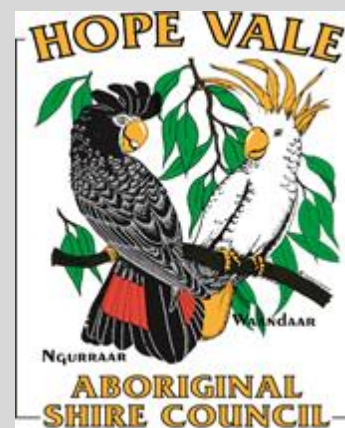


Minutes



General Meeting

Wednesday 25 October 2017

Council Chambers, Hope Vale

1 DECLARATION OF OPENING

The Chair declared the meeting open at 9.15 am.

The Council then acknowledged those members of the region that have recently passed away or suffered illness or injury

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Members Present: Cr. Greg McLean (Mayor)
Deputy Mayor Cr June Pearson
Cr Barry Bowen
Cr Selina Bowen
Cr Bruce Gibson

Officers Present: Chief Executive Officer Steve Linnane

3 OBLIGATIONS OF COUNCILLORS

3.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 172 of the Local Government Act 2009, the following declaration of material personal interest was made during this meeting –

- Cr Bruce Gibson declared a material personal interest in relation to Item 6.2.7 as the item involved a family member and he left the room and accordingly took no part in discussions on this item.

3.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 of the Local Government Act 2009, there were no declarations of conflict of interest made during this meeting.

3.3 REGISTERS OF INTEREST

Councillors reviewed their Registers of Interests and Related Parties Disclosures .

4 CONFIRMATION OF MINUTES OF GENERAL MEETING HELD ON WEDNESDAY 13 SEPTEMBER 2017

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That the minutes of the General Meeting held on Wednesday 13 September 2017 be accepted as a true and correct record, subject to "Item 6.2.4" in Item 2.3 being amended to read "Item 6.2.5"

CARRIED

5 BUSINESS ARISING FROM MINUTES OF GENERAL MEETING HELD ON WEDNESDAY 13 SEPTEMBER 2017

Nil

6 REPORTS

6.1 MAYOR'S REPORT

6.1.1 Mayor's Report

The Mayor provided a verbal report on activities since the last meeting.

6.2 CHIEF EXECUTIVE OFFICER'S REPORT

6.2.1. Meetings Attended

The CEO advised of meetings that he had attended since the last Council meeting.

It was agreed that Council note the meetings attended by the Chief Executive Officer.

6.2.2 Alignment Amendment of Council's Planning Scheme

Council's Planning Scheme requires significant amendment to assist with the transition to the Planning Act 2016 by replacing terminology and making codes more robust for the purposes of development assessment using the new decision rules.

The amendments to Council's scheme have been completed by the Department of Infrastructure, Local Government and Planning's consultants Buckley Vann

A copy of the proposed amendments was tabled at the meeting.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That Council:

- a) decides to make an alignment amendment to the Hope Vale Aboriginal Planning Scheme under the Alignment Amendment Rules made by the Planning Minister under section 293 of the Planning Act 2016 for the purpose of aligning the terminology of the planning scheme with the Planning Act 2016,**
- b) after preparing the alignment amendment, the amendment will commence on 1 December 2017,**
- c) will publish a public notice in: the gazette, in a newspaper circulating in the Hope Vale Aboriginal Shire Council area, and on the Hope Vale Aboriginal Shire Council website, and**
- d) will give the Chief Executive of the Department of Local Government, Infrastructure and Planning a copy of the public notice and a copy of the alignment amendment.**

CARRIED

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the CEO be authorized to seek and engage additional resources to address outstanding land, tenure, and planning issues

CARRIED

6.2.3 Review of HVASC Economic Strategy

It is proposed that Council should develop a new Corporate Plan and Economic Strategy to build upon Council's existing strategic documentation. Tracey Wilson (Working Visions) oversaw the previous processes and is available for the development of the new Plan and Strategy, and there are significant benefits in utilizing her services for these works.

