



MINUTES

ORDINARY MEETING Tuesday 15 September 2020



Venue

Council Chambers
506 Kang Kang Road
Aurukun Qld 4892

**MINUTES OF ORDINARY MEETING OF THE AURUKUN SHIRE COUNCIL
HELD AT AURUKUN SHIRE COUNCIL OFFICE
506 KANG KANG ROAD, AURUKUN ON TUESDAY 15 SEPTEMBER 2020**

1. Present

Councillors	Mayor Keri Tamwoy Councillor Craig Koomeeta Councillor Kemuel Tamwoy
Leave of Absence	Councillor Delys Yunkaporta
Officers	Bernie McCarthy, Chief Executive Officer (CEO) Alan Neilan, Director Community Services (DCOM) Gus Yates, Director Technical Services (DTS) David Charlton, Acting Director Corporate Services (ADCOR) Amanda Ray, Executive Assistant (EA)/Minute Taker
Via teleconference	Lucy Deemal, Finance Manager (FM)

2. Guests

Guests in Gallery: Paula McGuire (Principal), Kendall Ryff (Class Teacher) and eight students from Koolkan Aurukun State School.

Debbie Dixon-Searle, Manager, Compliance, Remote Communities, Office of Liquor and Gaming Regulation, Department of Justice and Attorney-General.

Via teleconference: Andrew Kerr and Martin Wright, Partners at Preston Law.

3. Opening

Meeting opened at 9.01am with the Mayor acknowledging the Custodians of the land, the five Clans of Aurukun and to the Elders past, present and emerging.

4. Declaration of Material Personal Interests (MPI)

Nil

5. Declaration of Conflict of Interest (COI)

Nil

6. Condolences

Marybelle Alene Pamtoonda (Baby)
Brendan James Goodwin

Mayor offered condolences to both families on the loss of their loved ones.

7. Leave of Absence for Approval

Resolution 20.6738

That Council approves Cr Delys Yunakporta's leave of absence.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

8. Previous Minutes

Resolution 20.6739

That Council receives and adopts the Minutes of Ordinary Council Meeting held on 18 August 2020 and confirms as a true and correct record.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

Resolution 20.6740

That Council receives and adopts the Minutes as amended of Special Council Meeting held on 8 September 2020 and confirms as a true and correct record.

**MOVED: Cr Kemuel Tamwoy
CARRIED**

SECONDED: Cr Craig Koomeeta

7 Procedural Matters

Nil

8. Presentation of Petitions

Nil

9. Consideration of Notified Motions

Nil

10. Reception and Consideration of Committee and/or Delegates Reports

Nil

11. Mayor's Report

Actions from Previous Council Meeting

Resolution 20.6710 – The Goward Policy Review

That Council agrees that

- (1) the Mayor and Cr Delys Yunkaporta hold discussions with Hon. Pru Goward, on the Policy Review commissioned by Cape York Partnership
- (2) the Mayor and Cr Delys Yunkaporta hold discussions with Hon. Dianne Farmer MP, Ministerial Champion and Director-General Rachel Hunter, Government Champion on the Policy Review being undertaken by Hon. Pru Goward
- (3) it considers making a submission on the Policy Review at September Council Meeting.

Mayor Update:

- (1) Mayor has an interview with Hon. Pru Goward after accepting to be on the Steering Committee. The first meeting was held on 4 September via Zoom.
- (2) the Policy Review was mentioned at the recent Ministerial and Government Champions meeting.
- (3) no commitment was made on Council making a submission to the Policy Review.

11.1 Meetings and Community Events

Past

18 August 2020	Ordinary Council Meeting
20 August 2020	Dr Chris Sarra – Mayor and CEO Teleconference
24 August 2020	ASC Photo Competition judging
24 August 2020	Meeting with Maggie Robson (OHub Leader)
24 August 2020	Goward Policy Review interview
24 August 2020	Dr Chris Sarra, Mayor and CEO teleconference
26 August 2020	Local Disaster Management Meeting
26/27 August 2020	Disaster Management Training (LDMG Members)
31 August 2020	Local Thriving Communities meeting – Dr Chris Sarra, Mayor and CEO
31 Aug/2 Sept 2020	Community Cabinet Meetings, Cairns
4 September 2020	Duane Amos, Whole of Government Recovery team meeting/review
4 September 2020	Goward Policy review Steering Committee Meeting
8 September 2020	Beverley Hamerton, Health Service Chief Executive, Torres and Cape Hospital and Health Service
10 September 2020	Breakfast at Koolkan Aurukun State School
14 September 2020	Justin Drahm-Butler, Kalkadoon Bandjin Nations Meeting

Future

24 September 2020	Dr Chris Sarra – Mayor and CEO Teleconference
29 September 2020	Island & Cape Board Meeting
30 September 2020	Teleconference with Ken Wyatt, Minister for Indigenous Australians

NOTED

11.2 LDMG, Disaster Management Training

Disaster Management Training was held over three days, 26/28 August 2020. Alan Hatcher, Emergency Management Coordinator from Queensland Fire and Emergency Services presented the training.

The training was informative and clearly outlined the duties of Aurukun LDMG and the responsibilities of Chair and Deputy Chair.

The learnings I took from the training will provide an invaluable source of information as we head into the wet season.

NOTED

11.3 Community Cabinet Meetings in Cairns

Premier Annastacia Palaszczuk and top Ministers were in Cairns for the Community Cabinet Meetings held over three days, 24/26 August 2020.

The Community Cabinet Meetings were an opportunity for Ministers to hear first-hand how the Far North Queensland region is recovering from COVID-19.

Meetings were also held for Mayors from the Cape York region focusing on the difficulties faced by remote communities. This was an excellent opportunity for Mayors to raise their concerns during the Q&A time.

As this was my first Community Cabinet Meeting, I found it very educational and advantageous in making sure that Aurukun's voice is heard.

NOTED

11.4 Boat Incident

On Wednesday 19 August 2020 two fishing charter boats docked at Aurukun Boat Ramp to collect passengers who had arrived from Weipa.

Unfortunately, on Saturday 22 August 2020 the body of one of the passengers was recovered from Love River.

