

**MINUTES OF YARRABAH ABORIGINAL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE YARRABAH ABORIGINAL SHIRE COUNCIL CHAMBERS
ON TUESDAY, 30 APRIL 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), Executive Assistant Leona Worrell (Minute Taker)

1 MEETING OPEN

Mayor Sexton declared the meeting open at 11.30am

The Mayor welcomed councillors and staff members present to the meeting. The Mayor noted that the commencement of the meeting was delayed due to a Ministerial visit to the community.

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

Councillor Cr 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

The CEO advised Council that legislation provided for the confirmation of previous minutes of the former Council. For transparency and accuracy, as they are returning Councillors, perhaps Crs Underwood and Murgha may wish to move and second the minutes for the Ordinary Meeting on 11 March 2024.

RESOLUTION 01:30/04/2024

That the minutes of the Ordinary Council Meeting held on 11 March 2024 and the Special Council Meeting held on 4 April 2024 be adopted.

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

CARRIED 5/5

5 BUSINESS ARISING FROM PREVIOUS MINUTES

Nil.

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.

Deputy Mayor Sands declared a conflict of interest in relation to matter 7.10 and 7.11 due to family ties.

The Mayor declared a conflict of interest in relation to matter 7.10 and 7.11 due to family ties.

CEO confirmed to Council that the Mayor and Deputy Mayor had declared their conflict of interest prior to the meeting and completed the relevant declaration form. Both the Mayor and Deputy Mayor were excluding themselves whilst these matters were discussed and resolved.

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 March 2024 / April 2024.

CEO read to the report.

RESOLUTION 02:30/04/2024

That Council accept the CEO Operational Report for the period to 26 April 2024.

Moved: Cr Hezron Murgha

Seconded: Cr Amy Neal

CARRIED 5/5

At 12.02pm meeting adjourned

At 12.19 pm meeting reconvened

At 12.20pm Director Corporate Services 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 March 2024.

Director Corporate Services read to the report.

RESOLUTION 03:30/04/2024

That Council accept the 31st March 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
7. Areas of Interest Report
8. Grants Report

Moved: Cr Michael Sands

Seconded: Cr Brian Underwood

CARRIED 5/5

At 1.07pm Director Corporate Services left the meeting

At 1.08pm meeting adjourned

At 1.44 pm 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 04:30/04/2024

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

Moved: Mayor Daryl Sexton

Seconded: Cr Brian Underwood

CARRIED 5/5

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

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

CEO read to the report.

RESOLUTION 05:30/04/2024

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

Moved: Mayor Daryl Sexton

Seconded: Cr Amy Neal

CARRIED 5/5

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

To report to Council the status/activities of Infrastructure Department areas for the month March 2024 up to 8 April 2024.

CEO read to the report.

RESOLUTION 06:30/04/2024

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

Moved: Cr Michael Sands

Seconded: Cr Brian Underwood

CARRIED 5/5

At 2.42pm meeting adjourned

AT 2.55pm meet reconvened

7.6 APPOINTMENT TO AUDIT COMMITTEE**PURPOSE OF THE REPORT**

To inform Council of requirement for appointments for positions to be filled on the Audit Committee.

To seek appointment of Councillors to this position.

CEO read to the report

RESOLUTION 07:30/04/2024

That Council resolve to appoint Mayor Sexton and Councillor Murgha to the vacated positions on Audit Committee, effective 30 April 2024.

Moved: Cr Michael Sands

Seconded: Cr Brian Underwood

CARRIED 5/5

7.7 AWARD KERBSIDE COLLECTION TO JJ'S WASTE AND RECYCLING**PURPOSE OF THE REPORT**

To seek Council endorsement to award Kerbside Collection in Yarrabah to JJ's Waste and Recycling for the sum of \$346,615.36 (Ex GST) per year noting annual CPI increases.

CEO read to the report

RESOLUTION 08:30/04/2024

That Council resolve to

1. award the Kerbside Collection contract to JJ's Waste and Recycling for the sum of \$346,615.36 (Ex GST) per year.
2. The CEO is authorised to action accordingly.

Moved: Cr Hezron Murgha

Seconded: Cr Brian Underwood

CARRIED 5/5

7.8 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:

██████████

PURPOSE OF THE REPORT

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

CEO read to the report.

RESOLUTION 09:30/04/2024

That Council resolve, in relation to the application for confirmation of Aboriginality/Community Affiliation as submitted by ██████████.

1. To accept the application as submitted

Moved: Cr Michael Sands

Seconded: Cr Amy Neal

CARRIED 5/5

7.9 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:

██████████

PURPOSE OF THE REPORT

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

CEO read to the report.

RESOLUTION 10:30/04/2024

That Council resolve, in relation to the application for confirmation of Aboriginality/Community Affiliation as submitted by ██████████.

1. To accept the application as submitted

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

CARRIED 5/5

At 3.10pm Mayor Sexton and Deputy Mayor Sands left the meeting

7.10 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:

██████████

PURPOSE OF THE REPORT

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

CEO read to the report.

RESOLUTION 11:30/04/2024

That Council resolve, in relation to the application for confirmation of Aboriginality/Community Affiliation as submitted by ██████████.

1. To accept the application as submitted

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

CARRIED 3/3

7.11 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:

██████████

PURPOSE OF THE REPORT

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

CEO read to the report.

RESOLUTION 12:30/04/2024**RESOLUTION 13:30/04/2024**

That Council resolve, in relation to the application for confirmation of Aboriginality/Community Affiliation as submitted by ██████████

1. To accept the application as submitted

Moved: Cr Brian Underwood

Seconded: Cr Amy Neal

CARRIED 3/3

At 3.13pm Mayor Sexton and Deputy Mayor Sands returned to the meeting.

At 3.14pm meeting adjourned

At 3.22pm meeting reconvened

7.12 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM:

██████████

PURPOSE OF THE REPORT

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

CEO read to the report.

RESOLUTION 14:30/04/2024

That Council resolve, in relation to the application for confirmation of Aboriginality/Community Affiliation as submitted by ██████████

1. To accept the application as submitted

Moved: Cr Brian Underwood

Seconded: Cr Hezron Murgha

CARRIED 5/5

8 CORRESPONDENCE**8.1 CORRESPONDENCE - MINISTER FOR TREATY, ABORIGINAL AND TORRES STRAIT ISLANDER PARTNERSHIPS, COMMUNITIES AND THE ARTS****PURPOSE OF THE REPORT**

Tabling of correspondence from the Minister for Treaty, Aboriginal and Torres Strait Islander Partnerships, Communities and the Arts, the Honourable Leeanne Enoch MP, dated 15 April 2024.

CEO read to the report.

RESOLUTION 15:30/04/2024

That Council note the correspondence tabled, as read.

Moved: Cr Brian Underwood

Seconded: Mayor Daryl Sexton

CARRIED 5/5

8.2 CORRESPONDENCE - DIRECTOR GENERAL - DEPARTMENT OF LOCAL GOVERNMENT**PURPOSE OF THE REPORT**

Tabling of correspondence from the Director General, Mark Cridland of the Department of Local Government dated 17 April 2024.

CEO read to the report.

RESOLUTION 16:30/04/2024

That Council note the correspondence tabled, as read.

Moved: Mayor Daryl Sexton

Seconded: Cr Amy Neal

CARRIED 5/5

9 STRATEGIC PORTFOLIO UPDATE

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

10 CONFIDENTIAL MATTERS

Nil

11 CLOSE OF MEETING

Date for the next Council Ordinary Meeting is Wednesday 15 May 2024.

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

Meeting closed at 3.30 pm.



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MAYOR