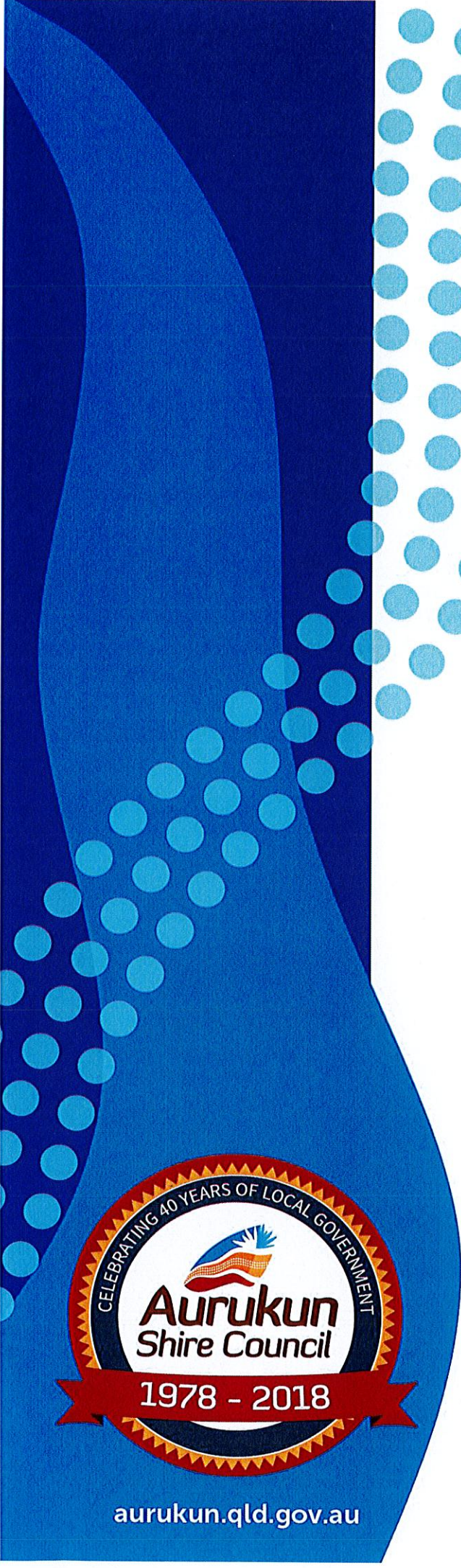




Aurukun Shire Council

MINUTES

SPECIAL COUNCIL MEETING

1:30pm

**Wednesday 30
January 2019**

Venue:

**Council Chambers, 39 Kang Kang Road,
Aurukun Qld 4892**



SPECIAL MEETING

MINUTES OF ORDINARY MEETING OF THE AURUKUN SHIRE COUNCIL, HELD AT AURUKUN SHIRE COUNCIL CHAMBERS, 39 KANG KANG ROAD AURUKUN, ON WEDNESDAY 30 JANUARY 2019

Present:

Councillors

Cr. Dereck Walpo (Mayor)
Cr. Edgar Kerindun (Deputy Mayor)
Cr. Ada Woolla
Cr. Doris Poonkamelya

*Via Videoconference
from ASC Board
Room Cairns*

Cr. Vera Koomeeta (late)

Leave of Absence

Nil.

Officers:

Bernie McCarthy – Chief Executive Officer (CEO)
Ron Fenner – Director Corporate Services (DCOR)
Alan Neilan – Director Community Services (DCOM)
Steph Atkinson – Executive Assistant and Minute Secretary (EA)

*Via Videoconference
from ASC Board
Room Cairns*

Marina Schaefer – Finance Manager (FM)

1. Opening

Mayor declared the Meeting open at 1:33pm.

2. Declaration of Material Personal Interests (MPI)

Nil declared.

3. Declaration of Conflict of Interest (COI)

Nil declared.

4. Condolences

Mayor held a minute's silence for those who have passed away.

5. Leave of Absence

Nil requested.

Agenda Items

6. General Business

6.1 Western Cape Communities Trust Meeting 3 – 5 December 2018

***From Minutes of Ordinary Council Meeting 11 December 2018:
Resolution 18.6159***

That Council

- (1) applies for the maximum amount of projects*
- (2) requests this matter be discussed at the proposed Special Council Meeting on 22 January 2019*
- (3) determines projects to be lobbied for.*

Council discussed possible project proposals which might be submitted to Western Cape Communities Trust.

It was agreed to request funding for remediation and improvements to the Neville Pootchemunka Sports Field. It was also noted that a new dedicated bore would be needed to keep the sports field watered over the summer months. Signage including the dedication plaque to Neville Pootchemunka will also need upgrading.

