

LOCKHART RIVER ABORIGINAL SHIRE COUNCIL

ABN 55 631 460 952



Minutes of Ordinary Council Meeting

Date: 21 May 2014

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

1. **Attendance**

Cr. Wayne Butcher – Mayor
Cr. Norman Bally
Cr. Rebecca Elu
Cr. Paul Piva
Ms Dora Accoom – D/CEO
Mr. Peter Opio-Otim – CEO

2. **Opening**

Mayor declared the meeting open at 9.30am and welcomed all.

3. **Apology**

Apology was received from Cr. Veronica Piva.

RESOLUTION LRASC 01|05|2014

That Council received and accept apology from Cr Veronica Piva for not being able to attend Council Meeting.

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

4. **Condolences**

Council noted with deep regret the passing away of Ms Freda Brown

RESOLUTION LRASC 02|05|2014

That Council convey deep sympathy and condolence to the family of the deceased and that Council will make cash contribution of one thousand dollars (\$1,000) towards the funeral cost of the deceased.

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

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

Nil

6. **Minutes of Ordinary Meeting held on 14 April 2014**

RESOLUTION LRASC 03 | 05 | 2014

That minutes of the Ordinary Council meeting held on 14 April 2014 be confirmed as true and correct.

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

7. **Business arising out of Minutes**

7.1 **Working on Country**

Following a meeting between the Department and Council, the department has advised that it will not be releasing fund for the WOC Project for 2013 – 2014 period.

7.2 **Housing Officer Position**

Council requested the Department to advertise for the position as soon as possible.

7.3 **Chief Executive Officer**

Nineteen applicants applied for the position; three have been shortlisted and will be interviewed on the 28 and 29 May 2014 in Lockhart River.

7.4 **Overgrown allotments**

Council will write to My Pathway to assist with mowing of overgrown allotments in the Community. Head tenants of these properties will be required to meet the bill.

8. Action Sheet

After going through the action sheet, Council passed the following resolution:

RESOLUTION LRASC 04|05|2014

That Council sighted and noted actions taken on resolutions passed at the Ordinary Meeting held on 14 April 2014.

Moved: Cr. Wayne Butcher

Seconded: Cr. Paul Piva

Carried:

9. Department of Housing and Public Works – Monthly activity reports

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

- Tenancy Management Report
- Rental Collections report for April 2014
- Tenants with rental arrears that are 4 weeks and over
- Maintenance costs for January to March 2014.
- Under wear and tear reports
- Request by Deputy Director of the Department to visit Lockhart River community in early June 2014.

RESOLUTION LRASC 05|05|2014

That Council received, sighted and noted the various reports form the Department and advice the Deputy Director to visit Lockhart River on 2nd or 3rd June 2014.

Moved: Cr. Wayne Butcher

Seconded: Cr. Norman Bally

Carried:

Council also sought immediate action from BAS to address the damage not occurring to Gregory Pascoe - Vacant House.

10. Department of Housing and Public Works – Maintenance Agreement

RESOLUTION LRASC 06 | 05 | 2014

Council resolved to re-endorse the submission made by the Council in relation to new rates that will apply under the new maintenance agreement.

Moved: Cr. Wayne Butcher

Seconded: Cr. Rebecca Elu

Carried:

11. Project Services – Lockhart River Design and Construct Package: 4 Detachable Houses under NPARIH Project

A short list of tenders was provided to the Council. Council reaffirmed its position to have the Contract awarded to a Company that will build on the Community, use Council workforce and other assets as well as be compliant with the IEP requirements.

12. Indij Design Fee Proposal for two new houses designs

A fee proposal by Indig design for the design of 1 x 4 Bedroom houses on two sites using Council Construction teams was tabled and discussed.

RESOLUTION LRASC 07 | 05 | 2014

That Council accept the fee proposal of \$15,000 plus GST to design and document 1 x 4 bedroom house subject to some comments from the Council building services unit.

Moved: Cr. Wayne Butcher

Seconded: Cr. Rebecca Elu

Carried:

Council will organise an information session with incoming tenants.

RESOLUTION LRASC 08|05|2014

That Council will organise an information session on Home Ownership to be attended by all relevant stakeholders viz Community members; Department of Housing and IBA.

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

13. Carpentaria Contracting Sale of Second hand bunk houses

After a careful assessment of the suitability of the bunkhouses for use as accommodation by Council Staff, Council passed the following

RESOLUTION LRASC 09|05|2014

That Council will not purchase the second hand bunkhouses and that Carpentaria Contracting will be notified of the decision.

