

# **CAMBOOYA SHIRE COUNCIL**



**Confirmed Minutes**

**for**

**Ordinary Meeting**

**21 November 2007**



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### CAMBOOYA SHIRE COUNCIL

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on Wednesday 21 November 2007, commencing at 9:00am

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**PRESENT**

Cr CE Taylor (Mayor)  
Cr MA Williams  
Cr BA Moule  
Cr FW Mengel  
Cr NB Schmidt  
Cr MJ MacGinley  
Cr SC Robertson  
Cr MR Middleton  
IP Stevenson (Chief Executive Officer)  
GW Scheiwe (Director Engineering Services)  
MR Lisle (Manager Development Services)  
KM Phillips (Personal Assistant)

The Mayor opened the meeting at 9:00 am.

**1. APOLOGIES – LEAVE OF ABSENCE**

That Cr Gordon be granted leave of absence from the Meeting.

**Resolution 01/1107**

Moved by Cr Middleton, seconded by Cr MacGinley, that Cr Gordon be granted leave of absence from the Meeting.

**Carried**

**2. CONFIRMATION OF MINUTES**

Council is requested to confirm the Minutes of the Ordinary Meeting of Council held on 17 October 2007.

**Resolution 02/1107**

Moved by Cr Schmidt, seconded by Cr Mengel, that the Minutes of the Ordinary Meeting of Council held on 17 October 2007, which have been circulated to Councillors, be confirmed.

**Carried**

**Attendance**

*Staff member Anthony Donald joined the public gallery to observe the Meeting as part of his studies for his LG Diploma. The Mayor extended a welcome to Anthony and congratulated him and his wife on the birth of their twin baby girls.*

### 3. RECEIPT AND CONSIDERATION OF OFFICERS' REPORTS

#### A) DEVELOPMENT SERVICES

##### A.1 Application PSW/07/56 for a Boundary Clearance Variation for a dwelling on Lot 78 SP189277 Parish of Cambooya and situated at 15 Wellington Street, Wyreema.

**Applicant:** Arden Vale Homes  
**Owner:** R & M Brown

An application was received for a boundary clearance variation for a dwelling located on Lot 78 SP189277 Parish of Cambooya and situated at 15 Wellington Street, Wyreema. The proposed dwelling is to be sited 5.5m from the southern (front) boundary. The property has an area of 861m<sup>2</sup>. A copy of the proposal letter from the applicant, letter of no objection from adjoining property owner, photos and site plan was attached for Councillors information.

The applicant advises that the proposed dwelling is to be located to 5.5m from the southern (front) boundary.

The adjoining property owner at 17 Wellington Street advises that from the information he has received he has no objection.

#### Planning Scheme

The *Residential Development Code* under the *Planning Scheme* requires that a house and associated outbuilding in a Township area is set back 6m from the front and 1.5m from the side and rear boundaries. The *Planning Scheme* provides that a lesser distance may be approved having regard to the levels, depth, shape or conditions of the allotment and the nature of any existing or proposed buildings or structures on adjoining allotments.

#### Comments

The proposed dwelling is to be located 5.5m from the southern (front) boundary. The block is an angular triangle shape, the road frontage is a sweeping bend, which limits the options for positioning the dwelling on the block. The proposed dwelling is restricted on the western side boundary due to the positioning of the sewer and stormwater mains.

The actual area of the overhang (patio eave) that will encroach on the setback will be approximately 0.5m<sup>2</sup>. This will result in a minimal visual impact from the street and therefore it is considered that Council could approve the application as there will be no adverse impact on the amenity of the area.

#### **Resolution 03/1107**

Moved by Cr Robertson, seconded by Cr Williams, that a development permit be issued for a boundary clearance variation from 6m to 5.5m from the southern (front) boundary for a dwelling on Lot 78 SP189277 Parish of Cambooya and situated at 15 Wellington Street, Wyreema due to the small encroachment on the 6m setback and the minimal visual impact from the street.

**Carried**

## Attendance

At 9:04am the Director Engineering Services attended the meeting.

### **A.2 Application PSW/07/57 Boundary Clearance Variation for a verandah on Lot 28 RP851016 Parish of Cambooya and situated at 10 Richards Avenue, Cambooya**

**Applicant:** C George

**Owner:** C George

An application was received for a boundary clearance variation to locate a proposed verandah with a floor area of 12m<sup>2</sup> to a dwelling 4.2m from the front boundary. The allotment has an area of 1,250m<sup>2</sup> and contains a dwelling and sheds. A copy of the applicant's letter, photos, site plan and letter of no objection from adjoining property owner was attached for Councillor's information.

The applicant advises they require the setback to enable a verandah to be built on the front of the home to assist with cooling the home by providing shade to the front of the house. The verandah would also assist in protecting the front entrance to the home in inclement weather.

The adjoining property owners on the western boundary, cnr Eric Ct and Richards Avenue, have stated they have no objection to the proposed verandah. The other adjoining boundary (east) is bordered by a buffer area to the adjoining rural activities.

### **Planning Scheme**

The *Residential Development Code* under the *Planning Scheme* requires that a house and associated outbuilding in a Township area is set back 6m from the front and 1.5m from the side and rear boundaries. The *Planning Scheme* provides that a lesser distance may be approved having regard to the levels, depth, shape or conditions of the allotment and the nature of any existing or proposed buildings or structures on adjoining allotments.

### **Comments**

The proposed verandah will encroach on to the street building setback of 6m by 1.8m. The existing dwelling was erected in 1994 and the allotment is located at the end of the road and further development beyond this point is not planned.

The open verandah will be only 12m<sup>2</sup> in area and will essentially protect the front of the dwelling from the elements.

The verandah will enhance the front aspect of the dwelling and mitigate the bland facade of the dwelling when viewed from the street. This will result in a minimal visual impact and improve the overall aesthetics from the street. It is considered that Council could approve the application as there will be no adverse impact on the amenity of the area.

**Resolution 04/1107**

Moved by Cr Middleton, seconded by Cr Schmidt, that a development permit be issued for a boundary clearance variation from 6m to 4.2m for a verandah with a floor area of 12m<sup>2</sup> on Lot 28 RP851016, Parish of Cambooya and situated at 10 Richards Avenue, Cambooya as there will be no adverse impact on the amenity of the area.

**Carried**

**A.3 Application PSW/07/58 for an Oversized Shed and Carport with a floor area greater than 110m<sup>2</sup> on Lot 5 SP165926 Parish of Drayton situated at 31 Wissemann Road, Top Camp.**

**Applicant: N Askin**  
**Owner: N & J Askin**

An application was received for an oversized shed and carport with a floor area of 112.5m<sup>2</sup> and a wall height of 3m on Lot 5 SP165926 Parish of Drayton situated at 31 Wissemann Road, Top Camp with a land area of 5,340m<sup>2</sup>.

