

**MINUTES OF YARRABAH ABORIGINAL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE YARRABAH ABORIGINAL SHIRE COUNCIL CHAMBERS
ON THURSDAY, 22 AUGUST 2024 AT 9.00AM**

PRESENT: Cr Daryl Sexton (Mayor), Cr Michael Sands, (Deputy Mayor,) Cr Amy Neal, Cr Brian Underwood, Cr Hezron Murgha

IN ATTENDANCE: Richard Wright (CEO) Director-Corporate Services Mike Mair, Executive Assistant Leona Worrell (Minute Taker)

1 MEETING OPEN

Mayor Sexton declared the meeting open at 9.50am.

The Mayor welcomed councillors and staff members present to the meeting.

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

Councillor Amy Neal opened with a word of Prayer.

2 ACKNOWLEDGEMENT TO COUNTRY

The Mayor acknowledged the traditional custodians the Gunggandji People whose country this meeting is being held today, acknowledgement to their elders, past present and emerging.

Acknowledgment also offered to the other Trustees of this land the Northern & Southern PBCs, the Stolen Generations and all Yarrabah people whose elders past present and emerging also call Yarrabah home and support progress in the Shire.

3 APOLOGIES

Nil

4 CONFIRMATION OF PREVIOUS MINUTES

RESOLUTION 01:22/08/2024

That the minutes of the Ordinary Council Meeting held on 24 July 2024 be adopted.

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

5/5 CARRIED

5 BUSINESS ARISING FROM PREVIOUS MINUTES

6 DISCLOSURE OF INTEREST – COUNCIL / REGISTER UPDATES

The Mayor reminded the Councillors of the requirement to declare their conflicts of interest to the CEO prior to the meeting and called on all councillors to re-declare then now.

Councillor Amy Neal declared a conflict of interest regarding item 7.7, Maureen Cedric's confirmation of Aboriginality form, as she was unaware of the family ties at the time of signing. The CEO advised the Councillors that when the item is addressed in the meeting, another Councillor can sign the document. Councillor Hezron Murgha provided the counter-signature. CEO confirmed to the Mayor that Councillor Amy Neal had declared this conflict of interest prior to the meeting.

The Councillors declared a conflict of interest regarding item 8.1, Kenneth Jackson's requesting event sponsorship for an Indigenous Rugby League Carnival, due to family ties.

CEO noted that the Councillors declared to him their conflict of interest prior to the meeting and when this matter is addressed in the meeting, Council may wish to refer the decision to the CEO to take action in accordance with the Community Grants Policy.

7 MATTERS FOR DISCUSSION

7.1 CEO OPERATIONAL REPORT

PURPOSE OF THE REPORT

Monthly Council meeting report on the operational and strategic performance of council business for months of July / August 2024.

CEO read to the report.

RESOLUTION 02:22/08/2024

That Council accept the CEO Operational Report for the period to 16 August 2024.

Moved: Cr Daryl Sexton

Seconded: Cr Amy Neal

5/5 CARRIED

10.55am Meeting adjourned

11.15am Meeting reconvened

CEO advised that Deputy Mayor Michael Sands was unable to rejoin the meeting due to a pressing engagement. An apology was extended, and the matter was discussed with the Mayor and CEO during the adjournment.

RESOLUTION 03:22/08/2024

That the apology received from Deputy Mayor Michael Sands be accepted and leave of absence granted.

Moved: Cr Amy Neal

Seconded: Cr Brian Underwood

4/4 CARRIED

11.16am Director Corporate Services, Mike Mair entered the meeting

7.2 YASC MONTHLY FINANCIAL REPORT

PURPOSE OF THE REPORT

Provide council with monthly financial report. This report covers the financial period 31st July 2024.

Director-Corporate Services read to the report.

RESOLUTION 04:22/08/2024

That Council accept the 31st July 2024 Finance Reports as tabled.