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

14. DATSIMA – Program Office: Proposed 3 resolutions to enter into DOATL and DOATC under S 24JAA

Three resolutions were provided by Program Office which required Council endorsement. Council decided to defer making any decision on the matter until Community members were briefed on the changes.

RESOLUTION LRASC 10|05|2014

That Program Office be invited to Lockhart River to explain the changes as well as the rationale, objective and benefits of the resolutions

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

15. Re-opening of the road to Lockhart River from 3Ways turn off

RESOLUTION LRASC 11 | 05 | 2014

That Council endorse the recommendations by the two Engineer to have the road re-opened effective 22 May 2014.

Moved: Cr. Wayne Butcher

Seconded: Cr. Paul Piva

Carried:

16. Maintenance of section of road between 3Ways to Lockhart Mission Road by LRASC

A proposal, following a discussion between the Engineers from Lockhart River Aboriginal Shire Council and Cook Shire Council to draw up MOU to enable LRASC maintain the section of road between 3Ways to Lockhart River Mission road was tabled and discussed.

RESOLUTION LRASC 12 | 05 | 2014

That Council accepts the proposal outlined in the technical report and authorise the Council Officers to negotiate with Cook Shire to sign agreement with Cook Shire Council effective from the date the agreement is signed and take over the maintenance functions on Lockhart River road currently owned and operated by Cook Shire Council.

Moved: Cr. Wayne Butcher

Seconded: Cr. Norman Bally

Carried:

17. ATSI – TIDS Program 2014 – 2015 Priority

RESOLUTION LRASC 13 | 05 | 2014

That ATSI-TIDS project priority for 2014 – 2015 will be on work on crossing: putting of culverts / concrete on major creek crossings.

Moved: Cr. Paul Piva

Seconded: Cr. Wayne Butcher

Carried:

18. Minister for Indigenous Affairs: Charges to Administration arrangements

Over the recent months, the Government has made significant changes to the administrative arrangements, bringing together policy responsibility and the majority of indigenous programs under the Department of the Prime Minister and Cabinet.

Five Indigenous Advancement Strategy have been identified:

- Jobs, land and economy
- Children and schooling
- Safety and well being
- Remote Australia Strategy
- Culture and Capabilities programs

Council noted the following:-

- Family Together Program funding will be extended for six months until 31 December 2014.
- RIBS – broadcasting project will be extended till 30 June 2015.

RESOLUTION LRASC 14|05|2014

That Council note the Administration changes that will come into effect.

Moved: Cr. Rebecca Elu

Seconded: Cr. Norman Bally

Carried:

19. Department of Local Government, Community Recovery and Resilience: Local Government Grants and Subsidies program Infrastructure Subsidy

On 29 April 2014, the Minister for Local Government wrote to the Council for the release of the 2014 – 2015 Local Government Grants and Subsidies Program – Infrastructure Subsidy (LGGSPIS). The program aims to assist councils to deliver priority Community Infrastructure Programs. Under the LGGSPIS guidelines, Councils are able to apply for a subsidy of up to 40% of the total eligible costs of an approved project.

RESOLUTION LRASC 15|05|2014

That as a result of the strict guidelines, including the requirement for Council to provide a subsidy of up to 40% of the total eligible costs of an approved project, Council will not be making an application under the LGGSPIS

Moved: Cr. Wayne Butcher

Seconded: Cr. Rebecca Elu

Carried:

20. Department of Communities: Better services for Young Queenslanders

It is expected that all Youth Support Service Providers will be delivering services under the new approach by 30 September 2015. As a result of this, current contract for Youth project will be extended to 30 September 2014.

RESOLUTION LRASC 16|05|2014

That Council note the change to the delivery of Youth Services under the new approach and discuss with the Department implication of the new model.

Moved: Cr. Rebecca Elu

Seconded: Cr. Paul Piva

Carried:

21. Puuya Foundation Council support

Puuya Foundation wrote to the Council seeking specific support in three areas

RESOLUTION LRASC 17|05|2014

That Council approved of the following resolutions in relation to the support of the Puuya Foundation:

- **The building of Early Years Centre on Lot 33 on WMT47, Parish – Lloyd, Weymouth in Lockhart River and**
- **The provision of in-kind support to the Puuya Foundation for the erection of the building from LRASC and other suppliers and providers**

Moved: Cr. Paul Piva

Seconded: Cr. Rebecca Elu

Carried:

22. Playgroup Queensland MOU

Play Group Queensland wrote to the Council contesting the invoice for four years back in rent.

