



COOLOOLA SHIRE COUNCIL

MINUTES

of the

GENERAL MEETING

CHAIRMAN: Cr M Venardos OAM (Mayor)

**Held in the Boardroom
Old Bank Building,
Cnr Nash & Channon Streets,
Gympie Qld 4570**

**On Tuesday 12th February 2008
at 9.00 am**



Cooloolo Shire Council

GENERAL MINUTES

*Mayor MJ Venardos OAM (Chairman),
Crs. CR Chapman OAM, FG Nissen AM, NR Ellis, LJ
Friske, R. Owen, SS Jocusen, DR Neilson, IT
Petersen, WJ McIntyre, WW Sachs, J Watt and M.
Prior*

CONTENTS:

SECTION 1: OPEN WITH PRAYER	4
SECTION 2: APOLOGIES.....	4
SECTION 3A: CONFIRMATION OF MINUTES OF PREVIOUS GENERAL MEETING	4
SECTION 3B: RESCISSION MOTION	5
3B/1 RESCISSION NOTICE – PHOENIX HOTEL EXTENSIONS G10/02/08.....	5
SECTION 4: PETITIONS.....	8
1. PETITION RE: RESIGNATION OF Cr W.J McINTYRE FROM THE POSITION AS CHAIRMAN OF THE COOLOOLA HERITAGE SUB COMMITTEE AND TO DENY BUILDING APPROVAL NUMBER DA15276 FOR THE BUILDING OF A BOTTLE SHOP AT THE PHOENIX HOTEL.	8
2. PETITION RE: WHEELIE BINS FOR THE LANGSHAW AREA	11
SECTION 5: ADOPTION OF WORKS & SERVICES COMMITTEE RECOMMENDATIONS.....	12
W06/02/08 OF THE RECOMMENDATIONS OF THE WORKS & SERVICES COMMITTEE MEETING HELD ON 5 FEBRUARY 2008.	12
W14/02/08 OF THE RECOMMENDATIONS OF THE WORKS & SERVICES COMMITTEE MEETING HELD ON 5 FEBRUARY 2008.	13
SECTION 6: REPORT BY WORKS & SERVICES COMMITTEE CHAIRMAN (CR L FRISKE)...	14
SECTION 7: HEALTH & COMMUNITY SERVICES.....	15
DEPARTMENT MATTERS (M.R GRANT)	15
7/1 YOUTH DEVELOPMENT OFFICER’S REPORT FOR THE MONTH OF JANUARY 2008.....	15
7/2 HEALTH REPORT FOR THE MONTH OF JANUARY 2008	17
SECTION 8: CORPORATE SERVICES DEPARTMENT MATTERS (MJ VENARDOS OAM, C MANSON, B. HAYES)	27
8/1 LG ONLINE NEWS RELEASE - BI PARTISAN SUPPORT FOR LOCAL GOVT RECOGNITION WELCOMED .	27
8/2 SNAPPER CREEK BOAT HARBOUR.....	28
8/3 RECONCILIATION AWARDS FOR BUSINESS IN 2008	30
SECTION 9: MEETING DATES.....	31

SECTION 10: LATE ITEMS..... 31

SECTION 11: GENERAL BUSINESS..... 32

 MAINTENANCE OF SEALED AND UNSEALED ROADS IN WET WEATHER 32

 MASTER PLAN AT INSKIP POINT 32

 UPDATE ON THE PROGRESS OF REPAIRS TO THE AMAMMOOR HALL 32

 DEAD FISH AND POLLUTANTS IN LAKE ALFORD. 33

 QUERY ON EARLY RATES NOTICES 33

 LITTER ON THE BRUCE HIGHWAY 33

 BLOCKED DRAIN IN TRAVESTON..... 33

 REMINDER OF EVENTS..... 33

 CLARIFICATION OF STATEMENT FROM CR R. OWEN 34

 DANGEROUS BRUCE HIGHWAY INTERSECTION 34

 BUREAU OF METEOROLOGY REPORT 34

SECTION 12: IN COMMITTEE MATTERS..... 35

The meeting commenced at 9.02am.

PRESENT: Mayor M.J. Venardos OAM (Chairman), Crs C.R. Chapman OAM, F.G. Nissen AM, W.J. McIntyre, J. Watt, W.W. Sachs, I.T. Petersen, D.R. Neilson, S.S. Jocumsen, L.J. Friske, R. Owen and N.R. Ellis.

Also in attendance were Acting Chief Executive Officer (Mr C Manson) and Minutes Clerk (Mrs R. McVicar).

The Mayor advised that Cr Prior would not be at today's meeting due to the flooding of Coondoo Creek.

Cr D.R Neilson was not present at the commencement of the meeting.

SECTION 1: OPEN WITH PRAYER

Pastor David Blackburn from the Gympie Baptist Church offered a Prayer for the advancement of the Shire and the true welfare of its people.

One Minutes silence was observed for family and friends of deceased residents of the Shire.

Cr Neilsen entered the meeting at 9.06am.

SECTION 2: APOLOGIES

G25/02/08 **Moved: Cr S.S. Jocumsen** **Seconded: Cr R. Owen**

That the apology from Cr M. Prior be accepted.

Carried

SECTION 3a: CONFIRMATION OF MINUTES OF PREVIOUS GENERAL MEETING

G26/02/08 **Moved: Cr I.T. Petersen** **Seconded: Cr W.J. McIntyre**

That the Minutes of the General Meeting held on 5th February 2008 be taken as read and confirmed.