This is a tragic and timely reminder for everyone who enjoys boating to ensure they have appropriate safety equipment onboard and to always check weather conditions before planning a trip.

Our thoughts and prayers are with the family of the deceased.

NOTED

11.5 Community Event

Art Exhibition

I was honoured to open the student's art exhibition in the foyer of Uniting Church on Monday 7 September. The quality and standard of the painting by student's was impressive. We have some budding artists in Aurukun.

Koolkan Aurukun State School

I attended the Koolkan Aurukun State School 'Pancakes and Pages' breakfast on Thursday 10 September 2020. It was a lovely morning, sitting with the children and reading pages from books to them. The pancakes were delicious and enjoyed by all.

It is our community, and we have to support local events, even volunteering at the school to read to children (blue card required), Arts Centre or PCYC. Let us all support our community by getting actively involved.

NOTED

11.6 Correspondence

11.6.1 Letter received from Maureen Liddy, Partnerships Engagement Manager, Good to Great Schools Australia requesting meeting with Mayor Tamwoy.

To provide Mayor and Council with an update on the outcomes of the Education Forum and meetings with Minister Grace Grace.

NOTED

11.6.2 Letter received from Dave Hartley, A/Assistant Director-General, State Schools, Indigenous Education and Stephen Bell, A/Regional Director Far North Region.

Department of Education is committed to working with you to improve the life opportunities for all Aboriginal and Torres Strait Islander students. Your engagement in this process will provide authentic opportunities for you, the principal and community representatives to:

- Enhance existing relationships
- Examine current educational practices
- Design future improvement plans and processes
- Monitor the delivery of agreed outcomes

NOTED

11.6.3 Letter received from Dr Michael Limerick, Consultant from Limerick & Associates requesting Council support to interview Aurukun Community members for the evaluation of the Aurukun Justice Reintegration Project.

Asking for Council's agreement for him to interview Aurukun Community members at Lotus Glen prison and in the community during November 2020, as part of an evaluation of the Aurukun Justice Reintegration Project.

Resolution 20.6741

That Council agrees for Dr Michael Limerick, Consultant from Limerick & Associates to interview Aurukun Community members at Lotus Glen prison for the Aurukun Justice Reintegration Project during November 2020.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Kemuel Tamwoy

11.6.4 Letter received from Katherine Logan, Project Officer – Sexual Health, Apunipima Cape York Health Council regarding their upcoming project for Aurukun Community.

Reason for project: to identify in Apunipima's Sexual Health Strategy 2019/24 and the North Queensland STI Action Plan 2016/21 that sexual health promotion is needed to build awareness around sexual health.

NOTED

11.6.5 Letter received from Greg Leach, Commissioner for Queensland Fire and Emergency Services (QFES). Each year QFES, in partnership with Emergency Management Australia (EMA) hosts the Australian Government Jurisdictional preparedness briefing.

Invitation for members of Local Disaster Management Group (LDMG) to this year's briefing, being held online at 1.30pm on Tuesday 29 September 2020.

It has been a significant year to date for all disaster management stakeholders, with the impacts seen across the state from COVID-19.

NOTED

11.6.6 Email received from Sidonie Berke, Legal Officer from Cape York Land Council investigating *Native Title Claim* (QUD673/2014).

The process for future act notification has not changed in itself however the Aurukun Aboriginal Shire Council ('Council') should notify the Applicant of the Claim as per the requirements of the *Native Title Act 1993* (Cth). A good resource for Council to understand when notification is required is the native title work procedures.

CEO comment: At Ordinary Council Meeting held on 16 April 2019, Council passed the following resolution (19.6303) regarding *Native Title Claim*. Aurukun Council passed the resolution after several consultations with Preston Law.

Resolution 19.6303

That Council instructs its solicitors to provide the following advice to Mr Graham O'Dell, Solicitor of the Applicant in the Cape York United #1 Native Title Determination Application (QUD673/2014)

- (1) Council has considered the email from Mr Graham O'Dell, Solicitor of the Applicant in the Cape York United #1 Native Title Determination Application (QUD673/2014)
- (2) Council is prepared to further negotiate a Consent Determination on the basis that
 - (a) only the People determined to hold native title in the Wik People v Queensland (2000) FCA 1443 may hold connection over the areas within Aurukun Shire Council's local government area (the Township and access roads)
 - (b) the same rights and interests determined in Wik Peoples v Queensland (2000) FCA 1443 exist in relation to the Aurukun Local Government Area and access roads
 - (c) Council proposes that the claim group be identified in the same way as the Wik Determination and ILUA, and not refer to apical ancestors.

Sidonie Berke will be in Aurukun during October to consult with Traditional Owners and would like to meet with Council to discuss the *Native Title Claim* (QUD673/2014) in more detail.

Resolution 20.6742

That Council invites Sidonie Berke, Legal Officer from Cape York Land Council to attend its Ordinary Council Meeting on 13 October 2020 to provide Council with a detailed explanation of *Native Title Claim* (QUD673/2014).

MOVED: Cr Craig Koomeeta
CARRIED

SECONDED: Cr Kemuel Tamwoy

Resolution 20.6743

That Council receives and adopts the Mayor's Report.

MOVED: Cr Kemuel Tamwoy
CARRIED

SECONDED: Cr Craig Koomeeta

12. Chief Executive Officer's Report

12.1 Actions from Previous Council Meetings

Resolution 20.6642 – Ex-Parenting Centre (War Street, Aurukun)

GEH has signed the surrender for the ex-Parenting Centre lease to take effect on the 1 November 2020 as agreed. GEH will be arranging for the keys to be made available for your inspection shortly. Works identified following a QBuild inspection

have been completed in early August 2020 and the Building is now considered to be fit for transfer back to Council as per terms and condition of the lease being Section 22.1.

Resolution 20.6744

That Council

- (1) calls for Expressions of Interest for leasing of the ex-Parenting Centre to be effective from 1 November 2020
- (2) agrees to rename the centre when ASC takes up the lease from 1 November 2020.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Kemuel Tamwoy

Resolution 20.6693

That Council requests CEO to investigate sand digging and makeshift shacks on the land in Aurukun Shire and report back to Council.

