

**MINUTES OF MORNINGTON SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MISSION ROAD, GUNUNA
ON WEDNESDAY, 19 JULY 2023 AT 9:00AM**

1 OPENING OF MEETING

The meeting was opened by Mayor Kyle Yanner at 9.00am.

2 ACKNOWLEDGMENT OF COUNTRY

I would like to begin by acknowledging the Traditional Owners of the land on which we meet today, the Lardil people of Mornington Island and pay our respects to Elders past and present. We would also like to acknowledge the Kaiadilt, Yangkaal, Waanyi, Gangalidda and Garawa people who share our homelands.

3 PRESENT

Mayor Kyle Yanner, Deputy Mayor David Barnes, Cr Dwayne Rogers, Cr Roxanne Thomas Gary Uhlmann, Geoffrey Rewald (Director of Housing and Facilities), Daniel Dixon (Director of Engineering), Skye Price (Director of Corporate and Community) and Rhianne Williams (via TEAMS minutetaking)

3.1 COUNCILLOR ROXANNE THOMAS ATTEND VIA TELECONFERENCE**RESOLUTION 2023/95**

Moved: Cr Dwayne Rogers

Seconded: Deputy Mayor Cr David Barnes

That Council authorise Cr Roxanne Thomas to attend the Meeting via teleconference.

CARRIED 4/0

4 LEAVE OF ABSENCE**RESOLUTION 2023/96**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

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

CARRIED 4/0

5 DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF

Nil

6 CONDOLENCES AND MEMORIALS

A minutes silence was undertake for the loved ones who have passed.

Initial: 

7 CONFIRMATION OF MINUTES**7.1 CONFIRMATION OF MINUTES - COUNCIL MEETING - 14 JUNE 2023****RESOLUTION 2023/97**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That the Minutes of the Council held on Wednesday 14 June 2023 be received and the recommendations therein be adopted.

CARRIED 4/0

8 DEPUTATIONS**10:00am Arilla Indigenous Consulting | Young Offender Support Services model**

Sam Wilde

Michael Cedar

Steve Holden

11:00am Office of Fair Trading | Liquor Gaming & Fair Trading

Nawar Matti

Chris McKenzie

9 ACTION SCHEDULE**9.1 ACTION ITEMS AS AT 19 JULY 2023****RESOLUTION 2023/98**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

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

CARRIED 4/0

RECEPTION & CONSIDERATION OF OFFICERS REPORTS**10 MAYOR AND COUNCILLORS REPORTS****RESOLUTION 2023/99**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That the Councillors verbal reports be noted and accepted.

Noted topics from Mayor and Councillors

- Connect with Leona West from QLD Health in Mount Isa | Director Government Champion
- Call for Healthworks in our Community
- Radiology screening for Nursing staff on site
- Community Housing – vacant properties and community members still awaiting response
- Councillors acknowledge Executive team with the extensive work being carried out
- The return of dentist visits to island
- Community Funeral Fund could help families with burial fees
- Green zone, fisheries and long term tourism goal

CARRIED 4/0

11 CHIEF EXECUTIVE OFFICER'S REPORTS**11.1 CHIEF EXECUTIVE OFFICER VERBAL REPORT****RESOLUTION 2023/100**

Moved: Cr Dwayne Rogers

Seconded: Mayor Cr Kyle Yanner

That Council receive and note the Chief Executive Officer's verbal report for July 2023.

Noted topics from CEO

- Great achievement to the financial review
- Acknowledge and thank the extensive work from Council Advisor Brett de Chastel
- Shares his acknowledgment to all staff on the ground and Directors
- Preparation for the financial budget for 2023/24
- Share the upcoming programs, projects, festival returning this year at the Community meeting on 2 August 2023.

CARRIED 4/0

**11.2 TORRES CAPE INDIGENOUS COUNCIL ALLIANCE (TCICA) MEETING
COMMUNIQUE - JULY 2023****RESOLUTION 2023/101**

Moved: Deputy Mayor Cr David Barnes

Seconded: Mayor Cr Kyle Yanner

That Council note and accept the Torres Cape Indigenous Council Alliance meeting Communique from July 2023.

CARRIED 4/0

10:00am

Deputation from Arilla Indigenous Consulting via TEAMS regarding development of the Young Offender Support Services model.

Attendees: Sam Wilde, Michael Cedar and Steve Holden.

- Youth Justice book smart not culturally
- Model it with us, fit for purpose that fits issues here on the island
- Youth camps on country – teachings, gatherings, hunting, cultural protocols, re-build families, respect for elders,
- Youth Hub will support our youth and set them up for the future
- Goals and vision for our Community guided by right protocols

Meeting adjourned at 10:38am by Mayor for Morning Tea.

Meeting recommenced at 11:00am by Mayor.

11:00am

Deputation from Office of Fair Trading via TEAMS

Attendees: Nawar Matti and Chris McKenzie.

