

# PAROO SHIRE COUNCIL



## GENERAL MEETING MINUTES

19 December 2008

### OPENING OF MEETING

The Mayor declared the meeting open at 10.44am.

### ATTENDANCE & APOLOGIES

#### Councillors:

Mayor

Cr Joanna Sheppard

Deputy Mayor

Cr Karen Ticehurst

Cr Don Dunsdon

Cr David Land

Cr Carmel Meurant

#### Officers:

Chief Executive Officer

Mark Watt

Director Governance

Neil Mitchell

Minutes Secretary

Rita McIntyre

### APOLOGIES

Nil

### MOTION OF SYMPATHY

#### **Res.M08/178**

*Moved Cr Meurant seconded Cr Land that a Motion of Sympathy be passed for Keith Taylor, Christopher Woods, Allan Duval Tannock, Ian McCoy and Ethel Arnold.*

**CARRIED**

### CONFIRMATION OF MINUTES

#### **General Meeting Minutes 11 November 2008**

#### **Res.M08/179**

*Moved Cr Ticehurst seconded Cr Dunsdon that the Minutes of the General Meeting held on Tuesday 11 November 2008 are taken as a true and correct record of that meeting of Council.*

**CARRIED**

**BUSINESS ARISING FROM PREVIOUS MINUTES**

Nil

**CORRESPONDENCE****Value of Penalty Units**

File/Ref: 46/1;137309

## Description:

Letter from Hon Warren Pitt MP, Minister for Main Roads and Local Government, advising of a proposed increase in the value of a penalty unit from \$75 to \$100. The increase is proposed to take effect from 1 March 2009 should Council wish to 'opt-in' to the proposal given such penalty units apply to Local Laws under local government control. If the option is taken up by Council, the relevant State Legislation will be amended as necessary.

**Res.M08/180**

*Moved Cr Meurant seconded Land that Council endorse its previous formal advice to the Hon Warren Pitt MP, Minister for Main Roads and Local Government deciding to 'opt-in' to an increase in the value of a penalty unit from \$75 to \$100.*

CARRIED

**Dux Mechanical Repairs Offer to purchase 22 seater bus**

File/Ref: 59/1; 137283

## Description:

Letter from Maurie Higgins, Dux Mechanical Repairs, seeking to explore the possibility of purchasing Council's 22 seater bus. Mr Higgins has an intention of starting a bus hire service for Cunnamulla, making it available to local clubs and organisations.

**Res.M08/181**

*Moved Cr Land seconded Cr Ticehurst That Council take no action to sell the 22-seater bus and consistent with its previous decision, a review of bus hire be undertaken in 12 months.*

CARRIED

**OFFICERS REPORTS****Chief Executive Officer's Report**

Consideration of the Chief Executive Officers Report.

**Presentation of Annual Report 2007/08**

Following the completion of the 2007/08 audit by Horizon Accounting, Toowoomba, Council is now required to adopt its Annual Report in accordance with s.531 of the *Local Government Act 1993*.

**Res.M08/182**

*Moved Cr Dunsdon seconded Cr Ticehurst that in accordance with s.531 of the Local Government Act 1993, the Annual Report 2007/08, as presented, be adopted.*

CARRIED

Attendance: Neil Mitchell left the meeting at 11.15am am returning at 11.21am.

### **Kookaburra Corner Child Care Centre**

A requirement of the appointment of Council's Chief Executive Officer includes a role as Licensee of the Kookaburra Corner Children's Centre. Under the provisions of the *Child Care Act 2002* the Kookaburra Corner Children's Centre is licensed as a centre based service. There are numerous regulatory obligations arising from the license and as Licensee, the Chief Executive Officer is responsible for ensuring license requirements are complied with.

#### **Res.M08/183**

*Moved Cr Meurant seconded Cr Dunsdon that the appointment of Mark Watt to the position of Chief Executive Officer include an appointment as Licensee of the Kookaburra Corner Child Care Centre in accordance with the Child Care Act 2002.*

**CARRIED**

### **Junior Councillors – Paroo Shire**

Consideration of a review of the Junior Council, given the retirement of Helen Miller from the School coordination role, and given that fact, Council may wish to also consider a general review of the Junior Council.

