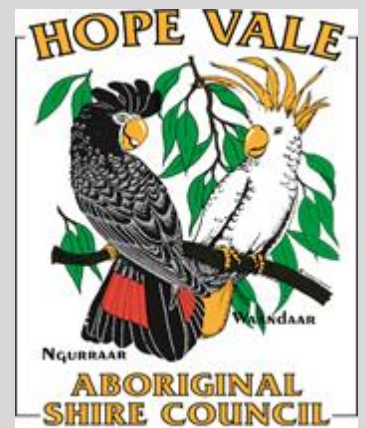


Minutes

General Meeting

Monday 19 March 2018

Board Room, Cairns Office



1 DECLARATION OF OPENING

The Mayor 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: Mayor Greg McLean

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 declarations of material personal interest were made during this meeting –

- Mayor Greg McLean declared a material personal interest in relation to Item 10.1 as the item involved a family member and he left the room and accordingly took no part in discussions on this item.
- Deputy Mayor June Pearson declared a material personal interest in relation to Item 9.1 as the item involved a family member and she 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, no declarations of conflict of interest were 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 21 FEBRUARY 2018

Moved by Deputy Mayor June Pearson

Seconded by Cr Barry Bowen

Resolution:

That the minutes of the General Meeting held on Wednesday 21 February 2018 be accepted as a true and correct record.

CARRIED

5 BUSINESS ARISING FROM MINUTES OF GENERAL MEETING HELD ON WEDNESDAY 21 FEBRUARY 2018

Moved by Deputy Mayor June Pearson

Seconded by Cr Barry Bowen

Resolution:

That

a) in relation to Item 6.2.5, of the minutes of the General Meeting held on Wednesday 21 February 2018, Cr Bruce Gibson be authorized to attend the biennial Civic Leaders Summit to be held on the Gold Coast on 10 – 11 May 2018, as a replacement for Cr Selina Bowen, and

b) the Mayor and the CEO meets with Good to Great Schools to discuss early childhood education options for Hope Vale.

CARRIED

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 Review of Delegations

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

Accordingly, reviewed delegations of power from Council to the CEO pursuant to the following legislation was presented for council consideration

- Aged Care Act 1997 (CTH)
- Animal Care and Protection Act 2001
- Animal Management (Cats and Dogs) Act 2008
- Building Act 1975
- Building Regulations 2006
- Disaster Management Act 2003
- Disaster Management Regulations 2014
- Food Act 2006
- Food Production (Safety) Act 2000
- Housing Act 2003
- Housing Regulations 2015
- Information Privacy Act 2009
- Land Act 1994
- Local Government Act 2009
- Local Government Regulation 2012
- Public Interest Disclosure Act 2010
- Right to Information Act 2009
- Work Health and Safety Act 2011
- Work Health and Safety Regulation 2011
- Various Legislation

Moved by Cr Bruce Gibson**Seconded by Cr Selina Bowen****Resolution:**

That Council delegate to the CEO those powers referred to in the document titled “Hope Vale Aboriginal Council Register of Delegations – Council to the CEO” attached to the report (Attachment A), pursuant to section 257 of the Local Government Act 2009.

CARRIED**6.2.3 Hope Vale Aboriginal Shire Council – Human Resources Policies**

At its Meeting held on 21 February 2018, Council resolved that the CEO arrange to present reviewed Human Resources policies to the next meeting. This review has now been undertaken of the major policies and the attached new policies are presented for Council consideration –

- Anti-Discrimination & Equal Employment Opportunity Policy
- Attendance and Absenteeism Policy
- Leave Policy
- Performance, Misconduct, and Disciplinary Procedures Policy
- Personal Grievance Policy
- Recruitment and Selection Policy
- Staff Training and Development Policy
- Work Health and Safety Policy
- Workplace Bullying Policy

These policies complement the recently endorsed Code of Conduct for Employees and the Drug and Alcohol Policy.