Carried

SECTION 3b: RESCISSION MOTION

3b/1	Rescission Notice – Phoenix Hotel Extensions G10/02/08
------	--

Re: **G27/02/08** Rescission Notice – Phoenix Hotel Extensions
G10/02/08
From: Cr R Owen
File:
Date: 6 February 2008

Report: (Division 2 Councillor - Cr R Owen)

Recision Notice

Dear Sir,

Five Days Notice we required. to be given under the Local Government Act 93 to rescind a Motion of Council.

Could the CEO inform all Councillors that at the next meeting after the appropriate notices have been delivered to the Councillors and the legalities can be followed, that I Cr Ron Owen will move a motion that the Motion from the General Meeting held on the 5th February 2008,

'G10/02/08 Moved by: Cr L T Petersen Seconded: Cr J. Watt

That Recommendation P20/01/08 of the Recommendations of the Planning & Development Committee Meeting held on 29 January 2008 be received and adopted.'

be rescinded and be replaced by a resolution stating

Proposed Motion by Cr Ron Owen.

That Recommendation P20/01/08 of the Recommendations of the Planning & Development Committee Meeting held on 29 January 2008 be deleted.

1. Further that the Director of Planning & Development report back to Council with a list of reasons why Council should NOT approve application DA15276. For examples the two additional sites for the application being zoned housing, and not zoned commercial.

2. Statutory Requirements, state the Housing Zone, for detached Housing on large lots to prevail in a range of housing forms suitable for the varying and special needs of residents and provide a high level of visual amenity.

3. This application does not make it suitable for the needs of residents and destroys not protects the amenity of the area and Is not consistent with the intent of the Statutory legislation.

4. *Drive in Bottle Shops are NOT defined as food and entertainment and are NOT Code Assessable and are an Inconsistent Use.*
5. *The applicant might be able to expand the hotel building on the site but this expansion changes the Material Use of two other sites which are zoned housing and had a Use of Housing and are now proposed altering by Material Change of Use to Commercial.*
6. *Locating noise generation uses towards the Road frontage as the building has ZERO setback all noise and lights will affect residents on the other side of the street, this is inconsistent with protecting the amenity of residential areas. Placing Car parks and kitchen areas next to, (within 2 m) residences is inconsistent with protecting the amenity of residential areas.*
7. *The two additional sites are not improved by a significant non -residential use and the use of the Hotel is not relevant to these additional sites which the current use has been housing.*
8. *Landscaping is below the Scheme requirements and cannot be used as a ground to support the proposal.*
9. *The Application does not meet the side, front and rear boundary setbacks for the housing Zone which is the current zone of the site.*
10. *The application has ZERO setback to Mount Pleasant Road and Red Hill Road and should have a SIX metre setback Maori Lane is not relevant to this requirement.*
11. *All Boundaries do not achieve required setbacks and are inconsistent with the Planning Scheme.*
12. *Applicant has not shown that the buildings are incapable of being repaired or have no character significance so is again inconsistent with the Code.*
13. *The House plays a role in Red Kill Road streets scape 19 out of 22 properties from the intersection in Red Hill Rd with Mt Pleasant Road and the railway line are included in the voluntary character street scape provisions in the planning Scheme.*
14. *Inclusion of Drive In Bottle Shop is identified as concern by Council Staff within a primary residential area. With two others in close proximity. The Exiting Driveway from the Drive in Bottle Shop is opposite an existing House in Mount Pleasant Road and will place the residents in detriment.*
15. *Traffic of 108 trips per hour is NOT acceptable in a HOUSING ZONE, 100 varying to 200 vehicles per hour is generally acceptable industry figures and is*

a horrendous prospect for the local residents particularly the house on Mount Pleasant Road.

16. The Queuing Layout does not comply as per Industry Guidelines.

17. There is a shortfall in the Car Parking Space as per Town Plan. As Development proposal is Outside Council Policy PSP5 Car Parking Contributions, NO shortfall in car parking spaces as required by Councils Town Plan should be accepted.

18. The Noise report showed that the Noise exceeds the acceptable limits.

19. As extension of this size and scale is not auspicated by the planning scheme.

20. Under NORMAL circumstances Council would refuse this application based on the conflict with the Planning Scheme, increased Traffic and loss of Amenity.

21. That Notification signs for this Material Change Of USE were not erected to notify the neighbours of this application.

22. The additional floor space is over double the existing size. 557 m² additional over the current 480 m² for a Total of 1037 m².

23. Four Petitions against the Proposal 36 on three and 12 on the forth and six individual submissions from local residents.

Report: (Acting Director of Corporate Services – B Hayes)

This matter relates to Recommendation P20/01/08 from Council's Planning & Development Committee Meeting of January 29th, 2008 in relation to DA15276.

Resolution G10/02/08 of the General Meeting held on February 5, 2008 adopted Recommendation P20/01/08.

The Director of Planning & Development, Mr Mike Hartley, advises in relation to P20/01/08 & G10/02/08, that Council's decision was communicated to the applicant before the Rescission Notice was received.

Section 451 of the Local Government Act 1993 deals with the repeal or amendment of resolutions. The legal commentary attached to the Local Government Act for Section 451 states in part:-

“ decisions which affect an individual's rights and obligations, once communicated to the person concerned, are generally

incapable of repeal. Decisions on town planning applications are a common example.”

