

**MINUTES OF ORDINARY MEETING OF THE AURUKUN SHIRE COUNCIL HELD  
AT THE COUNCIL CHAMBERS, AURUKUN ON TUESDAY, 16 APRIL 2013**

<b>PRESENT:</b>	<b>Councillors</b>	Cr Dereck Walpo Cr Angus Kerindun Cr Ada Woolla
	<b>Officers</b>	Bernie McCarthy – Acting Chief Executive Officer Ron Fenner – Acting Chief Operating Officer Robert Love – Acting Director Technical Services Jennifer Ronlund – Assistant Accountant Linda Sivyer – Minute Secretary
	<b>Guests in Gallery</b>	John Buttigieg, DATSIMA Ray Wallis, ICC

**1. OPENING**

The Mayor declared the Meeting open at 9.32 am and asked Linda Sivyer to open with a word of prayer. He then asked the Chief Executive Officer to proceed with the Agenda.

**2. CONDOLENCES**

Nil

**3. LEAVE OF ABSENCE**

Nil.

**4. CONFIRMATION OF MINUTES**

**RESOLVED THAT** Council receives the Minutes of the Ordinary Meeting held on 19 March 2013 and confirms them as a true and correct record.

**MOVED: Cr A Kerindun**

**SECONDED: Cr Woolla**

**CARRIED**

**5. BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING**

**Minutes of Ordinary Meeting 19 March 2013**

Nil.

**6. DELEGATIONS**

Refer after Item 9.

**7. RECEPTION AND CONSIDERATION OF COMMITTEE AND/OR DELEGATES  
REPORTS**

Nil.

**8. MAYOR'S REPORT**

**8.1 Beautification around Council Administration Building**

**RESOLVED THAT** Council requests that the matter of beautification of the area around the Council Administration Building and Town Square be referred to the Director of Technical Services to provide a development plan including playground equipment.

**MOVED: A Kerindun**

**SECONDED: Cr Woolla**

**CARRIED**

Confirmed as a true and correct record of proceedings.....Mayor

**8.2 Graffiti on Council Property**

Noted.

**8.3 Community Housing**

Noted.

**8.4 Gateway Homes**

Noted.

**8.5 My Haven**

The Mayor advised that Mi Haven Homes are prepared to take apprentices to Cairns for training and then have them initially work on a joint housing project on two allotments in Aurukun.

**8.6 QBuild Blue phone**

**RESOLVED THAT** Council requests the Director of Corporate and Community Services investigate the best location for the QBuild blue phone in the Aurukun Business Precinct or the Council Administration Building.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**8.7 Men's Shed**

**RESOLVED THAT** the Grants Officer be instructed to investigate funding sources through the ICC or other means for the development of the Men's Shed so that walls and facilities can be constructed.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**8.8 NAIDOC Week Funding**

**RESOLVED THAT** Council refers the matter of seeking funding for the NAIDOC Week program to the Grants Officer and to report back to Council.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**8.9 POSITION OF CHIEF EXECUTIVE OFFICER**

Council must discuss the above item "In Committee" under the provisions of the Local Government (Operations) Regulation 2010 section 72 (1)

(e) contracts proposed to be made by it, or

(h) other business for which a public discussion would be likely to prejudice the interests of the local government.

**RESOLVED THAT** Council go into Committee.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

Discussions occurred on the appointment of a permanent Chief Executive Officer.

**RESOLVED THAT** Council come out of Committee

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**RESOLVED THAT** the Mayor and Deputy Mayor be delegated the authority to conduct an interview with Mr Bernie McCarthy for the position of Chief Executive Officer of Aurukun Shire Council.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

Confirmed as a true and correct record of proceedings.....Mayor

**RESOLVED THAT** subject to a satisfactory outcome to the interview with Mr McCarthy, the Mayor and Deputy Mayor be delegated the authority to make an appointment to the position.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**RESOLVED THAT** the Mayor be delegated the authority to negotiate the terms and conditions of the appointment with the successful applicant.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

#### **8.10 MAYOR'S LEAVE**

**RESOLVED THAT** Council approves leave for the Mayor from 20 September to 18 October 2013.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**RESOLVED THAT** the Mayor's Report be received.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

#### **9. CHIEF EXECUTIVE OFFICER'S REPORT**

##### **9.1 Rental of existing Aurukun Offices, Family Responsibilities Commission**

**RESOLVED THAT** Council approves a reduction of the previous Aurukun Shire Council invoice for current office premises forwarded to the FRC in late 2012, and charge a 5% increase for same premises 2013/2014 if the FRC does not take up lease of the new premises in the Aurukun Business Precinct.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

