

# LOCKHART RIVER ABORIGINAL SHIRE COUNCIL

ABN 55 631 460 952

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## Minutes of Ordinary Council Meeting

**Date:** 22 October 2014

**Venue:** LRASC Chambers Lockhart River

1. **Attendance**

Cr. Wayne Butcher – Mayor  
Cr. Norman Bally  
Cr. Rebecca Elu  
Cr. Paul Piva  
Cr. Veronica Piva

A/CEO David Clarke  
Deputy CEO Dora Accoom

2. **Opening**

The meeting was declared open by Cr Butcher at 10:40 am

3. **Apologies**

Nil

4. **Issues**

Minutes of the LRASC meeting of the 16<sup>th</sup> of September 2014.

The minutes were read and discussed and adopted subject to:

- Resolution 6.1; Pepper corn lease on lot 32 (old Kindergarten site) to support the development of a new kids centre to be operated by the Puuya Foundation
- CEO to check and advise on legal capacity to issue the requested 99 year lease;
- Ensure municipal service fees are built into any lease agreement;
- CEO to report back to Cr V Piva and Cr W Butcher on these matters and draft lease progress.

N.B. Both Cr W Butcher and Cr V Piva declared their interest as Directors of the Puuya Foundation who is the lease applicant.

**Resolution 1: That the Council above action is ratified**

Moved: Cr. P Piva

Seconded: Cr. R Elu

3 in favour 2 abstaining having declared their conflict

**Motion Carried**

- Resolution 8.3; Gas sale price to Community

**Resolution 2: That the CEO investigate current gas supply costs including supplier profile and freighting alternatives and report back to Council.**

Moved: Cr. W Butcher  
Seconded: Cr. V Piva  
All in favour

**Motion Carried**

- Resolution 8.5; Council Christmas shutdown. Council discussed the matter and thought it prudent to further clarify essential service functions and correct the dates as reflected in the original minutes.

**Resolution 3: That the Office close between the 22nd of December 2014 to the 5th of January 2015. That the Bank agency, Post Office, and Garbage collection services continue to operate at a skeleton level over this period.**

Moved: Cr. W Butcher  
Seconded: Cr. V Piva  
All in favour

**Motion Carried**

- Resolution 8.6; Corporate credit card limit. Practical experience has resulted in the realization that the corporate credit card limit currently applied is operationally inadequate and should be raised.

**Resolution 4: That the limit on the corporate credit card limit be raised to \$5000.00. All other conditions to remain the same.**

Moved: Cr. P Piva  
Seconded: Cr. R Elu  
Note the Mayor declared a possible conflict of interest given he may have control of the card from time to time. Four in favor one abstained motion passed.  
All 4 favour

**Motion Carried**

**Resolution 5: That subject to the above amendments, the minutes of the meeting of the 16th of September as tabled be accepted as a true and accurate record of that meeting.**

Moved: Cr. W Butcher  
Seconded: Cr. V Piva  
All in favour passed

**Motion Carried**

- Issue: Minutes of the Special meeting of the Lockhart River Aboriginal Shire Council held at the LRASC Council chambers on 24th September 2014.

**Resolution 6: That the Minutes of the meeting of the 24th of September as tabled be accepted as a true and accurate record of that meeting.**

Moved: Cr. W Butcher  
Seconded: Cr. P Piva  
All in favour passed

**Motion Carried**

- Issue: Interim CEO arrangements given the urgent medical matters the current CEO is dealing with.

**Resolution 7: That Koopuntutu Pty Ltd is engaged to provide interim CEO services from 20th of October 2014 to 16th of January 2015 as per contract developed by LRASC. That the former relief CEO arrangements cease from the 20th of October.**

Moved: Cr. P Piva  
Seconded: Cr. R Elu  
All in favour passed

**Motion Carried**

- Issue: Old Putchiwu Fishing site. Council has considered this matter previously without success. It is currently used as itinerant accommodation and is unkept.

**Resolution 8: That the CEO prepares a public “Expression of Interest” document calling for interested parties to take up a lease over the site. That this offer will include all fixtures currently on site.**

Moved: Cr. P Piva

Seconded: Cr. V Piva

(N.B.) Cr W Butcher withdrew from discussions having declared his conflict as a potential applicant in this process.