RESOLUTION LRASC 18|05|2014

That Council will put on hold the proposal to prepare MOU between the parties until the Playgroup Queensland financial position is known with some certainty

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

23. Department of State Development, Infrastructure and Planning: State Planning Policy for Public Consultation

The Deputy Premier wrote to the Council on 1 May 2014 seeking Council input into the draft amended state planning policy. The closing date for submission is Friday 30 May 2014. Council noted the letter however is unable to make any submissions. Council believes that it needs to have a planning scheme in place before an informed, measured and objective submission can be made.

24. Cairns Regional Council Laboratory Services: Results of Water Tests

RESOLUTION LRASC 19|05|2014

That Council note the results of water sample tested by Cairns Regional Council Laboratory Services.

**Moved: Cr. Wayne Butchers
Seconded: Cr. Paul Piva
Carried:**

25. Confirmation of Aboriginality – Jamile Hobson

RESOLUTION LRASC 20|05|2014

That Jamile Hobson is a person of Aboriginal decent.

Moved: Cr. Wayne Butcher

Seconded: Cr. Rebecca Elu

Carried:

26. Attendance of Various Meetings

RESOLUTION LRASC 21|05|2014

That Council will be represented at the following meetings / fora:

COMMUNITY CABINET MEETINGS	-	Cr. Wayne Butcher
	-	Cr. Norman Bally
	-	Cr. Paul Piva
	-	Chief Executive Officer
CIMA MEETINGS	-	Cr. Wayne Butcher
	-	Cr. Norman Bally
LGAQ – ILF	-	Cr Wayne Butcher
	-	Cr Norman Bally
ALGA	-	No decision made
CCEO	-	Chief Executive Officer

Moved: Cr. Rebecca Elu

Seconded: Cr. Wayne Butcher

Carried:

27. Northern Australia Summit to be held in Townsville on 27 and 28 June 2014

RESOLUTION LRASC 22|05|2014

That Cr. Wayne Butcher will represent the Council at the Northern Australia Summit to be held in Townsville on 27 and 28 June 2014

Moved: Cr. Rebecca Elu

Seconded: Cr. Norman Bally

Carried:

28. Engineering Services Sections: Reports for the month of April 2014

RESOLUTION LRASC 23 | 05 | 2014

That Council receive and note the various reports from the section for the month of April 2014.

Moved: Cr. Norman Bally

Seconded: Cr. Paul Piva

Carried:

29. Pricing and Stock in Council Store

RESOLUTION LRASC 24 | 05 | 2014

That a review of the prices of stock being held in Council Store be undertaken to ensure that the prices represent a mark-up that covers costs and contributes to the Council profit.

Moved: Cr. Paul Piva

Seconded: Cr. Norman Bally

Carried:

30. Lockhart River Planning Scheme – Update, progress Report

Lockhart River Planning Scheme has reached a significant milestone and is now with State Government for 1st State Interest Checks

RESOLUTION LRASC 25 | 05 | 2014

That Council note the progress made to date as the development of the planning scheme and urge the government to speed up the process of so that the projects can be completed before November 2014.

Moved: Cr. Wayne Butcher

Seconded: Cr. Paul Piva

Carried:

31. Community Development Section: Various Reports for the month of April 2014

RESOLUTION LRASC 26 | 05 | 2014

That Council receive and note the various reports form the Community Development section for the month of April 2014.

Moved: Cr. Rebecca Elu

Seconded: Cr. Paul Piva

Carried:

32. Finance and Administration

Council Financial Statement for the month ended 30 April 2014

RESOLUTION LRASC 27 | 05 | 2014

That the Financial Statement of the Council for the period ended 30 April 2014 be received and accepted.

Moved: Cr. Paul Piva

Seconded: Cr. Wayne Butcher

Carried:

Council also agreed to discuss the status of all outstanding debtors – 90 days and over at the next Ordinary Meeting.

33. Lockhart River Aerodrome Company PL: Profit and Loss Statement: July 2013 through April 2014

RESOLUTION LRASC 28 | 04 | 2014

That Council received, sighted and noted the profit and loss statement for Lockhart River Aerodrome Company for the period July 2013 to April 2014.

