

CHIEF EXECUTIVE OFFICER

COUNCIL REPORT

Meeting 27 September 2023



Item 1: Meetings Attended

- Mayor, Cr Michael, and CEO met with representatives from Department of Treaty, Aboriginal and Torres Strait Islander Partnerships, National Indigenous Australians Agency, Alliance of the Guugu Yimithirr People, Pama Futures, and the Cape York Institute in Hope Vale on 21 August 2023 for discussions on a possible alternate model to the existing Hope Vale Local Thriving Communities Advisory Committee model.
- CEO and Director of Finance and Corporate Services met (via Teams) with Brett Manktelow from Fourier on 21 August 2023 for discussions on Council's future IT arrangements.
- CEO met with Annette Tranent, Principal Economic Development Officer, and Kelsey Ormsby, Far North Queensland Regional Office and LEO Network Department of State Development, Infrastructure, Local Government and Planning, in Hope Vale on 22 August 2023 for discussions on opportunities for decarbonization projects.
- Mayor and Councillors attended the Council meeting on 23 August 2023 in Hope Vale.
- Mayor, Cr Allison Michael, and CEO attended the Interim Local Thriving Communities Advisory Committee Meeting held on 24 August 2023 in Hope Vale. Other Councillors/officers attended part of the meeting as observers.
- CEO met with Kerrie Elliott, Economic Development Officer, Community, Economy and Innovation, Cook Shire Council, in Hope Vale on 29 August 2023 for mutual briefings on economic development initiatives.
- Mayor and CEO attended a TORCH Regional Stakeholder Engagement Summit in Cairns on 31 August and 1 September 2023.
- Mayor and CEO attended a First Nations Mayors Summit with Queensland Commissioner of Police Katarina Carroll, in Cairns on 4 and 5 September 2023.
- Mayor, CEO, and Director Finance and Corporate Services attended a Council Co-design Workshop for the Indigenous Council Sustainability Project in Cairns on 6 September 2023. The workshop was presented by Department of State Development, Infrastructure, Local Government and Planning.
- Mayor and CEO attended the Torres Cape Indigenous Council Alliance (TCICA) meeting in Cairns on 7 September 2023
- HVASC Management Team met with the Wujal Wujal ASC Management Team in Hope Vale on 11 September 2023.

- CEO, Director Finance and Corporate Services, and LTC Coordinator met with Kerry-Lee Bird, Manager – Cape, Far North Queensland Region, Aboriginal and Torres Strait Islander Partnerships, Department of Treaty, Aboriginal and Torres Strait Islander Partnerships, Communities and the Arts in Hope Vale on 13 September 2023 for discussions on LTC reporting processes.
- CEO met with Evaness Hollingsworth, A/ Manager, Property Services, Delivery, Aboriginal and Torres Strait Islander Housing, Department of Housing (via TEAMS meeting) on 15 September 24, 2023, for discussions on Hope Vale Housing delivery.
- A number of other meetings were also held by the CEO in relation to various administration, organizational, staffing and tenure issues.

Recommendation:

That Council

(a) receive the Chief Executive Officer's Report, and

(b) note the meetings attended by the Chief Executive Officer

Item 2: Interim Hope Vale Local Thriving Communities Advisory Committee Report

The Interim Hope Vale Local Thriving Communities Advisory Committee met on Thursday 24 August 2023. The Report on the meeting is attached for Council's consideration (Attachment A).

Recommendation:

That Council receive, note, and endorse Interim Hope Vale Local Thriving Communities Advisory Committee Report on the meeting held on 24 August 2023 as shown as Attachment A of the Chief Executive Officer's Report.

Item 3: Memorandum of Cooperation – Diatreme Resources and Hope Vale Aboriginal Shire Council

A Memorandum of Cooperation (MoC) has previously been discussed by Diatreme Resources and Hope Vale Aboriginal Shire Council. Diatreme Resources have submitted a draft Memorandum of Cooperation for Council's consideration. (Attachment B)

It is Council's view that should sand mining operations be approved by the State and/or Federal Governments, then the Hope Vale community should benefit from any opportunities that arise from the project.