A copy of the proposal letter, construction details, photos, aerial photo and site plan were attached for Councillors information.

### **Policy**

Council's policy requires that where buildings located in a Township or Rural Residential area exceed any of the following criteria they will be referred to Council for determination:

1. *Buildings greater than 110m<sup>2</sup> in floor area; or*
2. *Buildings greater than 3m above ground level at the eaves line; or*
3. *Buildings with any side of the building greater than 15m in length.*

### **Comments**

The proposed shed is to be located at the rear of the property. The shed will be a single story shed and carport with a floor area of 112.5m<sup>2</sup> and a wall height of 3m.

The applicant advises that the oversized shed will be used for the storage of a boat, trailer, motor bikes and general household goods. A toilet and shower area is also proposed for one corner of the shed.

The applicant is unable to contact the adjoining property owner as the property has recently been sold, but the new owner has not yet moved in.

Council could approve the application as it is considered that the proposed building will not affect the adjoining properties or the amenity of the area.

**Resolution 05/1107**

Moved by Cr Moule, seconded by Cr Mengel, that a development permit be issued for an oversized shed with wall height of 3m and a floor area of 112.5m<sup>2</sup> on Lot 5 SP165926 Parish of Drayton situated at 31 Wissemann Road, Top Camp subject to the following conditions:

1. Usage is limited to storage use and includes no direct or indirect commercial benefits, and no permanent occupation.
2. No external lighting other than sensor lighting is permitted.
3. Provide suitable landscaping around the building to minimise visual impacts.
4. The building is not to be used for human habitation.

**Carried**

**A.4 Application PSW/07/59 for an Oversize Shed with a floor area greater than 110m<sup>2</sup> on Lot 3 RP851016 Parish of Cambooya situated at 25 Thomas Street, Cambooya**

**Applicant: P Evans**

**Owner: P Evans**

An application was received for an oversize garage with a floor area of 135m<sup>2</sup> and a wall height of 2.7m on Lot 3 RP851016 Parish of Cambooya situated at 25 Thomas Street, Cambooya with a land area of 4,848m<sup>2</sup>.

A copy of the proposal letter, letters of no objection from adjoining property owners, photos and site plan was attached for Councillors information.

**Policy**

Council's policy requires that where buildings located in a Township or Rural Residential area exceed any of the following criteria they will be referred to Council for determination:

1. *Buildings greater than 110m<sup>2</sup> in floor area; or*
2. *Buildings greater than 3m above ground level at the eaves line; or*
3. *Buildings with any side of the building greater than 15m in length.*

**Comments**

The proposed garage is to be located approximately 6m from the Thomas Street boundary and 15m from the northern (side) boundary. The garage will be a single story colorbond (river gum green walls and classic cream doors and light grey roof) building with a wall height of 2.7m and a floor area of 135m<sup>2</sup>.

The applicant advises that the oversize garage will be used for the storage of 3 vehicles, ride on mower, cement mixer, camping and sporting gear and general gardening equipment. A letter of support has been submitted from adjoining property owners at 4 Eton Street and 2 Eton Street stating they have no objection to the proposed oversize shed.

The applicant also advises that one of the vehicles is an emergency services response vehicle which is fitted out with a range of expensive equipment, such as satellite tracking, cameras, computers and radio telecommunications equipment. The

applicant has concerns regarding the security of leaving the vehicle parked outside overnight.

The applicant advises that the oversize garage will replace an existing smaller shed (120m<sup>2</sup>). The existing structures are around 40 years old and are sited on the boundary. Plans are in place to landscape around the proposed new garage to compliment the surrounding area.

The proposed garage will be positioned at the side of the existing dwelling on a large allotment (4,848m<sup>2</sup>) and therefore Council could approve the application as it is considered that the amenity of the adjoining properties will not be affected.

#### **Resolution 06/1107**

Moved by Cr Middleton, seconded by Cr Moule, that a development permit be issued for a single story colorbond oversize garage with a wall height of 2.7m and a floor area of 135m<sup>2</sup> on Lot 3 RP851016 Parish of Cambooya situated at 25 Thomas Street, Cambooya subject to the following conditions:

1. Usage is limited to home use and includes no direct or indirect commercial benefits, and no permanent occupation.
2. No external lighting other than sensor lighting is permitted.
3. Provide suitable landscaping around the building to minimise visual impacts.
4. The building is not to be used for human habitation.

**Carried**

#### **A.5 Application PSW/07/30 Boundary Clearance Variation for a garage on Lot 8 SP200763 Parish of Drayton and situated at Lot 8 Hamblin Court, Mount Rascal**

**Applicant:** Schriek Building Group

**Owner:** A & C Speed

An application was received for a boundary clearance variation for a garage located on Lot 8 SP200763, Parish of Drayton and situated Lot 8 Hamblin Court, Mount Rascal. The proposed garage is to be sited 4.5m from the western side boundary. The property has an area of 4925m<sup>2</sup>. A copy of proposal letter, photos and site plan was attached for Councillors information.

The applicant advises that the boundary concession is required due to the shape and slope of the block.

#### **Planning Scheme**

The Residential Development Code under the *Planning Scheme* requires that a house and associated outbuilding in a Rural Residential area is set back 6m from all boundaries. The *Planning Scheme* provides that a lesser distance may be approved having regard to the levels, depth, shape or conditions of the allotment and the nature of any existing or proposed buildings or structures on adjoining allotments.

#### **Comments**

The proposed garage is a single story (weatherboard walls & tile roof) to be sited 4.5m from the western side boundary. The garage will be positioned at an angle to

the western boundary and the actual area of the garage that will encroach on the 6m setback will be less than 3m<sup>2</sup>.

The position of the garage will be adjacent to the public pathway that leads from Hamblin Court and therefore it is considered that there will be no adverse impact on the amenity of the area.

**Resolution 07/1107**

Moved by Cr Moule, seconded by Cr Robertson, that a development permit be issued for a boundary clearance variation from 6m to 4.5m from the western side boundary for a proposed garage situated at Lot 8 Hamblin Court, Mount Rascal on Lot 78 SP191381 Parish of Drayton due to only a small area of the garage encroaching and the position of the adjacent public pathway.

