MINUTES OF YARRABAH ABORIGINAL SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE YARRABAH ABORIGINAL SHIRE COUNCIL CHAMBERS
ON THURSDAY, 22 MAY 2025 AT 9.00AM

PRESENT: Cr Daryl Sexton (Mayor), Cr Amy Neal (Deputy Mayor), Cr Michael Sands, 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 9.27am.

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

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

Deputy Mayor 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 01:22/05/2025

That the minutes of the Ordinary Council Meeting held on 23 April 2025 be adopted.

Moved: Cr Daryl Sexton
Seconded: Cr Brian Underwood

CARRIED 5/5

5 BUSINESS ARISING FROM PREVIOUS MINUTES

Lease on Leisure Centre – waiting on further information.

At 10.05am meeting adjourned

Mr Percy Neal presented on the issue of 99 year leases in Yarrabah Community.

At 10.47am Meeting reconvened

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 Amy Neal declared a conflict of interest in relation to item 7.10, citing a close familial relationship with the individual associated with the matter.

CEO confirmed to the Mayor that Deputy Mayor Amy Neal had declared this conflict of interest prior to the meeting.

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 / April 2025.

CEO read to the report

RESOLUTION 02:22/05/2025

That Council accept the CEO Operational Report for the period to 16 May 2025.

Moved: Cr Michael Sands
Seconded: Cr Amy Neal

CARRIED 5/5

7.2 YASC MONTHLY FINANCIAL REPORT

PURPOSE OF THE REPORT

Provide council with monthly financial report. This report covers the financial period 30th April 2025.

CEO advised Council of the unavailability of the Director and reasons for same. Council confirmed.

CEO read to the report.

RESOLUTION 03:22/05/2025

That Council accept the 30th April 2025 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. Grant Report

Moved: Cr Daryl Sexton
Seconded: Cr Amy Neal

CARRIED 5/5

7.3 COUNCIL SUPPORT- EDUCATION PRECINCT STRATEGIC MASTER PLANS

PURPOSE OF THE REPORT

To seek Council endorsement for support of the draft proposed Education Precinct Strategic Master Plans and Discrete Communities Renewal Concept Plans.

CEO read to the report.

RESOLUTION 04:22/05/2025

That Council resolve to support the Yarrabah Education Precinct Strategic Master Plans and Discrete Communities Renewal Concept Plans, pending appropriate community consultation.

Moved: Cr Michael Sands
Seconded: Cr Brian Underwood

CARRIED 5/5

7.4 TENDER APPROVAL - ELECTRICAL SERVICES FOR THE BULGURU PARK CIVIL DEVELOPMENT FOR SHORT TERM ACCOMMODATION SITE

PURPOSE OF THE REPORT

To seek Council endorsement to award the contract for the supply, installation, testing, and commissioning of complete electrical services for the Bulguru Park Civil Development as per the specifications and drawings provided.

CEO read to the report

RESOLUTION 05:22/05/2025

That Council resolve to award the Purchase Order for the Electrical Services at Bulguru Park Civil Development to TW Electrical and HV Services Pty Ltd for the sum of $401,089.65 including GST.

Moved: Cr Michael Sands
Seconded: Cr Brian Underwood

CARRIED 5/5

7.5 TENDER APPROVAL - WASTEWATER LAGOON SLUDGE REMOVAL AND DEWATERING

PURPOSE OF THE REPORT

To seek Council endorsement to award the Wastewater Lagoon Sludge Removal and Dewatering.

CEO read to the report

RESOLUTION 06:22/05/2025

That Council resolve to award the Contract Package for the Wastewater Lagoon Sludge Removal and Dewatering to Arkwood Organic Recycling

Moved: Cr Michael Sands
Seconded: Cr Daryl Sexton

CARRIED 5/5

7.6 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: [redacted]

PURPOSE OF THE REPORT

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

CEO read to the report

RESOLUTION 07:22/05/2025

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:

- [redacted]

It is further recommended that this action is moved and seconded by the signing Councillors.

Moved: Cr Daryl Sexton
Seconded: Cr Amy Neal

CARRIED 5/5

7.7 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: [redacted]

PURPOSE OF THE REPORT

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

CEO read to the report

RESOLUTION 08:22/05/2025

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:

- [redacted]

It is further recommended that this action is moved and seconded by the signing Councillors.

