

MINUTES
Yarrabah Aboriginal Shire Council
Trustee Meeting
19 February 2015

PRESENT:

<i>Errol Neal</i>	<i>Mayor</i>
<i>Mark Wilson</i>	<i>Deputy Mayor</i>
<i>Henry Miller</i>	<i>Councillor</i>
<i>Bevan Walsh</i>	<i>Councillor</i>

APOLOGIES:

<i>Malcolm Canendo</i>	<i>Councillor</i>

STAFF:

<i>Janelle Menzies</i>	<i>Chief Executive Officer</i>
<i>Kate Steele</i>	<i>Planner</i>

VISITORS:

1. WELCOME, OPENING OF MEETING and PRAYER

Mayor Neal declared the meeting open 9.03am hrs. The councillors and staff members present were also welcomed to the meeting. Mayor asked the council if there were any apologies for the meeting and reminded the councillors of the need to declare their conflicts of interest as required for items in the meeting.

Prayer to open the meeting – Cr Henry Miller.

2. CONFIRMATION OF PREVIOUS MINUTES

RESOLUTION 01: 19/02/2015 – That the Council as Trustee – adopt the minutes of the Trustee Meeting on the 22nd January 2015.		
MOVED:	Cr Walsh	CARRIED.
SECONDED:	Cr Miller	

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3. MATTERS FOR DECISION

3.1 Planning Officer – Leasing Land to those under 18 years of age

Summary/Purpose: To confirm the Trustee's position on expressions of interest for leasing land, lodged for and on behalf of people under the age of eighteen.

RESOLUTION 02: 19/02/2015 – That the Council as Trustee – Not accept expressions of interest for leasing land, lodged for and on behalf of people under the age of eighteen.

MOVED:	Cr Miller	CARRIED.
SECONDED:	Cr Wilson	

3.2 Planning Officer – Valuation Methodology for assets on Blockholder Leases and Land Holding Act Leases

Summary/Purpose: To seek Trustee agreement with, and presentation of, the proposal to request that the Department of Housing and Public Works accept a variation in the Agreed Valuation Methodology particularly for assets on Blockholder Leases and Land Holding Act Leases.

RESOLUTION 03: 19/02/2015 – That the Council as Trustee – To have YASC Planner draft a letter to the Department of Housing and Public Works requesting a \$0 purchase price for dwellings defined as subsidized housing under the Aboriginal Land Act 1991.

MOVED:	Cr Wilson	CARRIED.
SECONDED:	Cr Miller	

3.3 Planning Officer – LD/20/15 de Rose 50 for a 99 year home ownership lease to an Aboriginal person for private residential purposes (APVADL)

Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Jessica and Mathew de Rose over land at Bukki Road for a 99 year home ownership lease.

RESOLUTION 04: 19/02/2015 – That the Council as Trustee –

Accept the Expression of Interest for the purpose of a 99 year home ownership lease subject to all conditions as detailed in the "Agreement to Lease" being met.

Delegate responsibility for the YASC Planner to undertake the necessary steps to progress this lease application through to settlement

MOVED:	Cr Miller	CARRIED.
SECONDED:	Cr Walsh	

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3.4	Planning Officer	LD 2014/55 Troyson Bassani EOI for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99YHOL)
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Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Troyson Shane Bassani over land at Back Beach Road for a 99 year home ownership lease.

Cr Miller declared an interest and did not participate in the discussion or voting left the meeting at 11.28am

RESOLUTION 05: 19/02/2015 – That the Council as Trustee –		
Accept the Expression of Interest for the purpose of a 99 year home ownership lease subject to shifting the area outside the erosion prone area and all conditions as detailed in the “Agreement to Lease” being met.		
Delegate responsibility for the YASC Planner to undertake the necessary steps to progress this lease application through to settlement.		
MOVED:	Cr Wilson	CARRIED.
SECONDED:	Cr Walsh	

Cr Miller returned to meeting at 11.31

3.5	Planning Officer	LD 2014/59 Leonard Murgha EOI for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99YHOL)
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Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Leonard Murgha over land at Back Beach Road for a 99 year home ownership lease.

RESOLUTION 06: 19/02/2015 – That the Council as Trustee –		
Accept the Expression of Interest for the purpose of a 99 year home ownership lease subject to all conditions as detailed in the “Agreement to Lease” being met.		
Delegate responsibility for the YASC Planner to undertake the necessary steps to progress this lease application through to settlement.		
MOVED:	Cr Wilson	CARRIED.
SECONDED:	Cr Miller	

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3.6 Planning Officer ID 2014/87 STUART HARRIS EOI for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99YHCL)

Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Stuart Harris over land at Back Beach Road for a 99 year home ownership lease.