Moved by Cr Bruce Gibson**Seconded by Cr Selina Bowen****Resolution:****That Council****a) endorse the following policies attached to the report (Attachment B)**

- Anti-Discrimination & Equal Employment Opportunity Policy
- Attendance and Absenteeism Policy
- Leave Policy
- Performance, Misconduct, and Disciplinary Procedures Policy
- Personal Grievance Policy
- Recruitment and Selection Policy
- Staff Training and Development Policy
- Work Health and Safety Policy
- Workplace Bullying Policy, and

b) delegate authority to the CEO to review, maintain, and adopt Human Resources Policies, with the exception of the Code of Conduct for Employees.**CARRIED**

6.2.4 Hope Vale Development Assessment Reports

Council's consultants (acting under delegated authority) have completed their draft reports for the following development applications –

1. Brian Cobus – Reconfiguration of Lot – 3 Mclvor Road, Hope Vale, (Attachment C)
2. Selwyn Mclvor - Reconfiguration of Lot – Theile Street Hope Vale, (Attachment D)
3. Gerhardt Pearson - Reconfiguration of Lot – 3 Airport Road Hope Vale. (Attachment E)

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That Council receive and note the reports.

CARRIED

6.2.5 Item 5: Local Government CEO Forum and ILG Chiefs Forum

The LGMA is holding a Local Government CEO Forum in Brisbane on Thursday 19 April 2018. These Forums have previously been beneficial to attend and provide valuable updates in relation to Queensland Local Government. This meeting will feature Brendan Worrall, Queensland Auditor General, who will provide an update on activities, trends and concerns and discuss issues impacting on local government.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the CEO be authorized to attend future Local Government CEO Forums and Indigenous Local Government Chiefs Forums.

CARRIED

6.2.6 Reception of Reports

Moved by Cr Bruce Gibson

Seconded by Deputy Mayor June Pearson

Resolution:

That the Mayor's verbal report and the CEO's report dated 16 March 2018 be received.

CARRIED

At this stage the Meeting dealt with Item 10 – Confidential Issues

6.3 Finance Director's Report

The Finance Director's report dated 14 March 2018 was considered by Council.

Moved by Deputy Mayor June Pearson

Seconded by Cr Barry Bowen

Resolution:

That the Finance Director's report dated 14 March 2018 be received and adopted.

CARRIED

6.4 Human Resource Manager's Report

The Human Resource Manager's Report dated 14 March 2018 was considered by Council.

Moved by Cr Barry Bowen

Seconded by Deputy Mayor June Pearson

Resolution:

That the Human Resources Manager's report dated 14 March 2018 be received and noted.

CARRIED

6.5 Social Services Director's Report

The Social Services Director's Report dated 15 March 2018 was considered by Council.

Moved by Cr Barry Bowen

Seconded by Cr Selina Bowen

Resolution:

That

**a) the Social Services Director's Report dated 15 March 2018 be received and noted, and
b) the Hopevale Aboriginal Corporation for Arts and Culture be requested to show cause why they should not be evicted from premises described as Lot 205 SP 281317 Flierl Street Hope Vale.**

CARRIED

(Cr Bruce Gibson was not present in the meeting during this item)

6.6 Operations Manager's Report

The Operations Manager's Report dated 15 March 2018 was considered.

Moved by Cr Barry Bowen

Seconded by Cr Selina Bowen

Resolution:

That

- a) the Operations Manager's Report dated 15 March 2018 be received and noted,
- b) Council not proceed with the pedestrian footpath to Hope Valley Estate at this stage because of the technical difficulties associated with construction,
- c) the Operations Manager be authorised to submit a variation proposal redirecting W4Q funds from the W4Q pedestrian footpath to a sealed turn in lane in Thiele Street, a bikeway along the northern frontage of the school, and additional funding towards the W4Q old PCYC building upgrade,
- d) the Operations Manager be requested to arrange for a revised Bikeway/Pedestrian Pathway master plan for Hope Vale, and
- e) the Operations Manager arrange for the installation of angled parking in Aerodrome Road along the Church frontage.