CEO Update:

CEO has contacted Oresome Australia Pty Ltd (Metallica Minerals Limited) and Rio Tinto to enquiry if they could assist regarding alleged presence of makeshift shacks on the lease (Urquhart Point).

NOTED

Resolution 20.6709 – Native Title Determination

That Council requests Andrew Kerr, Partner (Preston Law) to

- (1) re-engage with Ngan Aak-Kunch Aboriginal Corporation (NAKAC) for discussion on a possible Indigenous Land Use Agreement (ILUA) for expansion of Aurukun Township area for future residential and industrial use
- (2) provide Council with an explanation of *Section 24JAA of the Commonwealth Native Title Act 1993*.

CEO Update:

Andrew Kerr, Partner at Preston Law joined the meeting on 15 September 2020 to advise the possibility of Indigenous Land Use Agreement (ILUA), as per Resolution 20.6709.

Andrew Kerr to be invited to participate in the quarterly NAKAC Meeting to be held on 19 November 2020 to discuss ILUA issue.

NOTED

12.2 Meetings / Events

Past

26 August 2020

Local Disaster Management Meeting

31 August 2020	Dr Chris Sarra, DG, DATSIP and other Officers Meeting
3 September 2020	Aurukun Interagency Meeting
4 September 2020	LGMA ILF Conference in Cairns
7 September 2020	Aurukun Supermarket Advisory Meeting
8 September 2020	Special Council Meeting
8 September 2020	Ministerial and Government Champions videoconference meeting
11 September 2020	Sodexo Australia – Properties Lease review meeting

Future

8 October 2020	Integrity Act, on-line workshop
13 October 2020	Ordinary Council Meeting
14 October 2020	Aurukun Interagency Meeting
15 October 2020	Newcomers Welcome Function
19, 20, 21 October 2020	LGAQ Annual Conference
31 October 2020	Council By-Election
17 November 2020	Ordinary Council Meeting
19 November 2020	Review ASC Corporate Plan
24 November 2020	Councillor Township Tour
3 December 2020	Aurukun Community Christmas Function
10 December 2020	ASC Staff Christmas Party
15 December 2020	Ordinary Council Meeting

NOTED

12.3 Councillor and Officer's Register of Interest

Councillors and Officers were requested to review their Register of Interests and advise the Finance Manager of any changes which need to be recorded.

NOTED

12.4 Councillor Resignation / Vacancy

On Wednesday 19 August 2020 Councillor Anna Kerindun resigned from her position as Councillor for Aurukun Shire Council. (refer attachment 12.4)

Council has determined pursuant to *Section 166, Local Government Act 2009* to hold a by-election to fill the vacancy of one Councillor. Discussions are being held with Electoral Commission of Queensland to conduct the by-election.

NOTED

12.5 ASC Operational Plan

ASC Operational Plan for 2020/21 to 30 June 2021 is tabled for Councils consideration.

Resolution 20.6746

That Council receives the ASC Operational Plan for 2020/21 and defers further discussion at Ordinary Council meeting to be held on 13 October 2020.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Kemuel Tamwoy

12.6 Ordinary Council Meeting Dates 2021

ASC Ordinary Council Meeting Dates for 2021 for Councils consideration.

Tuesday, 16 February 2021	Ordinary Council Meeting
Tuesday, 16 March 2021	Ordinary Council Meeting
Tuesday, 20 April 2021	Ordinary Council Meeting
Tuesday, 18 May 2021	Ordinary Council Meeting
Tuesday, 15 June 2021	Ordinary Council Meeting
Tuesday, 20 July 2021	Ordinary Council Meeting
Tuesday, 17 August 2021	Ordinary Council Meeting
Tuesday, 21 September 2021	Ordinary Council Meeting
Tuesday, 19 October 2021	Ordinary Council Meeting
Tuesday, 16 November 2021	Ordinary Council Meeting
Tuesday, 14 December 2021	Ordinary Council Meeting

Resolution 20.6747

That Council approves the ASC Ordinary Council Meeting dates for 2021.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Craig Koomeeta

12.7 Tenancy Management Update Report, Department of Housing and Public Works

Nil report

NOTED

12.8 Facebook Report for August 2020

For the month of August there were 20 posts, 26 notices and 4,287 followers.

A massive 69 shares made the post announcing the LGAQ had launched the Alison Woolla Memorial Award for Local Leadership in Preventing Domestic and Family Violence the most popular for the month. It reached 9,672 people with 1,259 engagements.

The post about Leonard Yusia starting a lawn mowing business reached 4,869 people with 1,728 engagements and many positive comments.

NOTED

12.9 Correspondence

12.9.1 Letter received from Preston Law regarding Ergon Energy Corporation Ltd power station lease which has now been executed.

Resolution 20.6748

That Council approves the Ergon Energy Corporation Ltd power station lease with the signatories being Mayor Keri Tamwoy and CEO, Bernie McCarthy.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

12.9.2 Email and report received from Preston Law providing update on Stage 1 Local Law Review

We have completed some of the Local Law drafting and are working on the subordinate local laws that are not far off. Local Law Review report is tabled.

NOTED

12.10 2020 LGAQ Annual Conference

Councillors and CEO will be attending the LGAQ Annual Conference on the Gold Coast which will be held over three days in October – 19/21 October 2020.

This year's Annual Conference is the first of the new local government term and is themed NextGen Councils – not just for the newly-elected community leaders across our 77 member councils, but for the challenges they are already tackling with the COVID-19 pandemic and its economic and social impacts.

Mayor Keri Tamwoy, Councillors Kemuel Tamwoy, Delys Yunkaporta, Craig Koomeeta and CEO, Bernie McCarthy will attend the 2020 LGAQ Annual Conference.

The conference program addresses critical issues such as resilience, performance and reputation and provides updates on key day-to-day services for councils, regulatory and other vital matters.

NOTED

Resolution 20.6750

That Council receives and adopts the Chief Executive Officer's Report.