Council staff has received confirmation verbally from Tim Fynes-Clinton, Managing Partner, King & Company, Solicitors, Brisbane that the Rescission Motion cannot be considered by Council for the reason that Council’s decision has already been communicated to the affected parties.

The Mayor ruled from the Chair that this matter has been dealt with.

G27/02/08 Moved: Cr N.R. Ellis

Seconded: Cr I.T. Petersen

That the matter be received and as it has been dealt with, there is no further action required.

Lengthy discussion ensued.

Cr Owen said he was making a complaint that the decision notice has been issued without due and proper process and without the acceptance of the Minutes.

Acting Chief Executive Officer Mr C. Manson responded saying that to the best of his knowledge the matter had been dealt with within the correct processes.

The MOTION was PUT and CARRIED.

A **DIVISION** was called with the following results:

FOR: Cr N.R. Ellis, Cr L.J. Friske, Cr D.R. Neilson, Cr I.T. Petersen, Cr J. Watt, Cr W.J. McIntyre, Cr F.G. Nissen AM, Cr C.R. Chapman OAM, Cr M.J. Venardos OAM.
AGAINST: Cr R. Owen, Cr W.W. Sachs, Cr S.S. Jocusen.

SECTION 4: PETITIONS

- 1.** Petition re: Resignation of Cr W.J McIntyre from the position as Chairman of the Cooloola Heritage Sub Committee and to Deny building approval number DA15276 for the building of a bottle shop at the Phoenix Hotel.

Cr Sachs tabled the following Petition with 96 signatures:-

From: **G28/02/08** Mr J. Harelle, 24 McMahon Road, Gympie, QLD 4570

Date: 05 February 2008

"We the undersigned petition the Cooloola Shire Council that they as soon as possible move a resolution to effect our will that:

- 1. The chairman of the Cooloola Heritage Sub Committee Councillor William J. McIntyre resigns his position as soon as possible.*
- 2. The Cooloola Shire council moves a resolution to deny building approval number DA15276 for the building of a bottle shop at the Phoenix Hotel as soon as possible.*

For the following reasons:

Further that the Director of Planning & Development report back to council with a list of reasons why council should NOT approve application DA15276. For examples the two additional sites for the application being zoned Housing, and not zoned commercial.

- 2. Statutory Requirements, state the Housing Zone, for detached Housing on large lots to prevail in a range of housing forms suitable for the varying and special needs of residents and provide a high level of visual amenity.*
- 3. This application does not make it suitable for the needs of residents and destroys not protects the amenity of the area and is not consistent with the intent of the Statutory legislation.*
- 4. Drive in bottle Shops are NOT defined as food and entertainment and are NOT Code Assessable and are an Inconsistent Use.*
- 5. The applicant might be able to expand the hotel building on the site but this expansion changes the Material Use of two other sites which are zoned housing and had a Use of Housing and are now proposed altering by Material change of Use to Commercial.*
- 6. Locating noise generation uses towards the Road frontage as the building has ZERO setback all noise and lights will affect residents on the other side of the street, this is inconsistent with protecting the amenity of residential areas.
Placing Car parks and kitchen areas next to, (within 2m) residences is inconsistent with protecting the amenity of residential areas.*
- 7. The two additional sites are not improved by a significant non – residential use and the use of the Hotel is not relevant to these additional sites which the current use has been housing.*
- 8. Landscaping is below the Scheme requirements and cannot be used as a ground to support the proposal.*
- 9. The Application does not meet the side, front and rear boundary setbacks for the housing Zone which is the current sone of the site.*
- 10. The application has ZERO setback to Mount Pleasance Road and Red Hill Road and should have a SIX metre setback. Maori lane is not relevant to this requirement.*
- 11. All Boundaries do not achieve required setbacks and are inconsistent with the Planning Scheme.*

12. Applicant has not shown that the buildings are incapable of being repaired or have no character significance so is again inconsistent with the Code.
13. The House plays a role in Red Hill Road streetscape 19 out of 22 properties from the intersection in Red Hill Road with Mt Pleasant Road and the railway line are included in the voluntary character streetscape. Provisions in the planning Scheme.
14. Inclusion of Drive In bottle Shop is identified as concern by council Staff within a primary residential area. With two others in close proximity. The Exiting Driveway from the Drive in bottle Shop is opposite an existing House in Mount Pleasant Road and will place the residents in detriment.
15. Traffic of 108 trips per hour is NOT acceptable in a HOUSING ZONE, 100 varying to 200 vehicles per hour is generally acceptable industry figures and is a horrendous prospect for the local residents particularly the house on Mount Pleasant Road.
16. The Queuing Layout does not comply as per Industry Guidelines.
17. There is a shortfall in the Car Parking Space as per Town Plan. As Development proposal is Outside Council Policy PSP5 Car Parking Contributions, NO shortfall in car parking spaces as required by Councils Town Plan should be accepted.
18. The Noise report showed that the Noise exceeds the acceptable limits.
19. As extension of this size and scale is not auspicated by the planning scheme.
20. Under NORMAL circumstances Council would refuse this application based on the conflict with the Planning Scheme, increased Traffic and loss of Amenity.
21. That Notification signs for this Material Change of USE were not erected to notify the neighbours of this application.
22. The additional floor space is over double the existing size. 557 m² additional over the current 480 m² for a Total of 1037 m².
23. Four Petitions against the proposal 36 on three and 12 on the fourth and six individual submissions from local residents.”

