

LOCKHART RIVER ABORIGINAL SHIRE COUNCIL

ABN 55 631 460 952



Minutes of Ordinary Council Meeting

Date: 17th December 2013

Venue: Council Chambers
Lockhart River
14 Maathvy Street, Lockhart River

1. **Attendance**

Cr. Wayne Butcher – Mayor
Cr. Norman Bally
Cr. Rebecca Elu
Cr. Paul Piva
Mrs. Dora Accoom
Mr. Peter Opio-Otim

2. **Opening**

Mayor declared the meeting open at 9.50am

3. **Apology**

Apology was received from Cr. Veronica Piva

RESOLUTION LRASC 01/12/2013

That apology from Cr. Veronica Piva be received and accepted.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried:

4. **Conflict of Interest: Material Personal Interest**

Cr. Paul Piva informed the meeting of his interest in leasing a small block of land next to the Council for his own business operation.

Council noted the interest by Cr. Paul Piva.

5. **Minutes of Meeting of Ordinary Council Meeting held on 21st November 2013**

RESOLUTION LRASC 02/12/2013

That the Minutes of the Ordinary Council Meeting of 21st November 2013 be confirmed as true and correct.

Moved: Cr. Paul Piva
Seconded: Cr. Wayne Butcher
Carried:

6. **Business Arising Out of Minutes**

6.1 **My Pathway**

The next meeting of the focus group will be held on 14th January 2014.

6.2 **Staff**

Practice whereby some Staff continue to clock on – go home – and come back to clock off was reported.

Following actions have been recommended.

- Complaint forms to be lodged where such instances occur.
- Supervisors to take more responsibility in monitoring and reporting attendance at work and productivity.
- Supervisors to hold regular weekly toolbox meetings
- A disciplinary Committee to be set up to handle all Council disciplinary issues.

RESOLUTION LRASC 03/12/2013

That to address the problems associated with poor work ethics, all Supervisors will be required to hold tool box meeting on a weekly basis.

Moved: Cr. Paul Piva
Seconded: Cr. Rebecca Elu
Carried

6.3 **Engineering Services**

RESOLUTION LRACS 04/12/13

That Council advertise the position of Director of Engineering Services in the New Year.

Moved: Cr. Paul Piva
Seconded: Cr. Norman Bally
Carried

6.4 Cost of New Construction of Houses/Project: Initial Payments to Council

RESOLUTION LRASC 05/12/2013

That the initial deposit payable to Council to undertake approved government funded projects be increased from the current 5% to 40% of the total cost of the undertaking.

**Moved: Cr. Paul Piva
Seconded: Cr. Norman Bally
Carried**

6.5 Local Disaster Management Team Meeting

The next meeting of the Disaster Management Team will be held in January 2014 to discuss the Project Plan:

- Evacuate Sub-plan
- Re-supply Sub-plan
- Recovery Sub-plan

6.6 Quintell Beach Site Camp

Council will reassess the suitability of the proposed existing site at the airport against the new site located on a freehold land.

6.7 New Subdivision

Regular up to date Status report on the implementation of work at the New Subdivision is to be presented to Council on a month by month basis.

6.8 Aboriginal Land Act 1991

DATSIMA has been invited to explain to the Community the proposed changes to the Aboriginal Land Act 1991. The meeting will be held in January 2014.

6.9 Aerodrome Company

No employment will be undertaken by the Company in the next six months.

6.10 Retail Store

The Consultant engaged by the Government in writing a report on the future directions of the government owned retail stores operating on some Aboriginal Community. The report will be ready in January 2014.

6.11 New Water and Waste Management Charge

Council will make adjustments to the rates payables by some tenants who are not on direct waterlines from the main water reservoir.

6.12 Public Meeting

A Community Public Meeting will be held in mid-January 2014 to explain some of the changes that are being introduced by the Council e.g. Water and Waste rates, Free hold land; Cape York Regional Plan.

7. Action Sheet

RESOLUTION LRASC 06/12/2013

That Council sighted action sheet on resolution passed at the Ordinary Council Meeting of 21st November 2014.

Moved:	Cr.	Wayne	Butcher
Seconded:	Cr.	Norman	Bally
Carried			

8. Minutes of Special Council Meeting

Minute of Special Council Meeting will be tabled at the January 2014 Ordinary Meeting.

9. Department of Housing and Public Works

Department of Housing and Public Works provided the Council with the following:

- Monthly Summary reports for October 2013
- Collections report for November 2013
- Rental Balances Report as of 31st December 2013
- Lockhart River Community Profile

RESOLUTION LRASC 07/12/2013

That Council note the information provided by the Department of Housing and Public Works; that Council write to the Department to remove from the list names of deceased tenants; and that the Department correct the inaccurate information provided on the Community Profile.