CARRIED

7 VISITORS AND PRESENTATIONS

Nil

8 CORRESPONDENCE

- 8.1 From the Minister for Regional Development, Territories and Local Government received on 8 March 2018, advising that the Regional Growth Fund is open for Initial Applications
- 8.2 From the Australian Local Government Association dated 7 March 2018 advising that this years National General Assembly of Local Government in Canberra from 17-20 June 2018.
- 8.3 From LGAQ dated 6 March 2018 requesting an update on the current status of the known and perceived impacts on Council of China ceasing to receive recyclable waste from international markets including Australia.
- 8.4 From the Department of Child Safety, Youth and Women dated 16 February 2018, advising that Gungarde Community Centre Aboriginal Service has been awarded the Aboriginal and Torres Strait Islander Family Wellbeing Services for East Cape York.

- 8.5 From the Department of Prime Minister and Cabinet dated 15 March 2018, advising that it would not be possible to conduct random drug and alcohol tests on its employees or providers in Hope Vale.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the items of correspondence 8.1 – 8.5 be received and noted.

CARRIED

- 8.6 From Norma Jacko on behalf of Ngaadhawarra dated 16 March 2018, seeking the support of Hope Vale Aboriginal Shire Council for and on behalf of community, to ensure a road is constructed through their land.

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the letter from Norma Jacko on behalf of Ngaadhawarra dated 16 March 2018 be received and they be advised that Council looks forward to working with the other clan groups to investigate this proposed road.

CARRIED

9 GENERAL BUSINESS

- 9.1 **Support Letter – Ms Viola Mossman**

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution:

That Council advise the Department of Housing and Public Works that 3B Flierl Street is a family block and further advise the Department of Ms. Mossman's housing situation.

CARRIED

(Deputy Mayor June Pearson left the meeting during this item)

9.2 You The Man Show

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That Council advise Dr Bill Liley that Council supports a domestic violence awareness evening for Hope Vale and is agreeable to providing the use of the Business precinct meeting Room or the Multi Purpose Centre for the event as well as a contribution of \$100.

CARRIED

9.3 Corporate Plan/Economic Development Strategy Consultation

It was agree that the proposed Corporate Plan/Economic Development Strategy consultation planned for the week commencing 26 March 2018 be deferred until a later date.

9.4 Evacuation to Woorabinda Commemoration

It was agreed that

- a) Council would sponsor a morning tea as part of the Evacuation to Woorabinda Commemoration,
- b) The CEO be authorized to purchase an additional marquee tents.

9.5 Certificate of Aboriginality

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution:

That the CEO be authorized to sign a Certificate of Aboriginality for Greg Wallace.

CARRIED

10 CONFIDENTIAL SESSION

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution

That the meeting be closed to the public pursuant to sections 275 (a), (b) and (h) of the Local Government Regulation 2012 to consider the following items:

10.1 Disability and Commonwealth Home Support Program Review Update

10.2 Leasing Issue – Hope Vale Butchers Shop

CARRIED

Moved by Cr Bruce Gibson

Seconded by Cr Barry Bowen

Resolution

That the meeting be re-opened to the public.

CARRIED

The Mayor Greg McLean left the meeting during discussions on Item 10.1 - Disability and Commonwealth Home Support Program Review Update. Deputy Mayor June Pearson assumed the role of Chair.

10.1 Disability and Commonwealth Home Support Program Review Update

Moved by Cr Barry Bowen

Seconded by Cr Bruce Gibson

Resolution

That Council note the Disability and Commonwealth Home Support Program Review Update and Council write to Joan McLean thanking her for her long term service to the Hope Vale community.

CARRIED

10.2 Leasing Issue – Hope Vale Butchers Shop

The CEO briefed Council on leasing issues in relation to the Hope Vale Butchers Shop.

It was agreed that the CEO be authorized to take action in accordance with the Council's discussions in Closed Session



11 NEXT MEETING

It was agreed that the next General Meeting be held on Tuesday 24 April 2018 commencing at 9am.

There being no further business, the meeting closed at 3.22pm.

.....
Mayor Greg McLean
Meeting Chair

.....
Steve Linnane
Chief Executive Officer