**MOVED: Mayor Keri Tamwoy
CARRIED**

SECONDED: Cr Kemuel Tamwoy

9.49am Lucy Deemal Finance Manager joined the meeting via teleconference in Cairns

13. Finance Manager's Report

13.1 Cash and Investments

NOTED

13.2 Non-current Loans

NOTED

13.3 Revenue and Expenses

NOTED

13.4 Private Works

NOTED

13.5 Capital Works

NOTED

13.6 Portfolio of Investments

NOTED

13.7 Grants Schedule

NOTED

Resolution 20.6751

That Council receives and adopts the Finance Manager's Report.

MOVED: Mayor Keri Tamwoy

SECONDED: Cr Craig Koomeeta

CARRIED

10.00am Lucy Deemal, Finance Manager left the meeting

10.02am Paula McGuire (Principal), Kendall Ryff (Class Teacher) and eight students from Koolkan Aurukun State School (Students: Marlene Landis, Zinita Yunkaporta, Sherry Wolmbly, Xzavian Kowearpta, Tameiga Pambegan, Altiyan Kerindun, Junior Williams and Marco Hudson.

CEO spoke to the children about the function, roles and responsibilities of Aurukun Shire Council.

Mayor Tamwoy spoke to the children about the importance of having a good education, going to school every day and doing homework. She also spoke about being respectful to each other and to teachers.

10.15am Guests from Koolkan Aurukun State School sat in the Gallery and meeting resumed.

14. Acting Director Corporate Services Report

14.1 Actions from Previous Council Meeting

Nil

14.2 Leasing Update

NOTED

14.3 Human Resources Report

2020 Deadly Employee & Deadly Safety Awards of the Second Quarter

Winners to for Deadly Awards for the second quarter 2020 were announced at the Joint Staff meeting held on 13 August as follows:

- Deadly Employee Award - Robert Woolla
- Deadly Safety Award - Tawu Marrott

Recruitment during August 2020

Local Recruitment

- EOI Traineeships
- EA Trainee
- Receptionist
- Splash Park Supervisor (Filled)
- Cleaners
- Grounds Person
- Garbage Truck Driver
- Artists (Filled)

NOTED

14.4 Workplace Health and Safety

NOTED

14.5 Administration Managers Report

NOTED

14.6 Treasury

NOTED

14.7 Staff Accommodation/Cleaning Team

NOTED

14.8 Arts Centre Manager's Report

Artists' participation has been at an all-time low. Reason: All major physical art fairs and exhibitions (CIAF, Cairns; Undercurrents, Cairns; DAAF, Darwin and Tharanti, Adelaide) have been cancelled and moved to digital platforms. When the artists learned they will not be able travel and participate in these shows, they were extremely disappointed and had little motivation to produce artworks displayed on a computer screen only.

Moreover, 99% of Arts Centre artists are on Job Seeker but, due to COVID-19, not required to attend their CDP arts activities and sign their time sheets. Considering that additional income from the sale of artworks reduces their Job Seeker payments accordingly, the artists have little reason to produce works for sale at the Arts Centre.

The Arts Centre records 75% revenue loss from art sales (financial reports forthcoming) in the first two months of this financial year as predicted (See Budget 2020/21).

Upcoming Exhibitions and Fairs:

(1) Tharanti, Adelaide – 16/18 October 2020

(2) *Aurukun Art* at Teneriba Tribal Galley, Hahndorf – 16/18 October 2020

NOTED

14.9 Information Technology Report

NOTED

14.10 Records Management and Stores

NOTED

Resolution 20.6752

That Council receives and adopts the Acting Director Corporate Services Report.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

10.22am meeting adjourned for morning tea

10.42am meeting resumed and all guests from Koolkan Aurukun State School left the Gallery and meeting.

15. Director Community Services Report**15.1 Actions from previous Council Meeting**

Nil

15.2 Funerals

Organised Funerals: Marybelle Alene Pamtoonda (Baby) – 2 September 2020
State Coroner: Late Brendan James Goodwin – 26 September 2020

NOTED**15.3 Events****Events Held – August to September 2020**

Date	Event Details
4 August	Aurukun Day
5 September	River to Ramp Run
5 September	Tidy Yards Competition Judging
5 September	Ngangk Min Festival

Upcoming Events – October to December 2020

Date	Event Details
16 October	Newcomers Welcome
31 October	Um Thurpak Festival
11 November	Remembrance Day Ceremony
3 December	Community Christmas Function
10 December	ASC Employee Christmas Function
18 December	Christmas Lights Judging and Winners Presentation

Ngangk Min Festival – 5 September

The festival was a huge success, and we had many volunteers from the community in helping on the night. On the Sunday we had a breakfast for all volunteers as a way of saying 'thank you'.

Tamara White, Acting Sergeant from Aurukun Police Station was one of the many community volunteers. Tamara emailed me saying how much she enjoyed the Festival.

Email extract

Thank you so much for that Sunday breakfast. You did a great job and we really appreciated it.

Furthermore, I enjoyed doing the stall and making the golden oldiez their cuppaz with Rhonda and Tina. Had so much fun.

The Ngangk Min Festival was truly a superb night! Both bands were great! You and the Council should be really proud of yourselves, the Community absolutely loved it!!
End extract

NOTED

15.4 Community Police, Safety and CCTV

Patrol Schedule and Locations

Patrol areas for Community Police have remained focussed on the Town Square. ASC Security are assisting CPOs at the Busines Centre with respect to social distancing and closure times at the supermarket.

CCTV Operations – User Activity Report for August 2020

Total Number:	273
Queensland Police:	24
Aurukun Shire Council:	249

Security Services

Current day guard is Muneer Sataar. Night guard is Malik Sataar. The next roster change is due on 14 September 2020.

NOTED

15.5 Koolkan Early Childcare Centre (Koolkan ECC)

Department of Education Visits and Liaison

- Sandra Mau: Apunipima Cape York Health Council
- Michelle Jordan, Cook Shire Council, Environmental Health Officer
- RAATSICC Redress Support Service

Accredited Training

Nil

Enrolment Report

Total Enrolment:	15
Babies Room:	3 plus 1 non-CCS enrolment
Kindy Room:	5
Toddlers Room:	6

Capital Works – Funded by Education Queensland

Replacement of soft fall areas is planned to commence in October 2020.
Replacement of the baby's room sliding doors is still under consideration and awaiting an inspection from QBuild.