**Carried**

**A.6 Application MCU/07/02 for Material Change of Use (Storage of landscaping materials, fencing and machinery) on Lot 34 RP36542, Parish of Westbrook situated at 58 Westbrook Road, Westbrook**

**Applicant:** B Burge – Countrystyle Fencing  
**Owner:** K Volker

An application was received for a Material Change of Use (Storage of landscaping material, fencing and machinery) on Lot 34 RP36542 Parish of Westbrook situated at 58 Westbrook Road, Westbrook. The total area of land is 29.563ha. A copy of proposal letter, advice from Department of Natural Resources & Water, map and photos were attached for Councillor's information.

**Declaration**

A Statutory Declaration was received on 18 October 2007 from the applicant advising that adjoining owners were notified in writing and Public Notification was carried out in accordance with section 3.4.7 of the *Integrated Planning Act 1997 (IPA)*.

No submissions regarding the development were received during the public notification period.

A letter of objection was received on 30 October 2007 from D & M Finlayson, a copy was attached for Councillor's information. This submission was not a "properly made submission" as it was not received during the Notification period.

Council accepted the late submission under section 3.4.9 (3) of IPA to allow the issues raised to be adequately addressed.

**Referral Agency Response**

The Department of Natural Resources and Water advise the following:

*"Available topographical data indicates that the land could be subject to occasional flooding from Westbrook Creek. Construction of a 'bund' or levee adjacent to the Creek can result in a concentration, and/or diversion of floodwaters leading to*

damage to agricultural land within the subject lot and also to land and infrastructure to the west of the property.

The subject area is mapped as Class A agricultural land which is regarded as Good Quality Agricultural Land (GQAL) for Cambooya Shire.

As GQAL has been identified on the subject lot, it is subject to State Planning Policy 1/92: Development and the Conservation of Agricultural Land (SPP1/92). Consistent with the principles of APP1/92, the proposal is considered an inappropriate use of land identified as Good Quality Agricultural Land.

Guidelines supporting State Planning Policy 1/92 direct a Council to refuse an application that alienates GQAL unless:

- *There is an overriding need for the development at that location and no other site is suitable for the particular purpose; or*
- *the subject land is located so that farming either or alone in association with surrounding parcels is not practicable.”*

The Department would recommend retaining the rural land zoning and is not supportive of development that would diminish the utility and productive capacity of Good Quality Agricultural Land.

There is no groundwater, surface water or overland flow works attached to this land.’

### **Planning Scheme**

The allotment has an area of 11.372ha and is located in the Rural Land Use Area (plains landscape) which is intended to be used for a range of rural pursuits, including agriculture, horticulture, grazing and farm forestry.

The scheme allows other development to be supported in certain circumstances, including:

- *“other industries which have acceptable environmental, amenity and infrastructure impacts, particularly those which support or value add to rural activities; or*
- *non-agricultural uses, such as, home based business, host home accommodation, and educational, recreational or tourism related uses of a low intensity and scale.”*

Such development is required to meet the performance criteria set out in the Rural Development Code and in any other relevant codes to demonstrate that no environmental harm will occur to neighbouring farms and residents.

The use is essentially a commercial storage yard (landscaping materials) that will be used for warehouse purposes (Storage only and on sale elsewhere). The proposal should comply with the provisions of section 4.2 Rural Development Code of the *Planning Scheme*.

Commercial premises is defined as *“means displaying or offering goods or services for sale by retail or for other business, professional, entertainment or commercial recreational purposes, unless otherwise defined.”*

### Proposal

The proposed development is to store landscaping materials, fencing and machinery on the premises. The applicant states that no sales to the public will take place from this site.

To ensure vehicle parking and access areas operate in a safe and efficient manner the development would need provide adequate off street parking to comply with the On Site Services Code of the *Planning Scheme*.

### Comments

The applicant proposes to utilise the land for storage of landscaping supplies. This use of the land had commenced prior to the submission of an application on 10 April 2007.

Westbrook Road is bitumen sealed past the property. The area provided for off-street parking is adequate for the scale of operation.

The applicant notes that the lot is unique in that the allotment is bounded by Westbrook to the south, a railway easement to the west and a drainage area to the north.

DNR &W state that the proposal is considered an inappropriate use of land identified as Good Quality Agricultural Land. They are concerned that development would diminish the utility and productive capacity of Good Quality Agricultural Land in the area.

The impact on the amenity of the area is expected to be minimal as the proposed business is of low intensity and scale. The storage of any goods, materials or vehicles can be aesthetically screened so as not to be visible from any roads or from adjoining properties. The visual impact may be ameliorated by planting vegetation screenings as proposed in the development; however they will take time to establish. It is considered that the soil pile should be bunded (timber fencing/stone blocks) to further screen and prevent soil and dust from leaving the area.

However the potential to expand the business and the close proximity to Westbrook Creek are of concern in terms of future environmental impacts and the use being not consistent with rural activities in the area.

DNR & W advise that topographical data indicates that the land could be subject to occasional flooding from Westbrook Creek. Construction of a 'bund' to screen materials adjacent to the Creek may result in a concentration, and/or diversion of floodwaters leading to damage to agricultural land within the subject lot and also to land and infrastructure to the west of the property.

Council is advised to refuse the application.

**Resolution 08/1107**

Moved by Cr Middleton, seconded by Cr MacGinley, that a Development Permit be refused for a Material Change of Use (Storage of landscaping materials, fencing and machinery) on Lot 34 RP36542, Parish of Westbrook at 58 Westbrook Road, Westbrook, as the development will alienate good quality agricultural land and as such is not consistent with guidelines supporting *State Planning Policy 1/92*.

**Carried****A.7 Application RAL/07/17 for Reconfiguration of Lot (Boundary Realignment) on Lot 11 CH311588, Lot 16 CH311806 and Lot 3 SP157001 Parish of Colin situated at Wilson Road, Mt Prosper Road and Mt Neale Road, Ramsay.****Applicant: L O'Keefe****Owner: L O'Keefe and S & T Henningsen**

An application was received for the boundary realignment of 3 lots – Lot 11 CH311588, Lot 16 CH311806 and Lot 3 SP157001 situated at Wilson Road, Mt Prosper Road and Mt Neale Road.

A copy of concept plans, proposal letter and Department of Natural Resources and Water advice was attached for Councillor's information.

**Proposal**

The applicant proposes to realign the boundaries of 3 lots into 3 lots. The proposal involves Lot 11 CH311588, Lot 16 CH311806 and Lot 3 SP157001.

The original proposal included Lot 10 SP157001, however, following discussions with the applicant they made a decision not to include this lot, due to the reconfiguration affecting possible future road alignments.

The proposed realignment will result in existing Lot 3 decreasing in area from 55ha to 53ha to provide practical access to existing lots 16 and 11 that contain very steep and inaccessible land.