It is also proposed to hold a 2 day workshop with Councillors in Cairns on Monday 18 December 2017 and Tuesday 19 December 2017 (prior to the Council Meeting in Cairns on 20 December 2017)

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution:

That Council authorise the engagement of Tracey Wilson (Working Visions) to oversee the development of the new Corporate Plan and Economic Strategy as it is satisfied that the services to be supplied are of such a specialized or confidential nature that it would be impractical or disadvantageous to the Council to invite tenders or quotations

CARRIED

6.2.4 Council Infrastructure and Proposed Roads for Survey on Congress ALA Land

On 17 August 2017, the CEO and Operations Manager met representatives of DATSIP and Ivan Deemal from Hope Vale Congress with a view to formalizing the proposed surveys for Council infrastructure and proposed roads within the Congress DOGIT.

Moved by Deputy Mayor June Pearson

Seconded by Cr Bruce Gibson

Resolution:

That Council

- a) agree to the proposals outlined in Items 1-9 and 11-13 of the Minutes of the Meeting of 17 August 2017,**
- b) request that Rehab Road also be surveyed,**
- c) a meeting be organized with the relevant State Government representatives to discuss land tenure issues in Hope Vale, and**
- d) clarify and publicize the rights of traditional owners, historical owners, and community residents in relation to the use of Trustee Crown lands.**

CARRIED

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That Council

- a) urge parts of the Thitharr Clan to refrain from rash decisions as negotiations are undertaken in relation to clarification of hunting, fishing, and gathering rights (i.e. the definition of native title rights) and the different land tenures within the Congress DOGIT**
- b) is eager for Hope Vale residents to continue to undertake their community/traditional recreation activities within the Congress DOGIT**

CARRIED

6.2.5 Local Government CEO Forum and ILG Chiefs Forum

The LGMA is holding its annual Local Government CEO Forum in Brisbane on Thursday 23 November 2017 and Indigenous Local Government Chiefs Forum on Friday 24 November 2017. These Forums have previously been beneficial to attend and provide valuable updates in relation to Queensland Local Government.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the CEO be authorized to attend the annual Local Government CEO Forum on Thursday 23 November 2017 and Indigenous Local Government Chiefs Forum on Friday 24 November 2017

CARRIED

6.2.6 Draft Health Strategy

Moved by Cr Barry Bowen

Seconded by Cr Selena Bowen

Resolution:

That Council approach Leslie Reid and Tanika Parker with a view to engaging them to develop a draft Health Strategy for Hope Vale.

CARRIED

6.2.7 Tenancy Agreement – Shop 1, Everlina Plaza

Consideration of correspondence from the tenant of Shop 1 Everlina Plaza in relation to the tenancy agreement.

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That Council reaffirms its previous decision not to extend the Tenancy Agreement in relation to Shop 1 Everlina Plaza.

CARRIED

6.2.8 Reception of Reports

It was agreed that the Mayor's report and the CEO's report dated 12 October 2017 be received.

6.3 Finance Director's Report

The Finance Director's report dated 11 October 2017 was considered by Council

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution:

That

- a) the Finance Director's report dated 11 October 2017 be received and adopted,**
- b) show cause notices be issued on Shops 2 and 3 Everlina Plaza on why the tenancy arrangements should not be terminated for payment arrears, and**
- c) a report be provided to Council on follow up actions on outstanding lease and tenancy arrears.**

CARRIED

6.4 Human Resource Manager's Report

The Human Resource Manager's Report dated 24 October 2017 was considered by Council.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That

- a) the Human Resources Manager's report dated 24 October 2017 be received, and**
- b) as a general principle, a Council officer's employment be terminated if the employee is unable to fulfil the inherent requirements of their job,**
- c) the CEO be authorized to depart from this principle, should the CEO consider that exceptional circumstances exist not to terminate the Council Officer's employment.**
- d) Council endorse the 2017 Christmas and 2018 New Year Holiday shut down dates as from 22nd December 2017 to 5th January 2018,**
- e) Council adopt the amended Drug and Alcohol Policy attached to the report, subject to the definition of "Illegal Drug" being amended to "Synthetic Drug", and**
- f) Council adopt the Code of Conduct for Employees attached to the report.**

CARRIED

6.5 Social Services Director's Report

The Social Services Director's Report dated 12 October 2017 was considered.