G28/02/08

Moved: Cr W.W. Sachs

Seconded: Cr R. Owen

That the Petition be received and dealt with at the General Meeting to be held on 19 February 2008.

Carried

A **DIVISION** was called with the following results:

FOR: Cr N.R. Ellis, Cr R. Owen, Cr L.J. Friske, Cr S.S. Jocumsen ,
Cr D.R. Neilson, Cr W.W. Sachs, Cr J. Watt, Cr I.T. Petersen,
Cr F.G. Nissen AM, Cr M.J. Venardos OAM

AGAINST: Cr W.J. McIntyre, Cr C.R. Chapman OAM

2. Petition re: Wheelie Bins for the Langshaw Area

Cr R Owen tabled the following Petition with 25 signatures:-

From: **G29/02/08** C.H. Partridge, Primary Petitioner for Langshaw Ratepayers and Residents, 233 Jerry's Creek Road, Langshaw

Date: 12 February 2008

"We, the ratepayers and residents of Langshaw, again request that, as soon as possible:

- *The entire Langshaw area be exempted from wheelie bins,*
- *All garbage trucks cease operation in the area, and*
- *All wheelie bins be removed from the area.*

We request this because:

1. *All previous petitions in this matter have requested an area-wide exemption;*
2. *Previous petitions have presented eighteen reasons for exemption*
3. *More than 90% of the people residing in the Langshaw area have signed petitions opposing the bins.*
4. *We believe it is unfair that a small minority are forcing the majority who don't want the bins to contend with:*
 - *The damage garbage trucks are causing to their roads;*
 - *The hazards these trucks present to residents and livestock;*
 - *The visual and litter pollution caused; and the added health risks.*

As long ago as last November, Council advised our previous primary petitioner that bins delivered to people who had signed petitions would be removed. After nearly three months, however, these bins are still lying unused by the side of the road. 152 Jerry's Creek Road is an example of this. 232 Jerry's Creek Road is also rented by someone who signed previous petitions.

If Council sees this matter as having been dealt with previously, why have we received multiple written responses from Council stating 'objections will be assessed by Council at a later date with a decision pending'.

Langshaw ratepayers and residents should be entitled to a timely resolution of this issue and we sincerely ask that this be so. We would like to stop petitioning Council on this matter. However, we receive a conclusive response, we will continue.

We thank Council for the opportunity to oppose the unwanted bins and we look forward to a swift resolution.'

Further, that the Local Member for Gympie Mr D. Gibson MP be invited to attend this meeting.

Carried

<p>W14/02/08 of the Recommendations of the Works & Services Committee Meeting held on 5 February 2008.</p>

G33/02/08 Moved: Cr S.S. Jocumsen Seconded: Cr W.W. Sachs

That Recommendation W14/02/08 of the Recommendations of the Works & Services Committee Meeting held on 5 February 2008 be deleted and the following placed in its stead:-

“That the James Dean Road name remain and

- *Numbers to the west of Widgee Crossing Road stay the same ie 13, 35, 53*
- *Numbers to the east of Widgee Crossing Road start with A eg A5 – A12*
- *Numbers to be placed on the James Dean Road name signs.*

Lost

A **DIVISION** was called with the following results:

FOR: Cr R. Owen, Cr S.S. Jocumsen , Cr W.W. Sachs, Cr L.J. Friske

AGAINST: Cr N.R. Ellis, Cr D.R. Neilson, Cr I.T. Petersen, Cr J. Watt, Cr W.J. McIntyre, Cr F.G. Nissen AM, Cr C.R. Chapman OAM, Cr M.J. Venardos OAM.

G34/02/08 Moved: Cr I.T. Petersen Seconded: Cr D.R. Neilson

That Recommendation W14/02/08 of the Recommendations of the Works & Services Committee Meeting held on 5 February 2008 be received and adopted.

Carried

A **DIVISION** was called with the following results:

FOR: Cr N.R. Ellis, Cr D.R. Neilson, Cr I.T. Petersen, Cr J. Watt, Cr F.G. Nissen AM, Cr C.R. Chapman OAM, Cr M.J. Venardos OAM, Cr W.J. McIntyre

AGAINST: Cr L.J. Friske, Cr R. Owen, Cr W.W. Sachs, Cr S.S. Jocumsen

SECTION 6: REPORT BY WORKS & SERVICES COMMITTEE CHAIRMAN (Cr L Friske)

Cr Friske presented the following Report to the meeting:-

“At the Works & Services Committee meeting this month Council considered a wide range of issues.

Council has been seeking direct access to the pool of speed camera fine funds for the upgrading of our roads and intersections. Currently funds are distributed on general road safety activities on a State level. It appears that Council’s request will not be considered unless most other Council’s agree, so the matter cannot be taken any further quickly at this stage.

The safety of the intersections on the Bruce Highway north of Gympie continue to concern Council. Main Roads is responsible for this matter and a formal, but frank, urgent discussion at a Council Meeting has been sought with Main Roads.

An \$8.9M roads budget for the ex-Cooloola area will be sought from the Gympie Regional Council 2008-2009 Budget. This will reflect historic trends plus new needs in the roads program. Roads are the biggest single budget item for Council and this is expected to continue.