Resolution 19.6209

That Council support a Community Development Fund Application to Western Cape Community Trust for an amount of \$300,000 to upgrade the Neville Pootchemunka Sports Field to provide new boundary fencing, seating and dedicated bore and water reticulation.

MOVED: Councillor Edgar Kerindun **SECONDED:** Councillor Doris Poonkamelya
CARRIED

6.2 Airport Terminal

From Minutes of Ordinary Council Meeting 11 December 2018: Resolution 18.6166

That Council notes Project Management Committee's Minutes for Aurukun Shire Council's new Airport Terminal Planning and further discusses the possibilities at the Special Council Meeting of 22 January 2019.

Council has begun planning and consultation on a new airport terminal for Aurukun. A group of key staff met as the Project Management Committee on the 3 December 2018 to discuss the required scope of the project and to review progress to date.

CEO spoke to the Minutes of the New Airport Terminal Project Management Committee and noted that an extension until 9 March 2019 has been received for the appointment of a Project Manager.

Resolution 19.6210

That Council calls for an expression of interest to appoint a project manager to undertake the preparation of a design for the proposed new Aurukun Airport terminal.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Edgar Kerindun
CARRIED

FOR INFORMATION

6.3 Animal Control Officer's Environmental Health Workshop

From Minutes of Ordinary Council Meeting 11 December 2018: Resolution 18.6182

That Council

- (1) supports hosting an Animal Control Officer's Environmental Health workshop in Aurukun in 2019 and Tropical Public Health Services to progress this proposal, and*
- (2) requires a report to be provided to January Special Council Meeting by Animal Control Officer on Palm Island Aboriginal Shire Council ACO/EHO Workshop held on 20/21 November 2018.*

The Animal Control Officer attended the Environmental Health and Animal Management Training Workshop 13-15 November 2018 on Palm Island. These workshops are hosted approximately every six months by the funding organisation Queensland Health. All Environmental Health and Animal Control staff are expected to attend. These workshops seem to be as much about networking and morale boosting as they are about actual training.

Participants received an update on the Aboriginal and Torres Strait Islander Public Health Program. They received instruction in food safety and carried out practical inspections of two commercial food premises. Instruction was provided on the effects of housing on environmental health. A practical inspection was carried out on a newly constructed house looking at design features. Queensland Health food safety information promotional materials were given to participants.

The Animal Control Officer did observe that the Palm Island Council has a much better level of compliance regarding dogs around the shopping area. There may be a few reasons contributing to that. Palm Island has fewer residential buildings immediately adjacent to the shops and the houses there generally have better fencing.

Palm Island Council has also installed stronger messages in signage which is effective. To this extent, all dogs found in the shopping area are impounded. The community acknowledge this is a 'no dogs allowed area.' Similar signage could be considered for the Aurukun Town Square area which would require considerable communication with dog owners.

Director Community Services noted that the Animal Control Officer will only be sent to future events which include animal control topics.

FOR INFORMATION

6.4 Improvements to Parks Facilities

Further to correspondence from students at Koolkan Aurukun State School regarding cleanliness of the community and amenities and the suggestion from the CEO for an 'Adopt a Street or Park' initiative, the Mayor requested upgraded facilities for Aurukun Parks as part of this program. He has requested increased benches, shading and wheelie-bin fixtures for a number of parks: Ian Peinkin Drive (Park), Archewald Crescent (Park), Bartlett Park, Bowenda Park, Kleidon Park and set up of Sivyer Park in Enyan Circuit.

Resolution 19.6211

That Council refers this item to the Acting Director Technical Services to investigate the installation of shade cover, additional seating and additional wheelie bin stations for the parks described as Ian Peinkinna Drive (Park), Archewald Crescent (Park), Bartlett Park, Bowenda Park, Kleidon Park and set up of Sivyer Park in Enyan Circuit and submit a report to a future Ordinary Council Meeting.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Ada Woolla
CARRIED

6.5 Correspondence

6.5.1 Request for Funding Support for Koolkan Aurukun State School Breakfast/Reading Cafe

Letter handed to Council on 10 December 2018 by Baressa Frazer, Deputy Principal and Jane Carter, Acting HoSES, Koolkan Aurukun State School outlining a request for funding for the Community Partners Breakfast/Reading Café.

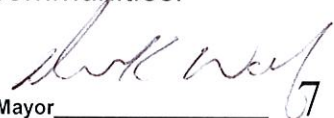
Resolution 19.6212

That Council writes to the Koolkan Aurukun State School advising it is not willing to support this funding request but will continue to work with and support the School on other projects.