Proposed Lot 12 will be 236ha and Lot 11 a minimum of 88ha in area, both lots will have frontages to Mt Prosper Road (unformed) greater than 200m. Existing Lot 3 has a frontage to Wilson Road of 175.265m and was part of a subdivision approved in June 2002.

**Planning Scheme**

The parent lots are situated in the Rural (Uplands Landscape) area of the *Planning Scheme* which is an area of particular importance to the landscape character of the Shire. This area is prone to erosion, with soil conservation works often implemented for the cultivated lands within the area. It is also prone to ground water contamination and salinity (particularly on lower slopes).

The area is mapped (Overlay Map No 3 Regional Ecosystems) as containing remnant of concern vegetation. The *Planning Scheme* states that development that may lead to an increase, concentration or diversion of runoff, erosion, groundwater contamination or significant clearing will not be favourably considered. The minimum lot size generally intended in this area is 64ha with a minimum frontage of 200m.

### Referral Agency

The application was referred to the Department of Natural Resources and Water who advise that the application does not trigger the requirement for vegetation as there is no increase in the number of lots. Any subsequent vegetation clearing on the lots will require approval, unless exempt. There is no underground or surface water entitlements attached to the land.

The Bicentennial National Trail follows Wilson Road and Mount Prosper Road which bound or run through the subject lots. DNR & W advise that the any infrastructure proposed must not impede the use of the trail.

### Comments

The realignment of the boundaries will allow for practical vehicular access to be provided to the western boundaries of proposed Lots 11 and 12 via Mt Neale Road. Both lots have frontage to Mt Prosper Road, but it is difficult to construct due to the physical constraints (steep hills and rough terrain) of the landscape and is unformed in this area. The proposed boundary follows established fence lines, contours and effectively allows better land management in this very steep and isolated area.

Proposed Lots 11 and 12 substantially comply with the requirements of section 4.10 Reconfiguring of a Lot Code of the *Planning Scheme* as they are in excess of the minimum 64ha is located within the Rural (Uplands landscape) Area.

Existing Lot 3 was approved in 2002 under the *Superseded Planning Scheme*, which only required a minimum of 40ha at that time.

An extension of Mount Neale Road is required to gain access to Lots 3, 11 and 12. No road contributions other than this construction would be required.

It is also necessary to dedicate an additional section of road reserve from Lot 11 to Mount Prosper Road, to ensure possible future access for Lots further to the east.

Supply of electricity is also required to be available to all lots.

A concession is required to allow proposed Lot 3 to reduce in area from 55.41ha to 53.36ha as a result of provision of access to Lots 11 and 12. Council could approve the proposal as the reconfiguration of lots is of an appropriate size and configuration to sustain the utility and productive capacity of the land for rural purposes and maintains the current land management practices subject to the following conditions.

**Resolution 09/1107**

Moved by Cr Williams, seconded by Cr Robertson, that a Development Permit be issued for Reconfiguration of Lots (Boundary realignment) for land described as Lot 11 CH311588, Lot 16 CH311806 and Lot 3 SP157001 Parish of Colin situated at Wilson Road, Mt Prosper Road and Mt Neal Road subject to the following conditions:

**General**

1. An unconditional security, in accordance with Council's Policy for the works, services, contributions and headworks, not completed or paid for, must be lodged when the survey plan is submitted for Council endorsement (based on estimate of cost by Council's Engineering Section following design by a Registered Professional Engineer). An unconditional security is to be delivered to Council's Office at 54 Hodgson Street, Greenmount.
2. All existing significant vegetation is to be preserved and all improvements to be sited so as to avoid any unnecessary clearing vegetation.
3. Declared plants and existing environmental weeds on the property ~~(ie Mother of Millions, Privet and Lantana)~~ are to be destroyed.
4. Authority be given to affix Council's Common seal to the Plan of Survey and documents associated with this approval. All outstanding rates and charges on the land are to be paid prior to the sealing of the Plan of Survey.
5. All outstanding rates and charges on the land are to be paid prior to the sealing of the Plan of Survey.
6. The contributions and infrastructure charges payable will be those fees and charges applicable at the time of sealing the Plan of Survey (the contributions and infrastructure charges specified below are the rates for 2007/08 financial year).
7. Payment of Department of Natural Resources and Water valuation fees of \$120 (3 x \$40) which will result from the issue of split valuations.
8. Payment of a sealing fee of \$100 per Plan of Survey.
9. Compliance with the provisions of the *Aboriginal Cultural and Heritage Act 2003*.
10. The Plan of Survey to be provided in electronic format for MGA Zone 56 (GDA 94) co-ordinates.
11. All development conditions must be complied with prior to the signing and sealing of the Plan of Survey.
12. Infrastructure must not impede the use of the Bicentennial National Trail.

**Approved Plans**

13. The reconfiguration is to be developed in accordance with the proposal plan/file no 07/41 Edition B dated 18 October 2007 submitted by Byrne Surveyors.

**Roadworks**

14. Construction of Mount Neale Road to a gravel standard to service the proposed development from the end of the existing constructed gravel road to the eastern end of the extended Mt Neale Road. Construction is to include clearing, drainage, 8m wide formation, earthworks and gravelling (4.3m wide pavement, 200mm compacted depth) to provide an all weather road, and is to include a gravel turnaround with a radius of 11m. The gravel road edge is to be a minimum of 4m from the road reserve boundary at all points.
15. The extended road reserve for Mount Neale Rd is to fully contain all drainage and earthworks required as part of the construction.

16. The position of the additional section of road reserve in the southern section of Lot 11 is to be verified on site as a section of acceptable alternative route for Mt Prosper Road.

17. Engineering design plans to be provided in electronic format for MGA Zone 56 (GDA 94) co-ordinates.

#### **Electricity Supply**

18. Developer to enter into an agreement with Ergon Energy to supply power to the development. The applicant is to submit advice from Ergon Energy that an agreement has been made to provide electricity reticulation mains, at the applicant's cost to each new allotment prior to the Plan of Survey being sealed by Council.

#### **General Engineering Requirements**

19. The Regional Standards Manual, published by EDROC will be adhered to at all times.

20. The applicant will provide evidence of written appointment and acceptance of a responsible contractor for the project as defined under the *Workplace Health and Safety Act*. Additionally, if applicable the applicant shall furnish to Council for sighting the receipted Qleave Notification and Payment Form prior to Council issuing Operational Works approval to ensure payment of the Workplace Health and Safety Fee and Long Service Leave Levy.