Moved: Cr. Rebecca Elu

Seconded: Cr. Paul Piva

Carried:

34. QAO: Client Strategy

Grant Thornton provided the Council with a document establishing a shared understanding of the financial audit methodology and approach the company will adopt in the audit of Lockhart River Aboriginal Shire Council for the financial year ending 30 June 2014.

RESOLUTION LRASC 29|05|2014

That Council accepts the Client Strategy document in relation to the audit methodology and approach that Grant Thornton will adopt in the audit of Lockhart River Aboriginal Shire Council for the financial year ending 30 June 2014.

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

35. Staff

In accordance with provisions of Local Governance Regulation 2012, Council meeting was closed for the purpose of discussing this item.

Anthony Pascoe

That the employee has to notify Council formally and officially that he has resigned from the Council employment.

YARI Employee

Council resolved to terminate the services of Mr. Ray Rokeby as YARI employee. Council will advertise the position locally.

Catherine Adams

Request by Catherine Adam to relocate and operate out of Cairns Office on Fly-In Fly-Out bases was not approved. Council will advertise the position locally and recruit a replacement for Ms Cate Adams.

Chief Executive Officer Overtime

Council asked the CEO to write to the Council to reconsider decision on overtime payments for hours worked.

Contract Renewals

A number of casual employees contract have expired. CEO will take action next week on Contract renewals.

36. Clarence Moses Retail Store

Council received the year to date Income Statement for the Freddie Clarence Moses Retail Store as at the end of March 2014.

RESOLUTION LRASC 30|05|2014

That Council sighted and note the Income Statement as at the end of March 2014 for the Freddie Clarence Moses Retail Store.

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

No update was provided on the Retail Store future i.e. Consultants report.

TOR for the retail store committee has not yet been set.

37. Elected Members Report

37.1 Cr. Wayne Butcher (Mayor)

Cr. Wayne Butcher tabled a written report. The report covered the following areas:

- Travel to Cairns and Brisbane and meetings held with various partners.
- Housing Program including delivery of two houses that Council will be building
- Meeting with Indigenous Minister (DATSIMA) Hon. Glen Elmes MP in Brisbane
- Meeting with Premier Hon. Campbell Newman and invitation to visit Lockhart River.
- Freehold land within the Community: Changes to Queensland Aboriginal Land Act
- Meeting with QRA

37.2 *Cr. Norman Bally (Deputy Mayor)*

Cr. Norman Bally tabled a written report. The report covered activities in his portfolio.

- Parks and Gardens and upcoming training.
- My Pathway – activities taking place at Men’s Healing Centre.
- Men’s Group – Start up activities and meetings to date.

37.3 *Cr. Paul Piva*

Cr. Paul Piva provided a verbal report.

- Two boys at outstation
- BBQ at the Community Hall – promotion of DIVD Hip-hop
- Cultural activities now taking place on Thursdays

37.4 *Cr. Veronica Piva*

Cr. Veronica Piva’s report was tabled in absentia. Her report provided information on:-

- Various meetings attended
- Report on sad news – recent deaths of Community members.

37.5 *Cr. Rebecca Elu*

Cr Rebecca Elu gave a verbal report.

- Visit to Women’s Shelter
- Meeting with YARI group

RESOLUTION LRASC 31 | 05 | 2014

That Council receive and note the Mayor’s report.

Moved: Cr. Norman Bally

Seconded: Cr. Rebecca Elu

Carried:

Mayor suggested that his report be included in this report or Council website.

38. General Business

38.1 Premier Visit to Lockhart River

Council noted the letter inviting Hon. Campbell Newman to visit Lockhart River community.

38.2 Sand and Gravel on Kanthampu County

Council will organise a meeting with the group and discuss the content of the letter.

38.3 Register of Interest of Councillors

Councillors were reminded to complete the forms and return them to the CEO. This is a statutory obligation and must be done before end of May 2014.

38.4 Pest Control Service

A quote from a company willing to provide pest control services to Lockhart River was tabled. CEO will check with Finance section on the existing arrangements for the supply of the service.

39. Date and Venue of next Ordinary Council Meeting

The next ordinary meeting will take place on the third Wednesday 18 June 2014. The meeting will be held in Lockhart River.

40. Vote of thanks and close of meeting

There being no other business, Mayor thanked all and closed the meeting at 5:50pm