MOVED: Councillor Edgar Kerindun **SECONDED:** Councillor Doris Poonkamelya
CARRIED

6.5.2 Appointment of Queensland First Nations Housing Advisor

Letter received 7 December 2018 from the Hon. Jackie Trad MP, Deputy Premier, Treasurer and Minister for Aboriginal and Torres Strait Islander Partnerships and the Hon. Mick de Brennie MP, Minister for Housing and Public Works, Minister for Digital Technology, Minister for Sport advising that Mr Mick Gooda has been appointed as Queensland's First Nations Housing Advisor. In this role he will work with Aboriginal and Torres Strait Islander peoples to strengthen joint decision-making and address housing demand and overcrowding in remote communities.


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FOR INFORMATION

6.5.3 Works For Queensland Allocation to Aurukun Shire Council

Letter dated 13 December 2018 from the Hon. Stirling Hinchcliffe MP, Minister for Local Government, Minister for Racing and Multicultural Affairs advising that an amount of \$2,160,000 has been made available to the Aurukun Shire Council under the 2019-21 Program, funded by the State Infrastructure Fund to support job-creating maintenance and minor infrastructure projects.

Resolution 19.6213

That Council

- (1) requests ASC Management submit a list of suggested Works for Queensland 2019-21 Program projects for consideration by Council
- (2) discusses suitable projects to be applied for at its Ordinary Council Meeting on 19 February 2019.

MOVED: Councillor Ada Woolla **SECONDED:** Councillor Doris Poonkamelya
CARRIED

6.5.4 Local Government Remuneration and Discipline Tribunal – 2018 Remuneration Determination

Email received 14 December 2018 from Jennifer Stanfield, Legal Services, Department of Local Government Racing and Multicultural Affairs advising that the Tribunal had finalised its determination of remuneration arrangements for mayors, deputy mayors and councillors of local governments (except Brisbane City Council) to apply from 1 July 2019.

FOR INFORMATION

6.5.5 Lot Classification and Ownership of Lots 291, 293, 286 and 288

Email received 14 December 2019 from Biannka Brannigan, Principal Engagement and Planning Officer Department of Aboriginal and Torres Strait Islander Partnerships advising of lots are which are not under lease and which are the responsibility of ASC.

Resolution 19.6214

That Council

- (1) notes ASC retains ownership of Lots 291, 293, 286 and 288 and are responsible as the Trustee for dealings with these lots
- (2) notes ASC remains responsible as a Trustee for dealings of these lots
- (3) requests management to investigate suitable usage purposes for the above allotments and provide a report to a future Council Meeting.
- (4) provides Councillors at the February 2019 Council Meeting a map showing Lots 291, 293, 286 and 288 to the 19 February 2019 Ordinary Council Meeting.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Edgar Kerindun
CARRIED

6.5.6 Roads to Recovery Program Further Funding 2019–24

Letter received 17 December 2018 from the Hon. Michael McCormack MP, Deputy Prime Minister, Minister for Infrastructure, Transport and Regional Development and the Hon. Scott Buchholz MP, Assistant Minister for Roads and Transport, advising Council's funding allocation under the Roads to Recovery Program from 1 July 2019 to 30 June 2024. The ASC funding amount over the period will be \$214,996. In addition, Council will be able to enter projects for the new period of funding from 1 July 2019.

FOR INFORMATION

6.5.7 Final Management Report for Aurukun Shire Council

Letter dated 19 December 2018 from Margaret Dewhurst, Director Queensland Audit Office, advising completion of their 2018 financial audit for Aurukun Shire Council and that the Auditor-General issued an unmodified audit opinion on Council's financial statements.

'Appendix A' attached to this letter has been provided to Councillors in their Agenda Attachments. It is requested that Council endorses the responses provided to the Auditor which appear on this document under the heading '*Status update from management*'.

Resolution 19.6215

That Council endorses the responses provided by ASC Management to the Queensland Audit Office which are contained in 'Appendix A' of the Final Management Report letter dated 19 December 2019.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Ada Woolla
CARRIED

6.5.8 Public Service Medal Nominations

Letter received 3 January 2019 from Dave Stewart, Director-General Department of the Premier and Cabinet outlining the process for Queensland Public Service Medal nominations and encouraging Councils to nominate employees for recognition.

FOR INFORMATION

6.5.9 Response to Request for Provision of Minutes for Western Cape Communities Trust

Letter dated 10 January 2019 from Michelle Kostecki, Transition Manager WCCCA, incorporating Western Cape Communities Trust (WCCT) in response to Council's letter arising from Resolution 18.6198 requesting copies of WCCT and Souther Sub-Regional Trust Meeting Minutes for circulation to Council.

Ms Kostecki advised that WCCT is not able to comply with Council's request.

