



**MINUTES OF YARRABAH ABORIGINAL SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE YARRABAH ABORIGINAL SHIRE COUNCIL CHAMBERS  
ON WEDNESDAY, 28 AUGUST 2019 AT 9.00 AM**

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

**IN ATTENDANCE:** Leon Yeatman (CEO), Shanara Andrews (PA), Avril Yeatman (Governance Manager)

**1 WELCOME**

9:43am Mayor Andrews declared the meeting open.

Councillors and staff members were welcomed to the meeting.

One minute silence observed to respect those who have passed away.

**2 APOLOGIES**

Nil

**3 CONFIRMATION OF PREVIOUS MINUTES**

**RESOLUTION 27:28/08/2019**

That the minutes of the Ordinary Council Meeting held on 31 July 2019 be adopted.

Moved: Cr Michael Sands

Seconded: Cr Ian Patterson

**CARRIED**

**4 BUSINESS ARISING FROM PREVIOUS MINUTES**

**6.1 Review of Housing Policy and Procedures** – information presented to council was not complete. Items deferred to separate workshop then referred to special meeting for action.

**7.1 Wugu Nyambil Financial Reports June 2019** – membership update.

**7.4 Fees And Charges.**

10:05am Meeting adjourned - Council received notice of a threat situation in community. Council operations sent into lock-down until further notice.

10:15am: Notice received that threat contained. Lock-down protocol lifted. Meeting reconvened.

**8.1 Letter of Support to relocate Elders Hub program** – Governance Officer, Avril Yeatman reported to council steps taken to communicate request for meeting with Women’s Resource Centre Committee Chairperson, Mrs Thelma Yeatman. Date proposed was initially declined with response stating that Women’s Shelter will advise of an appropriate time and date for this meeting.

10:30am Mr Peter Mc Allister Dindarr transport invited to the meeting to discuss Dredging Proposal submitted in July 2019 Ordinary Meeting as part of the Yarrabah’s Jetty Project. Mayor and councillors extended a welcome and invited Mr McAllister to the meeting and afforded him 15 minutes to discuss his proposal. The proposal parts included:

- Dredging using a micro dredge – funding required.
- Turkey nest dam construction – site unsecured. Negotiation with Land Owner and approvals process required as per ILUA (northern PBC). Initial issues include sediment separation/control and planning approval.
- Licensing requirements – Great Barrier Reef Marine Park Authority and Environmental Protection Agency licensing requirements.

Council approached to support concept and assist with process elements – funding application, ILUA negotiation and licensing.

Council thanked Mr Mc Allister for attending the meeting and supplying additional information.

10:47am Mr McAlister departed the meeting.

## **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 CHIEF EXECUTIVE REPORT**

#### **RESOLUTION 28:28/08/2019**

That Council resolve to accept the CEO Report and table as read.

Moved: Cr Ross Andrews

Seconded: Cr Michael Sands

**CARRIED**

**6.2 HOUSING NOTIFICATIONS POLICY UPDATE AS PER REQUIREMENTS OF QRSCH –**

Policy 5: recommends YASC replace the following statement in their notifications policy from:

- YASC will comply with the list of notifications set out in schedule 3, part 1 (6) of the housing and other Legislation Amendment Act 2003, and the Housing Act 2003 as per the following table,

to;

- YASC will comply with the list of notifications set out in schedule 3, part 1 (6) of the Housing Act 2003, as per the following table.

Item acknowledged as a carry forward agenda item from July Meeting - as per direction from Council. Mayor and Council instructed the newly appointed CEO, Mr Leon Yeatman to review this Policy with the Housing Portfolio, Cr Michael Sands and present back to a special meeting of Council.

**RESOLUTION 29:28-08-2019**

That Council deferred the Housing Notification Policy until allow the CEO, Mr Leon Yeatman and Housing Portfolio, Cr Michael Sands to review the content of Housing Notifications Policy and other outstanding Housing Policy items.

Reviewed items to be presented back to Special Meeting for consideration and endorsement.

Moved: Cr Colin Cedric

Seconded: Cr Ian Patterson

**CARRIED**

**6.3 HUMAN RESOURCES REPORT - AUGUST 2019**

11:28am: Human Resource Manager Mr Richard Wright entered the meeting. Report update provided to council. Format changed for this meeting and feedback welcome.

11:42am: Human Resource Manager departed the meeting

**RESOLUTION 30:28/08/2019**

That Council resolve to accept the report tabled as read.

Moved: Cr Nadine Cannon

Seconded: Cr Colin Cedric

**CARRIED**

**6.4 LEGAL SERVICES - SERVICE AGREEMENT****RESOLUTION 31:28/08/2019**

That Council resolve to enter into a service level agreement for legal services with the following legal firms for 2019/2020

1. Preston Law
2. Marrawah Law

CEO authorised to finalise approvals process and sign as delegate of council.

Moved: Cr Nadine Cannon

Seconded: Cr Ian Patterson

**CARRIED**

12:00pm: Meeting Adjourned for lunch.

12.36pm: Meeting Reconvened.

## 6.5 DINDARR – PROPOSAL FOR DREDGING

### PRESENTATION ACCURRED AT 10.30

Council noted this item relates to 10:30am presentation provided by Mr Peter McAlister. Mayor and Councillors acknowledged the associated complexities with the items included in the presentation document. This information relates to the ferry service linked to the Yarrabah Jetty Infrastructure project (funded by Transport and Main Roads) at Gribble Point.

Big picture, council supports the transport strategy for Yarrabah – endorsement secured by this a previous councils.

