

**MINUTES OF MORNINGTON SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, MISSION ROAD, GUNUNA  
ON WEDNESDAY, 20 JULY 2016 AT 10:00AM**

**1 OPENING OF MEETING**

The meeting was opened by Mayor Bradley Wilson at 9.12am

**2 PRESENT**

Mayor Brad Wilson, Deputy Mayor Sarah Isaacs, Cr Jane Ah Kit, Cr Claire Farrell Frank Mills (Chief Executive Officer), Royleen Wolski (Minute Taker)

**3 APOLOGIES**

Councillor Bob Thompson

**RESOLUTION 2016/114**

Moved: Cr Claire Farrell

Seconded: Cr Jane Ah Kit

That the apology received from Cr Thompson be accepted and leave of absence granted.

**CARRIED 4/0**

**4 DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF**

Nil

**5 CONDOLENCES AND MEMORIALS**

Nil

**6 CONFIRMATION OF MINUTES**

**RESOLUTION 2016/115**

Moved: Cr Claire Farrell

Seconded: Deputy Mayor Sarah Isaacs

That the minutes of the Ordinary Meeting held on 15 June 2016 and the Special Meeting held on 29 June 2016 be confirmed.

**CARRIED 4/0**

**7 BUSINESS ARISING**

Nil

**8 ACTION SCHEDULE****8.1 ACTION ITEMS AS AT 20 JULY 2016****RESOLUTION 2016/116**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That the Action Schedule as tabled be updated and that completed items be removed.

**CARRIED 4/0**

**9 CALL FOR ITEMS OF GENERAL BUSINESS****9.1 GAZETTED SPECIAL DAYS****RECEPTION & CONSIDERATION OF COMMITTEE REPORTS****10 COMMITTEE REPORTS**

Nil

**RECEPTION & CONSIDERATION OF OFFICERS REPORTS****11 MAYOR AND COUNCILLORS REPORTS**

A written report was Tabled by Councillor Thompson.

To the Chairman, CEO & Councillors,

The NAIDOC Week celebrations went quite well. All feedback from those who attended in the Community has been positive. Thanks to the Mornington Island Shire Council for the Awards. I would like to extend my thanks to all services that helped make NAIDOC celebrations in the Community a success. Additionally, to the PCYC and all that they did. To the music makers, the sports people, the Wellbeing Staff and all those who took part-thank you.

I would like to bring to the notice of Council about the batching plant. Could we move the shed from the old batching site down to our existing site? Also, could we set up a shed where the workers can have smoko, instead of driving back and forth to town. With all the demolition of old houses, it should not be hard getting materials to build one.

Last of all, with the Katters back in government again, we should pursue the help of securing funds for a dialysis section at the hospital. Again, with a registered nurse to teach our local girls how to install and help our people requiring treatment, rather than dialysis patients having to travel to Townsville for treatment.

Regards,

Councillor Robert Thompson

Mornington Shire Council

Discussion ensued as a result of Councillor Thompson's report re construction of a shed and work on the batching plant, which is to be dealt with at the time of the budget review. CEO advised of the proposed work in relation to upgrading the facility.

CEO also advised that he is arranging a teleconference with Bob Katter Snr in relation to issues to do with dialysis. Discussion was entered into about the expectations of Council, the actual assistance provided by the Member, and Council's desire to improve the situation, especially with the dialysis issue.

The Mayor made a verbal report. The CEO advised of a funding application in relation to the airstrip which was being prepared and which had to be submitted today to the Minister's Office. Discussion was entered into in relation to PCN rating, the 15 year life expectancy of the runway and the need to make allowances for the possibility of the runway servicing larger planes. The CEO stated he had asked for clarification in relation to this and expected to receive it in the short term.

The Mayor advised that he had been in informal discussions in relation to the possible use of the Birri Airport during that time. It was agreed that the CEO would write to GRAC in relation to soliciting their agreement to use the Birri Runway while the main airport was closed for 40 days.

Discussion was entered into in relation to whether Council would do work on the Birri runway to ensure it was of a suitable standard. Discussion continued re the need for a Special Meeting on Monday in relation to the Jetty Project. The Mayor raised an issue in relation to ratifying the agreement in relation to the construction program and Department of Housing, and the allocation of housing by Tenancy Management. CEO provided information in relation to what Tenancy Management, BAS & Housing & Public Works each do, and that they now have combined meetings.

The Mayor also raised his concerns re certain Council Fees & Charges. CEO discussed the Schedule of Fees and Charges, and clarified issues re fees and charges. Mayor asked the Finance Manager to clarify how costs of product influencing concrete MPA rating was determined, and whether it included freight. The Finance Manager and CEO provided information in relation to this, and the Mayor asked about costings for local persons who want to have work done. These issues were clarified. Finance Manager and CEO provided information about charges applied by freight provider.