Service Closures – Notifications to Department of Education (Commonwealth)

The service was closed on 3 August 2020, due to lack of qualified staff and 4 August 2020 due to Aurukun Day Public Holiday.

NOTED

15.6 Chivaree Community Aged Care Centre

Service Provision

Home Care Package (HCP): 15

Level 2 - 4

Level 4 – 11

Community Care Program (CHSP): 30

National Disability Insurance Scheme (NDIS): 4

Good News and Visitors

- Dr Tim Enright – Podiatrist visited clients on 5 August.
- Zoe Daniels and Chantel Hoad – NDIS Planning came into Chivaree Centre to discuss NDIS Planning on 5 August 2020.
- Tracey Jia – Extreme Care visited Chivaree Centre 19 August 2020
- Seniors Week luncheon which was held on the 20 August 2020 and was a success with the Community Clients/Elders/Visitors enjoying themselves. Ralph Yusia and Stanley Monday provided entertainment.
- Hayley Baldwin, Apunipima Health Clinic and Trishala Kalra, Hearing Australia – Audiologists came to Chivaree Centre to test hearing on our Community Clients on the 25 August 2020.
- Robyne Bowie from NDIS Apunipima and Adrianne Yunkaporta (Aurukun State School) came into Chivaree Centre to discuss NDIS.

Assistance with Client Yard Maintenance

Yusia Lawn Care is maintaining client yards.

Total Number of eligible clients: 43

Number of yards mowed by in August: 12

NOTED

15.7 Animal Control

Registrations

Promotion is continuing to encourage all dog owners to register their dogs. This provides information to the Animal Control Officer and Vet on the status of the dog population. Dog ID is now more efficient with the use of microchips which are a part of the dog registration process.

Vet Clinic

The clinic was conducted on 25/27 August 2020 at the Wo'uw Ko'alam Community Centre, assisted by CPOs Patrick Bell and Maree Kalkeeyorta.

During the clinic there was an increased number of deceased dogs in residences, both adults and puppies. Dog owners are encouraged to ensure dead animals are buried in their yards – if they are not the owner of the dog, to report the matter on the blue phone.

This visit indicated an increase in the number of dogs infested with dog lice; whilst these lice will not infect humans, they can bite and cause secondary skin infections. This is also true for ticks, fleas and mange mites. Skin infections can lead to glomerulonephritis and rheumatic heart disease.

Every dog needs to be treated with a long acting parasite preventative medication. As the vet clinic progressed, dogs that were treated were coloured with a mark to indicate medication had been provided. Transmission is occurring due to people and dogs sitting together on the ground, in houses or often on shared mats and blankets. Wel Street residences had the worst cases of mange mites in the residences visited. Of the dogs treated, an internal and external treatment was provided which lasts for one month.

Summary of treatments provided:

Flea/Tick preventative:	205
Worming treatment:	209
Euthanasia:	6
De sexing:	12
Antibiotics:	10
Other medications:	4
Surrendered for rehoming:	2

NOTED

15.8 Indigenous Knowledge Centre and Community Broadcasting

Flexible Learning Program

Flexi attendee numbers are still fluctuating with the Top End/Bottom End divide still impacting students. Enrolment stands at 15 but only half of those students are seen on any occasion lately and only four or five on a regular basis. Home visits are maintaining some contact with non-attendees, and some new activities are hoped to re-engage some of them.

IKC Borrowing and Membership Program

Borrowing is very stagnant with most library clientele wanting to access digital devices and the internet. Book and magazine browsing are still popular and re-activation of memberships is the focus of a planned promotional event soon.

Special Priority Project

The Woyan Min Bio/Cultural Project and the Outdoor Living Classroom activities continue to engage Elders with their younger family members On-Country and at the Koolkan Aurukun State School. The Bio/Cultural Catalogue is progressing well, and the School has enthusiastically welcomed the at-school Cultural activities and Walking-On-Country excursions led by Perry Yunkaporta, Elders and the IKC.

Keeping Culture Program

Louise Ashmore continues to populate the archive and work towards community engagement with the software via the Deadly Digital Communities Project and the Tech Savvy Seniors project.

Community Engagement

Community engagement continues to be down on last year's average but new activities such as planned music video recording sessions and the settling down of community unrest is hoped to see improvement in this area soon.

First Five Forever (FFF)

First Five Forever continue to meet at the IKC on Tuesdays and Thursdays and the new play equipment and soft furnishings have added to the enjoyment and participation of young mums with bubs at the IKC.

Deadly Digital Media Project (DDC)/Tech Savvy Seniors Project (TSS)

Louise Ashmore continues to roll out these two projects at various locations across the community, offering digital literacy support to the older residents and interested community members incorporating her Keeping Culture Archive.

IKC Membership

IKC membership still sits at around 200 with many members needing to renew their membership soon which will hopefully happen at the planned IKC promotional event later in the year.

School Vacation Program

Tina Van Bekkum (Family Support), Bill Rodgers (Community Centre Manager), Noel Waterman (IKC Manager) and Chris Le Ray (PCYC) will be meeting to organise the School Vacation Program which will hopefully include BBQ's, the Splash Park, the Community Centre activities and games and more fun at the landing.

NOTED

15.9 Environmental Health

Food Licenses and Assessments

Inspections of all licensed food premises were undertaken by Michelle Jordan, Environmental Health Officer, Cook Shire Council on 25 August 2020. This was the first inspection for this year. All reports will be forwarded to the responsible manager or Aurukun Shire Council officer for actioning. Some actions will be required to be completed by ASC as the lessor.

Container Refund Program

<u>Visit Date</u>	<u>Containers collected</u>
12 August 2020	9,824
26 August 2020	6,491

Future visits: 9 and 23 September 2020

NOTED

15.10 Grants Development and Lobbying

Grant Application Status

NOTED

Funeral Assistance

The Southern Sub-Regional Trust has considered a request for additional funding for the preparation of funeral service booklets. An additional sum of \$1,000 is approved under funeral assistance grant funding. This will now provide a total of \$8,000 for funeral assistance and \$3,000 for feasting. Repatriations costs still require approval on each application.