Moved: Cr. Norman Bally
Seconded: Cr. Paul Piva
Carried

10. Department of Local Government Community Recovery and Resilience

The Department has approved the established of \$1.5m Services Delivery Fund under the 2013-2014 State Government Financial Aid Program allocations.

To be eligible for funding Councils are required to submit an application to the Department by 31st January 2014.

RESOLUTION LRASC 08/12/2013

Council expressed disappointment over the Knocking back of an application by the Department – Asset Management, and will consider resubmitting the application.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried

Council application for funding under the Queensland Government's improving Financial Management and Sustainability Scheme 2013-2014 was unsuccessful.

11. Department of Transport and Main Roads

Work on the Pascoe River Crossing has been completed. Council will pay Cookshire upon receipt of funding from DTMR being received.

The total cost of the Pascoe River Crossing Link Slab Causeway is \$505,329 inclusive of GST.

12. Department of Local Government, Community Recovery and Resilience

The Department has commenced a review of LGEA. The review will consider a range of issues identified by the Local Government Sector and Electoral Commission of Queensland following the 2012 local government elections.

These include measures to provide CEOs with the Opportunity to act as returning Officer in local government elections, measures to address issues relating to postal ballots and measures to provide greater clarity to candidates and voters in local elections.

Comments on the Discussion Paper are invited by Friday 17th January 2014.

RESOLUTION LRASC 09/12/2013

That Council note the Discussion Paper on the Local Government Electoral Act Review and write to the Minister seeking extension of time to make a submission.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried

13. Council Store: Drainage Problems

Following some heavy rains, there has been a large overload flow coming down the Ergon fence and around the Old Shed.

The water entering the shed caused by silt and overload flows and entered the driveway and blocked the drainage channel.

Work needs to be undertaken to deal with the problem.

RESOLUTION LRASC 10/12/2013

That Black and More instruct ESW to rectify the problems associated with the drainage issues with Lockhart River Council Store Upgrade.

Moved: Cr. Paul Piva
Seconded: Cr. Rebecca Elu
Carried

14. Access to Landfill site at Lockhart River

In recent months the HDPE pipes were damaged due to fire. The damaged to the culverts and road embankment is severe and requires urgent rectification. With the burning of these HDPE pipes, the structure of the pipes has now gone and the embankment and road to Council's new landfill site is under threat of major damaged from any further rain events.

It is now urgent that these pipes and embankment are replaced and the embankment protected in order to safeguard this only access to the Lockhart River landfill.

DTMR has been approached and is willing to make part contribution towards the rectification costs. Council however, insists that DTMR meet the entire cost.

RESOLUTION LRASC 11/12/2013

That DTMR meet the entire cost of rectifying the damaged to the culverts and road embankment on the Taylors road landing in Lockhart River.

Moved: Cr. Wayne Butcher
Seconded: Cr. Rebecca Elu
Carried

15. Lockhart River R2R project contract 7020: Illa Street connection, and Blady Grass and Cemetery road upgrade

RESOLUTION LRASC 12/12/2013

That Council endorse the CEO letter – as per Black and More recommendation – to award the Lockhart River R2R project contract No 7020 to Newton Spencer Contracting on the terms and condition specified in the letter.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried

16. Program Office; Signing of lease documents

Efforts to Contact the Program Office to shed light on the signing of leases for Lockhart River was unsuccessful. This item will be revisited at a later time.

17. Black and More solar lighting Recommendations

RESOLUTION LRASC 13/12/2013

That Council approve of 5 lights for the barge ramp, beach toilet block and barbeque plus 2 lights at the playground opposite the retail store in Lockhart to be purchased and installed based on the recommendation provided by Black and More.

Moved: Cr. Paul Piva
Seconded: Cr. Wayne Butcher
Carried

18. Minutes of QRA Meeting

RESOLUTION LRASC 14/12/2013

That the Minutes of the QRA Meeting held on 6th December 2013 in Cairns be received and noted.

Moved: Cr. Wayne Butcher
Seconded: Cr. Rebecca Elu
Carried

19. Lockhart River Planning Scheme: Status Report

RESOLUTION LRASC 15/12/2013

That the Progress report on the Lockhart River Planning Scheme dated 22nd November be received and noted.