Mayor asked about flyers and social media notices to advise people re the AMP. Discussion re scheduling it for approximately two weeks time, and Councillors raised the need for discussion of the issues which the AMP affected, and formulation of an actual plan rather than just discussion. Mayor discussed accountability and Councillors discussed the need for the Community to show that they could move forward and prove they could do the right thing. Discussion re the need for the Council to be the driving force in this process.

Councillor Farrell provided a verbal report and discussions were entered into in relation to the Health Council and burials. Councillor Farrell brought up the issue of costs for flying the deceased back after they were flown off Island. CEO provided information about the previous practice of having a burial fund, and allocations of funds from the Department of Justice. Councillor Farrell and Ah Kit provided information about costs to transport the body being as high as \$10,000 to \$13,000. Councillor Farrell asked about the possibility of sourcing a Funeral fund that people could choose to contribute to. CEO stated he would get more information for council re that.

Councillor Farrell asked for information re proposed hosing numbers and the CEO provided information re the same, including the fees provided by DATSIP. He expected it would be formalized in the near future.

Deputy Mayor Isaacs provided information re her experiences at the Civic Leaders Conference and the benefits of meeting the other participants. She outlined the benefits of attending and how she got a lot out of it, and how Council is grounded in statute and how things were to be done by the book, and that Council was accountable for what they do. The separation of roles and responsibilities were clarified. Leadership Coach Graham Henry addressed the group, and was very good. The Mayor added his positive experience with leadership coaches.

She reiterated that Local government is a business, and that came through at the gathering. She emphasized the need to build relationships, and the processes of getting to ministers to advocate issues and the need to be strategic and to be prepared when approaching them.

Mayor emphasised the need to be structured to allow progress, and the progress that has been made to date by Council, and the fact that Council has a foundation in the need to provide solutions not to complain. That is it a two way street. Councillor Isaacs discussed role of the Ombudsman and the Queensland Treasurer and the positive aspects of making the contacts present.

**RESOLUTION 2016/117**

Moved: Cr Claire Farrell

Seconded: Cr Jane Ah Kit

That the Councillors reports be noted and accepted.

**CARRIED 4/0**

**12 CHIEF EXECUTIVE OFFICER'S REPORTS****12.1 CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT****RESOLUTION 2016/118**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Council note and receive this report.

**CARRIED 4/0**

**12.2 COUNCIL INSURANCE PREMIUMS FOR RENEWAL****RESOLUTION 2016/119**

Moved: Cr Claire Farrell

Seconded: Deputy Mayor Sarah Isaacs

That Council endorse and approve the coverage and endorse the Chief Executive Officer to sign the amended agreement on behalf of Council.

**CARRIED 5/0**

### 12.3 PURCHASE OF TRANSPORTABLE ACCOMMODATION BY MORNINGTON SHIRE COUNCIL

#### RESOLUTION 2016/120

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

1. That Council approve the write off of all uninhabitable accommodation units and other associated, outdated buildings superfluous to Council needs on the site of the "caravan park/construction camp" and,
  - (a) approve the Chief Executive Officer to dispose of them to the community by tender for removal at cost to the community members, or
  - (b) dispose of any remaining unwanted accommodation units or associated buildings at Council's waste management facility.
2. That Council endorse and approve the purchase of the new transportable accommodation units as described and tabled in this report.
3. That Council endorse approve the Chief Executive Officer to continue negotiations with Carpentaria Freight to obtain a suitable rate for the transportation of the accommodation units to Mornington Island.

**CARRIED 5/0**

### 12.4 DELEGATION OF COUNCIL POWERS

#### RESOLUTION 2016/121

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Council resolves to delegate to the Chief Executive Officer, the exercise of its powers under the following Acts in the terms of the Instruments of Delegation contained in Annexure A:

- Aboriginal Cultural Heritage Act 2003
- Acquisition of Land Act 1967
- Animal Care and Protection Act 2001
- Animal Management (Cats and Dogs) Act 2008
- Biosecurity Act 2014
- Body Corporate and Community Management (Accommodation Module) Regulation 2008
- Body Corporate and Community Management (Commercial Module) Regulation 2008
- Body Corporate and Community Management (Small Schemes Module) Regulation 2008
- Body Corporate and Community Management (Standard Module) Regulation 2008
- Body Corporate and Community Management Act 1997
- Building Act 1975
- Building Units and Group Titles Act 1980

- Coastal Protection and Management Act 1995
- Disaster Management Act 2003
- Disaster Management Regulation 2014
- Environmental Protection (Water) Policy 2009
- Environmental Protection Act 1994
- Environmental Protection Regulation 2008
- Fire and Emergency Services Act 1990
- Food Act 2006
- Food Production (Safety) Act 2000
- Gas Supply Act 2003
- Gas Supply Regulation 2007
- Health (Drugs and Poisons) Regulation 1996
- Housing Act 2003
- Housing Regulation 2015
- Information Privacy Act 2009
- Land Act 1994
- Land Regulation 2009
- Land Title Act 1994
- Liquor Act 1992
- Local Government Act 2009
- Local Government Regulation 2012
- Mineral and Energy Resources (Common Provisions) Act 2014
- Mineral Resources Act 1989
- Neighbourhood Disputes (Dividing Fences and Trees) Act 2011
- Peaceful Assembly Act 1992
- Plumbing and Drainage Act 2002
- Prostitution Act 1999
- Public Health (Infection Control for Personal Appearance Services) Act 2003
- Public Health Act 2005
- Public Health Regulation 2005
- Public Records Act 2002
- Queensland Competition Authority Act 1997
- Queensland Heritage Act 1992
- Residential Services (Accreditation) Act 2002
- Residential Tenancies and Rooming Accommodation Act 2008
- Residential Tenancies and Rooming Accommodation Regulation 2009
- Right to Information Act 2009
- River Improvement Trust Act 1940