#### **Res.M08/184**

*Moved Cr Land seconded Cr Meurant that a review be undertaken of the roles and responsibilities of Junior Councillors and that Cr Ticehurst be appointed as Council's representative to coordinate Junior Council*

**CARRIED**

### **Regional & Local Community Infrastructure Program (RLCIP)**

In November the Prime Minister, Hon Kevin Rudd MP announced the Regional & Local Government Infrastructure Program (RLCIP). Such funding is a one-off payment to Council's to stimulate additional growth and economic activity in Australia to help deal with the global economic crisis. Council's allocation is a base component of \$100,000 formulated from a methodology including relative need, population (less than 5,000 category) and growth.

#### **Res.M08/185**

*Moved Cr Ticehurst seconded Cr Land that in accordance with the Regional and Local Community Infrastructure Program (RLCIP) Guidelines, Council allocate approved funding of \$100,000 towards an upgrade of the Cunnamulla Swimming Pool to include the following:*

- 1. Upgrade existing Kiddies Pool;*
- 2. Provision of improved safety measures and signage in accordance with The Royal Life Saving Society Queensland Guidelines for low patronage pools;*
- 3. Upgrade of storage facilities, fencing and entertainment facilities following consultation with the pool operator and community.*

**CARRIED**

Attendance: Neil Mitchell left the meeting at 11.50am returning at 12.27pm.

Attendance: Dennis Hogan & Trevor Jones entered the meeting to present the Works Coordinator's Report at 11.53am leaving at 12.26pm.

Attendance: Cr Land & Chief Executive Officer left the meeting at 11.53am returning at 11.54 & 11.55am respectively.

### Art Gallery Opening Functions

Art Gallery Openings at the Cunnamulla Fella Centre for visiting and local artists are proving very popular. Average attendance numbers over recent openings are approximately 60 people. Following a review of the costs associated with these events, it has become apparent they do not recover costs.

#### Res.M08/186

*Moved Cr Land seconded Cr Dunsdon that ticket costs for Art Gallery Openings be increased to \$15.00 per adult and \$10.00 for pensioners.*

CARRIED

Adjournment: The meeting adjourned for lunch at 12.36pm pm returning at 1.21pm.

### SafeST Infrastructure Subsidy

Consideration of advice received from Peter Evans, Regional Director, Department of Main Roads, regarding the availability of funds for a SafeST project at Wyandra amounting to \$30,000 total with a 50/50 funding arrangement.

#### Res.M08/187

*Moved Cr Ticehurst seconded Cr Meurant that subject to Main Roads approval of the SafeST Project for Wyandra State School, provision be made to include the necessary funds in the current Roadworks Program.*

CARRIED

### Sale of Land for Overdue Rates

Consideration of a list of overdue rates and charges and a discussion about the process to sell land at auction as prescribed under Part 7, Chapter 14 of the *Local Government Act 1993*.

#### Res.M08/188

*Moved Cr Ticehurst seconded Cr Land that in accordance with s.1040 of the Local Government Act 1993, Council proceed to sell the following land at auction for overdue rates, as prescribed under Part 7, Chapter 14 of the Local Government Act 1993:*

<b>Item</b>	<b>Assessment No</b>	<b>Total Overdue (Including 3-years)</b>
1	00018-00000-000	\$1,367.17
2	00023-00000-000	\$4,598.54
3	00024-00000-000	\$3,162.51
4	00044-00000-000	\$2,990.54
5	00055-00000-000	\$2,989.15
6	00057-00000-000	\$2,989.15
7	00063-00000-000	\$2,989.20
8	00065-00000-000	\$2,989.15
9	00072-00000-000	\$2,989.20
10	00081-00000-000	\$2,262.70
11	00082-00000-000	\$7,077.07
12	00090-10000-000	\$5,810.74