1. Operating results
2. Current Debtors:
 - Trade Debtors & Creditors,
 - Housing Debtors
3. Capital works
4. Balance sheet
5. Cash position
6. Status of Commercial leases

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murcha

4/4 CARRIED

11.53am Director Corporate Services Mike Mair left the meeting

11.54am Meeting adjourned

12.47pm Meeting reconvened

7.3 PEOPLE & COMMUNITIES - OPERATIONAL REPORT

PURPOSE OF THE REPORT

To provide Council an update on operational activities undertaken within the Department of People and Communities.

CEO read to the report.

RESOLUTION 05:22/08/2024

That Council accept the Director of People and Communities Operational Report, tabled as read.

Moved: Cr Daryl Sexton

Seconded: Cr Amy Neal

4/4 CARRIED

7.4 INFRASTRUCTURE - OPERATIONAL REPORT**PURPOSE OF THE REPORT**

To report to Council the status/activities of Infrastructure Department areas for the month of July up to 08 August 2024.

CEO read to the report.

RESOLUTION 06:22/08/2024

That Council accept the report of the Director-Infrastructure, tabled as read.

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

4/4 CARRIED

7.5 BUILDING SERVICES - OPERATIONAL REPORT**PURPOSE OF THE REPORT**

To report to Council the status/activities of Building Services areas for the months of July / August 2024.

CEO read to the report.

RESOLUTION 07:22/08/2024

That Council accept the report of the Director - Building Services, tabled as read.

Moved: Cr Daryl Sexton

Seconded: Cr Hezron Murgha

4/4 CARRIED

**7.6 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:
ELISHA O'SHEA****PURPOSE OF THE REPORT**

Present information to council from community resident seeking Confirmation of Aboriginality endorsement consideration. Applicant – Elisha O'SHEA.

CEO read to the report.

RESOLUTION 08:22/08/2024

That Council resolve to endorse the recommendation provided by the CEO to accept the application for confirmation of Aboriginality community affiliation as submitted by the following person:

- Elisha O'SHEA

Moved: Cr Amy Neal

Seconded: Cr Daryl Sexton

4/4 CARRIED

Councillor Amy Neal declared a conflict of interest regarding Maureen Cedric's confirmation of Aboriginality form, as she was unaware of the family ties at the time of signing. Councillor Hezron Murgha provided the counter-signature.

**7.7 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:
MAUREEN CEDRIC****PURPOSE OF THE REPORT**

Present information to council from community resident seeking Confirmation of Aboriginality endorsement consideration. Applicant – Maureen CEDRIC.

CEO read to the report.

RESOLUTION 09:22/08/2024

That Council resolve to endorse the recommendation provided by the CEO to accept the application for confirmation of Aboriginality community affiliation as submitted by the following person:

- Maureen CEDRIC

Moved: Cr Hezron Murgha

Seconded: Cr Daryl Sexton

3/3 CARRIED

7.8 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: HARLEY THAIDAY

PURPOSE OF THE REPORT

Present information to council from community resident seeking Confirmation of Aboriginality endorsement consideration. Applicant – Harley THAIDAY

CEO advised that this application was not included in the papers, due to its late submission. Mayor and Cr Neal had signed the confirmation prior to the meeting and formal endorsement by resolution was required. (Copy as per below)

c/- Post Office YARRABAH 4871
 56 Sawmill Road YARRABAH
 www.yarrabah.qld.gov.au

Phone (07) 4056 9120
 Fax (07) 4056 9167
 Email: council@yarrabah.qld.gov.au

ABRIGADJINJAL SHIRE COUNCIL
 ABN 30 977 526 871

CONFIRMATION OF ABORIGINALITY/COMMUNITY AFFILIATION

I, Harley Rochelle May Thaiday
(First Name) (Other Name) (Last Name)

Born on 29/5/1993 at Shepparton, Victoria
(location of birth)

And now living at 8 Bukki Road, Yarrabah QLD 4871
(Four full address)

Declare that I am Aboriginal and/or Torres Strait Islander (cross whichever refers to you)

My mother's name is/was DERYN THAIDAY

My father's name is/was ANDREW GARRETT

The language group and/or home community is YARRABAH

Culturally I identify as ABORIGINAL + TORRES STRAIT ISLANDER

I have lived in this community for 25 years

Signature: [Signature] Date: 22, 08, 2024
0461 565370

To be completed by an incorporated Aboriginal and/or Torres Strait Islander Organisation or association within the applicants community.