##### **9.2 Memorandum of Understanding – Power Savvy**

**RESOLVED THAT** Council agrees to sign the Memorandum of Understanding with Power Savvy.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

##### **9.3 Cape York Wild Adventures (CYWA) and Blue Lagoon**

**RESOLVED THAT** Council considers this legal advice from Bottoms English and the further advice received on 16 April 2013 at the Special Meeting to be held on 14 May 2013.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

##### **9.4 Permission to use Footage from the Film "Dances at Aurukun"**

**RESOLVED THAT** Council grants permission for this footage of film to be shown at the Exhibition First Peoples, Melbourne.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

##### **9.5 Jawun Cape York Executive visit 29 April – 1 May 2013**

**RESOLVED THAT** Council is happy to meet with the touring Jawun group on 29 April 2013 from 10 am to 12 noon.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

Confirmed as a true and correct record of proceedings.....Mayor

**9.6 ASC Corporate Plan**

**RESOLVED THAT** Council engages Brett de Chastel to develop Council's Corporate Plan and possibly complete the long term Community Plan at the same time during late May 2013 and the cost be included in the 2013/14 budget.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**9.7 Eclipse FNQ Charters**

**RESOLVED THAT** Council grant permission for B Gerrard and J Berwick to fish the Archer, Watson and Ward Rivers subject to:

1. Strictly conforming to the Alcohol Management Plan at all times when they are in the Aurukun Shire;
2. Contacting the relevant Traditional Owners to seek their permission;
3. Paying an appropriate fee as per Council's schedule of charges (or donation);
4. Enjoying local guides and paying them a reasonable wage;
5. Encouraging their clients to patronize local businesses, including store, arts and craft centre, café and bakery.
6. All waste material to be disposed of in the correct manner.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**9.8 ASC Relocation Policy**

**RESOLVED THAT** Council adopts the Relocation Policy as submitted.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**9.9 Permission to Visit – Steve Topping**

**RESOLVED THAT** Council approves the visit of Alan Wyatt and Kevin Reilly subject to them conforming with the conditions of the Alcohol Management Plan and permission must be obtained from the relevant Traditional Owners for visiting areas other than the town area.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**9.10 Aurukun Cattle/Youth Diversionary Operation – Douglas Ahlers**

**RESOLVED THAT** Council advises Mr Ahlers to seek information from IBA for the development of his proposal and also, the Business Development Officer Consultancy which is to be determined at Council's Special Meeting in May and Council will provide a letter of support for his proposal for this business.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**The Meeting adjourned for Morning Tea at 11.25 am and resumed at 11.43 am.**

**9.11 Family Fun Show**

**RESOLVED THAT** Council approves this entry permit subject to the payment of the relevant Commercial Entry Permit.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**9.12 Positions Advertised – ASC Organisation Restructure**

Noted.

**Confirmed as a true and correct record of proceedings.....Mayor**

**9.13 Forthcoming Meetings – Events**

**RESOLVED THAT** Council approves the official opening of the Sam Kerindun Snr Business Precinct at a later date when hopefully Government Ministers are available to attend.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**9.14 Confidential Items**

9.14 (a) **Expressions of Interest – Aurukun Business Precinct Tenancies**

(b) **Aurukun Barge Ramp - Tender Assessment Report**

Council must discuss the above items “in Committee” under the provisions of the Local Government (Operations) Regulation 2010 section 72(1)

- (e) contracts proposed to be made by it; or
- (h) other business for which a public discussion would be likely to prejudice the interests of the local government.

**RESOLVED THAT** Council go into Committee.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr A Kerindun

**CARRIED**

Council discussed

- (a) Expressions of Interest for the Aurukun Business Precinct tenancies, and
- (b) The tenders for the Aurukun Barge Ramp and the recommendation of Aurecon Australia Pty Ltd.

**RESOLVED THAT** Council come out of Committee.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr A Woolla

**CARRIED**

(a) **Expressions of Interest – Aurukun Business Precinct Tenancies**

**RESOLVED THAT** Council accepts the recommendations for leases according to the expressions of interest and subsequent responses in regard to individuals’ commitment to pay the rent as determined by Council:

Café	Anamarie Jones – for use as a café	18.5 sq m
Bakery	Anamarie Jones - for use as a bakery	30.2 sq m
Laundry	Anamarie Jones - for use as a Laundry	31.0 sq m
Retail 1	Anamarie Jones – for use for fridge/freezer + dry storage	30.0 sq m
Retail 1	Anamarie Jones – for use for fridge/freezer + dry storage	30.0 sq m
Retail 1	Balkanu for use as a Women’s Sewing/Enterprise Project	30.0 sq m
Retail 2	Adeline Chong for use as a Hairdressing and Beauty Salon	29.0 sq m
Space 3	Council reserves its decision on a possible lessee.	40.0 sq m
Space 4	Queensland Government – Housing Officer	42.0 sq m

with Council basing its decision purely on the information at hand, but also taking into account the following points as described in Council’s Purchasing Policy:

- (a) Open and effective competition
- (b) Value for money
- (c) Development of competitive local business and industry
- (d) Environmental protection
- (e) Ethical behavior and fair dealing

and Council’s decision being subject to Ministerial approval of the registration of subleases to the individual lessees and subject to the lessees contributing to the legal costs of the subleases for each premise.