<b>Item</b>	<b>Assessment No</b>	<b>Total Overdue (Including 3-years)</b>
13	00098-00000-000	\$3,247.62
14	00128-00000-000	\$12,133.99
15	00163-00000-000	\$3,263.56
16	00166-00000-000	\$3,020.00
17	00171-00000-000	\$2,421.73
18	00185-00000-000	\$3,897.03
19	00194-00000-000	\$2,262.70
20	00197-30000-000	\$2,989.15
21	00197-40000-000	\$2,989.15
22	00201-00000-000	\$3,571.80
23	00203-56000-000	\$5,335.58
24	00208-00000-000	\$29,956.17
25	00209-00000-000	\$4,736.71
26	00211-00000-000	\$8,592.80
27	00212-00000-000	\$4,608.87
28	00234-00000-000	\$7,125.16
29	00255-00000-000	\$4,149.62
30	00275-00000-000	\$2,989.15
31	00276-00000-000	\$3,370.66
32	00277-00000-000	\$2,989.15
33	00406-00000-000	\$2,989.15
34	00415-00000-000	\$3,391.96
35	00423-00000-000	\$9,842.95
36	00424-00000-000	\$3,389.45
37	00431-00000-000	\$2,989.20
38	00435-00000-000	\$5,264.42
39	00437-00000-000	\$2,989.15
40	00437-10000-000	\$2,989.15
41	00444-00000-000	\$2,989.20
42	00445-00000-000	\$2,989.15
43	00455-00000-000	\$6,379.63
44	00463-00000-000	\$9,034.90
45	00490-00000-000	\$4,054.14
46	00522-00000-000	\$2,989.20
47	00533-00000-000	\$6,022.21
48	00553-00000-000	\$2,989.20
49	00566-00000-000	\$2,959.20
50	00570-00000-000	\$3,673.42
51	00571-00000-000	\$2,989.13
52	00573-00000-000	\$2,989.18
53	00575-00000-000	\$2,989.20
54	00586-00000-000	\$2,614.08
55	00590-10000-000	\$2,989.20
56	00590-20000-000	\$5,275.39
57	00617-00000-000	\$3,142.04
58	00624-00000-000	\$2,989.20
59	00635-00000-000	\$2,989.18
60	00651-00000-000	\$3,469.45
61	00652-00000-000	\$2,989.15
62	00653-00000-000	\$4,605.79
63	00748-00000-000	\$1,129.04

<b>Item</b>	<b>Assessment No</b>	<b>Total Overdue (Including 3-years)</b>
64	00905-00000-000	\$1,530.47
65	00926-00000-000	\$33,188.57
66	00940-20000-000	\$10,713.57
67	01263-00971-000	\$948.38
68	01398-00220-000	\$2,712.94
69	01398-00230-000	\$1,820.12
70	01398-10030-000	\$948.38
71	01398-60180-000	\$629.16
72	01417-60560-000	\$2,095.90
73	01417-60570-000	\$2,025.62
74	01417-60580-000	\$3,107.36
75	09000-05496-000	\$1,402.91
76	09000-60065-000	\$608.08
77	09000-60106-000	\$784.05
		<b>\$337,466.94</b>

CARRIED

### Authorised Persons

Consideration of a report to appoint authorised persons in accordance with the provisions of Chapter 15, Part 5 of the *Local Government Act 1993* and other provisions of legislation requiring appropriate appointment.

#### Res.M08/189

*Moved Cr Meurant seconded Cr Dunsdon that in accordance with s.1084 of the Local Government Act 1993, the following persons be appointed as Authorised Persons:*

<b>Name</b>	<b>Division</b>	<b>Description</b>
Mark Watt	Division 7 Section 1098-1101 Division 8 Section 1102 Division 10 Section 1105 Local Law No. 1 Chapter 2 Part 3	Approved Inspection Programs Powers on Entry Special Provision for Local Laws about Dogs Animal Control Public Health Act 2005
Dennis Hogan	Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102 Local Law No. 1	Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry Animal Control
Jashim Uddin	Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102	Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry
Trevor Jones	Local Law No.2 Local Law No.8	Gates and Grids Bridges and Culverts
Tom Webb	Division 3 Section 1090 Division 4 Section 1091-1093 Division 5 Section 1094-1095 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102	Infringement Notice Offences Investigations About Offences Warrants Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry

<b>Name</b>	<b>Division</b>	<b>Description</b>
<i>Raymond Hartley</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102</i>	<i>Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry</i>
<i>Raymond White</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102</i>	<i>Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry</i>
<i>Kevin Hurrell</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 7A Section 1101A Division 8 Section 1102</i>	<i>Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Monitoring Commission Water Restrictions Powers on Entry</i>
<i>Damien Thornton</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 7A Section 1101A Division 8 Section 1102</i>	<i>Infringement Notice Offences Investigations About Offences Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Monitoring Commission Water Restrictions Powers on Entry</i>
<i>Stephen Mizen</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 5 Section 1094-1095 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102 Division 10 Section 1105 Local Law No.1 Chapter 2 Part 3</i>	<i>Infringement Notice Offences Investigations About Offences Warrants Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry Special Provision for Local Laws about Dogs Animal Control Public Health Act 2005</i>
<i>Di Francisco</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 5 Section 1094-1095 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102 Division 10 Section 1105 Local Law No.1 Chapter 2 Part 5</i>	<i>Infringement Notice Offences Investigations About Offences Warrants Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry Special Provision for Local Laws about Dogs Animal Control Public Health Act 2005</i>
<i>Anthony White</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 5 Section 1094-1095 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102 Division 10 Section 1105 Local Law No.1</i>	<i>Infringement Notice Offences Investigations About Offences Warrants Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry Special Provision for Local Laws about Dogs Animal Control</i>
<i>Michael Moy</i>	<i>Division 3 Section 1090 Division 4 Section 1091-1093 Division 5 Section 1094-1095 Division 6 Section 1096-1097  Division 7 Section 1098-1101 Division 8 Section 1102 Division 10 Section 1105 Local Law No.1</i>	<i>Infringement Notice Offences Investigations About Offences Warrants Monitoring Authorisations and Notices and Processing Applications Approved Inspection Programs Powers on Entry Special Provision for Local Laws about Dogs Animal Control</i>

CARRIED

**Plant Hire & Oncost Review**

Consideration of a report from the Chief Executive Officer regarding a review of plant hire and oncost rates following previous consideration of the Mead Report at the October meeting.

**Res.M08/190**

Moved Cr Meurant seconded Cr Dunsdon that the oncost and plant rates be adopted, as presented:

<b>Description</b>	<b>Components</b>	<b>Amount</b>
No_Oncost	Nil	0%
Standard	Creditors Stores Wages Plant	.5% 15% 54% 15%
Non-Standard	Wages (Funded Programs)	20%
CDEP	Wages (Superannuation)	9%

<b>Plant No.</b>	<b>Plant Description</b>	<b>Approved Rate</b>
All	Accommodation	\$100/Day
326	Backhoe	\$60/hr
All	Forklifts	\$30/hr
All	Generators	\$10-\$15/hr
All	Graders	\$100/hr
	Loaders	
333	Caterpillar Loader 938G	\$100/hr
334	Caterpillar Loader 950H	\$110/hr
336	Caterpillar Loader 924G	\$100/hr
All	Pumps	\$10/hr
512	6" Kenflo Pump	\$20/hr
All	Ride on Mower	\$25/hr
All	Rollers	\$75/hr
327	Skid Steer Loader	\$50/hr
	Tractors	
321	Kubota Tractor M7950	\$35/hr
322	Kubota Tractor M6030	\$35/hr
323	John Deere Tractor 6110	\$50/hr
324	John Deere Tractor 6110	\$50/hr
325	John Deere Tractor	\$30/hr
332	John Deere Tractor 855	\$30/hr
All	Trucks - Light	\$50/hr & .50c/km
All	Trucks - Medium	\$60/hr & .50c/km
All	Trucks - Heavy	\$100/hr & .50c/km
All	Vehicles	\$1/km

CARRIED

**Director of Governance Report**

Consideration of a report by the Director Governance.

Attendance: The Chief Executive Officer departed the meeting at 1.50 and returned at 1.51pm.

**Health Planning and Environment Report**

Consideration of the Health Planning and Environmental Officers Report.

**Material Personal Interest:** Cr Ticehurst declared a material personal interest in the next item on the agenda and departed the meeting at 2.07pm.

**Development Application – Material Change of Use - 4 cabins plus office 22-24 Mabel Street, Cunnamulla**

Consideration of a development application from Karen Ticehurst to establish 4 cabins and an office on land situated at 22-24 Mabel Street, Cunnamulla and described as L3/SP162530, Parish Cunnamulla. The land is zoned 'Residential' under the Planning Scheme and the proposed development is Impact Assessable.

**Res.M08/191**

*Moved Cr Dunsdon seconded Cr Meurant that the Development Application – Material Change of Use to erect 4 cabins plus an office on land situated at 22-24 Mabel Street, Cunnamulla and described as Lot 3/SP 162530 be approved subject to the following conditions.*

- 1. That the proposed crossover and driveways be designed and constructed to Council's satisfaction.*
- 2. That the flow of stormwater through the allotment is not impeded by the development and that an approved engineering designed solution to the stormwater flow is prepared and submitted to Council for approval prior to any work being carried out on the site.*
- 3. That a Development application Building Work be submitted prior to any building taking place.*
- 4. That at least 6 onsite car parking spaces be provided at the applicants expense.*
- 5. That no light spillage occurs outside of the proposed development.*
- 6. That the flood level of the cabins is situated above the 1:100 flood heights.*

CARRIED

Attendance: Cr Ticehurst returned to the meeting at 2.20pm.