Moved: Cr. Wayne Butcher
Seconded: Cr. Paul Piva
Carried

20. Lockhart River Disaster Management Plan

RESOLUTION LRASC 16/12/2013

That the Minutes of the Lockhart River Disaster Management Plan of 4th December 2013 be received and noted and further that a meeting be held on 16th December 2013 to discuss the three Sub-plan documents.

**Moved: Cr. Wayne Butcher
Seconded: Cr. Rebecca Elu
Carried**

21. Working on Country Meeting between the Department and Lockhart River Council

A brief Summary of the discussions from the meeting between the Department of Environment, Water, Population and Communities and the Council was tabled.

RESOLUTION LRASC 17/12/2013

That Council note the information contained in the summary report on the meeting between the Department and the Council.

**Moved: Cr. Rebecca Elu
Seconded: Cr. Norman Bally
Carried**

Council agreed to involve the Department in the recruitment drive for a new WOC facilitator.

22. LGMA: New Industrial Relations Reforms and Shared Services.

Briefs prepared by LGMA on the two issues;

- New Industrial Relation Reforms;
- And Shared Services were tabled and noted by the Council.

Council decided to defer discussion on these matters to a later date.

23. Cape York Hospital – Letter of Request

RESOLUTION LRASC 18/12/2013

That permission is given to Cape York Hospital and Health Service to link to the Lockhart River Aboriginal Shire Council website.

Moved: Cr. Paul Piva
Seconded: Cr. Wayne Butcher
Carried

24. Retail Store

A meeting between the Mayors and Consultant appointed to review the State owned/operated retail Stores occurred on Thursday 12th December. A draft report will be provided to Mayors in January 2013.

25. Engineering Services

RESOLUTION LRASC 19/12/2013

That Council receive and note the various reports from units of the Engineering section of the Council.

Moved: Cr. Norman Bally
Seconded: Cr. Rebecca Elu
Carried

26. Machinery/Vehicles on Hire to be returned to Cairns

RESOLUTION LRASC 20/12/2013

Council resolve to return the following machinery/vehicle currently on hire;

Isuzu – D Max 4x4
Toyota L/Cruiser 4x4
Toyota L/Cruiser Troopie
Loader/Bucket 950-CRS
16 Ton Multi tyre Roller
To the lessors.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried

27. Community Development Section

RESOLUTION LRASC 21/12/2013

That Council receive and note the various reports from the Community Development Section of the Council.

Moved: Cr. Rebecca Elu
Seconded: Cr. Paul Piva
Carried

28. Finance and Administration

RESOLUTION LRASC 22/12/2013

That Council Financial Statement for the month ended be tabled for discussion at the next monthly Council meeting.

Moved: Cr. Wayne Butcher
Seconded: Cr. Norman Bally
Carried

29. Council Annual Report 2012-2013

RESSOLUTION LRASC 23/12/2013

That Council receive, accept and adopt the 2012-2013 Lockhart River Aboriginal Shire Council Annual Report.

Moved: Cr. Wayne Butcher
Seconded: Cr. Rebecca Elu
Carried

30. Update of Register of Interest for Councillors and Senior Contract Officers

This item was deterred to the next meeting.

31. Lockhart River Aerodrome Company

Report on the operations of the Aerodrome Company will be tabled at the January Council meeting. Please refer to earlier decision on freezing employment for the Aerodrome Company for the next six months.

32. Clarence Moses Retail Store

No report, including the Income Statement was provided to the Council.

33. Staff

RESOLUTION LRASC 24/12/2013

That Council move into close meetings under the Local Government Regulation 2012 section 275 for the discussion of staff matters.

34. Elected Members Reports

No reports were tabled.

35. General Business

35.1 Closure of Council Office during X-mas and New Year Period

The Office will be closed on 20th December 2013 and reopen for normal business on 6th January 2014.

35.2 Council Awards Night

This will be held on 17th December 2013 in the Community Hall.

Awards will be presented:

- First-Aid Certificate Course
- Working safely at heights
- Working in continued space
- Certificate II in Building Construction
- Employee awards:
 - Finance and Administration
 - Engineering Services
 - Community Development
 - Male employee of the year
 - Female employee of the year
 - Young employee of the year
 - Employee of the year + Mayors awards

35.3 Public Meeting

Council will hold a Community/Public Meeting in mid January 2014 – to talk about;

- Introduction of Local Laws
- New rates for water and waste management
- New dog registration etc.

36. Date and Venue for next meeting

Date to be set in January 2014.

37. Vote of thanks and Close of Meeting

There being no other business, Mayor thanked all and declared the meeting closed at 3.20pm.