **THAT Council not approve application of the discount on rate assessment 914/-.**

CARRIED

2.2.5 Application for Discount (Dunbar) (Ass 467/-) (AF 13/3)

Name of Applicant:	Alex and Jessie Dunbar
Location/Address:	15 Taylor Street East, Murgon
Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services

Executive Summary: Letter dated 26th August 2007 from Mr & Mrs Dunbar requesting application of the discount on their current period rate levy for 15 Taylor Street East, Murgon.

7939 **Moved Cr Mobbs seconded Cr O'Neill: *THAT Council not approve application of the discount on rate assessment 467/-.***
CARRIED

2.2.6 **Application for Discount (Kolling) (1374/-) (AF 13/3)**

Name of Applicant:	Leslie G & Gloria J Kolling
Location/Address:	451 Reifs Road, Manyung
Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services

Executive Summary: Letter dated 3rd September 2007 from Mr & Mrs Kolling requesting application of the discount on their current period rate levy for 451 Reifs Road, Manyung.

7940 **Moved Cr Eisenmenger seconded Cr Dennis: *THAT Council approve application the discount on rate assessment 1374/-.***
CARRIED

1:37 pm the Mayor presented Cr Eisenmenger with a certificate for 25 years service TO THE Murgon Shire and congratulated him on behalf of all Councillors and Citizens.

MCFS left the meeting at 1:46 pm

3. HEALTH, BUILDING, HOUSING & PLANNING (Cr RQ O'Neill)

3.1 Officer's Report

3.1.1 Nil

3.2 Items for Consideration

3.2.1 Development Application – Material Change of Use – Accommodation (Extension to Motel) (DA 45/07) (Ass 169/-)

Name of Applicant:	M & D Cluff
Location/Address:	193 Lamb Street, Murgon
Author and Officer's Title:	Trudi Smith, Planning Officer

Executive Summary: A development application has been received from Mr & Mrs Cluff for a Material Change of Use for an extension to an existing motel

7941

Moved Cr O'Neill seconded Cr Eisenmenger: THAT Development Application 45/07 for a Material Change of Use – Accommodation (Extension to Motel) at 193 Lamb Street, and described as Lot 9 & 10 on RP838055, Parish of Murgon be approved subject to the following conditions:

- a) The development, the subject of this approval, must generally comply with the facts and circumstances set out in Development Application No 45/07, and the proposed plans numbered 06-192-SPY pages 1 – 9 dated 8 May 2007 for (Lot 8 & 9 on RP838055, Parish of Murgon), and situated at 193 Lamb Street, Murgon;**
- b) The driveway and car park areas are to be constructed from asphalt, pavers and/or concrete;**
- c) Outdoor lighting must be provided for the car park area and must prevent any glare or illumination overspill from the site into adjoining properties with the location, design, construction and operation of the light sources in accordance with AS 4282 – 1997 (Control of the Obtrusive Effects of Outdoor Lighting);**
- d) All stormwater from the building and all surface water from the driveways and parking areas is to be discharged to the kerb;**
- e) Waste disposal containers and / or recycling facilities are to be provided on site,**
- f) An operational Works Permit must be obtained for the car park and driveway works in accordance with the Integrated Planning Act 1997, and must be inspected by the Council's Manager Works and Services;**
- g) The exterior of the building is to be consistent with the original premises;**
- h) Landscaped gardens or shrubbery is to be provided in accordance with the proposed plans;**
- i) Car parking facilities are to be provided as per the site plan 06-192-SPY dated 8 May 2007, with minor changes as advised by Council;**
- j) Fencing is to be provided as proposed plan 06-192-SPY Page 9 of the proposal;**
- k) The earthenware sewerage main on Lot 9 is to be replaced at the applicants expense, with Council to be engaged to undertake the work;**
- l) No obstruction is to be placed in, on or over an area measured 2 metres either side of the water main on Lot 9. This area may be paved over, with the applicants responsible for any costs incurred should the water main require repair, Council will however permit an upright structure measuring no less than 4.5 metres high by 6.0 metres wide to be constructed between the existing Reception Area/ Manager's Residence and the proposed new Block A, provided the opening is not enclosed at any point in time;**
- m) Any earthworks are not to interfere or cause any change to the watercourse without approval by Council's Manager Works and Services; this is to prevent erosion of the watercourse;**
- n) Compliance with Main Roads Department Referral Agency response dated 16 July 2007.**

CARRIED

MCFS returned to the meeting at 1:50 pm

3.2.2 Reconfiguration of a Lot at Reif's Road, Murgon (DA 179/05) Ass 1369/-

Name of Applicant:	Phillip and Rosemary Braithwaite
Location/Address:	Reif's Road, Murgon
Author and Officer's Title:	Trudi Smith, Planning Officer

Executive Summary: The Braithwaite's are applying for approval to reconfigure three (3) rural lots to create twenty three (23) low-density residential lots and the balance area being rural.