- Standard Plumbing and Drainage Regulation 2003
  - State Penalties Enforcement Act 1999
  - Stock Act 1915
  - Stock Route Management Act 2002 (formerly the Land Protection (Pest and Stock Route Management) Act 2002)
  - Sustainable Planning Act 2009
  - Tattoo Parlours Act 2013
  - Tobacco and Other Smoking Products Act 1998
  - Transport Infrastructure Act 1994
  - Transport Operations (Road Use Management) Act 1995
  - Transport Operations (Road Use Management-Road Rules) Regulation 2009
  - Waste Reduction and Recycling Act 2011
  - Waste Reduction and Recycling Regulation 2011
  - Water Act 2000
  - Water Regulation 2002
  - Water Supply (Safety and Reliability) Act 2008
  - Work Health and Safety Act 2011
2. That all prior resolutions delegating powers under the Acts referred to in resolution 1 to the Chief Executive Officer are repealed.'

**CARRIED 4/0**

**12.5 JUNKURI LALA WELLESLEY ISLANDS ABORIGINAL LAW JUSTICE & GOVERNANCE ASSOCIATION INC - LICENCE AGREEMENT FOR BUILDING OCCUPIED BY.**

**RESOLUTION 2016/122**

Moved: Cr Jane Ah Kit  
Seconded: Cr Claire Farrell

1. That Council approve the 5 year licence agreement as tabled for Junkuri Laka Wellesley Islands Aboriginal Law Justice & Governance Association Inc. to occupy the building known as Junkuri Laka Office in Lardil Street Gununa.
2. That Council endorse and approve the Mayor and Chief Executive Officer to sign the Licence Agreement as tabled on behalf of Council.

**CARRIED 4/0**

**12.6 INDIGENOUS LOCAL GOVERNMENTS CHIEF EXECUTIVE OFFICERS FORUM**

**RESOLUTION 2016/123**

Moved: Cr Claire Farrell

Seconded: Cr Jane Ah Kit

That approve the endorse and approve the Chief Executive Officer to attend the Indigenous Local Government Chief Executive Officers Forum in Cairns on the 28<sup>th</sup> July 2016.

**CARRIED 4/0**

**12.7 MOTEL REPORT**

**RESOLUTION 2016/124**

Moved: Cr Claire Farrell

Seconded: Cr Jane Ah Kit

That Council note and receive this Motel report.

**CARRIED 4/0**

**13 STAFF REPORTS - FINANCIAL SERVICES**

**13.1 FINANCE MONTHLY REPORT - JUNE 2016**

**RESOLUTION 2016/125**

Moved: Cr Jane Ah Kit

Seconded: Deputy Mayor Sarah Isaacs

That Council note and receive the Financial Report for the month of June 2016.

**CARRIED 4/0**

**14 STAFF REPORTS - INFRASTRUCTURE & TECHNICAL SERVICES**

**14.1 STORES REPORT JUNE 2016**

**RESOLUTION 2016/126**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Council note and receive the Stores Report.

**CARRIED 4/0**



**15 STAFF REPORTS - HUMAN SERVICES**

**15.1 HUMAN RESOURCES REPORT**

**RESOLUTION 2016/127**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Council note and receive this report.

**CARRIED 4/0**

**15.2 GRANTS AND COMMUNICATION REPORT**

**RESOLUTION 2016/128**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Council note and receive this report.

**CARRIED 4/0**

**16 GENERAL BUSINESS**

**1 GAZETTED HOLIDAYS**

**RESOLUTION 2016/129**

Moved: Cr Jane Ah Kit

Seconded: Cr Claire Farrell

That Mornington Shire designate Mt Isa Show Day, for 2017 as Gazetted Show Day and Mornington Island Memorial Day and Mt Isa Rodeo Day are gazetted as Special Days

**CARRIED 4/0**

**17 CONFIDENTIAL REPORTS**

Nil

**18 NEXT MEETING**

The next meeting will be held on 17 August 2016.

**19 CLOSURE**

Mayor Wilson closed the meeting at 10.30am

Frank Mills  
Chief Executive Officer.

Minutes Confirmed:

Mayor .....

Date: [enter date](#)

Frank Mills  
Chief Executive Officer

**Initial:** \_\_\_\_\_