Moved: Cr Amy Neal
Seconded: Cr Brian Underwood

CARRIED 5/5

7.8 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: [redacted]

PURPOSE OF THE REPORT

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

CEO read to the report

RESOLUTION 09:22/05/2025

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:

- [redacted]

It is further recommended that this action is moved and seconded by the signing Councillors.

Moved: Cr Michael Sands
Seconded: Cr Daryl Sexton

CARRIED 5/5

7.9 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: [redacted]

PURPOSE OF THE REPORT

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

CEO read to the report

Matter deferred. Council advised that more information is required to allow them to determine this matter.

Deputy Mayor Amy Neal declared her conflict of interest for item 7.10.

7.10 CONFIRMATION OF ABORIGINALITY / COMMUNITY AFFILIATION APPLICANT FORM: [redacted]

PURPOSE OF THE REPORT

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

CEO read to the report

RESOLUTION 10:22/05/2025

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

1. To accept the application as submitted

Moved: Cr Brian Underwood
Seconded: Cr Michael Sands

CARRIED 4/4

At 12.45pm meeting adjourned

At 1.25pm meeting reconvened

7.11 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 11:22/05/2025

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

Moved: Cr Daryl Sexton
Seconded: Cr Amy Neal

CARRIED 5/5

7.12 BUILDING SERVICES - OPERATIONAL REPORT

PURPOSE OF THE REPORT

To report to Council the status/activities of Building Services areas for the months of March 2025 to April 2025.

CEO read to the report

RESOLUTION 12:22/05/2025

That Council resolve to accept the report from the Building Services Director, tabled as read.

Moved: Cr Daryl Sexton
Seconded: Cr Hezron Murgha

CARRIED 5/5

7.13 INFRASTRUCTURE - OPERATIONAL REPORT

PURPOSE OF THE REPORT

To report to Council the status/activities of Infrastructure Department areas for the month of April 2025

CEO read to the report

RESOLUTION 13:22/05/2025

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

Moved: Cr Brian Underwood
Seconded: Cr Hezron Murgha

CARRIED 5/5

At 2.02pm Councillor Brian Underwood left the meeting.

8 CORRESPONDENCE

8.1 CORRESPONDENCE - DEPARTMENT OF LOCAL GOVERNMENT WATER AND VOLUNTEERS

PURPOSE OF THE REPORT

To table correspondence to Council from the Acting Executive Director, Finance Performance and Programs, Local Government Division that Council was successful for the funding for the Australian Government Housing Support Funding Program.

CEO read to the report

RESOLUTION 14:22/05/2025

That Council note the correspondence tabled, as read.

Moved: Cr Hezron Murgha
Seconded: Cr Amy Neal

CARRIED 4/4

8.2 CORRESPONDENCE - REQUEST FOR SPONSORSHIP – U13/14 BOYS RUGBY LEAGUE TOUR 2025

PURPOSE OF THE REPORT

To inform Council of correspondence received from Telicia Cavanagh, seeking financial assistance for her son, Paul Cavanagh, to participate in the Under 13/14 Boys Rugby League Europe Tour, scheduled for October 2025.

CEO read to the report

RESOLUTION 15:22/05/2025

That Council:-

1. Note the correspondence tabled as read.
2. Instruct the CEO to inform the family that their request does not meet the criteria under the Community Grants Policy and therefore cannot be supported through this policy framework.

Moved: Cr Michael Sands
Seconded: Cr Daryl Sexton

CARRIED 4/4

At 2.13pm meeting moved into closed session

9 CONFIDENTIAL MATTERS

9.1 MOVED TO CLOSED SESSION

RESOLUTION 16:09/06/2025

That Council moves into Closed Council Session

Moved: Cr Daryl Sexton
Seconded: Cr Amy Neal

CARRIED 4/5

RESOLUTION 16:22/05/2025

That Council moves out of Closed Council into Open Council.

Moved: Cr Daryl Sexton
Seconded: Cr Michael Sands

CARRIED 4/5

Matter deferred to ensure participation of all Councillors in deciding this matter. The matter will be brought to a Special Meeting on 6 June 2025 at 10.00am.

At 2.25pm meeting moved out of closed session

10 CLOSE OF MEETING

Date for the next Council Ordinary Meeting is Wednesday 18 June 2025.

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

Meeting closed at 2.38 pm.

....

MAYOR