7942 Moved Cr O'Neill seconded Cr Burgess: *THAT the reconfiguration of Lot - Lot 1 on RP216333, Lot 1 on FY609 and Lot 76 on FY1219, Parish of Murgon, as proposed in Development Application 179/05 by P & R Braithwaite be approved by the Murgon Shire Council, subject to the following conditions:*

1. *The development, the subject of this approval, must generally comply with the facts and circumstances set out in Development Application No 179/05 and the proposed plan for reconfiguring a lot (Lot 1 on RP216333, Lot 1 on FY609 and Lot 76 on FY1219, Parish of Murgon), and situated at Reif's Road, Murgon, described on 2957P/2 dated 13 September 2007;*
2. *All conditions of development, the subject of this approval, must be complied with prior to Council's endorsement of the plan for subdivision, unless satisfactory security is given to Council to ensure compliance with the conditions.*
3. *The developer must bear the cost of any alterations necessary to public utilities resulting from compliance with conditions of this approval.*
4. *In accordance with the Integrated Planning Act, all rates, charges or any expenses being a charge over the subject land under any Act shall be paid prior to the plan of survey being signed by Council.*
5. *The property accesses for Lots 1 and 13 – 16 and 19 are to be constructed in line with Type 2 Access, Drawing No. 30 to the satisfaction of the Manager Works and Services prior to Council sealing of the survey plan, or alternatively a \$ 12,000 bond or bank guarantee be provided;*
6. *The developer will pay to Council an amount of \$45.00 per allotment for the supply and erection of rural property address numbers on each allotment. The amount payable in this instance is \$1,035.00;*
7. *Prior to Council's sealing of the survey plan, a road contribution of \$30,000 for sliplanes on Reif's Road at the intersections of the new road servicing the proposed subdivision is to be paid by the developer in accordance with Council's Contribution Policy for External Roads and Works D6. This is to be paid prior to the sealing of the survey plan by Council.*

Engineering Design

8. *Where Council is not the designing and constructing authority*
 - a. *Detailed engineering plans for roadwork's, and stormwater drainage where required are to be submitted for approval.*
 - b. *Fees for checking of Engineering Plans of works designed by others is*

to be paid for on lodgement of plans for checking. Fees to be paid are in accordance with Council's Schedule of Fees and Charges.

- c. Inspection of the work is to be carried out by Council staff. Fees payable for inspection are in accordance with Council Schedule of Fees and Charges.*
 - d. Before the Plan of Survey will be released by Council, either all work shall be completed, or a bond to the value of any remaining works must be lodged with Council.
As the remaining work is completed, application may be made to Council for progressive reduction of the value of the bond.*
 - e. A maintenance bond of \$ 20,000 will be required by Council for a period of six months from completion of all roadworks.*
- 9. Where Council is the designing and or constructing authority**
- f. Designing work – cash payment of engineering fees as per Council's charges is required before the release of any document.*
 - g. Construction works – the subdivider will be required to contract with the Council and lodge cash advance and / or security for the cost of the works prior to the work being commenced;
Cash payments to Council are in accordance with Council Schedule of Fees and Charges.*
 - h. Alternatively a bond for the total value of the work may be lodged with Council and released as the work is completed.*
- 10. Evidence that a supply of underground or above ground bundled electricity is connected to the proposed lots, or that the applicant has entered into a suitable contract with Ergon Energy for the supply of electricity to the proposed lots and installation for their development application. This is to be provided prior to the sealing of the survey plan by Council.**
- 11. One (1) copy of the proposal plan shall be forwarded to the regional office of Ergon Energy PO Box 163 Maryborough 4650 and one (1) copy to the Telstra New Developments, Locked Mail Bag 3550, Brisbane 9008 Qld. A copy shall also be given to the Postal Manager, Australia Post PO Box 3217, Bundaberg DC Qld 4670.
Evidence of such copies shall be supplied for Council at the time of sealing the survey plan.**
- 12. The applicant shall lodge a certificate signed by a licensed surveyor stating that after the completion of all works associated with the subdivision, survey marks were reinstated where necessary and all survey marks are in their correct position in accordance with the plan of survey as of a particular date.**
- 13. The Council shall not endorse the plan of survey until the required certificate has been lodged or, alternatively, where it has signed the plan of survey prior to the completion of all works the Council shall withhold the release of securities until the certificate relating to the survey marks has been submitted.**
- 14. Telecommunications infrastructure is to be provided to each allotment.**
- 15. The developer must construct the new roadway to a 6.5 metre bitumen seal formation with concrete kerb and channelling, and provide a 9 metre radius to the cul-de-sac.**
- 16. The sealed surface of the roadway constructed on the pavement of asphalt surface with a minimum thickness of 25mm, or a two-coat bitumen chip seal surface using multigrade bitumen (with first layer being 14mm screened**