**PETITIONS**

Nil

**TENDERS**

Nil

**NOTICES OF MOTION**

Nil

**GENERAL BUSINESS & LATE ITEMS****Application for Permit to Occupy over area of road – Apiary Sites**

File/Ref: 79/12;137567

## Description:

Correspondence from Amanda Scott of the Department of Natural Resources and Water informing Council of an application for Permit to Occupy over an area of road located on attached drawing 2008/224 – Elmina Road, Wyandra. The proposed use of the land is for Apiary Sites and requires Council's views or requirements on the application

**Res.M08/192**

*Moved Cr Dunsdon seconded Cr Land that Council offer no objection to the Application for Permit to Occupy over an area of road located on Elmina Road, Wyandra for Apiary Sites.*

CARRIED

**Regional Arts Development Fund – Minutes 10 October 2008****Res.M08/193**

*Moved Cr Ticehurst seconded Cr Meurant that the minutes of the Regional Arts Development Fund Meeting of 10 October 2008 be adopted with approval of the following projects:*

<b>Applicant Name</b>	<b>Project Description</b>	<b>Amount (No Gst)</b>
Cunnamulla Polocross Club	Employ horsemanship instructor (Subject to amended Budget)	\$2,795.00
Paroo Shire Council	Indigenous Cultural Display-Visitor Information Centre	\$10,000.00
Yapunyah Craft Group (Sample Quilt)	Helen Rosenow to conduct 10- lessons in patchwork quilting	\$2,275.00
Yapunyah Craft Group (Silver Jewellery)	Don Ziesemer to conduct instruction course for silver jewellery	\$768.50
Yapunyah Craft Group (Leather Platting)	Tom Rosenow to conduct instruction course for leatherwork	\$455.00
Yapunyah Craft Group (Woodwork)	Roger Volz to teach a class to create wooden bookcase	\$897.00
Yapunyah Craft Group (Metalwork)	Brian Rutledge to tutor a class in metalwork	\$1,042.60
Yapunyah Craft Group (Metal Clay)	Chris Berghofer to gain Certificate 2 in precious metal clay.	\$1,000.00
Paroo Shire Council (Louise Travers)	RADF Exhibition to promote benefits of RADF Program	\$2,260.00
	<b>Total</b>	<b>\$21,493.10</b>

CARRIED

**Res.M08/194****Closed Meeting**

*Moved Cr Meurant seconded Cr Ticehurst that the meeting be closed at 2.25pm in accordance with Section 463 (1) (h) to discuss Australia Day Nominations.*

CARRIED

Attendance: Neil Mitchell and Rita McIntyre left the meeting at 2.25pm.

**Re-open Meeting****Res.M08/195**

*Moved Cr Meurant seconded Cr Dunsdon that the meeting be re-opened at 2.45pm.*  
CARRIED

*It was Resolved that in accordance with normal practice, Australia Day nominees be invited to attend the Australia Day presentations and winners be announced on the day.*

**Change in January 2009 General Meeting**

*It was resolved that the January 2009 General Meeting be postponed to Friday 23 January 2009 and that such change be advertised in accordance with the Local Government Act 1993.*

**Future Cunnamulla Fella Festivals**

Consideration was given to the need to set future Cunnamulla Fella Festival dates so that there is some certainty for Council, the Organising Committee and the Community in planning and budgeting for the event.

**Res.M08/196**

*Moved Cr Meurant seconded Cr Land that Council agree to hold the Annual Cunnamulla Fella Festival and PBR Bullride for the years 2009, 2010 and 2011 and that this matter be included for future budget deliberations.*

CARRIED

**QUESTIONS**

Cr Dunsdon enquired about grids being made at the depot and that consideration should be given to a design that allows them to be easily removed for cleaning. Further, Cr Dunsdon enquired about progress towards the 110km zone on the Bourke Road.

Cr Sheppard suggested a letter of congratulations be sent to Darby Land given his recent retirement from the Hospital Community Council and that a letter also be sent to the Bullride Organising Committee.

**MEETING CLOSURE**

The meeting closed at 2.50pm

**MINUTES CERTIFICATE**

Confirmation

.....  
Cr J Sheppard  
Mayor

.....  
Mark Watt  
Chief Executive officer