Councillors also acknowledged the requirements to seek further support and ongoing investment for the technical elements (Micro Dredge). Initial planning has the potential to improve vessel access to Gribble Point landing and the landing at St Albans Church. Proposed scope incorporates either a floating excavator and micro dredge unit to dig and maintain a small channel to the landing point – this will enhance landing ability for vessels and increase patronage for the ferry. The proposal for dredging consideration will have a projected economic improvement and enhance sustainability of the ferry service. The proposed use of dredging equipment was considered a sensitive subject, which in the past heightened community emotions.

council confirmed requirement to undertake a community consultation process with community and stakeholders prior to any advancement. Council identified cultural and environmental sensitivities with request to secure land for a ‘turkey nest’ dam site. This process will require land owner consent – trustee approval. Council confirmed that it is not the registered land owner for sites listed on map provided.

Council also confirmed that scope covering the licensing for dredging and treatment of dredging spoil is outside our jurisdiction. Environmental Protection Agency and Great Barrier Reef Marine Park Authority compliance /approval will be required and as Council is not the lead agent with this project, they are unable to initiate approaches to these agencies.

### **RESOLUTION 32:28/08/2019**

That Council acknowledge request for council support supplied by Peter McAllister Dindarr. Council noted a number of compliance and regulatory actions needing approvals. Council unable to lead approvals enquiry process - Dindarr to lead engagement process with Environmental Protection Agency and Great Barrier Reef Marine Park Authority.

Council supports the Yarrabah Transport strategy and recommends the community be consulted about dredging proposal before any lines of enquiry are initiated.

Actions to discuss a turkey nest dam must be linked with the community consultation process and councils recognises the need for land owner approval – Gunggandji Prescribed Body Corporate are trustees for sites outside the Town area common. Council recognises that consent is required for this item.

Moved: Cr Colin Cedric

Seconded: Cr Nadine Cannon

**CARRIED**

**6.6 JCU PHD RESEARCH PROPOSAL KAPANI WARRIOR**

Council acknowledge Kappani Warriors program. Yarrabah representation in this program has been well established with Uncle James Canuto included in the program promotion and operation. Local participation also recognised – Yarrabah received recognition at the 2019 gathering in Aurukun.

Councillors discussed proposal information. Note previous research in community has advanced careers, however ownership of information has been removed from Yarrabah. Council stated clearly the desire for ownership of information to remain with Yarrabah. Strong sentiment conveyed about past research conducted in community and benefit derived. CEO instructed to communicate directly with researcher to discuss terms convey sentiments in the form of a support letter.

**RESOLUTION 33:28/08/2019**

That Council resolve to support the request from Jack Menges to conduct research in Yarrabah on the participants of Kappani Warriors program. CEO authorised to supply a letter of support.

Moved: Cr Michael Sands

Seconded: Cr Ross Andrews

**CARRIED****6.7 YASC DAY CARE CEO DELEGATION**

Council reviewed report supplied by Community Services Manager to authorise Delegation to the CEO, Mr Leon Yeatman, as required by the Queensland State Office of Early Childhood and Child Care.

**RESOLUTION 34:28/08/2019**

That Council resolve to endorse the delegation to the CEO, Mr Leon Yeatman for the YASC Day-care Centre. Confirmation notice to be forward via formal correspondence to the Queensland State Office of Early Childhood and Child Care.

Moved: Cr Nadine Cannon

Seconded: Cr Ian Patterson

**CARRIED**

**7 CORPORATE SERVICES – FINANCIAL REPORT****7.1 FINANCE REPORT - JULY 2019**

1:10pm: Corporate Services Manager Mrs Jemma Lichtenfeld, welcome to the meeting to present the councils financial reports for this meeting.

Comment noted identified early positive responses – which is to be expected. Laterally, reporting and invoices for the July period are still coming in and this will be reflected in the September financial report.

**RESOLUTION 35:28/08/2019**

That Council resolve to accept the July 2019 monthly financial report.

Moved: Cr Michael Sands

Seconded: Cr Ian Patterson

**CARRIED****7.2 WUGU NYAMBIL FINANCIAL REPORTS JULY 2019**

Corporate Services Manager Mrs Jemma Lichtenfeld, noted at the time of this report Wugu Nyambil were in the process of finalising their audit. Note, risk to council due to delayed commencement of their audit procedure. This will have a bearing on council's finalising the signing of audit documents with QAO.

Transition process for Wugu Nyambil is well advanced. Council advise to expect the completion of transition to independent entity within the next month.

1:43pm Corporate Services Manager left the meeting

**RESOLUTION 36:28/08/2019**

That Council resolve to accept the Wugu Nyambil July 2019 financial reports as presented.

Moved: Cr Ian Patterson

Seconded: Cr Colin Cedric

**CARRIED**

CEO reminded the councillors of their duty to ask questions about any of the information contained all reports submitted to the meeting.

Attention focused on the 'separation of powers' provisions as prescribed by the Act. Councillors advised the meeting process is the forum where they are afforded full opportunity to engage directly with Council Officers on matters being reported. Where additional information is required – requests for information should be made at the table and information / administrative action initiated via the CEO.

Councillor reminded not to take all advice on face value. Whilst trust is a big thing between council and staff, transparent reporting, fearless and well researched advice is necessary to support “informed decisions” process taking place at the meeting table.

**8 CORRESPONDENCE**

Nil

**9 STRATEGIC PORTFOLIO UPDATE**

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

2:02 pm: Cr Michael Sands left the meeting.

**10 CONFIDENTIAL MATTERS**

Nil

**11 CLOSE OF MEETING**

Date for the next Council Ordinary Meeting is Wednesday 25 September 2019.

The Mayor thanked the councillors and staff for their participation and attendance at the meeting.

2:07pm: Meeting closed.



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**Mayor**