The draft MoC is generally considered to reflect Council's desire to cooperate with Diatreme Resources, subject to the rewording of the Introduction.

The submitted draft MoC states -

Introduction

*The parties to this Memorandum of Cooperation have agreed to cooperate and outline their desired development for the Northern Silica Project (the **Project**). This Memorandum aims to demonstrate good intent between the parties and to support mutually beneficial development outcomes for the Hope Vale community and the Project.*

It is proposed that Council should consider the following amendment –

Introduction

The parties to this Memorandum of Cooperation have agreed to cooperate and demonstrate good intent and to support mutually beneficial opportunities for the Hope Vale community and the proposed Northern Silica Project (the Project).

Recommendation:

That Council enter into a Memorandum of Cooperation with Diatrema Resources to cooperate and demonstrate good intent and to support mutually beneficial opportunities for the Hope Vale community and the proposed Northern Silica Project, subject to the final Memorandum of Cooperation document being to the satisfaction of the Mayor.

Item 4: Planning Scheme Review

At its meeting held on 7 September 2023, the Torres Cape Indigenous Council Alliance (TCICA) discussed the required review dates of the various Council's Planning Schemes. Representatives from Department of Treaty, Aboriginal and Torres Strait Islander Partnerships, Communities and the Arts provided the attached presentation on planning scheme reviews and provide guidance on the options available (Attachment C).

The Hope Vale Aboriginal Shire Council Planning Scheme was gazette in 2014.

Section 25 of the Planning Act 2016 states -

(1) A local government must -

(a) review its planning scheme within 10 years after-

(i) the planning scheme was made; or

(ii) if the planning scheme has been reviewed—the planning scheme was last reviewed; and

(b) decide, based on that review, whether to amend or replace the planning scheme.

(2) If the local government decides not to amend or replace the planning scheme, the local government must—

(a) give written reasons for the decision to the chief executive; and

(b) publish a public notice, in the approved form, about the decision; and

(c) keep a copy of the public notice in a conspicuous place in the local government's public office, for a period of at least 40 business days after the notice is published.

The cost of a review of Council's Planning Scheme (and supporting studies) is likely to exceed \$500,000.

TCICA has now enquired from its member Councils if they would consider a collaborative approach of a single Planning Scheme approach. With this proposal, there would be one basic Planning Scheme for participating Councils, with slight changes to reflect each community differences (i.e. local distinctions to adjust for local culture, heritage, topography, needs etc.)

Recommendation:

That Council advise the Torres Cape Indigenous Council Alliance that it will take part in an investigation into a possible collaborative approach of a single Planning Scheme approach.

Item 5: Torch Project

The TORCH project has been established under the Health Innovation Fund on behalf of the State and Commonwealth Ministers of Health.

The objective is to codesign with community and establish an independent, non-government joint regional healthcare commissioning entity backed by pooled funding for healthcare services from all levels of government and accountable to the communities of the region.

The TORCH project is committed to First Nations governance and local community control of healthcare commissioning and health outcomes.

The TORCH project is a 10-year journey to shift the way care is commissioned and delivered, which will drive improved health system effectiveness, efficiency and equity and whole of population health and wellbeing outcomes.

It proposes to build on other key policy reforms including the National Agreement on Closing the Gap, Making Tracks Together, Tracks to Treaty, the Healthy Equity Framework, and the National Health Reform Agreement.

The Mayor and Chief Executive Officer attended the two-day Torres and Cape Health Care (TORCH) Commissioning Fund Regional Stakeholder Engagement Summit in Cairns on 31 August 2023 and 1 September 2023.

A summary Report of the Summit is attached (Attachment D)

It was proposed that a Statement of Intent would be signed at the Summit, however, the Federal Government advised in the week before the Summit that it wished to defer the signing until after "The Voice" referendum.

Recommendation:

That Council

- (a) Agree in principle that the TORCH project is an important reform and that it should be progressed without delay, and**
- (b) Authorise the Mayor to sign the Statement of Intent, when proposed.**

Item 6: FNQROC Federal Advocacy Report

The Far North Queensland Regional Organisation of Councils (FNQROC) undertook a delegation to Canberra on 1-2 August 2023 in order to advocate to Federal Parliamentarians on the FNQROC regional priorities. The Advocacy Report on the delegation is attached for Council's noting. (Attachment E)

Recommendation:

That Council receive and note the Advocacy Report on the FNQROC Mayoral Delegation to Canberra on 1-2 August 2023.