21. All engineering designs submitted to Council for engineering approval are to be certified by a Registered Professional Engineer of Queensland.

22. All engineering designs are to be submitted to Council for Operational Works and engineering approval prior to commencement of work.

#### **Referral Agency Conditions**

23. Approval being obtained for any remnant vegetation clearing on the lots in accordance with schedule 8 of *Integrated Planning Act 1997*.

**Carried**

- A.8 The RADF Committee considered the following applications at its meeting held on 5 November 2007. It was decided that the following application for funding be approved:**

**Applicant:**

Coffee, Chat and Cwilt (Quilt) Group of Greenmount

**Purpose of Grant:**

The project aims to develop the concept and design of a community quilt incorporating the local history, landmarks and environment of Greenmount, through a series of tutored workshops.

A local professional person (artist/craft person) will be employed as project manager to oversee the co-ordination of the workshops, public displays and administration. Two professional artists/crafters will be invited to tutor at these workshops.

By engaging these professionals, the quality of the design for the quilt will be greatly enhanced and the opportunities for community involvement and awareness increased.

**Amount Allocated:**

Funds applied for total \$3,290

***Resolution 10/1107***

Moved by Cr Schmidt, seconded by Cr Mengel, that Council approve Regional Arts Development funding for the Coffee, Chat and Cwilt Group of Greenmount to develop the concept and design of a community quilt incorporating local history, landmarks and the environment of Greenmount through a series of tutored workshops. Further that the quilt be placed on perm display at the Cambooya Shire Council office.

- Coffee, Chat & Cwilt Group of Greenmount - \$3,290

**Carried**

At the conclusion of Agenda Items – Development Services the Manager Development Services provided updates on the following matters:

**308 Luck Road –Water Carting Business**

Complaints have been received regarding the construction of the driveway and operation of a commercial water carting operation in Luck Road and increase in the number of new truck movements in the area. Summit Water Services were contacted and requested to cease work and provide information. Manager Development Services was advised that the owner of the property holds a 'Commercial Water' licence. Because the operation is Commercial in nature, the impacts on the area need to be assessed. The owner was notified in writing to cease operation and submit a development application to Council for assessment of the impacts, including referral to the DNR and DMR (State Roads). The owner subsequently advised that the operation had ceased and fencing will be reinstated and an application will be submitted.

Residential Needs Study

One written submission and several inquiries from developers regarding the study have been received to date and submissions closed on Friday 30<sup>th</sup> November 2007. An application had also been received for a subdivision of 103 lots at Greenmount.

The Mayor thanked Manager Development Services and other staff involved for work on the Local Transitional Committee, particularly the Chief Executive Officer.

**Attendance**

At 10:09am the Manager Development Services retired from the meeting.

## B) CORPORATE SERVICES

### B.1 Accounts for Payment

#### **Resolution 11/1107**

Moved by Cr Mengel, seconded by Cr MacGinley, that the accounts paid during the month of October 2007 totalling \$2,879,902.11 be confirmed, as detailed below:

Operating Fund	Vouchers 18108 - 18162	\$	124,395.94
	EFT Payments 6575 - 6746	\$	2,755,506.17
	(the above figures include \$47,345.00 Trust Fund Monies)		

**Carried**

### B.2 Financial Statements (FF1\_2)

- a) Income Statement
- b) Statement of Cash Flows
- c) Balance Sheet

*Council reviewed the financial information provided with the Agenda.*

**Noted**

### B.3 Material Changes to Annual Financial Statements (FF1\_02)

The Finance Manager tabled the following report on material differences between the preliminary financial statements and the final audited statements for 2006/07, as required by the *Local Government Finance Standards*.

The report states that the un-audited annual financial statements for 2006/07 were tabled at a special meeting on 5<sup>th</sup> September 2007 and the audited annual financial statements for 2006/07 are being tabled at this meeting, as part of Council's annual report for 2006/07.

*"Council has received an unqualified audit opinion this year which is very pleasing and would not have been possible without the hard work and dedication of Council's Finance and Administration Officer, Natalie Kuhn, during a very trying year for Council with the illness and absence of the late Deputy Chief Executive Officer, Craig Stower. I would also like to thank the Director of Engineering Services, Gavan Scheiwe, and his technical team for all their work with the consultants regarding asset valuation. Asset valuation is an extremely contentious issue at audit time across the state and has been of concern in the past, but this year's efforts have seen a significant improvement.*

*The un-audited annual financial statements were a very raw version of the statements. Since these were presented, the statements have been updated to the most current format. They have been edited, corrected and in some cases expanded with notes that had a nil value edited out of the statements altogether. During the course of the audit, we were required to enter two journals to make adjustments to the figures presented. We had to decrease the Sales – Contract & Recoverable Works income by \$42,500 and the Materials & Services expenses*

decreased by \$31,556. These journals affected the Income Statement, the Balance Sheet, the Statement of Changes in Equity and the following notes: 2, 3, 7, 11, 16, 21 and 40. The income decrease was actually for anticipated works to be completed for Main Roads which did not eventuate and was credit noted out of the system in 2007/08, but also had to be reversed out of 2006/07. The expense decrease was due to a technical accounting issue concerning plant recovery accruals for the last three days for the financial year and how they were being accounted for in 2006/07.

Note 4 Grants, Subsidies, contributions and Donations was expanded to include reconciliation of monies that were recognised as revenue during the year and not expended, and of money that had been received in a previous year but expended in this year.

Note 14 Council Property, Plant and Equipment: Required some adjustments in the financial reporting templates in Council's accounting software so that the note reconciled back to the Balance Sheet.

Note 21 Retained Surplus and Capital: In previous years and in the unaudited version of the financial statements, this note did not reconcile to any figure within the entire set of financial statements. Council's capital account had to be included so that this note can now be reconciled back to the Balance Sheet and the Statement of Changes in Equity.

Note 29 Financial Instruments: A correction had to be made in the financial reporting templates in Council's accounting software to correct this note. Previously the note did not include non current payables in the non interest bearing financial liabilities section.

Note 30 National Competition Policy: This note has been expanded to include section (b) financial performance of activities subject to competition reforms and section (c) description of community service obligations (CSO's) provided to business opportunities. Previously these sections have never been included in this note and our auditor advised that if it is not included then the note would not be complying. So I have added these sections in and the note now complies with legislation.

Personally, I would like to thank Council, the Chief Executive Officer and other staff who supported me when I undertook this role. It is difficult walking into an organisation three weeks from the end of the financial year and undertake the responsibility of completing the financial statements and subsequent audit for said statements. Receiving the positive outcome from the audit would not have been possible without this support. It is sad that these financial statements and the annual report will be the second last for a Council that has a proud history, and, in my opinion, had a great future.