material and second layer being 7 mm screened material) and application rate determined following suitable testing of the aggregate;

- i. Pavement thickness of the roadway of 200 mm of compacted gravel of a suitable standard.*
 - j. Alternative specifications may be utilised provided they are to the satisfaction of the Manager Works and Services.*
- 17. The work in Condition 16 must be completed in full and certified by Council's Manager of Works and Services that the work has been completed to the required performance standards, before operation of the road commences.*
 - 18. An Operational Works Development Permit must be obtained in accordance with the Integrated Planning Act for operational works required by conditions 8 – 16;*
 - 19. The applicant must provide a copy of their receipt as proof of payment of Q Leave prior to any roadwork's, earthworks or water supply construction commencing.*
 - 20. Site stormwater runoff shall be collected, detained and discharged where appropriate in a manner that does not increase the quantity of concentration of stormwater flow in comparison to the pre-development condition. The proposed piped outlet and energy dissipaters are to be contained within an easement to allow stormwater runoff from the end of the cul-de-sac, with the easement to follow the boundary between Lot 12 and 17, and Lot 13 and 14 to join up with Reif's Road, as indicated on the Proposed Subdivision Plan 2957P/2 review D dated 13 September 2007. An operational Works Permit must be obtained for these works in accordance with the Integrated Planning Act.*
 - 21. Roofwater runoff from future houses to downstream lots is to be diverted to rainwater storage tanks with a minimum rainwater capacity to be 60,000L. Overflow from rainwater storage tanks is to be dissipated through rubble pits before being dispersed back to normal flow. An operational Works Permit must be obtained for these works in accordance with the Integrated Planning Act.*
 - 22. Stormwater runoff from other sites is to drain to the road drainage system in a manner and to a point to be approved by the Manager Works and Services.*
 - 23. Street signs are to be provided to the satisfaction of the Manager Works and Services.*
 - 24. The developer shall provide a list of at least three names (and name meanings) to Council for each new road to be opened. The list of names should be submitted as early as practical to allow Council to approve the names in time for sign manufacture and erection prior to the opening of the new roads. A theme may be used for any larger subdivision should this be considered appropriate.*
 - 25. At the time of lodgement of a Building Application on any proposed allotment, the owner to provide potable water by either a 60,000 litre rainwater storage tank, or other means satisfactory to Council; and*
 - 26. The reconfiguration shall not be staged and that all lots and internal roads shall be constructed prior to signing and sealing of the survey plan.*

CARRIED

3.2.3 Request to Change an Existing Approval (DA 34/06) (Ass 1415/5)

Name of Applicant:	DJ & KL Donald
Location/Address:	152 Blackburns Road, Murgon
Author and Officer's Title:	Trudi Smith, Planning Officer
Executive Summary: A request to change an existing approval under section 3.5.33 has been received from Mr & Mrs Donald on a Decision Notice given on 17 May 2006.	

7943 Moved Cr O'Neill seconded Cr Eisenmenger: *THAT Council offer no objection to Mr & Mrs Donald's request to change an existing approval to alter the position of the boundary between the proposed lots as outlined in Drawing No. 2 dated 23 August 2007.*

CARRIED

3.2.4 Request to Review Decision – Permit for 3 Dogs (AL 3/2)

Name of Applicant:	Yasmin Carloss
Location/Address:	1 Centenary Court, Murgon
Author and Officer's Title:	Trudi Smith
Executive Summary: A request has been received from Yasmin Carloss to review the decision not to allow three (3) dogs as her premises at 1 Centenary Court.	