Item 7: 2023 LGAQ Annual Conference Motions

Advice has been received from the Local Government Association of Queensland (Attachment F) that it has accepted Council's proposed motion in relation to health service delivery in First Nations communities. It has been merged into a composite motion with Torres Shire Council because of the alignment of the policy intention of both motions.

The motion will read –

The LGAQ calls on the State and Federal governments to:

- *investigate health service delivery to ensure appropriate integration with complementary services in First Nations communities including community-controlled health services.*
- *alter the roll out of "home dialysis" programs to include a more expansive "community dialysis" approach - to allow dialysis to take place in community in a safe environment more appropriate to a First Nations context.*
- *consider community-led palliative care models to ensure First Nations peoples have their right to heal and seek end-of-life support on country.*

The Background and Desired Outcome is attached (Attachment F) for Council's information.

Recommendation:

That Council receive and note Council's proposed motion to the 2023 LGAQ Annual Conference in relation to health service delivery in First Nations communities.

Item 8: Interim Hope Vale Local Thriving Communities Advisory Committee Charter

At its meeting held 23 August 2023, Council considered the below report –

At its Meeting held on 16 March 2022, Council resolved -
That Council

- a) Appoint the following advisory committee pursuant to Section 264 of the Local Government Regulation 2012 – Interim Hope Vale Local Thriving Communities Advisory Committee,*
- b) Endorse the draft Terms of Reference for the Advisory Committee as attached to the CEO's report (Attachment A),*
- c) Pursuant to Section 245G of the Local Government Regulations 2012 (Advisory committees exempted from taking minutes), exempt the Interim Hope Vale Local Thriving Communities Advisory Committee from taking minutes of its proceedings, however, it must give Council a written report on its deliberations and its advice or recommendation, and*
- d) Select five (5) community members for appointment to the Interim Hope Vale Local Thriving Communities Advisory Committee.*
- e) Select a Councillor for appointment to the Interim Hope Vale Local Thriving Communities Advisory Committee. It is noted that the Mayor is the Chair of the Advisory Committee.*

During deliberation of this issue, Council considered that it would appoint the Advisory Committee on an interim basis, and that Council would review the Advisory Committee's effectiveness and the Terms of Reference after 12 months of operation.

The Interim Hope Vale Local Thriving Communities Advisory Committee held its first meeting on Thursday 25 August 2022.

In addition, the Mayor and the CEO met with representatives from Department of Treaty, Aboriginal and Torres Strait Islander Partnerships, National Indigenous Australians Agency, Alliance of the Guugu Yimithirr People, Pama Futures, and the Cape York Institute in Hope Vale on 21 August 2023 for discussions on a possible alternate model to the existing Hope Vale Local Thriving Communities Advisory Committee model. It was pointed out to the meeting that any change to the Hope Vale Local Thriving Communities Advisory Committee would need to be considered and approved by Council.

After discussions, it was agreed that there were 3 options for Council to consider -

Option 1 - No change to the existing Hope Vale Local Thriving Communities Advisory Committee model, apart from the planned review of its Terms of Reference,

Option 2 - No change to the existing Hope Vale Local Thriving Communities Advisory Committee model, apart from the planned review of its Terms of Reference and the appointment of representatives from Alliance of the Guugu Yimithirr People, the Hope Vale Foundation, and Hope Vale Congress.

Option 3 - the creation of a new joint model of the Local Thriving Communities and the Alliance of the Guugu Yimithirr People,

Should Council wish to consider Option 3 further, it was agreed that a detailed model would be developed.

At its meeting held on 23 August 2023, Council resolved that this Item be deferred until the next meeting.

Recommendation:

That Council consider the future direction of its Interim Hope Vale Local Thriving Communities Advisory Committee.

Item 9 CEO Verbal Briefing

A handwritten signature in black ink, appearing to read "S. Linnane", written on a light-colored background.

**Steve Linnane
Chief Executive Officer
25 September 2023**