A record amount of sewerage upgrading work is currently occurring in the Shire. Work includes new pump stations on Southside and two new connections into the Gympie system running under the Mary River. Some of the major mains running across Gympie are also being duplicated to handle increased flows. Further, work is underway by the contractor for the new treatment plants at tin Can Bay, Cooloola Cove and Rainbow Beach. The Plants will meet new environmental requirements and cater for population growth for many years.

Parks maintenance staff have been stretched to the limit with the record growing season. A report on upgrading the Council mower fleet to increase capacity was considered and a decision made to purchase two new 1.8m cut front deck mowers.”

G35/02/08 Moved: Cr L.J. Friske

Seconded: Cr S.S. Jocumsen

That the Report be received.

Carried

Health and Community Services Manager Mr M. Grant and Youth Development Officer Mrs H. Kelly entered the meeting at 9.42am.

**SECTION 7: HEALTH & COMMUNITY SERVICES
DEPARTMENT MATTERS (M.R Grant)**

7/1 Youth Development Officer's Report for the Month of January 2008

Re: **G36/02/08** Youth Development Officer's Report for the Month of January 2008
From: Youth Development Officer – H. Kelly
File: AG95/00205
Date: 6 February 2008

Report: (Youth Development Officer – H. Kelly)

Youth Development Unit

The YDU currently supports 2 school based trainees. The trainees undertake administrative duties as a component of their Certificate III studies. In addition to their administrative tasks, the trainees provided youth input to YDU activities, assisting the YDU to better engage young people.

The input of the trainees together with information gathered at last years Local Government Youth Conference indicated that technology is a valuable tool in engaging young people.

Text messaging and research into Myspace as a means of communication are two initiatives supported by the trainees to link to the youth population.

Text Messaging

On a recent mailout to a group of 10 young people the YDU provided the option of text messaging a response to the YDU mobile phone. Of the eight people who responded, 6 took the option of sending a text. This was encouraging as the response rate is on average only 50% when a landline or email address are the only options. We are currently in the process of assessing and establishing a cost effective text network, in the interim we will continue to use text messaging as a response alternative.

Myspace

The YDU would like to establish a myspace page to further promote our services and events and to provide a link to our target audience.

www.myspace.com

'myspace' is a website that provides free web pages to individuals or groups. 'myspace' is extremely popular with young people as a means of communicating with each other (through individual pages) or finding out about activities and events (through band or venue pages). Prime Minister Kevin Rudd maintains a myspace page as does the Queen and on a local level, "The J" at Noosa. (www.myspace.com/thejunctionrock)

All pages are password protected to ensure only the creator of the page can add, delete or edit material posted.

'myspace' is a potential media outlet for promoting youth development events and services that is readily accessed by our target audience. It is envisioned that the page would be used, in addition to the Council website, to post event flyers, to provide relevant local information to young people and as a venue for feedback from our target audience.

'myspace' is simple to maintain and monitor and could be done within the YDU. As already stated passwords provide security to the site ensuring the content is relevant and appropriate.

Youth Council

The 2008 youth councillors were invited to be a part of council's Australia Day Celebrations. 8 youth councillors offered their services and provided a range of children's activities on Australia Day. The day was successful with many of the youth councillors displaying the leadership skills expected of young people in that position. A training day has been planned for February the 8th and the first meeting scheduled for February 13th. Youth Councillors interested in formal roles within the council (Mayor, Treasurer, Secretary) will be elected at this first meeting.

All Councillors are welcome to attend the meeting and listen to the election speeches of the Youth Councillors.

School Holiday Activities

The Department of Sport and Recreation provided the funding for a range of school holiday activities. 30 young people took advantage of learn to surf lessons at Noosa Beach, 20 young people spent a morning playing indoor cricket and volleyball, and 40 young people played 10 pin bowling.

National Youth Week.

Queensland Health has advised Council of the following cases of notifiable diseases currently being treated by local medical practitioners for the period of 30 December 2007 to 27 January 2008.

<u>Disease</u>	<u>Location</u>
Ross River Virus	Tin Can Bay
Ross River Virus	Gympie (2 cases)
Ross River Virus	Traveston
Cryptosporidiosis	Tin Can Bay
Campylobacter Enteritis	Cooloola Cove
Campylobacter Enteritis	Goomboorian
Campylobacter Enteritis	Gympie (2 cases)
Campylobacter Enteritis	Tin Can Bay
Barmah Forest Virus	Gympie
Salmonella, Specified	Cooloola Cove

WATER SAMPLES

The following water samples were forwarded to the Government Laboratory for microbiological analysis.

Location	Total
Gympie reticulated water supply	5
Imbil reticulated water supply	2
Kandanga reticulated water supply	2
Amamoor reticulated water supply	2
Rainbow Beach reticulated water supply	2
Tin Can Bay/Cooloola Cove reticulated water supply	4
Gympie Memorial Swimming Pool	5
Tin Can Bay Swimming Pool	1
Kandanga Swimming Pool	1

Gympie Reticulated Water Supply

Analysis results for all samples indicated satisfactory bacteriological quality in accordance with the *National Health and Medical Research Council Australian Drinking Water Guidelines 2004*.

Mary Valley Reticulated Water Supply

Analysis results for all samples indicated satisfactory bacteriological quality in accordance with the *National Health and Medical Research Council Australian Drinking Water Guidelines 2004*.