7944 Moved Cr Eisenmenger seconded Cr Burgess: *THAT due to the fact that no objection or complaints have been made, and considering the condition of the dogs and property, Council agree to the following:*

- a. *A permit for three (3) dogs be allowed for 12 months, with the expiry date to be 30 June 2008, and should the extra dog remain, then the permit be reapplied for, for another 12 months;*
- b. *If one of these dogs are removed to another property or are deceased, then the dog is not to be replaced by another dog unless a new application for more than 2 dogs in a township is approved; and*
- c. *Council may review an approved application on receipt of a justified complaint against the dogs applied for.*

CARRIED

4. TOURISM, COMMUNITY SUPPORT & CULTURE (Cr CL Hatchett)**4.1 Officer's Report**

4.1.1 Australia Day Celebrations – Saturday 26 January 2008 (CS 1/ 2)

Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer
Executive Summary: In preparation for this important day and the last occasion on which the Murgon Shire will participate in its own right, Council decided the following:	
<ol style="list-style-type: none"> 1. Closing date for calling nominations for awards, to be Friday 9 November for inclusion in 21 November General Meeting agenda; 2. Council supports the full range of awards; 3. Celebration to be at 7:00 am in the QEII Park in the city centre 4. Aussie breakfast with sausage, bacon and eggs; 	

4.2 Items for Consideration**4.2.1 Murgon State High School Annual Speech Night (SC 2/2)**

Name of Applicant:	Murgon State High School
Location/Address:	2 Dutton Street, Murgon
Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: Letter dated 20 th August 2007 advising that the 49 th Annual Speech Night will be held on Thursday 25 th October 2007 and seeking a donation toward an award to be presented during the Speech Night.	

CEO left the meeting at 2:11 pm

7945 Moved Cr Hatchett seconded Cr Eisenmenger: *THAT Council donate \$100.00 toward the Year 11 & 12 Business Com and Tech Awards and the Year 11 & 12 Legal Studies Awards to be presented at the 49th Annual Speech Night of the Murgon State High School.*

CARRIED

4.2.2 Queensland Dairy & Heritage Museum (LA 3/1) (AF 13/3)

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Applicant:	Mrs Val Manson, Hon. Secretary
Applicant's Address:	PO Box 139, Murgon QLD 4605

Executive Summary: Letter dated 20th August 2007 requesting Council consider granting rate remissions to the Queensland Dairy and Heritage Museum in the event that they incorporate to hold the assets of the Museum.

CEO returned to the meeting at 2:13 pm

7946 Moved Cr Hatchett seconded Cr O'Neill: *THAT pursuant to s1031 of the Local Government Act, and Council's Revenue Statement, Council exempt the Queensland Dairy and Heritage Museum from general rates from the date that they become the registered owner of tenure over Lot 320 FY2740, Parish Murgon, with Council's Revenue Statement being amended accordingly. Further, that the Queensland Dairy and Heritage Museum be advised that their pedestal charges will remain as rated, until such time as the number of pedestals is reduced.*

CARRIED

4.2.3 Sponsorship – 2007 Annual Murgon Show (AF 5/1) (EC 1/7)

Name of Applicant:	Murgon Pastoral, Agricultural & Horticultural Society
Location/Address:	PO Box 78, Murgon QLD 4605
Author and Officer's Title:	Peter Hackshaw, Chief Executive Officer

Executive Summary: Letter dated 26 August 2007, requesting that Council sponsor the 84th Annual Murgon Show (2008), with 4 sections being available for sponsorship. The theme of the 2008 Show is "Every family needs a farmer".

Cr O'Neill declared a Material Personal Interest and left the meeting at 2:14 pm

7947 Moved Cr Eisenmenger seconded Cr Dennis: *THAT Council sponsor the 2008 Annual Murgon Show by granting \$ 100.00 as the prize for the Photography Section.*

CARRIED

Cr O'Neill returned to the meeting at 2:16 pm

Cr Hatchett presented an Outstanding Commitment Award to the Mayor on behalf of the Tidy Towns organisation for 29 years of participation by the shire from 1978 to 2007.

