MINUTES OF YARRABAH ABORIGINAL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE YARRABAH ABORIGINAL SHIRE COUNCIL CHAMBERS
ON WEDNESDAY, 19 DECEMBER 2018 AT 10.00AM

PRESENT: Cr Ross Andrews (Mayor), Cr Michael Sands (Deputy Mayor), Cr Nadine Cannon, Cr Colin Cedric, Cr Ian Patterson

IN ATTENDANCE: Janelle Menzies (CEO), Vicki Jones (Executive Manager Community Services), Dawn Lake (Executive Manager Infrastructure & Works), Jemma Litchenfeld (Executive Manager Corporate Services), Avril Yeatman (Governance Manager)

1 WELCOME

Mayor Andrews declared the meeting open at 10.05 am.
The councillors and staff members present were welcomed to the meeting.
One minutes silence was observed to respect those who have passed away.

2 APOLOGIES

Nil

Visitors - Anthea Stafford, Bob Patterson, Wyndam Ludwick, Leon Yeatman, Janelle Menzies and Derek Willie from Department of State Development

Regarding Wunkula Training Education and Development Aboriginal Corporation regarding training plan and aqua culture project.

Visitors left the meeting at 10.50am

Mayor thanked everyone for a great 2019 and at this is the last meeting of the year and 2019 will be leading up to the 2020 Elections, reminder that if you are considering retiring from Council to keep focused during 2019 and early 2020.

3 CONFIRMATION OF PREVIOUS MINUTES

RESOLUTION 62:19/12/2018

Moved: Cr Nadine Cannon
Seconded: Cr Michael Sands

That the minutes of the Ordinary Council Meeting held on 28 November 2018 be adopted.
Avril Yeatman (Governance Manager) joined the meeting at 11.20 am

4 BUSINESS ARISING FROM PREVIOUS MINUTES

Avril Yeatman update on Outstanding Correspondence

03. Let_A.Creed Formal Complaint - Referred to complaints process.
04. Support-Request Letter J. Connelly - Referred to D. Lake & V. Jones. **CEO to follow up**
05. Let_J.Keys-Lively - Tabled. Refer to Preston Law for legal advice. **Letter Sent on 14/12/2018**
08. Support Let_J.Graham - Tabled - Refer to Housing. – **Letter Sent on 17/12/2018**
11. RSAS Team No School No Shop Policy – **CEO to follow up**

Cr Sands queried that the Debt Collection officer was confirmed

Cr Sands queried about the apprentice graduation which has been postponed until January, 2019. We want all new apprentices to be employed by Council and not a training scheme.

5 DISCLOSURE OF INTEREST – COUNCIL / REGISTER UPDATES

The Mayor reminded the councillors of the need to declare their conflicts of interest as required for items in the meeting.

6 MATTERS FOR DISCUSSION

6.1 2019 MEETING DATES

**RESOLUTION 63:19/12/2018**

Moved: Cr Colin Cedric
Seconded: Cr Nadine Cannon

That Council resolve to adopt the 2019 Ordinary Council Meeting Dates. The last Wednesday of the Month except of December, 2019 which will be the 3rd Wednesday of the month. Subject to change if there is any sorry business and cultural obligations in the community.

**CARRIED**

Mayor Andrews declared his interest and left the meeting at 12.01pm
6.2 GURRINY BUILDING APPROVALS

RESOLUTION 64:19/12/2018

Moved: Cr Colin Cedric
Seconded: Cr Ian Patterson

That Council resolves to:

A. Approve the change application for Development Permit: Material Change of Use (Community Care Centre) over land described as Lot 632 SP270854, located at 6 Workshop Road, Yarrabah, as outlined below:

1. Amend condition 6 as follows:
   Undertake the following external works within two (2) years commencement of the use at no cost to Council:
   a. Provision of a 2m wide concrete footpath for the full frontage of the site.

2. Amend condition 12 as follows:
   Provide a minimum of 6 parking spaces within two (2) years of commencement of the use in accordance with the ‘Australian Standard AS2890.1-2004 Parking Facilities – off street car parking’ and constructed in accordance with good engineering design.

3. Amend condition 13 as follows:
   All parking, driveway and vehicular manoeuvring areas must be imperviously sealed, drained and line marked within two (2) years of commencement of the use.

4. Amend condition 14 as follows:
   One (1) accessible off-street car parking space must be provided and designed in accordance with ‘Australian Standard AS2890.6- Off-Street Car Parking for People with Disabilities’, including parking bay dimensions and shared area within two (2) years of commencement of the use.