The above person is accepted and recognised as a member or was a member of the Yarrabah Aboriginal Shire.

Name of Organisation: Yarrabah Aboriginal Shire Council
 Name: Daryl Sexton Mayor
 Signature: [Signature] Date: 08, 08, 2024
 Name: Amy Neal Councillor
 Signature: [Signature] Date: 08, 08, 2024

CEO read to the report.

RESOLUTION 10:22/08/2024

That Council resolve to endorse the recommendation provided by the CEO to accept the application for confirmation of Aboriginality community affiliation as submitted by the following person:

- Harley THAIDAY

Moved: Cr Daryl Sexton
Seconded: Cr Amy Neal

4/4 CARRIED

7.9 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: SHANE RYLE

PURPOSE OF THE REPORT

Present information to council from community resident seeking Confirmation of Aboriginality endorsement consideration. Applicant – Shane RYLE

CEO advised that this application was not included in the papers, due to its late submission. (Copy as per below)

The form is titled 'CONFIRMATION OF ABORIGINALITY/COMMUNITY AFFILIATION' and is from the Yarrabah Aboriginal Shire Council. It contains the following handwritten information:

- Applicant:** Shane RYLE (First Name: SHANE, Other Name: WILLIAM, Last Name: RYLE)
- Born on:** 09/11/1978 at CAIRNS
- And now living at:** 25 CHAPMAN VACCET ROAD GLENFIELD QLD 4832
- My mother's name is/was:** GAIL RYLE
- My father's name is/was:** WILLIAM ARTHUR RYLE
- My language group and /or home community is:** (blank)
- Connection with this community:** GREAT GRANDMOTHER ELIZABETH ELLEN (BEST & P. RANGERS)
- Culturally I identify as:** (blank)
- I have lived or formally lived in this community for:** (blank) years.
- Contact email address:** SRC.RYLE@GMAIL.COM
- Contact phone #:** 0419849333
- Signature:** (Handwritten signature) Date: 20/8/24

At the bottom, there is a section for the 'Name of Organisation: Yarrabah Aboriginal Shire Council' with fields for Name, Position, Signature, and Date, which are currently blank.

The Councillors found insufficient evidence to verify the Confirmation of Aboriginality form. They advised the CEO that Shane Ryle should contact the other local PBCs for further verification.

CEO read to the report.

RESOLUTION 11:22/08/2024

That Council resolve:

1. They are not in a position to confirm this application.
2. CEO is instructed to advise the applicant to seek verification from the GMYPPPBC and Gunggandji PBC Aboriginal Corporation.

Moved: Cr Daryl Sexton

Seconded: Cr Hezron Murgha

4/4 CARRIED

8 CORRESPONDENCE**8.1 CORRESPONDENCE - REQUEST FOR EVENT SPONSORSHIP – INDIGENOUS RUBY LEAGUE CARNIVAL****PURPOSE OF THE REPORT**

To inform Council of correspondence received Kenneth Jackson, Team Player of Yarrabah Guyula ALLBLACKS Team, requesting event sponsorship for an Indigenous Rugby League Carnival.

CEO read to the report.

Councillors noted that due to family connections with some of the players involved and their relationship to Councillors, the decision should be delegated to the CEO, to act in accordance with the Community Grants policy.

RESOLUTION 12:22/08/2024

That Council:-

1. Note the correspondence tabled as read.
2. Authorise the CEO to determine this matter in accordance with the Community Grants Policy.