**Confirmed as a true and correct record of proceedings.....Mayor**

**MOVED:** Cr Woolla  
**CARRIED**

**SECONDED:** Cr A Kerindun

**(b) Aurukun Barge Ramp – Tender Assessment Report**

**RESOLVED THAT** Council accept the tender of Ribshire Pty Ltd trading as Goodline for the construction of the Barge Ramp for the price of \$1,068,732.50 excluding GST, subject to

- (1) any development approval conditions, and
- (2) approval of final management plans, and
- (3) the manufacture of pre-cast planks in Aurukun.

**MOVED** Cr A Kerindun  
**CARRIED**

**SECONDED:** Cr Woolla

**RESOLVED THAT** the Chief Executive Officer's Report be received.

**MOVED:** Cr Woolla  
**CARRIED**

**SECONDED:** Cr A Kerindun

**The Meeting adjourned for lunch at 1.00 pm and resumed at 1.55 pm and Patrick Cowell, Carly Jia and Leona Yunkaporta entered the Meeting.**

The Mayor welcomed Patrick Cowell and Carly Jia from the ICC and asked them to present the update on the Aurukun Accord.

Council discussed in detail the Accord document and suggestions of where this can go over the next twelve months. Council agreed to meet with the ICC again on 21 May 2013.

**Patrick Cowell, Leona Yunkaporta and Carly Jia departed the Meeting at 2.58 pm.**

**Jane Cowell and Patrick Monley from State Library Queensland entered the Meeting at 3.00 pm.**

Jane and Patrick spoke to Council about the work at the Library and how the building, although needing repairs, was an excellent place for the Indigenous Knowledge Centre/Library to remain.

Council asked them about the relocation of the Indigenous Knowledge Centre/Library to the front part of the Council Administration Building but their advice was that it was not large enough and not an ideal place. The building where it is presently located is an ideal place and funding for repairs to the building should be sought.

They also informed Council that they were very happy with the Centre and the programs being run from there.

**Jane Cowley and Patrick Monley departed the Meeting at 3.28 pm.**

**10. FINANCE REPORT**

**RESOLVED THAT** the Finance Report be received.

**MOVED:** Cr A Kerindun  
**CARRIED**

**SECONDED:** Cr Woolla

**Confirmed as a true and correct record of proceedings.....Mayor**

**11. DIRECTOR OF CORPORATE AND COMMUNITY SERVICES' REPORT**

**11.1.1 Land and Sea Rangers**

**RESOLVED THAT** Council proceeds with a Memorandum of Understanding with APN. Aurukun Shire Council's solicitors prepare this for a period of twelve months only and this be subject to the funding body's approval for a twelve month period only.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**11.1.2. Workplace Health and Safety**

Noted.

**11.1.2 Rehabilitation Policy**

**RESOLVED THAT** Council adopts the Rehabilitation Policy with the amendment as stated.

**MOVED:** Cr A Kerindun

**SECONDED:** Cr Woolla

**CARRIED**

**RESOLVED THAT** the Director of Corporate and Community Services Report be received.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**12. DIRECTOR OF TECHNICAL SERVICES' REPORT**

**RESOLVED THAT** the Director of Technical Services Report be received.

**MOVED:** Cr Woolla

**SECONDED:** Cr A Kerindun

**CARRIED**

**13. CORRESPONDENCE (INWARD/OUTWARD)**

Nil.

**14. PRESENTATION OF PETITIONS**

Nil.

**15. CONSIDERATION OF NOTIFIED MOTIONS**

Nil.

**16. RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING**

Nil.

**17. QUESTIONS ON NOTICE OF MOTION**

Nil.

**18. QUESTIONS FROM PUBLIC GALLERY**

Nil.

**19. GENERAL BUSINESS**

**19.1 Jim Davis – Timber Harvesting, Blue Lagoon**

Council requests that he speak with Council at its May Meeting regarding timber harvesting at Blue Lagoon.

**There being no further business, the Mayor closed the Meeting at 5.06 pm.**

**Confirmed as a true and correct record of proceedings.....Mayor**