Four in favour, one abstaining

**Motion Carried**

- Council discussed the correspondence received from Minister Seeney re the draft planning scheme including the necessity to proceed to the public comment stage.

**Resolution 9: That the draft planning scheme for LRASC be released for public comment as per legislative requirements. That the CEO draft a request to DSDIP and DATSIMA seeking advice on how to deal with the Cook Shire Council boundary changes, and subsequent AMP boundary changes in the current draft scheme.**

Moved: Cr. W Butcher

Seconded: Cr. N Bally

All in favour

**Motion Carried**

- Issue: Health week donation request

**Resolution 10: That LRASC provide \$663 for the Health Week promotion T-Shirts consistent with Council’s donations policy.**

Moved: Cr. V Piva

Seconded: Cr. P Piva

All in favour

**Motion Carried**

- Issue: ESW submission to gain access to the old concrete batching plant site on Wachee St.

**Resolution 11: That conditional permission is granted to ESW to occupy the site on Wachee St formerly used for batching dependent on compliance with the following:**

- Training in concrete batching be provided to Lockhart River people
- ESW clean the site and repair the fences and maintain the site
- ESW repair and maintain the shed
- That ESW be solely responsible for site security at all times
- ESW are prepared to negotiate on price on concrete delivered by them for Council works.
- That ESW sign a permit to occupy agreement over the site which includes a four monthly inspection and review
- That service charges apply to the site and are payable by ESW
- That Council may at any time serve two weeks' notice to ESW to quit the site.
- That ESW assume all legal liability in relation to the site.

Moved: Cr. W Butcher

Seconded: Cr. N Bally  
All in favour

**Motion Carried**

- Issue: Occupancy of the old Ranger Base by the Kuuku Ya'u Aboriginal Corporation. The Old Ranger base is currently unoccupied and used for storage only. Council has been approached to rent this building by the Kuuku Ya'u Aboriginal Corporation.

**Resolution 12: That an offer be made to the Kuuku Ya'u Aboriginal Corporation RNTBC to enter into a rental agreement over the Old Ranger base at a rate of \$12000.00 per year. All Council assets to be removed to Council stores before granting access.**

Moved: Cr. V Piva

Seconded: Cr. P Piva  
All in favour

**Motion Carried**

- Issue: New house construction

**Resolution 13: That LRASC endorse and accept the notification from BAS dated 16 October 2014 for contract number 75089 for new house builds on lot 1 Puul'u St (73746) and lot 23 Kuyumu St (73745) to the value of \$1123328.91.**

Moved: Cr. P Piva  
Seconded: Cr. V Piva  
All in favour

**Motion Carried**

- Note: Cr Veronica Piva left having to travel to the Gold Coast on Council business
- Issue: Annual Financial Statements for the Lockhart River aboriginal Shire Council. The draft Annual Financial Statements were tabled and discussed.

**Resolution 14: That the Annual Financial Statements as tabled and prepared by the accountant be accepted as a true and accurate record of the financial activity of the Lockhart River Aboriginal Shire Council for the 2013/2014 Financial Year.**

Moved: Cr. P Piva  
Seconded: Cr. W Butcher  
All in favour

**Motion Carried**

- Issue: Annual Financial Statements of the Lockhart River Aerodrome Company. The draft Annual Financial Statements of the Aerodrome Co were tabled and discussed.

**Resolution 15: That the Annual Financial Statements as tabled and prepared by the accountant be accepted as a true and accurate record of the financial activity of the Lockhart River Aerodrome Company for the 2013/2014 Financial Year.**

Moved: Cr. R Elu  
Seconded: Cr. N Bally  
All in favour

**Motion Carried**

- Issue: The September financial statements for the Lockhart River Aboriginal Shire Council were tabled and discussed.

**Resolution 15: That the monthly financial statements for the month of September be accepted as tabled.**

Moved: Cr. R Elu  
Seconded: Cr. N Bally  
All in favour

**Motion Carried**

- Reports: The following reports were tabled and discussed
  - **Cr Veronica Piva**
  - **Mayor Cr Wayne Butcher**
  - **Building Services Director**
  - **Reports for the Engineer were unavailable**
  - **Reports for Cr Paul Piva and Cr Rebecca Elu were held over.**

## **5. Meeting closure**

The meeting was closed by Cr Wayne Butcher at 5:15pm on Wednesday 20<sup>th</sup> October 2014.