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

4/4 CARRIED

8.2 CORRESPONDENCE - BLUE TREE PROJECT

PURPOSE OF THE REPORT

To inform Council of correspondence received from Karren Doolan, Wellbeing and Engagement Officer from Gurriny Yealmucka Health Services Aboriginal Corporation.

CEO advised that this correspondence was not included in the agenda pack.

Good morning

My name is Karren Doolan I am the wellbeing and engagement officer at Gurriny Yealamucka Health Service. Myself along with the wellbeing team would like to run a community project/event called the 'Blue Tree Project' is a national initiative aiming to break down the stigma associated with mental health. The blue tree is a visual reminder to our community to have important conversations and encourage those who need to access support and to reach out. By spreading the paint, we are spreading the message that "its okay to not be okay". We were hoping to have this tree somewhere central that the whole community will see. Would it be possible to have it somewhere near the council office? At the front for all to see? If not, do you have an idea on where we could place this tree in the community? Preferably somewhere of high traffic. I believe this will be a great initiative for Yarrabah due to our suicide rates throughout the years, one is too many, losing someone to suicide impacts everyone in community.

I have attached the link to the Blue Tree website for you to have a look at. I look forward to hearing from you.

[Home - Blue Tree Project](#)

Kind regards

Karren Doolan

Wellbeing and Engagement Officer

Direct Line: 07 4226 4170 Mobile: 0403 112 915 Email: Karren.doolan@gyhsac.org.au

I acknowledge the custodians of the land on which I work, the Gungganghi people of Yarrabah.

Gurriny Yealamucka Health Services Aboriginal Corporation

CEO read to the report.

The Councillors support this request but are seeking further information, including:

- Whether an existing tree will be used or a man-made tree.
- Details of the proposed design.
- Preferred locations near the RTC building and Bishop Malcolm Park area.

Deferred to the next Ordinary Council Meeting

RESOLUTION 13:22/08/2024

That Council:-

1. Note the correspondence tabled as read.
2. Authorise the CEO to enquire on further details and deferred to the next Ordinary Council meeting.

Moved: Cr Daryl Sexton

Seconded: Cr Amy Neal

4/4 CARRIED

8.3 CORRESPONDENCE - YARRABAH YOUTH COMMITTEE

PURPOSE OF THE REPORT

To inform Council of correspondence received from Ngema Andrews, A/Principal Project Officer, Yarrabah Positive and Respectful Relationships Project.

CEO advised that this correspondence was not included in the agenda pack.

Good afternoon, Mayor Cr Sexton, and CEO Richard Wright,

I would like to take this opportunity and thank, the Yarrabah Aboriginal Shire Council Mayor, Councillors, and the CEO, for allowing the Yarrabah Bama Youth Committee to host their Yarrabah Young Peoples Committee meeting at the Yarrabah Councils Chambers last Wednesday the 14th August 2024. Thank you, Leona, for your deadly support and your hospitality. 😊

The Yarrabah Bama Youth Committee had enjoyed the formalities of the YASC day-to-day commitments in Leadership and have seen first-hand the huge responsibilities of the Local Government. They were inspired and were very grateful to be in the presence of passionate Yarrabah Leaders. The Youths families were happy about the YASC support and shared this openly to many other community members about there experiences.

Once again THANK YOU! And we look forward to working closely with you all.

Leona, could you please share this with the other YASC Councillors.

Kind regards,

Ngema Andrews

A/Principal Project Officer | Yarrabah Positive and Respectful Relationships Project

Closing the Gap Program Management | Aboriginal and Torres Strait Islander Partnerships
Department of Treaty, Aboriginal and Torres Strait Islander Partnerships, Communities and the Arts

CEO read to the report.

RESOLUTION 14:22/08/2024

That Council:-

1. Note the correspondence tabled as read.

Moved: Cr Daryl Sexton

Seconded: Cr Hezron Murgaha

4/4 CARRIED

8.5 CORRESPONDENCE - YARRABAH LEADERS FORUM**PURPOSE OF THE REPORT**

To inform Council of the correspondence received from Yarrabah Leaders Forum.