Resolution 20.6753

That Council amends the 2020/21 Fees and Charges Schedule to note 'Burial Expenses' (Collection, Coffin, Burial, Wreath, Eulogy and Funeral Service Booklet) be increased from \$7,000 to \$8,000.

**MOVED: Cr Kemuel Tamwoy
CARRIED**

SECONDED: Cr Craig Koomeeta

Council Cemeteries Policy (A017)

Council adopted the 'Assistance for Funerals' information paper to be included in the ASC Council Cemeteries Policy (A017). The amended policy is now tabled.

Resolution 20.6754

That Council adopts the amended ASC Council Cemeteries Policy (A017) effective from 15 September 2020.

MOVED: Mayor Keri Tamwoy

SECONDED: Cr Kemuel Tamwoy

15.11 Wo'uw Ko'alam Community Centre

Operational Status

Bookings and events have increased as the COVID-19 Restrictions are easing, though remaining active in making aware with information signage and setting up of sanitising stations placed around the centre also complying with health requirements registering all functions and signing in all attendees. A COVID-19 Safe Plan is in place for all events.

The family support service continues from the centre.

Bookings

Aurukun Day celebrations	4 August 2020
Sea Dog Vet Clinic	25, 26/27 August 2020
ASC Movie Night	28 August 2020

Community Engagement and Promotion

Continually promoting all events movie nights in community in person and posting flyers on notice boards attending all non-ASC public events when possible.

Expression of Interest – Community Event Food and Drink Stalls

This expression of interest is to encourage any individuals or groups to contact the Manager and confirm arrangements.

NOTED

15.12 Family Support Worker and Playgroup

Engagement with Parents

Home visits are ongoing and occur on almost a daily basis dependant on the level of support families require. Engagement through the Playgroup has decreased this month.

Referrals to other Agencies

One referral was provided this reporting period.

Playgroup Attendance

Nine children attended playgroup regularly during the month.

Staffing (Completion of Accredited Training)

No training was completed this month. All staff are scheduled to complete First Aid/CPR next month.

Good News

Playgroup set up a face painting activity at Aurukun Day to celebrate National Aboriginal & Torres Strait Islander Children's Day. We handed out 100 activity bags and painted just as many happy faces.

NOTED

15.13 Aak Muunchanak Splash Park

Operations

Water testing continues as per the Queensland Health Aquatic Facilities guidelines. Biannka Brannigan (DATSIP) has confirmed funding for 2020/21 will be in the form of a Grant Agreement and not Request for Quote.

Management and Operation

The Splash Park is open to the public each weekday from 3.00pm and on weekends from 1.00pm.

Kirratch visited on 18/19 August 2020 to undertake scheduled maintenance and provided induction to the Splash Park Supervisor. The paint surface is flaky and some sections significantly deteriorating, which in turn affects the filter system. DATSIP has been provided an estimated quote of \$28,000 to undertake this maintenance (every 2-3 years), which will be incorporated into the 2020/21 Grant Agreement.

The new electric barbeque recently installed hosted the Volunteers Breakfast on 6 September 2020. Families are being encouraged to utilise the facilities for children's birthday parties.

NOTED

Resolution 20.6755

That Council receives and adopts the Director Community Services Report.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Craig Tamwoy

16. Director Technical Services Report

16.1 Actions from Previous Council Meeting

Resolution 20.6712 – ATSI Housing funding

That Council seeks discussions with Tim Poole, Director Partnerships and Engagement, Aboriginal and Torres Islanders Housing on:

- (1) the allocation amount of \$7,180,640 for construction of social housing in Aurukun
- (2) availability of funding for land development
- (3) project management
- (4) consultation of local people on housing design
- (5) provision of several possible house designs for Council Consideration

DTS Update:

- (1) no update at this stage
- (2) whilst not discussed with Tim Poole as yet this issue has been identified with DATSIP for future funding opportunities.
- (3) advice from Liza Carroll, DG, Department of Housing and Public Works and others during a teleconference on Tuesday 1 September 2020. Is that the project will cover the project management and council will have options of different project management styles (with conditions)
- (4) no action expected until after item 5
- (5) I have commenced collecting design options still more to source.

Resolution 20.6721 – Toyota Landcruiser Dual Cab Utility

That Council

- (1) resolves to have Toyota Landcruiser Dual Cab Utility asset number 10098 plant number 730 registration number 547 WQQ removed from Councils asset register
- (2) requests that Councils Finance team complete all relevant tasks necessary to remove this asset from Councils asset register.

DTS Update:

All tasks associated with removing this asset from Council asset register have been completed.

Resolution 20.6660 – Master Plan

That Council advised Cardno Pty Ltd of identified cultural locations and requests the Master Plan to be updated.

DTS Update:

DTS suggested that a site visit could be conducted today after Ordinary Council Meeting. Mayor and Councillors agreed.

Resolution 20.6663 – Aurukun Airport Terminal Upgrade

That Council:

- (1) endorses the building construction works for Stage 1 and holds the external works (carpark) for future project
- (2) requests that the Director Technical Services engages a suitably qualified Project Manager through Local Buy to manage the tendering and construction of the Aurukun Airport Terminal Upgrade project
- (3) requests that a tender report is brought to a future Council Meeting to allow a suitable contractor to be engaged to construct the new Aurukun Airport Terminal Building.

DTS Update:

A tender is currently running for the construction of the Aurukun Airport Terminal, the closing date for the tender is Thursday 17 September 2020.

Resolution 20.6664 – Boat Washdown Area

That Council requests that the Director Technical Services to investigate the possibility of a wash down area at the Boat Ramp and report back to the July Council meeting.

DTS Update:

A tap will be installed on the western side of the boat ramp as part of the W4Q Waterfront Beautification project.

General Business

The power pole in front of the Council Chambers is leaning.

DTS Update:

Ergon was advised of the concerns with the pole leaning and the layer of wood coming off the pole. They had a crew inspect the pole on the 20 August 2020 and have provided the following advice back to Council.