5. Amend condition 18 as follows:
   Prior to the commencement of use landscaping is undertaken that retains or incorporates the following features:
   a. a landscaping strip along the western and southern boundaries;
   b. retention of existing mature trees on the western and northern boundaries;
   c. landscaping areas around the parking and driveway areas;
   d. landscaping areas around and between the existing and proposed buildings;

B. Council issue a Negotiated Decision Notice to the applicant with the amended conditions.

CARRIED

The meeting was adjourned at 12.10pm

The meeting recommenced at 12.26 pm

Vicki Jones Executive Manager Community Services joined the meeting at 12.40 pm
6.3 HOUSING DEBT POLICY

RESOLUTION 65:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Ian Patterson
That Council resolve to adopt the revised Housing Debt Policy.
CARRIED

Vicki Jones left the meeting at 12.49 pm

6.4 COUNCIL INSURANCE PREMIUM INCREASE

RESOLUTION 66:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Michael Sands
That Council resolve to accept the 2018 Insurance Premium of $879,298 to AON Insurance Brokers.
CARRIED

7 CORPORATE SERVICES – FINANCIAL REPORT

7.1 PROCUREMENT POLICY - UPDATE

RESOLUTION 67:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Michael Sands
That Council resolve to adopt the updated procurement policy 2018 V8.
CARRIED

7.2 CORPORATE SERVICES REPORT NOVEMBER 2018

RESOLUTION 68:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Nadine Cannon
That Council resolve to accept the November Corporate Services Report.
CARRIED
7.3 2018-19 ANNUAL REPORT

RESOLUTION 69:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Nadine Cannon
That Council resolve to adopt the 2018-19 Annual Report.

CARRIED

8 CORRESPONDENCE

8.1 COUNCILLOR REMUNERATION 2019-20

RESOLUTION 70:19/12/2018
Moved: Cr Colin Cedric
Seconded: Cr Ian Patterson
That Council resolve to adopt the recommended 2019-20 Remuneration as published in the 2018 Local Government Remuneration and Disciplinary Tribunal.

CARRIED

8.2 COUNCIL CORRESPONDENCE FOR DECEMBER 2018.

Tabled

Mayor Andrews Declared an interested and left the meeting at 2.41 pm

Mayor Andrews returned to meeting at 2.45 pm

8.3 COUNCILLOR REMUNERATION 2019-20

RESOLUTION 71:19/12/2018
Moved: Cr Michael Sands
Seconded: Cr Colin Cedric
As per Section 195 of Local Government 2009, The Council resolve to appoint Avril Yeatman (Governance Manager) as acting CEO in all instances where the CEO is absent from the office/community for a period of more the 3 days with a CEO’s current financial delegation with consultation with Exec Manager Corporate Service.

CARRIED
9 STRATEGIC PORTFOLIO UPDATE

Councillors to provide updates on Meetings and Trips and other information for the meeting.

Mayor Andrews

- Visit to Brisbane for Indigenous Community Cabinet meeting
- Visit to Brisbane with Leon Yeatman and Cleveland Fagan to visit Tony Cook Deputy Director for Educaitons who is the Government Champion for Yarrabah Aboriginal Shire Council regarding the Principal Engagement Officer based at the Yarrabah State School
- Constitutional Recognition workshop with the University New South Wales regarding the Voice for Parliament
- Dialled into DDMG meetings for Bushfires and Cyclone Owen
- Attended Community Safety Meeting at community hall
- Attending Opening of the Jilji Signage for the GMYPBC
- Opening of the Cairns Performing Art Centre
- Opening of the Yarrabah School Exhibition at the Cairns Museum
- Yarrabah Band Festival Briefing

Cr Sands

- Attended Community Safety Meeting at community hall
- Attending Opening of the Jilji Signage for the GMYPBC
- Yarrabah Band Festival Briefing
- Attended the Safe Gambling campaign
- Clontarf Foundation Graduation

Cr Patterson

- Attended Community Safety meeting at Community Hall
- Attended the Sexual Health forum held by Gurriny
- Attended the Yarrabah State School Concert
- Attended the Safe Gambling campaign
- Attended Tribal Warriors Graduation
- Attended Workshop Housing Workshop with Mick Gooda and Nolene Mulley
- Clontarf Foundation Graduation
- Yarrabah Band Festival Briefing

Cr Colin Cedric

- Health meeting scheduled 14 December was cancelled
- Yarrabah Band Festival Briefing
- Attended Community Safety meeting at Community Hall
- Attended Tribal Warriors Graduation
- Attended Workshop Housing Workshop with Mick Gooda and Nolene Mulley
- Clontarf Foundation Graduation
Cr Nadine Cannon

- Elders Hub and Elders Strategic Plan with DATSIP
- ATSIC Womens Yarning Circle – CEO to Send reponse for shirts to June Oscar
- Womens Shelter request assistance with Grant Application for Play Ground Equipment
- Attended the Live Streaming of the QPAC Ballet
- Christmans break up for Community for Children hosted by Mission Australia
- Yarrabah Band Festival Briefing
- Attended Community Safety meeting at Community Hall
- Attended the Yarrabah State School Concert
- Attended the Safe Gambling campaign
- Attending Opening of the Jilji Signage for the GMYPBC
- Attended Tribal Warriors Graduation
- Attended Workshop Housing Workshop with Mick Gooda and Nolene Mulley
- Clontarf Foundation Graduation

10 CONFIDENTIAL MATTERS

RECOMMENDATION
That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275 of the Local Government Act 2012:

10.1 Staff Contracts
This matter is considered to be confidential under Section 275 - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the appointment, dismissal or discipline of employees.

RECOMMENDATION
That Council moves out of Closed Council into Open Council.

11 Close of Meeting
Mayor thanked councillors and staff for the achievements this year and looks forward to next year.
Deputy Mayor also thanked fellow councillors and staff for the achievements this year
Date for the next Council Ordinary Meeting is Wednesday 30 January, 2019.
The Mayor thanked the councillors and staff for their participation and attendance at the meeting.
Meeting closed at 3.46 pm.

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Mayor