Rainbow Beach Reticulated Water Supply

Analysis results for all samples indicated satisfactory bacteriological quality in accordance with the *National Health and Medical Research Council Australian Drinking Water Guidelines 2004*.

Tin Can Bay/Cooloola Cove Reticulated Water Supply

Analysis results for all samples indicated satisfactory bacteriological quality in accordance with the *National Health and Medical Research Council Australian Drinking Water Guidelines 2004*.

MUNICIPAL POOLS

One (1) sample taken from the Gympie War Memorial Swimming Pool revealed a high standard plate count and did not comply with the *Queensland Health Swimming and Spa Pool Water Quality and Operations Guidelines 2004*.

The analysis results indicated that no *E coli* or *Pseudomonas aeruginosa* were detected in the samples.

Corrective action was taken and further sampling was carried out. Analysis indicated satisfactory bacteriological quality in accordance with the *Queensland Health Swimming and Spa Pool Water Quality and Operations Guidelines 2004*.

All other samples taken from municipal pools complied with the *Queensland Health Swimming and Spa Pool Water Quality and Operations Guidelines 2004*.

FOOD

Council's Environmental Health Officers conducted routine inspections of licensed food premises during January and continued to assist operators in achieving compliance with legislative standards specified in the Australia New Zealand Food Standards Code.

The Health and Community Services Department issued one (1) food business licence to new food business during the month of January.

FOOD SAFETY SUPERVISORS

The deferred Food Safety Supervisor provisions set out in the *Food Act 2006* will commence from 22 February 2008. These provisions require all food businesses to hold a suitably trained Food Safety Supervisor to oversee food safety in food premises. The Queensland Minister for Health has approved an enforcement amnesty period until 1 July 2008 in order to allow additional time for Food Safety Supervisors to undergo accredited training in order to meet the requirements.

Council facilitated the running of four (4) one-day Food Safety Supervisor Courses held in Gympie on 30-31 January 2008 and 4-5 February 2008, by Southbank TAFE. Approximately 100 Food Safety Supervisors attended the training over this period.

Council's staff will continue to assist the operators of food businesses by providing support and information during the implementation of the Food Safety Supervisor requirements.

ENVIRONMENTAL HEALTH SERVICES - GENERAL

During the month of January 2008, Council provided Environmental Health Services to the Kilkivan Shire Council. Environmental Health duties conducted in Kilkivan Shire include inspections of licensable food businesses, flammable & combustible liquids storages and environmentally relevant activities, as well as conducting water sampling and investigating customer requests regarding environmental health issues.

BULK BIN SITES

Servicing of Council's remaining roadside bin sites continues to include the removal of large items from these sites.

On Tuesday, 29 January 2008 it was reported to Council's Health and Community Services Department that materials had been deposited on the ground at Council's roadside bin sites located on Tagigan Road, Goomboorian and at the intersection of Noosa and Woondum Roads, Mothar Mountain.

Photographs of the subject bin sites taken by Council's Environmental Health Officers on 29 January 2008 appear below.

Tagigan Road, Goomboorian Roadside Bin Site



Mothar Mountain Roadside Bin Site





Eel Creek Roadside Bin Site

On Friday, 1 February 2008 it was reported to Council's Health and Community Services Department that materials had been deposited on the ground at Council's roadside bin site located on Eel Creek Road.

Photographs of the subject site taken by Council's Environmental Health Technical Officer on 1 February 2008 appear below.



Council's Works Department subsequently attended the above sites and removed these items to a proper place of disposal.

WASTE MANAGEMENT FACILITIES

Shredding of greenwaste at Council's Bonnick Road, Southside and Tin Can Bay Waste Management Facilities during the period resulted in the following volumes of mulch:

FACILITY	VOLUME OF RESULTANT MULCH
Bonnick Road	1388.12 m ³
Southside	1076.47 m ³
Tin Can Bay	369.59 m ³

The resultant mulch will be transported around each site for use in landfill operations.

Operations at Council's other Waste Management Facilities progressed satisfactorily during the period.

Tyre Recycling

Since July 2007, a commercial tyre recycling company has conducted the removal of waste tyres from the Bonnick Road Waste Management Facility and the Tin Can Bay Waste Management Facility. This activity continued during January 2008 resulting in the removal of the following number of tyres from the Bonnick Road Waste Management Facility.

Bonnick Road Waste Management Facility

Tyre Variety	Number of Tyres Removed from the Bonnick Road Waste Management Facility on 8 January 2008	Number of tyres removed from the Bonnick Road Waste Management Facility to date during the 2007/2008 financial year
Passenger	618	2086
Light Truck	207	909
Bobcat	2	26
Truck	55	285
Super Single	0	4
Forklift Small – Up to 12" High	1	22
Forklift Medium – 12" – 18"	2	19
Grader	0	12
Motorcycle	123	172
TOTAL	1008	3535

Recyclable Materials

The following weights of recyclable material were collected by Council's Cleansing Contractor.

PRODUCT	DUAL BIN SYSTEM (Weight- kg)	
	01/01/08 to 31/01/08	2008
Aluminium	1573	1573
Glass – Clear	7456	7456
Glass – Coloured	12780	12780
HDPE	3129	3129
Plastic - Mixed	1511	1511
Paper/Cardboard – Mixed	97729	97729
P.E.T.	3000	3000
Steel	4932	4932
Glass Fines	55344	55344
Total Recoverables	187454	187454
Waste/Ceramics	44366	44366
Total including all Waste	231820	231820

OVERGROWNS

Overgrown allotment inspections were conducted in January 2008 at Cooloola Cove, Tin Can Bay and Rainbow Beach, subsequently notices were issued in January for compliance. Reinspections will be carried out in February 2008. Other inspections for overgrown land were carried out subject to complaint throughout Gympie, subsequently notices were issued for compliance and works orders served on properties that did not comply with the notices.