“The pole is serviceable, and that the sapwood is coming off the pole. The pole lean is due the services on the pole and not to any breakdown in the condition of the pole. The crew have secured the sapwood to pole and the pole has been routinely assessed by our asset inspectors with no additional defects raised for maintenance issues.”

Resolution 20.6685 – NAKPBC Request to Install Two Information Signs

DTS Update:

Signs have been installed; however, they are on Cook Shire Land not on Aurukun Shire Land. DTS will follow up with NAKPBC to advise and request that the signs be removed and erected in Aurukun Shire.

NOTED

16.2 Housing Maintenance

Community Housing Maintenance and Upgrades (QBuild)

QBuild do and charge works continue to be completed within stipulated response times. QBuild have started allocating 2020/21 upgrade projects to Council. With some sites having been awarded works commenced August 2020.

Grant Funded Projects

Waterfront renewal (W4Q R3)

Works have commenced on the waterfront renewal / upgrade project with the following works being completed to date.

- Installing concrete slabs under the existing shade structures.
- Installing park benches in the shade structures
- Replacing the roof of one shade structure
- Installing small BBQ shelters to each shade structure, including a concrete floor.

Works programmed for September

- Install a concrete path starting opposite the toilets and finishing at the Cairn
- Installing link paths to the three existing structures to provide wheelchair accessibility to these three shade structures
- Fabricate and install six wood fired BBQ's
 - Three at bench level (800 – 900)
 - Three at ground level
- Bins and bin clamps at each shade structure.

Staffing

Recruitment for a replacement Building Supervisor has progressed to negotiating with a preferred candidate. It is hoped that the preferred candidate will be relocated to Aurukun by the end of September 2020.

NOTED

Removal of Asset Components from the Asset Register

Prior to the removal and reconstruction of the road on the boundary project There was still some residual value to the existing asset “Aurukun Access Road Section O: Ch 71.851 to Aurukun / Cook Shire Boundary”. These existing assets were demolished as part of the reconstruction project.

Resolution 20.6756

That Council:

- (1) resolves to have the asset components listed in the below table be removed from Council's asset register.
- (2) requests that Council's Finance team complete all relevant tasks necessary to remove these asset components from Council's asset register.

MOVED: Cr Craig Koomeeta
CARRIED

SECONDED: Cr Kemuel Tamwoy

16.4 Works

Water supply/infrastructure

Council's Plumbing Team continues to supply compliant potable water to the community, there have not been any exceedances reported from the samples submitted to Cairns Water for testing.

Sewerage

There have been no significant blockages in Councils sewerage reticulation system. All issues reported have been rectified within reasonable timeframes.

Solid Waste Management

Kerbside collection services have continued however there have been delays and disruptions as staff attendance has been intermittent.

Aurecon have received a works program from Bama Civil Pty Ltd. Bama will be establishing to site on Monday 7 September 2020 and are intending to have all on site works completed by the end of November 2020.

Access to the landfill will be restricted to Bama Civil staff and Council waste collection team during the construction phase. A skip bin will be made available for the public to dispose of waste in during the construction period.

Parks and Gardens Team

Parks and Gardens Team continues to deliver general maintenance activities around the community.

Additional Parks and Gardens staff are being engaged to backfill the positions of those staff currently working on the road's projects.

NOTED

16.5 Workshop/Depot

Works in progress

Full servicing and mechanical repairs are continuing in the Aurukun workshop.

Workshop staffing and training

- Recruitment of the Workshop Mechanic was ongoing during August 2020.
- The position of Mechanic is being offered to Colin (David) Harris.

16.6 Airport Operations

Bird Strikes

The gas gun started to be used in early September and a Public Notice was distributed prior to the use of the gas gun.

NOTED

16.7 Electrical/CCTV

NOTED

Resolution 20.6757

That Council receives and adopts the Director Technical Services Report.

MOVED: Mayor Keri Tamwoy
CARRIED

SECONDED: Cr Kemuel Tamwoy

17. Confidential Business

11.22am Lucy Deemal, Finance Manager joined the meeting via teleconference in Cairns.

Resolution 20.6758

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:

- (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 financial advantage.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

Discussion was held on the following items:

- (1) 90-day Debtors Report
- (2) Outstanding Debt to be written-off
- (3) Government Employee Housing (GEH)
- (4) Sodexo Australia Lease Review

Resolution 20.6759

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

**MOVED: Mayor Keri Tamwoy
CARRIED**

SECONDED: Cr Kemuel Tamwoy

11.36am Lucy Deemal, Finance Manager left the meeting

Detailed Analysis of 90-day Debtors List

Resolution 20.6760

That Council receives the 90-day Debtors Report and undertakes the necessary follow up actions.

**MOVED: Cr Craig Koomeeta
CARRIED**

SECONDED: Cr Kemuel Tamwoy

Outstanding Debt to be written-off

Resolution 20.6761

That Council writes off the outstanding debt of \$805.12 from Neil Peinkinna for accommodation and freight charges.

MOVED: Cr Kemuel Tamwoy

SECONDED: Cr Craig Koomeeta

CARRIED

Government Employee Housing (GEH)

CEO advised that property leases on Bowenda Drive will be extended for a further 10 years. Lease for ex-Parenting Centre on War Street will be returned to ASC.

ASC will gain control of GEH housing on Kang Kang and Kor Streets after six months when Ministerial approval is granted. In the meantime, Island & Cape and Uniting Church will occupy two of the four properties.

ASC is negotiating with GEH for possible short-term leases in the interim.

