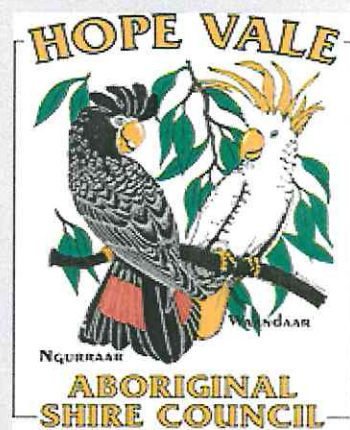


# Minutes



## HOPE VALE ABORIGINAL SHIRE COUNCIL (As Trustee) Meeting

Wednesday 25 July 2018

Council Chambers, Hope Vale

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## **1 DECLARATION OF OPENING**

The Acting Mayor declared the meeting open at 1.10pm.

## **2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**

**Members Present:** Deputy Mayor Cr June Pearson (in the Chair)  
Cr Barry Bowen  
Cr Bruce Gibson  
Cr Selina Bowen

**Officers Present:** Chief Executive Officer Steve Linnane

**Apologies:** Greg McLean

## **3 OBLIGATIONS OF COUNCILLORS**

### **3.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS**

Pursuant to Section 175C of the Local Government Act 2009, Cr Bruce Gibson declared a material personal interest in Item 7.1 as his application for a lease extension is being considered by Council. Cr Gibson left the meeting during discussions on this issue and the vote.

### **3.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS**

Pursuant to Section 175E of the Local Government Act 2009, no declarations of a conflict of interests were made during this meeting.

### **3.3 REGISTERS OF INTEREST**

Councillors reviewed their Registers of Interests and Related Parties Disclosures.



**4 Confirmation of the Previous Minutes of Hope Vale Aboriginal Shire Council (As Trustee) Meeting.**

**Nil**

**5 Business arising from the Previous Minutes of Hope Vale Aboriginal Shire Council (As Trustee) Meeting.**

**Nil**

**6 REPORTS**

**6.1 RECEPTION OF THE CHIEF EXECUTIVE OFFICER'S REPORT**

<b>Moved by Cr Selina Bowen</b>	<b>Seconded by Cr Barry Bowen</b>
<b>Resolution:</b> <b>That the Chief Executive Officer's Report dated 18 July 2018 be received.</b>	
<b>CARRIED</b>	

**6.2 CHIEF EXECUTIVE OFFICER'S REPORT**

**6.2.1 Review of Delegations**

A review has been undertaken of the delegations of power from the Council, as trustee, to the CEO under various legislation.

Accordingly, the attached delegation of power from Council, as trustee, to the CEO is presented for council consideration –

- Delegation to the Chief Executive Officer by Council, As Trustee – Various Legislation (Attachment A)



**Moved by Cr Barry Bowen**

**Seconded by Cr Selina Bowen**

**Resolution:**

**That Council, as trustee, delegate to the CEO those powers referred to in the document titled Delegation to the Chief Executive Officer by Council, As Trustee – Various Legislation attached to the report (Attachment A), pursuant to section 257 of the Local Government Act 2009.**

**CARRIED**

**6.2.2 Lot 1 SP 232620**

Lot 1 SP 232620 is the DOGIT township land that the Council is trustee of. Native title has been deemed not to exist in lot 1 and there is no registered native title body. It has been Council's position that this town area held under the DOGIT with Council as Trustee should not be transferred to another body/organization but designated as non transferrable land pursuant to Section 16 of the Aboriginal Land Act 1991.

**Moved by Cr Barry Bowen**

**Seconded by Cr Selina Bowen**

**Resolution:**

**That the CEO be authorized to make application for Lot 1 SP 232620 held under the DOGIT with Council as Trustee to be designated as non transferrable land pursuant to Section 16 of the Aboriginal Land Act 1991.**

**CARRIED**

**7 GENERAL BUSINESS**

**7.1 Lease Extension**

From Bruce Gibson dated 24 July 2018 requesting an extension to his residential lease arrangement of 175 Thiele Street Hope Vale.



Moved by Cr Barry Bowen

Seconded by Cr Selina Bowen

**Resolution:**

That Council agree to a 10 year lease extension with Bruce Gibson subject to the existing rent being indexed annually.

**CARRIED**

Cr Bruce Gibson declared a material personal interest in this Item as his application for a lease extension is being considered by Council. Cr Gibson left the meeting during discussions on this issue and the vote.

**8 CONFIDENTIAL SESSION**

Nil

**8 NEXT MEETING**

It was agreed that the date of the next Meeting would be advised in due course.

There being no further business, the meeting closed at 1.25pm.

Acting Mayor June Pearson  
Meeting Chair

Steve Linnane  
Chief Executive Officer