Jason Geraghty  
Finance Manager  
08/11/07"

The Mayor endorsed the Finance Manager comments from his report and thanked him, Natalie Kuhn, Anthony Donald and the Corporate Services team, the Director Engineering Services and his team and the Chief Executive Officer for their hard work and dedication towards the audit.

**B.4 Audit of Financial Statements 2006/07 (F\F1\_2)**

Chief Executive Officer tabled advice from the Qld Audit Office contracted auditors, Messrs Fowler Board, that the audit of the financial statements for the year ended 30 June 2007, has now been completed. Messrs Fowler Board have signed an unqualified audit opinion on behalf of the Qld Audit Office, and there are no matters of high or moderate risk that affect the affairs of Council, arising from the audit.

Chief Executive Officer, in tabling this advice on behalf of the Mayor, as required by section 530 (4) of the Local Government Act 1993, expressed thanks specifically to the Finance Manager, Jason Geraghty, Finance Administration Officer Natalie Kuhn, and Director Engineering Services, Gavan Scheiwe and their teams, for achieving this excellent result, given the difficult staffing arrangements experienced during the year in review.

*Received*

**B.5 Annual Report 2006/07 (AID2\_1)**

In accordance with Section 531 of the *Local Government Act 1993* Council is required to adopt its Annual Report prior to 30 November. The draft Annual Report was enclosed with Meeting Papers.

**Resolution 12/1107**

Moved by Cr Middleton, seconded by Cr MacGinley, that Council adopt the 2006/07 Annual Report, subject to minor alterations to the history of the shire and some new photographic insertions, but otherwise as presented by the Chief Executive Officer.

**Carried**

**B.6 Future Contract Audit Arrangements (FVA2)**

Chief Executive Officer tabled a letter from the Qld Audit Office regarding the impact of the local government reform process on current and future contract audit arrangements. The Office advises that operational efficiency will be maximised through the auditor of the newly created regional councils also being the auditor for the final period of the individual councils that will be merging to form the new entity. This means that existing contracts will be cancelled (currently with Fowler Board) and re-tendered. Further advice will be tendered in due course.

*Received*

**B.7 Minutes of the TRC Local Transition Committee (GVA1\_41)**

As required by legislation, the Minutes of the Toowoomba Regional Council Local Transition Committee dated 16 October 2007 were enclosed with the Meeting Papers. Minutes for the Meeting held 19 November 2007 will be provided at the Ordinary Meeting on 21 November if they are received in time.

*Received*

**B.8 2008 Show Holiday (G\1\_09)**

Council has received a letter from the Minister for Transport, Trade, Employment and Industrial Relations (The Hon John Mickel MP), seeking advice on the appointment of a holiday for 2008. Correspondence has also been forwarded to the Interim Chief Executive Officer of the Toowoomba Regional Council, with a view to having the same day declared throughout the new Council area. The Minister advises that as in previous years, different holidays may be granted for different districts of the new local government areas, or for the new areas as a whole. Council's submission is due by the 23 November 2007.

In previous years, Council has applied for and been granted a public holiday for the Thursday of the Toowoomba Show. In 2008, the date will be the 10 April 2008.

**Resolution 13/1107**

Moved by Cr Middleton, seconded by Cr Mengel, that Council apply for the Thursday 10 April 2008 of the Toowoomba Show, as a public holiday under the *Holidays Act 1983*, throughout the Cambooya Shire.

**Carried****B.9 Business Continuity Management Plan (A\2\_30)**

An updated version of the Business Continuity Management Plan was enclosed with the Meeting Papers. The major changes to the document relate to the substitution of the Finance Manager, Jason Geraghty, for most tasks previously allocated to the late Deputy Chief Executive Officer, Craig Stower.

**Resolution 14/1107**

Moved by Cr Williams, seconded by Cr Robertson, that the Business Continuity Management Plan, as presented, be adopted.

**Carried****B.10 Qld SES Non-Recurrent Subsidy Program (G\1\_04)**

Council has received advice from the Minister for Emergency Service (SES) that the 2008-09 funding round of the Non-Recurrent Subsidy Program opened on Monday 3 September 2007 and is scheduled to close on Friday 7 December 2007. Subsidies are provided for accommodation, motor vehicles and the outfitting of SES motor vehicles with the appropriate equipment and accessories, and office equipment.

Chief Executive Officer advised that there was a need to purchase an SES troop carrier or similar vehicle in this funding round, and to apply for appropriate subsidy.

**Resolution 15/1107**

Moved by Cr Robertson, seconded by Cr Schmidt, that Council apply for subsidy to purchase an appropriate vehicle for the SES in the 2008-2009 funding round.

**Carried****B.11 Giles Earthmoving (In Liquidation) (F\1\_03)**

Chief Executive Officer advised that an administrator had been appointed to the affairs of Giles Earthmoving, who was indebted to Council for an amount of \$4,167-45. A creditor's meeting was held on 9th November 2007, but at the date of compiling the agenda, no advice was available on the outcome. This will be tabled if received by 21 November 2007.

*Received*

**B.12 Clarification of Toowoomba 2050 Project (GL1\_05)**

Correspondence had been received from Stewart McRae, Manager Strategic Planning Toowoomba City Council, to the effect that the Toowoomba 2050 project will not be extended to include the areas of local governments merging to form the area of the Toowoomba Regional Council, but that the proposal tabled at the last meeting of this Council, involves the commencement of a new project using a similar methodology that is tailored to the needs of the Toowoomba Regional Council and the communities within that new local government area. "It involves engaging the whole community about a vision for the council area as required in conjunction with preparation of a new corporate plan, and "talking" to the people within each town and village about the future of their place within the context of the larger vision. The proposal provides for some preliminary work with each existing Council before March next year, with the project commencing after the local government election subject to the views of the new Council."

*Received*

**Adjournment**

The meeting adjourned for morning tea at 10:36am and resumed at 11:10am with all members (excluding Cr Moule who retired at 10:36am), the Chief Executive Officer, Director Engineering Services and Personal Assistant in attendance.

**B.13 Notice of Special Conference - LGAQ (GA1\_10)**

Correspondence was received from the Local Government Association of Queensland Inc, providing Notice of a Special Conference of the Association scheduled to be conducted on Friday 14 December 2007, in Brisbane. Council has previously appointed the Mayor and Chief Executive Officer to represent Council at the Conference. A copy of the correspondence was enclosed with the Meeting Papers.