RESOLUTION 07: 19/02/2015 – That the Council as Trustee –

Accept the Expression of Interest for the purpose of a 99 year home ownership lease subject to all conditions as detailed in the “Agreement to Lease” being met.

Delegate responsibility for the YASC Planner to undertake the necessary steps to progress this lease application through to settlement.

MOVED:	Cr Walsh	CARRIED.
SECONDED:	Cr Wilson	

3.7 Planning Officer ID 2014/82 ROSSEY EOI for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99YHCL)

Summary/Purpose: To seek direction on the Expression of Interest for leasing land to Bettina Lynn Rosser over land at Point Road for a 99 year home ownership lease.

RESOLUTION 08: 19/02/2015 – That the Council as Trustee –

- a) To forward the Expression of Interest for a 99 year home ownership lease to the Prescribed Body Corporate for comment before making a decision regarding the EOI.

MOVED:	Cr Wilson	CARRIED
SECONDED:	Cr Miller	

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At 12.05 took a break
 Reconvened at 12.15pm

3.8	Planning Officer	LD 2014/49 SHAWN AMBRYM EOJ for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99Y/HOL)
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Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Shawn Ambrym over land at Back Beach Road for a 99 year home ownership lease.

RESOLUTION 09: 19/02/2015 – That the Council as Trustee –		
Accept the Expression of Interest for the purpose of a 99 year home ownership lease of 2,000m ² subject to all conditions as detailed in the “Agreement to Lease” being met.		
Delegate responsibility for the YASC Planner to undertake the necessary steps to progress this lease application through to settlement.		
MOVED:	Cr Walsh	CARRIED.
SECONDED:	Cr Miller	

3.9	Planning Officer	LD 2014/49 MURRAY EOJ for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99Y/HOL)
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Summary/Purpose: To seek trustee guidance on the Expression of Interest for leasing land to Anthony Murray over land at Back Beach Road for a 99 year home ownership lease.

RESOLUTION 10: 19/02/2015 – That the Council as Trustee –		
Defer until next meeting pending legal advice.		
MOVED:		
SECONDED:		

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Mayor Neal Left the meeting at 12.27

3.10 Planning Officer LD 2014 01 BERNADETTE THOMAS EOJ for a 99 year home ownership lease (lease to an Aboriginal person for private residential purposes) (99YHOL)

Summary/Purpose: To seek trustee approval to accept the Expression of Interest for leasing land to Bernadette Kathleen Thomas over land at Back Beach Road for a 99 year home ownership lease.

RESOLUTION 11: 19/02/2015 – That the Council as Trustee –

Expression of Interest is rejected subject to Section 2 of the Queensland Coastal Plan.

MOVED:	Cr Wilson	CARRIED
SECONDED:	Cr Miller	

4. GENERAL BUSINESS

4.1 General Business Kate Steele

RESOLUTION 12: 19/02/2015 – That the Council as Trustee – resolve to delegate signing of documents required to progress lease applications to Kate Steele Council Planner

MOVED:	Cr Walsh	CARRIED
SECONDED:	Cr Miller	

Mayor Neal returned to the meeting 12.47 pm

RESOLUTION 13: 19/02/2015 – That the Council as Trustee – resolve to

(a) Ceasing accepting Expression of Interest over land within the transferrable area from the Yarrabah Aboriginal Shire Council from close of business 19 February, 2015, unless to facilitate the transfer for the land by a given date and;

(b) Set the final date for acceptance of Expressions of Interest over land within the transferable area from close of business 19 February, 2015.

MOVED:	Cr Wilson	CARRIED
SECONDED:	Cr Miller	

5. COUNCILLOR BUSINESS/GENERAL BUSINESS

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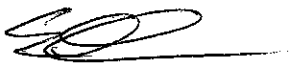
Councillor	Comment
Mayor Neal	
Deputy Mayor Walsh	
Cr Miller	
Cr Canendo	
Cr Wilson	
Chief Executive Officer	

CLOSE OF MEETING

Date for the next Council Trustee Meeting Thursday 19 February, 2015.

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

Meeting closed at 1.04 pm



Mayor Errol Neal