5. WORKS, PLANT & RURAL SERVICES (Cr GL Burgess)

5.1 Officer's Report

5.1.1 Manager Works and Services Report (WO 4/1)

Mr Steve Turner presented his report to Council on the following items, Main Roads, RMPC, Council Works, Water and Sewerage Functions, Water Maintenance, Sewerage Function, and Building Maintenance.

5.2 Items for Consideration

5.2.1 Saleyard Fees and Charges (AD AF 16/1) (SA 1/1)

Matter brought back from August General Meeting

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Executive Summary: Further to Council's Special Meeting of 25 th July, I present a comparison of the saleyard fees for the Saleyards of Murgon, Mareeba, Dalby/Wambo, Roma/Bungil, Gracemere, Gympie, Charters Towers and Coolabunia.	

The Mayor adjourned the meeting for afternoon tea at 3:12 pm

The meeting reconvened at 3:37 pm

The Mayor vacated the chair and Deputy Mayor took the chair at 4:00 pm

The Mayor returned to the meeting at 4:02 pm.

- 7948 Moved Cr Burgess seconded Cr Dennis: ***THAT Council increase the saleyard fees from 3 October 2007 as follows:***
1. ***Agents Charge from \$ 2,000 to \$2,120 (covers CPI increases over the last two (2) years rounded off to the nearest \$1.00);***
 2. ***Agents Licence Fee per head for cattle be increased to \$1.35 to cover CPI increases over the last two (2) years;***
 3. ***Scale Fees be increased to \$2.25;***
 4. ***Yard Fees be increased to \$2.25;***
 5. ***Dipping Fees increased from \$1.10 to \$1.50;***
 6. ***Dead Beast Removal Fee \$ 100.00;***
 7. ***Truck Wash Fee to be increased to \$25.00 per hour; and***
 8. ***All other Saleyard Fees remaining unchanged from 2006/07.***

AMENDMENT to the MOTION

Moved Cr Eisenmenger seconded Cr O'Neill: ***THAT Council amend the saleyard fees from 3 October 2007 as follows:***

1. ***Agents Charge be set at \$ 500;***
2. ***Agents Licence Fee per head for cattle be increased to \$1.75;***
3. ***That Porters Transport be charged \$ 2,120 per year;***
4. ***Scale Fees be increased to \$2.25;***
5. ***Yard Fees be increased to \$2.25;***
6. ***Dipping Fees increased from \$1.10 to \$1.50;***
7. ***Dead Beast Removal Fee \$ 100.00;***
8. ***Truck Wash Fee to be increased to \$25.00 per hour; and***
9. ***All other Saleyard Fees remaining unchanged from 2006/07.***

AMENDMENT was LOST

The ORIGINAL MOTION was put to the meeting and was CARRIED

7949 Moved Cr Eisenmenger seconded Cr Burgess: **THAT representatives from Porters Transport be invited to meet with Councillors Angel, Dennis, Burgess, the Chief Executive Officer and the Manager Corporate and Financial Services.**

CARRIED

6. SPORT, RECREATION & ENVIRONMENT (Cr RJ Eisenmenger)

6.1 Officer's Report

6.1.1 Murgon Swimming Pool (SR 5/1) (Ass 871/-)

Author and Officer's Title: Peter Hackshaw, Chief Executive Officer

Executive Summary: The Mayor and Chief Executive Officer attended a meeting in the Cherbourg Council Chambers on Tuesday 4 September 2007, of all interested parties to discuss ways in which Murgon Shire Council may be able to open the pool for the season.

Attendees included the Murgon and Cherbourg Police, Murgon Schools, Roma Indigenous Coordinating Committee (ICC) Cherbourg Council, Commonwealth Department of Communications, Information Technology and the Arts Commonwealth Attorney General's Department, Queensland State Sport and Recreation, Active After School Committee, CTC Connections Youth Service, South Burnett CTC.

All present were briefed on the reasons why the Murgon Council was unable to open the pool and that if some external funding was forthcoming, Council would be pleased and willing to consider engaging a manager and open the pool.

Cr Burgess left the meeting at 5:13 pm

Cr Burgess returned to the meeting at 5:14 pm

Moved Cr Mobbs seconded Cr Eisenmenger: **THAT Council take the necessary steps to reopen the pool, while at the same time continue to investigate all avenues of finance, and failing external funding or finance, that Council make necessary adjustments to the budget to allow the opening of the Murgon Swimming Pool.**

Motion LOST

6.2 Items for Consideration

6.2.1 Murgon Showground and Recreation Reserve (PA 2/1) (Ass 322/-)

Author and Officer's Title:	Chief Executive Officer, Peter Hackshaw
Executive Summary:	Discussions have been held between all the various users, the Mayor, Cr O'Neill, the Department of Natural Resources and Water and Chief Executive Officer regarding the Murgon Show Grounds and Recreation Reserve.