ANIMAL CONTROL – (dog complaint nuisance dogs)

Complaints were routinely dealt with in relation to animal control including nuisance animals and particularly barking nuisances and permits were issued for the keeping of more than two dogs.

Animal Registration 2007/2008 Period (YTD)

Dogs	4316
Cats	1294

Council's animal control operation resulted in the impounding of the following animals: Dogs – 46, Cats – 53.

Twelve (12) dogs and no cats were released to their owners, subject to payment of fees.

Nine (9) dogs and eleven (11) cats were taken by the RSPCA.

Twenty (20) dogs and thirty three (33) cats were euthanased.

Five (5) dog and nine (9) cats are held in the pound from January.

G37/02/08 Moved: Cr S.S. Jocumsen

Seconded: Cr W.W. Sachs

That the Health and Community Services Department Manager's Report for the month of January 2008 be received.

Carried

Mrs H. Kelly left the meeting at 9.48am.

Mr M. Grant left the meeting at 9.56am.

Cr I. Petersen left the meeting at 9.57am.

**SECTION 8: CORPORATE SERVICES DEPARTMENT
MATTERS (MJ Venardos OAM, C Manson, B.
Hayes)**

**8/1 LG Online News Release - Bi Partisan Support for Local Govt
Recognition Welcomed**

Re: **G38/02/08** LG Online News Release – Bi Partisan Support for
Local Govt Recognition Welcomed.

From: Cr P. Bell AM, President, LGAQ, 25 Evelyn Street, Newstead QLD
4006

File: AG97/00282 DOC ID: 873759

Date: 31 January 2008

“Recent tacit support for the recognition of local government in the Australian Constitution by the federal opposition was a major step forward, Australian and Queensland Local Government Association president, Cr Paul Bell said today.

Local government is grateful for the support and leadership of Warren Truss, the federal Nationals leader, on this issue, Cr Bell said.

On two previous occasions when the issue was put to the Australian public in a referendum, the conservative side of politics opposed recognition of local government. This is a major turning point, he said.

Prime Minister Kevin Rudd set the pace during the recent federal election campaign by promising to put the issue to the people through a federal referendum during his first term in office.

The opposition is now moving in the same direction. History tells us only those propositions with cross-party political support get the required support to amend the Australian Constitution.

The Australian Local Government Association will be convening a constitutional convention for councils in Canberra in November to develop a unified position on what question should be put to the people. There will be an ongoing discussion among Queensland councils on the topic in the lead-up to the convention.

It is vitally important the Queensland government come on board and support this move. It is equally important that it move beyond its 'Stronger Councils' mantra and set out its vision for local government as a legitimate third sphere of government in Queensland and Australia.

We need to put meat on the bones of the new system of local government, spell out the roles, responsibilities and powers of local government in relation to state and federal government.

I look forward to advancing discussions on this matter with the premier and minister for Local Government in coming months, Cr Bell said."

Recommendation: (Acting Chief Executive Officer – C. Manson)

G38/02/08 Moved: Cr D.R. Neilson

Seconded: Cr N.R. Ellis

That the information be received.

Carried

8/2

Snapper Creek Boat Harbour

Re: **G39/02/08** Snapper Creek Boat Harbour
 From: Mr B. Wilson, Director-General, GPO Box 1549, Brisbane, QLD 4001
 File: WG94/00017 DOC ID: 877711
 Date: 24 January 2008

“I refer to the deputation between Cooloola Shire Council (CSC) and senior officers from Queensland Transport (QT) on 9 November 2007 to discuss planning issues for Snapper Creek Boat Harbour.

As a follow up to these discussions I would like to clarify Queensland Transport’s position in relation to the planning proposal.

As you would be aware, under Section 2.1.1 of the Environmental Protection Agency’s State Coastal Management Plan (SCMP), State boat harbours are identified as areas of State significance (social and economic) where marine infrastructure should be located.

The current usage, (including the proposed marina) of the snapper Creek Harbour, is consistent with the original purpose established by Cabinet, in that it fosters recreational boating by providing sheltered moorings and a range of services and facilities required by the boating public.

The Department is acting in accordance with the SCMP and with long standing State boat harbour policy framework.

In the event that CSC was willing to lead a master planning exercise that incorporated the large sections of land around the harbour, the beach side inlet and the State boat harbour (without seeking to alter the Cabinet approved purpose for the boat harbour), QT would be in a position to support CSC in this regard.

Should you wish to discuss this further you are welcome to contact Mr Paul Stenhouse Director Boating Infrastructure on 3117 5708.”

Cr I. Petersen returned to the meeting at 9.58am.

Mr M. Hartley entered the meeting at 9.58am.

G39/02/08 Moved: Cr L.J. Friske Seconded: Cr N.R. Ellis

That the information be received, and referred to the Gympie Regional Council.

Carried

The Mayor put forward some views expressed in an email from Cr M. Prior as part of the discussions.