Seeking an opportunity to meet with the Council to initiate discussions about their work and potential collaboration to achieve better outcomes for Yarrabah.

CEO advised that this correspondence was not included in the agenda pack.



08.08.2024

Mr Richard Wright
Chief Executing Officer
56 Sawmill Road, Yarrabah, 4871

Dear Richard,

Subject: Matters related to Membership

We are following up on a previous letter emailed on May 16th, 2024, to the Mayor, seeking an opportunity to meet with the newly elected Council to initiate discussions about our work and potential collaboration to achieve better outcomes for Yarrabah.

We have not yet received a formal response regarding whether the newly elected Council has accepted our request to meet and/or their intentions to continue as members of the YLF.

When you are available, we would be keen to have a quick catch-up to discuss how we can best move forward. Robin Schrieber, Elverina Johnson and I would be happy to meet with you to further discuss were to from here. Please liaise with Robin on a possible date and time to meet.

Please note that we remain committed to helping the Yarrabah Aboriginal Shire Council regardless of membership status and hope to work alongside them in the future.

We look forward to hearing from you.

Yours sincerely,

David Baird (Chair)
Yarrabah Leaders Forum
Shop 3 IKC Noble Drive
Yarrabah Qld 4871
E: david.baird63@bigpond.com
M: 0439551355

Elverina Johnson (Chair)
Jabu Mugay Yarrabah Leaders Consortium Ltd
Shop 3 IKC Noble Drive
Yarrabah Qld 4871
E: Elveringhi@gmail.com
M: 0451090458

Cc.
Mayor Daryl Sexton
Deputy Mayor Michael Sand
Cr. Brian Underwood
Cr. Amy Neal
Cr. Hezron Murgha

CEO read to the report

RESOLUTION 15:22/08/2024

That Council:-

1. Note the correspondence tabled as read.
2. The CEO was instructed to facilitate meeting.

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

4/4 CARRIED

9 OTHER BUSINESS**9.1 OTHER BUSINESS - TRADES AND SERVICES PREFERRED SUPPLIERS ARRANGEMENT CONTRACT**

The CEO advised the Council that the current Trades and Services Preferred Supplier Arrangement contract ends 31/08/2024. There was a condition to extend the current arrangement by 1 Year in accordance with the terms and conditions of the arrangement. Operationally, Council would be implementing this condition. The new end date of the current arrangement will be 31/08/2025.

By way of background, in November of 2023 Council opened tenders to suppliers to be included on the current arrangement. This added 30 additional suppliers to the current suppliers list including 3 additional local tradespersons. This was passed through Council resolution during the January meeting of 2024

Council currently have 79 suppliers on the trades and services arrangement who will be notified of the extension.

9.2 OTHER BUSINESS - DAVID CRISAFULLI'S OFFICE

CEO informed Council of a phone call received from Opposition Leader David Crisafulli MP's office.

Following correspondence sent by Mayor Daryl Sexton to the Opposition Leader, David Crisafulli has accepted the invitation to visit Yarrabah Aboriginal Shire Council during the upcoming Shadow Cabinet meeting in Cairns in mid-September 2024.

Councillor Hezron Murgha suggested extending an invitation to the Opposition Leader and his Shadow Cabinet for use the Yarrabah Council Chambers for any of their meetings during their visit to Cairns in September 2024.

RESOLUTION 16:22/08/2024

That Council:-

1. Note the advise with regards to the Leader of the Opposition accepting the invitation to meet with the Council.
2. The CEO is instructed to inform the Opposition Leader of Council's offer to use Chambers for any meetings they desire during their Shadow Cabinet visit in Cairns in September 2024.

Moved: Cr Hezron Murgha

Seconded: Cr Brian Underwood

4/4 CARRIED

10 CONFIDENTIAL MATTERS

Nil

11 CLOSE OF MEETING

Date for the next Council Ordinary Meeting is Wednesday 18 September 2024.

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

Meeting closed at 2.12 pm.

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MAYOR