FOR INFORMATION

6.6 Tropical Cyclone Owen and Tropical Cyclone Penny Actions and Outcomes

There have been three significant weather events since the last Ordinary Council Meeting on 11 December 2018.

The Minutes of the two tropical cyclone events are tabled for review and discussion.

Note – DTS and Works Manager to leave road closure signs in a known place that can be accessed by ASC STAFF for erection in necessary road closures.

Resolution 19.6216

That Council

(1) receives the Aurukun Local Disaster Management Group Minutes of 14 and 15 December 2018 and 2 January 2019

(2) forwards these Minutes to all contractors for them to note requests to be actioned by them.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Ada Woolla
CARRIED

FOR INFORMATION

6.7 Water Restrictions - Review

On 14 January, 2019 the Acting Director Technical Services provided the following advice:

*On 14 Jan 2019, at 8:09 am, Jim Foody
<DirTech@aurukun.qld.gov.au> wrote:*

Hi All

We are starting to see reasonable rises in groundwater levels. We are also seeing a significant reduction in water consumption. Therefore, I am recommending lifting the current water restrictions.

*Jim Foody
Director Technical Services
Aurukun Shire Council*

Resolution 19.6217

That Council removes the Stage 1 Water Restrictions for Aurukun Township and advises the community that all water restrictions are lifted at this time.

MOVED: Councillor Vera Koomeeta **SECONDED:** Councillor Doris Poonkamelya
CARRIED

Confidential Items

Resolution 19.6218

That in accordance with Local Government Regulation 2012, Chapter 8 Administration, Part 2 Local government meetings and committees, Council closes the meeting to the public for the following reasons:

Clauses:

- (e) contracts proposed to be made by it
- (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

MOVED: Councillor Ada Woolla **SECONDED:** Councillor Vera Koomeeta
CARRIED

6.8 Aurukun Waste Management Facility Upgrade Tender 006/18

From Minutes of Ordinary Council Meeting 11 December 2018 **Resolution 18.6194**

That Council

- (1) *notes the two recommendations set out in Item 17.1 from Director Technical Services with regards the management of the Aurukun Waste Management Facility Upgrade Tender 006/18 and Department of Local Government, Racing and Multicultural Affairs Project Number ASC.SW.01*
- (2) *refers further consideration of the two recommendations to its next Special Council Meeting on 22 January 2019.*

The tender for the Aurukun Waste Management Facility closed on 22 October 2018 and Council received a tender evaluation from Aurecon recommending Bama Services Pty Ltd be awarded the contract for the sum of \$1,197,898.58. After reviewing the funding agreement, proposed design and the tenders submitted to Aurecon, the Acting Director Technical Services has identified the following issues:

The project as designed does not align sufficiently with the ICCIP funding objectives as listed in the agreement.

The project does not meet the Aurukun community's expectations.

The project fails to address the many long-standing issues with regards to waste disposal within the Aurukun Shire Council.

The project does not address the existing damaged leachate collection system nor its operation through the coming wet season.

The previous Acting Director Technical Services had determined that there needed to be an overall strategy developed for Aurukun's ongoing Landfill and Waste Management operation that suits local conditions and is "fit for purpose" and is designed specifically to suit local conditions.

Resolution 19.6219

That Council

- (1) does not proceed with any previous recommendations put forward by previous Acting Director Technical Services
- (2) requires the Mayor and CEO and Directors and Works Manager to discuss with Aurecon and Department of Local Government, Racing and Multicultural Affairs (Indigenous Council Critical Infrastructure Program) to determine the best way to proceed with the project
- (3) requests Aurecon to advise Bama Services Pty Ltd that Council does not intend to award the contract for Aurukun Waste Management Facility works until a thorough review of the proposed design outcomes and other issues are determined
- (4) forms an ASC project steering committee to assume responsibility for the implementation of this waste management facility project.

MOVED: Councillor Edgar Kerindun **SECONDED:** Councillor Doris Poonkamelya
CARRIED

6.9 Correspondence from Ngan Aak-Kunch re United #1 Native Title Determination Application

***From Minutes of Ordinary Council Meeting 11 December 2018:
Resolution 18.6196***

That Council refers the letter dated 7 December 2018 from Lyle Kawangka, Director Ngan Aak-Kunch Aboriginal Corporation regarding matters related to United #1 Native Title Determination Application to its legal representatives for further advice.

CEO advises that a response has not yet been received from Preston Law Solicitors, but they are progressing.

NOTED

Resolution 19.6220

That Council comes out of closed committee and opens the meeting back up to the public.

MOVED: Councillor Doris Poonkamelya **SECONDED:** Councillor Ada Woolla
CARRIED

7. Closure

Mayor declared the meeting closed at 3:05pm.