G40/02/08 Moved: Cr MJ Venardos OAM Seconded: Cr N.R. Ellis

That this Council again request the State Government through appropriate Departments to carry out a Master Planning exercise of the Tin Can Bay Boat Harbour and Norman Point, as soon as possible and

that the Government consult with Council and the Community in its promulgation of the Master Plan.

Carried

A **DIVISION** was called with the following results:

FOR: Cr N.R. Ellis, Cr L.J. Friske, Cr S.S. Jocumsen , Cr D.R. Neilson, Cr I.T. Petersen, Cr J. Watt, Cr W.J. McIntyre, Cr F.G. Nissen AM, Cr C.R. Chapman OAM, Cr M.J. Venardos OAM

AGAINST: Cr R. Owen, Cr W.W. Sachs

ADJOURNMENT OF MEETING

The Meeting adjourned for morning tea at 10.08am.

RESUMPTION OF MEETING

The Meeting resumed at 10.26am.

Cr Petersen and Mr Hartley were not present when the meeting resumed.

8/3

Reconciliation Awards for Business in 2008

Re: G41/02/08 Reconciliation Awards for Business in 2008
From: Anna Bligh MP, Premier of Queensland, Executive Building, PO Box 15185, City East, QLD 4002
File: AG95/00166
Date: 31 January 2008

Guidelines and Nomination Form for Reconciliation Awards for Business 2008 will be available at the meeting for Council's perusal.

"I am delighted to announce the continuation of the Reconciliation Awards for Business in 2008. The awards are now in their sixth year and continue to provide organisations with the opportunity to showcase the many positive achievements they are making and contributing to reconciliation across Queensland.

The Reconciliation Awards for business are open to individuals or organisations in Queensland who are taking positive steps through employment and training initiatives, promoting cultural heritage, encouraging tourism and many other worthwhile projects.

This year, awards are offered in the following four categories: Emerging Business; Established Business; Community Organisation and Partnership.

Dead Fish and Pollutants in Lake Alford.

Cr Jocumsen advised Council that he had received a report on a number of dead fish and other rubbish floating in Lake Alford. Cr S.S Jocumsen requested a report from the Finance Manager on the current state of Lake Alford.

Query on Early Rates Notices

Cr W.W Sachs advised Council that he had received a query from a ratepayer with a question as to why rates received recently for the second half year levy period are early, and was asked if Council will extend the paying period to compensate. Cr S.S Jocumsen requested a report with responses to the questions from the ratepayer.

Litter on the Bruce Highway

Cr W.W. Sachs advised Council that there was an enormous amount of litter on the Bruce Highway from the Fox Glen Motel to Buckleys concrete works at Inglewood Bridge. Cr W.W Sachs requested that Council's Engineer take the matter up with the Main Roads Department.

Blocked Drain in Traveston

Cr W.W Sachs advised Council of a blocked drain in Traveston near O'Rourke Road and King Street. Cr W.W Sachs requested that Council's Work's Department be advised.

Reminder of Events

Cr J. Watt reminded Councillors of the Public Gallery's invitation to all Councillors to attend the Tin Tiara ball on Friday 29 February 2008.

Cr J. Watt also reminded Council of the Public Gallery celebrations on Saturday 1 March 2008 and of the Mary River Festival on 2 March 2008.

Clarification of Statement from Cr R. Owen

Cr McIntyre advised that he wanted to clarify a statement earlier in today's meeting by Cr Owen that the five Development Applications that were acted on straight after the meeting were delegated authorities to staff, and the number of times he quoted they had been to Council were only in the applications pending file.

Dangerous Bruce Highway Intersection

Cr M.J Venardos OAM advised Council that during a recent visit to Lobwein Road near the airport, trying to make a right hand turn into Lobwein Road is extremely dangerous.

G44/02/08 Moved: Cr MJ Venardos OAM Seconded: Cr N.R. Ellis

That the Mayor arrange a Deputation with the Minister for Main Roads and Local Government as soon as possible to discuss the upgrade of the intersection of the Bruce Highway and Lobwein Road.

Carried

Bureau of Meteorology Report

Cr M.J Venardos OAM read the following Weather Warning to Councillors for their information, issued by the Bureau of Meteorology at 4.25am on Tuesday 12 February 2008:

“Synoptic situation: At 4am the monsoon trough lay across northern Queensland with a 997 hPa low located around 100km west of Mackay. The low is moving southeast and is expected to be located on the Sunshine Coast late tonight.

The low is expected to remain an intense system as it moves rapidly towards the southeast. Very heavy rainfall is likely, both along the coast east of the low and extending inland to its south.

Locally damaging wind gusts up to 90km/h are also expected east of the low reaching 110km/h in coastal areas exposed to the north. Southeasterly wind gusts to 90km/h are expected to develop over the Southeast Coast districts tonight. Westerly wind gusts are expected to ease north of Townsville during the morning.

Conditions have eased in the north of Bowen and the warning is now cancelled for this area.

The State emergency Service advises that people in the affected area should:

- seek shelter, indoors where possible, and never under trees.*
- Secure outdoor items.*
- Beware of fallen trees and powerlines.*
- Avoid driving, walking or riding through flood waters.*

The next warning is due to be issued by 11am EST Tuesday 12 February 2008.”

SECTION 12: IN COMMITTEE MATTERS

Nil

There being no further business the meeting closed at 10.47am.

Confirmed this NINETEENTH day of FEBRUARY 2008.

CHAIRMAN