*Received*

**B.14 2008 Quadriennial Local Government Elections (A/E1\_01)**

Advice was received from the Electoral Commission Queensland that recent amendments to the Local Government Act 1993 provide that the Electoral Commission (ECQ) will be responsible for the conduct of the 2008 Quadriennial Local Government Elections to be held on Saturday 15 March 2008. The closing date for the rolls for the election is Thursday 31 January 2008, as prescribed by section 277 of the Local Government Act 1993. The Commission proposes to publish "Notice of Election" notices in newspapers throughout the State from Saturday 2 February 2008. Nominations for candidature at the election would then close on Tuesday 19 February at 12 noon. Priority will be given when printing ballot papers to those Councils whose elections are carried out by way of full postal ballot, to ensure that electors have sufficient time to both receive and return postal ballot material to Returning Officers. At this stage of the planning, it seems likely that Council's involvement in the conduct of the elections will, in the majority of instances, be minimal. Election information will be contained on [www.ecq.qld.gov.au](http://www.ecq.qld.gov.au) .

*Received*

**B.15 Appointment of District Director – Toowoomba (G\13)**

Correspondence was received from Mr Doug Head, Acting Director (Southern) advising that Mr Murray Peacock has been appointed to the position of District Director - Toowoomba (Department of Main Roads), taking up the position on Monday 5 November 2007. Mr Head took the opportunity to express his appreciation of the support and interaction he had with Council, during the 15 months he was acting in this position.

*It was agreed that a letter of appreciation and well wishes be forwarded to Mr Head.*

**B.16 Local Government Remuneration Tribunal (G\10)**

Local Government Association of Queensland Inc, provided a copy of its submission to the Local Government Remuneration Tribunal. The Association sought Council's endorsement of its submission, which was based on a number of principles, including:

1. The new remuneration model be structured to recognise the diversity of Local Government arrangements across the state;
2. The salary paid to council members be commensurate with the skills and experience required, ensuring the widest possible community interest in standing for election; and
3. Salary levels be determined on the basis of percentages of salaries paid to members of parliament aligning Local Government with practices adopted at state and federal levels.

The Chief Executive Officer advised that based on discussions with representatives of other local governments, a letter of support for the LGAQ's submission has been lodged with the Tribunal by the closing date of 14 November 2007.

**Resolution 16/1107**

Moved by Cr Mengel, seconded by Cr Schmidt, that the actions of the Chief Executive Officer in lodging a letter of support for the LGAQ's submission by the due date, be endorsed.

**Carried**

**B.17 DDROC Update (G\137)**

Chief Executive Officer advised that at the most recent meeting of DDROC held on 9 November 2007:

1. Resignations from Inglewood and Wambo Shire Council were received;
2. It was resolved that within the financial capacity generated by the income from membership levies current to 30 March 2008, the Executive be authorised to undertake the necessary steps to ensure that the ownership of Darling Downs Regional Organisation of Councils Ltd post 15 March 2008 transitions to the:

(a) Toowoomba Regional Council

- (b) Dalby Regional Council; and  
 (c) Southern Downs Regional Council
3. The Executive Manager was advised that his contract which expires on 31 January 2008, would not be renewed, but that he be engaged on a short term contract basis to 31 March 2008, to transition the Organisation; and
  4. Councils were presented with a draft budget for the period 1/10/07 to 31/3/08. This Council's commitment if it remains a member of DDROC is \$4,538 (incl GST).

**Resolution 17/1107**

Moved by Cr Williams, seconded by Cr Middleton, that Cambooya Shire Council continue its membership with DDROC and pay the invoiced amount of \$4,538 (incl GST) as requested.

**Carried**

**B.18 Raveway – Claim Against Council (A/E1\_01)**

Council will be required to enter into a closed session to discuss this matter.

*It was **agreed** to defer discussion of this matter until after lunch.*

**B.19 Attendance at ALGA Conference (NGA) – November 2007 (G/A1\_01)**

Chief Executive Officer advised that Council had an opportunity to be represented at the forthcoming National General Assembly of Local Government to be held in Darwin on 25 to 29 November 2007. The Conference is directed at regional Council issues with the theme "A Climate for Change".

The Mayor and Chief Executive Officer have indicated that they would be available to attend the Conference on Council's behalf.

**Resolution 18/1107**

Moved by Cr Schmidt, seconded by Cr Robertson, that, given the transition to a regional Council from March next year, that the Mayor and Chief Executive Officer be authorised to attend the National ALGA Conference in Darwin on 25 to 29 November 2007.

**Carried**

At the conclusion of the main Agenda – Corporate Services the following **Late Agenda Items – Corporate Services** were tabled:

**LA/CS.1 Request to Pay Debtors by Instalments (P\GreenmountHirstvale387)**

A request to pay debtors by instalment was received from Richard and Sharlene Leeson. A copy of this letter was provided for Councillors information.

The quote was for \$9,662 for the basic job or \$11,310 for the complete works.

A similar matter was discussed at the Ordinary Meeting of Council on 15 August 2007 and the extract of this matter was attached for Councillors reference.

***Resolution 19/1107***

Moved by Cr Williams, seconded by Cr Middleton, that Council advise Mr and Mrs Leeson that their application has been considered, however should they wish to proceed with the quoted works, payment for the balance owing will be required at the completion of the works as per Council's Policy Number 1.1 – Credit for Private Works.

**Carried**

**LA/CS.2 Cultural Heritage Publication**

Correspondence was received from the office of the Interim CEO regarding the publication of a Cultural Heritage Publication as part of a forthcoming Toowoomba Chronicle feature article.

Emails detailing this matter were attached for Councillors information.

***Resolution 20/1107***

Moved Williams/Robertson that Council resolve to participate in this project, at a cost of \$4,500.

**Carried**

***Resolution 21/1107***

Moved by Cr Williams, seconded by Cr Robertson, that the Warwick Daily News be approached to recover the masters of the Cambooya Story historical publication for re-publication. Further, that the possibility of having an individual or history group research updates for the publication also be investigated.

**Carried**

**LA/CS.3 TGWT – Articles of Association**

Correspondence was received from Toowoomba and Golden West regarding the necessity to amend the Articles of Association.

A copy of this correspondence, as well as the Articles of Association for Councillors information were attached for Councillors information.

***Resolution 22/1107***

Moved by Cr Middleton, seconded by Cr Williams, that Council endorse the amendments proposed.

**Carried**

**C) ENGINEERING SERVICES REPORT****C.1 System Leakage Management Plan (WW1\_19)**

Council has submitted a System Leakage Management Plan (SLMP) to Natural Resources and Water as a requirement of the Water Act. The aim of the SLMP is to target areas within Council's water supply infrastructure where unnecessary usage such as leakage can be minimized.