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That

- a) the Social Services Director's Report dated 12 October 2017 be received and endorsed,
- b) Council raise the aged care resident's wishes with Department of Housing,
- c) relevant Councillors complete appropriate paperwork to update details with Department of Education and Training,
- d) should the Hope Vale Youth and Social Support Project program be refunded in 2018 going forward, the position be based in a different location that is easily accessible for the target groups outlined in the service agreement, and
- e) Council endorse registering as a service provider under the NDIS

CARRIED

6.6 Operations Manager's Report

The Operations Manager's Reports dated 12 and 24 October 2017 was considered.

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That

- a) the Operations Manager's Report dated 12 October 2017 be received and noted,
- b) Pre-qualified Contractors may, at Council's discretion, be removed from the Register of Pre-Qualified Suppliers due to not attending weekly Tool Box meetings,
- c) Council endorse further investigation and investment towards taking Hope Vale's Animal Management Program to an impoundment and infringement level, and
- d) Council endorse the submission of the listed projects for the 2017/19 LGGSP funding Program

CARRIED

7 VISITORS AND PRESENTATIONS

Nil

8 CORRESPONDENCE

- 8.1 From the Department of Infrastructure, Local Government and Planning dated 19 September 2017, advising that projects to the value of \$1,360,000 have been approved under the 2017-19 Works or Queensland Program.

It was agreed that the letter be received and noted.

- 8.2 From the Department of Aboriginal and Torres Strait Islander Partnership dated 22 September 2017 forwarding details the Reparations Scheme.

It was agreed that the letter be received and noted.

- 8.3 From Dr Bill Liley dated 25 September 2017, in relation long term health issues impacting on a resident of Hope Vale.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the letter be received and Council approve meeting the cost for the installation of an air conditioner at the resident's premises, due to the exceptional circumstances.

CARRIED

- 8.4 From the Legal Affairs and Community Safety Committee of the Queensland Parliament dated 3 October 2017 thanking Council for assisting with their public meeting on 26 September 2017.

It was agreed that the letter be received and noted.

- 8.5 From the Agriculture and Environment Committee of the Queensland Parliament dated 4 September 2017 informing Council about the Committee's inquiry into the Safer Waterways Bill 2017.

It was agreed that the letter be received and noted.

- 8.6 From the Department of Infrastructure, Local Government and Planning dated 18 September 2017, advising that Council's current estimated total allocation of the Indigenous Councils Critical Infrastructure Program is capped at \$3,700,000.

It was agreed that the letter be received and noted.

- 8.7 From Apunipima Cape York Health Council dated 2 August 2017, requesting Council assistance in contributing towards a Trail Ride from Hope Vale to Bill Boil.

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That the letter be received and Apunipima be advised that Council is not agreeable to contribute towards the event as Council considers that it should be funded from Social and Emotional Wellbeing funds

CARRIED

9 GENERAL BUSINESS

9.1 Youth Engagement

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That Cr Barry Bowen (Portfolio Councillor) meet with the CEO and the Director of Social Services with a view to progressing youth engagement in Hope Vale.

CARRIED

9.2 Hope Vale Junior Rugby League

Moved by Cr Barry Bowen

Seconded by Deputy Mayor June Pearson

Resolution:

That Council contribute \$500 towards the 2017 breakup of the Hope Vale Junior Rugby League.

CARRIED

9.3 Housing

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution:

That Council supports the applications from Mike Costello and Jacaan Hart for public housing

CARRIED

10 CONFIDENTIAL SESSION

Nil

11 NEXT MEETING

The next General Meeting is proposed to be held on Wednesday 15 November 2017 commencing at 9am.

There being no further business, the meeting closed at 2.37pm.

.....
Cr Greg McLean
Mayor

.....
Steve Linnane
Chief Executive Officer