7951 Moved Cr Eisenmenger seconded Cr Dennis: *THAT Council delegate to the Mayor, Cr O'Neill, Cr Eisenmenger and the Chief Executive Officer authority to negotiate with the various users of the sportsfield the most preferable outcome.*

CARRIED

*The Mayor adjourned the meeting for a brief recess at 5:23 pm
The meeting reconvened at 5:26 pm*

7. WATER, WASTE MANAGEMENT & EMERGENCY SERVICES (Cr RJ Dennis)

7.1 Officer's Report

7.1.1 Drought Management Plan – Murgon Shire Council (IE 3/3)

Author and Officer's Title:	Steve Turner, Manager Works and Services
Executive Summary:	The Water Act 2000 includes a requirement that a Drought Management Plan (DMP) be prepared for all water service providers and approved by the Department of Natural Resources and Water (NRW).

*Cr Mobbs, Cr Dennis and MCFS left the meeting at 5:28 pm
Cr Dennis Cr Eisenmenger and MCFS returned to the meeting at 5:31 pm
Cr Mobbs returned to the meeting at 5:36 pm*

7952 Moved Cr Dennis seconded Cr Eisenmenger: *THAT Council approve the Drought Management Plan (DMP) as presented and send a copy to the Department of Natural Resources and Water for their approval.*

CARRIED

7.2 Items for Consideration

**7.2.1 Request to alter Watering Restrictions (Ass 291/11) (SR 2/4) (IE 5/12)
(AD 11/3) (SC 2/3)**

Author and Officer's Title: Steve Turner, Manager of Works and Services

Executive Summary: A number of requests have been received from local entities to relax the current water restrictions or to vary the allocated hours to permit watering at more opportune times.

7953 Moved Cr Eisenmenger seconded Cr Hatchett: *THAT Murgon Bowls Club be granted an exemption from watering restrictions to the extent that they be permitted to water on Monday Mornings as per their letter stating 20 KL per week, as this is the most beneficial treatment for the greens, and that appropriate signage be erected by the Murgon Bowls Club, and that they be advised that they should seek alternative sources of water as Council cannot guarantee continued supply of water.*
CARRIED

7954 Moved Cr O'Neill seconded Cr Dennis: *THAT Castra Retirement Home be permitted to vary their watering hours to suit their requirements as stated in their letter dated 4 September 2007 and that appropriate signage be erected showing the changed water times.*
CARRIED

7955 Moved Cr Burgess seconded Cr Dennis: *THAT Murgon State School be permitted to vary their watering hours as requested in their letter dated 4 September 2007 and that appropriate signage be erected showing the changed watering times.*
CARRIED

7956 Moved Cr Dennis seconded Cr Hatchett: *THAT Delegated Authority be given to the Mayor, Deputy Mayor and Manager Works and Services to consider and decide upon applications to vary watering times.*
CARRIED

5: 48 pm Council returned to Agenda Item 2.2.2 for further discussion

2.2.2 South Burnett Wineries Limited (in Liquidation) (AF 4/2) (Ass 1733/-)

Author and Officer's Title:	Andrew McKenzie, Manager Corporate and Financial Services
Applicant:	PA Lucas & Co (Liquidators)
Applicant's Address:	GPO Box 2910, Brisbane QLD 4001

Executive Summary: Letter dated 13th August 2007 providing an update on the liquidation of South Burnett Wineries Limited, advising that all assets of the company have been sold and that the only way that a dividend will be paid to remaining creditors is if the liquidator obtains substantial funds from recovery action against the Directors. As such, the liquidator is asking remaining creditors if they wish to financially contribute to recovery actions against the Directors.

7957

Moved Cr Mobbs seconded Cr Eisenmenger: *THAT Council grant Delegated Authority to the Mayor and Chief Executive Officer to offer up to \$1,000 toward the public examination of directors of South Burnett Wines depending on information received from the liquidators.*

CARRIED

Closure

There being no further business the Mayor declared the meeting closed at 6:05 pm

Peter Angel
Mayor