Four of Council's five water supply schemes are exempt from detailed leakage reduction programs as they are less than 15 years old. Only Cambooya's system needs to be fully assessed. A copy of the SLMP was enclosed with the Meeting Papers.

**Resolution 23/1107**

Moved by Cr Williams, seconded by Cr Mengel, that the SLMP be adopted.

**Carried****C.2 Application for Licensed Gates – Emu Creek Road, East Greenmount (W/L1\_01)**

An application has been received from Glenda Martin for two licensed gates on Emu Creek Road, East Greenmount. A map was attached for Councillors information.

It is proposed to have one gate across Emu Creek Road at its intersection with Allen Road, at the southern side of Martin's property and the other across Emu Creek Road at the northern edge of Martin's property.

A previous application was made by Martin's for a permanent road closure over this section of Emu Creek Road, however it was unsuccessful.

The section of Emu Creek Road has been fenced off for a considerable time and has not been trafficable. It is currently illegally fenced off and so must either have a licensed gate at each end, or the fences removed. If the fences were to be removed, vehicles would be free to use this section of road reserve. It is preferable that this section of road reserve not be used by traffic as it is unformed and will also create an additional intersection onto Allen road. Access to properties on Emu Creek is currently from the north via Archer Road.

There is currently an existing fence and gate at the southern end of the section of Emu Creek Road in question, and wire fence at the northern end. The application proposes to keep the existing gate at the southern end and provide a wire gate at the northern end. As this is not a trafficked route, the normal standard of licensed gate and signage may not be required.

**Resolution 24/1107**

Moved by Cr MacGinley, seconded by Cr Schmidt, that, subject to the provisions of Council's Local Law No. 2 (*Gates and Grids*), a licence be issued to Glenda Martin, for two (2) gates on Emu Creek Road, East Greenmount, situated between the southern edges of Lots 17 & 14 on A341045 and between the northern edge of Lot 17 on A341045 and Lot 14 A341045, subject to the following conditions:

Conditions of Permit:

- 1) The gates are to be a minimum 4.3m wide, posts to be painted white and delineators and width markers (D4-3) attached.
- 2) Applicant to provide and maintain a "GATE" warning sign (W5 -14A) to be installed on the northern approach to the northern gate.
- 3) The holder of the permit must keep the gates in good repair at all times.
- 4) The holder of the permit must destroy any noxious plants or weeds within the maintained area of the gates.
- 5) The holder of the permit indemnifies Council against any claim relating to the gates and this permit, and must maintain suitable insurances including public liability.
- 5) Payment of an annual licence fee to Council.

**Carried**

At the conclusion of the main Agenda – Engineering Services the following **Late Agenda Items – Engineering Services** were tabled:

**LA/ES.1 SAMP & CSS Annual Report 2006/07 (AID2\_28)**

The 2006/07 Annual Report for Council's Water and Sewerage Strategic Asset Management Plan (SAMP) and Customer Service Standards (CSS) will be tabled at the Meeting.

Council's endorsement of the report is required prior to submitting it to the Department Natural Resources and Water.

**Resolution 25/1107**

Moved by Cr Middleton, seconded by Cr Robertson that Council endorse the SAMP & CSS 2006/07 Annual Report.

**Carried**

**4. GENERAL BUSINESS****Chief Executive Officer:**

Advised that the Heritage Toowoomba Royal Show Society had thanked Council for donating the perpetual trophy and asked for the difference to be donated towards the Young Judges at the Toowoomba Royal Show.

**Resolution 26/1107**

Moved Cr Robertson seconded by Cr Schmidt that Council donate the balance of \$70 towards Junior Judging for the cattle section of the Toowoomba Royal Show.

**Carried**

Advised that a number of Council's participating in the forthcoming Plebiscite were writing to their residents urging that they register their vote. The Plebiscite is voluntary and the letters were designed to maximise publicity for the ballot and the return of ballot papers. This Council's position has been that it has decided to participate in the Plebiscite so as to allow residents an opportunity to formally express their opinion, and that it was against the forced amalgamation of Councils.

**Resolution 27/1107**

Moved by Cr Williams, seconded by Cr Middleton that a letter be forwarded to voters enrolled in the Shire urging that the opportunity to vote in the Plebiscite be taken.

**Carried****Cr Robertson:**

Enquired whether Main Roads should be asked to consider installing a Stop sign at the Cambooya Etonvale Road intersection with the New England Highway.

**Adjournment**

The meeting adjourned for lunch at 12:34pm and resumed at 1:23pm with all members, the Chief Executive Officer, Director Engineering Services and Personal Assistant in attendance.

**Closed Meeting**

The meeting closed at 1:24pm to discuss Raveway Pty Ltd.

**Resolution 28/1107**

Moved by Cr Williams, seconded by Cr Middleton, that the meeting be closed to the public to discuss other matters in accordance with Section 463(1)(h) of the *Local Government Act 1993*.

**Carried****Re-opening of Meeting**

The meeting re-opened at 1:37pm.

**Resolution 29/1107**

Moved by Cr Middleton, seconded by Cr MacGinley, that the meeting be reopened to the public.

**Carried**

**Resolution 30/1107**

Moved by Cr Robertson, seconded by Cr Williams, that Council increase its “without prejudice” offer to settle this claim, on the basis that Council offer its calculation of interest should the claim be proved, less outstanding accounts, no driveway to be provided to Lot 16 and a “no further claims” agreement.

**Carried**

**Cr Robertson**

Publicly thanked Darren Abbott for the WW1 and WW11 memorabilia he provided for Remembrance Day and the Greenmount Returned Soldiers Memorial Hall Association for same.

**Cr Mengel**

Advised that he and Cr Middleton attended a very successful additional tree giveaway with Landcare representatives.

**Cr Schmidt**

Advised that the 125<sup>th</sup> Celebrations at Cambooya was an extremely successful and well attended event. Also that the Cambooya Shire gardener should be complimented on the superb presentation of the Cambooya Hall gardens.

Extended his thanks to the Director Engineering Services on the work undertaken to improve the Felton Pittsworth Road.

**Cr Taylor**

On behalf of community congratulate the committee and staff of the Cambooya State School for the 125<sup>th</sup> Celebrations.

**5. NEXT MEETING**

The next Ordinary Meeting of Council will be held on 12 December, 2007.

**6. CLOSURE**

There being no further business the Mayor closed the Meeting at 2:16pm

Council at the Ordinary Meeting held on 12 December 2007 confirmed these minutes.

Certified Correct ..... **MAYOR**