NOTED

Sodexo Australia Lease Review

Resolution 20.6762

That Council approves the extension of the current lease for accommodation properties at Wuungkam Lodge, Kooth Pach Guest House and MacKenzie Camp Two subject to the following conditions:

- (1) extension of lease from 1 October to 30 November 2020 with a review being undertaken on 15 October 2020.
- (2) the closure of MacKenzie Camp Two subject to:
 - a. services charges being deferred for Sodexo
 - b. the accommodation rooms being available for ASC to use, if required
- (3) the closure of Kooth Pach Guest House subject to:
 - a. services charges being deferred for Sodexo
 - b. the accommodation rooms being available to ASC to use, if required
- (4) service charges for Wuungkam Lodge being subject to 50% rebate for period stated from 1 October to 30 November 2020, with a review being undertaken on 15 October 2020
- (5) accommodation, take away shop being available at Wuungkam Lodge
- (6) boardroom, office and one accommodation unit at Wuungkam Lodge being available for use by NAKAC
- (7) no storage of equipment and/or vehicles of Sodexo staff, guests and associates at MacKenzie Camp Two and the Kooth Pach Guest House
- (8) cleaning and yard maintenance being the responsibility of Sodexo Remote Sites Australia Pty Ltd (Aurukun) for all facilities
- (9) Resident Manager of Sodexo staying in the accommodation unit located at Wuungkam Lodge for the period stated above.

MOVED: Mayor Keri Tamwoy

SECONDED: Cr Craig Koomeeta

CARRIED

11.38am Andrew Kerr, Partner and Martin Wright, Associate from Preston Law joined the meeting via teleconference.

Martin Wright provided an update on Native Title Claim (QUD673/2014).

- The Applicant and the State have agreed to progress the claim on the basis that different groups hold native title over different areas. It is no longer being progressed as a society claim.
- The State and Applicant have agreed to connection over some areas, but not all areas. Discussions regarding boundaries of each claim within the claim area is ongoing.
- Aurukun has no timetable, Consent Determinations over some of the claim areas could be resolved by late 2021, but more likely by late 2022/23.
- The Wik and Wik Way People should be the only group that holds native title over the Aurukun Township area and that group should be described in the same way as the Wik Determination.
- Further investigation must be conducted (with Councils assistance) to determine the extent of public works in Aurukun.

Martin Wright left the meeting.

Andrew Kerr provided an update on the Indigenous Land Use Agreement (ILUA) for expansion of Aurukun Township area for future residential and industrial use.

- the industrial area is outside the township area in the existing ILUA so a specific Project ILUA will need to be negotiated.
- There were some preliminary discussions between Council and Ngan Aak-Kunch Aboriginal Corporation (NAKAC) about developing an Industrial estate Andrew's recollection was that grant funding for the Industrial Estate was either unsuccessful or expired. There was also some concern from NAKAC directors that the project area was flood prone. Council will meet again with NAKAC when Government funding is available.
- Andrew suggested that ASC would need to have a specific Project Area ILUA project to validly construct an Industrial Estate rather than looking at compulsory acquisition.

After some discussion CEO said that Council would hold another meeting to discuss options further.

Andrew suggested that Council could consider negotiating an Aurukun Township ILUA which could cover the Industrial Estate and other beneficial arrangements such as consent to Home Ownership Leases or Freeholding within the Township.

Andrew provided an explanation of *Section 24JAA of the Commonwealth Native Title Act 1993* to Council.

- *Section 24JAA of the Commonwealth Native Title Act 1993* was a new validation provision introduced by the Federal Government for facilitate the construction of social housing in indigenous communities.
- The amendment was introduced as the process of establishing social housing was complex and time consuming.

- *Section 24JAA* was introduced in 2010 for a period of 10 years and sets out the processes that must be followed for the construction, maintenance and use of social housing on Indigenous held land.
- The process involved notification, seeking comments over a 2-month period and if required a further 2-month consultation period.
- Use of *Section 24JAA* is currently not available as the section will expire on 14 December 2020 which is sooner than the 4-month process to be followed.
- The Federal Government will need to amend the expiry date or make a new amendment to the Native Title Act.

12.04pm Andrew Kerr left the meeting.

18. Councillors Portfolio Reports

Cr Kemuel Tamwoy – Youth, Sports and Recreation portfolio

Councillor Tamwoy advised that he was still waiting for reply from Queensland Ruby League about the possibility of holding games in Aurukun. He has received some interest about touch footy which he is looking into.

He mentioned that there was a meeting with Justin Draham-Bulter, Senior Project Officer/Community Engagement, FNQ, Department of Education at Koolkan Aurukun State School discussing local staff engagement and workplace improvements.

During the meeting Justin mentioned how Clontarf Foundation program was being introduced into Western Cape College in Weipa. Clontarf Foundation exists to improve the education, discipline, life skills, self-esteem and employment of prospects of young Indigenous men. Cr Tamwoy is going to investigate the possibility of Clontarf Foundation bringing their programs into Aurukun and provide an updated report at a future Council meeting.

NOTED

19. General Business

Mayor Keri Tamwoy mentioned that we should refer to Aurukun as a Township and not a Community as she has noticed that some people have a negative image by saying 'we are just a community'. By referring to Aurukun as a Township she is hoping that people will feel more positive.

CEO talked about possible Western Cape Communities Trust funding for projects and invited Mayor Keri Tamwoy and Councillor Tamwoy to Full Management Meeting to be held on Friday 18 September to discuss strategy with management.

NOTED

20. Late Items

At Special Council Meeting held on 8 September 2020 the following resolution was passed.

Resolution 20.6736

That Council

- (1) resolves to fill the vacancy of one Councillor through a by-election pursuant to *Section 166, Local Government Act 2009*
- (2) requests the Electoral Commission of Queensland to conduct the by-election.

On Monday 14 September, Wade Lewis, Assistant Electoral Commissioner from Electoral Commission of Queensland advised the following possible dates for Aurukun By-Election to be held.

Email extract -

We have yet to secure the Commissioner's approval of an election timetable for the Aurukun by-election, but he has endorsed me providing an indicative timetable in case it assists with council's discussion tomorrow. We are fairly confident of the dates in bold but the others are dependent on the finalisation of the state election timetable, which remains under consideration by government at present:

- **03/10 – Notice of election**
- 10/10 – Close of roll
- 12/10 or 13/10 – Nominations
- 30/10 – Early Voting
- **31/10 – Election day.**

End extract

NOTED

21. Closure

Mayor declared the meeting closed at 12.22pm

These minutes are signed as a true and correct record.

Mayor Keri Tamwoy 

Dated: 13 October 2020