- Car dealerships, loans, road worthy certificates, brand new cars
- Remote living incur additional fees
- Food pricing

Initial: 

12 FINANCIAL SERVICES**12.1 FINANCIAL REPORT****RESOLUTION 2023/102**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That Council note and receive the Finance Department report for July 2023.

CARRIED 4/0

Deputation from Dr Steven Donohue and Dr Michaela Seymour (Townsville Hospital and Health Service)

- Rheumatic Heart Disease
- Bush medicine that links to skin health
- Education and health benefits
- Permanent funding
- Huge focus on prevention
- Holistic approach and education around bush medicine

12.2 CONSTRUCTION OF PUBLIC LIBRARY**RESOLUTION 2023/103**

Moved: Mayor Cr Kyle Yanner

Seconded: Deputy Mayor Cr David Barnes

That Council endorse construction of the public library (Indigenous Knowledge Centre) for the agreed cost of \$1,598,214.95; and that H.C. Building and Construction Pty Ltd be awarded the contract for works, with a completion date of 15 December 2023.

CARRIED 4/0

13 GOVERNANCE AND COMMUNICATIONS**13.1 APPOINTMENT OF DEPUTY MAYOR FROM JULY 2023****RECOMMENDATION**

1. That Council thank and acknowledge Councillor David Barnes for his efforts and contributions undertaking the role of Deputy Mayor.
2. That, in accordance with section 165(3) of the *Local Government Act 2009*, the office of Deputy Mayor be declared vacant.
3. That, in accordance with section 165(5) of the *Local Government Act 2009*, Councillor [xx] be appointed as Deputy Mayor from 19 July 2023.

Item 13.1 moved to Special Council Meeting – 26 July 2023.

Initial: *WY*

13.2 SUSTAINABILITY FRAMEWORK FOR LOCAL GOVERNMENT**RESOLUTION 2023/104**

Moved: Cr Dwayne Rogers

Seconded: Deputy Mayor Cr David Barnes

That Council:

1. Note the introduction of a new suite of sustainability indicators for local government in Queensland which will apply, from a timing perspective, from the 2023/24 annual report and the 2024/25 budget; and
2. Request staff to begin to include, on a quarterly basis, additional information as a part of Council reports which contains information about operating surplus ratio, operating cash ratio; and unrestricted cash expense cover.

CARRIED 4/0

13.3 HUMAN RIGHTS CULTURE AND HUMAN RIGHTS ACT 2019**RESOLUTION 2023/105**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That Council:

1. Adopt the Human Rights Policy and Complaints Management Process as set out in the July 2023 report from the Director Corporate and Community.
2. Request that the CEO implement actions listed in the report to develop a Council culture that recognises responsibilities under the Human Rights Act 2019.

CARRIED 4/0

14 TECHNICAL AND INFRASTRUCTURE SERVICES**14.1 TECHNICAL AND INFRASTRUCTURE SERVICES REPORT****RESOLUTION 2023/106**

Moved: Cr Dwayne Rogers

Seconded: Deputy Mayor Cr David Barnes

That Council note and receive the Technical and Infrastructure Services Department report for July 2023.

CARRIED 4/0

At 1:30 pm, Mayor Cr Kyle Yanner left the meeting.

At 1:33 pm, Mayor Cr Kyle Yanner returned to the meeting.

**14.2 REQUEST FOR TENDER - PRE-QUALIFIED SUPPLIER OF PLANT FOR 2023
CONSTRUCTION SEASON EVALUATION****RESOLUTION 2023/107**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

The Panel has detailed the findings of the evaluation of submissions for RFT no. VP361158 in the attached Evaluation Report and seeks resolution from Council to award both short-listed Respondents as Pre-Qualified Contractors as outlined below;

Council approves respondents 1 & 2 as pre-qualified suppliers of plant and equipment and associated costs for the purposes of QRA project delivery; and delegate the CEO to issue a Letter of Acceptance to Respondents 1 & 2; and engage with approved contractors as required for delivery of QRA road program.

CARRIED 4/0

15 HOUSING**15.1 HOUSING REPORT****RESOLUTION 2023/108**

Moved: Cr Dwayne Rogers

Seconded: Deputy Mayor Cr David Barnes

That Council:

1. Note and accept the Housing report for July 2023 and
2. Under Item 3.7, Council as the Local Government Authority and Trustee of the *Aboriginal Land Act 1991* Freehold, resolves to approve (subject to conditions):
 - a. The Development Application lodged with Council for:
 - i. Reconfiguring a Lot (4 into 5 lots) located at Lardil and Kaiadilt Streets over lots 20, 21, 22 and part of 911 on SP270889
Creating one (1) new road (unnamed).; and
3. Under 3.7, Council as the Trustee of the *Aboriginal Land Act 1991* Freehold resolves to:
 - a. Dedicate land to a public use (opening road) by registering a plan of subdivision under the Land Title Act 1994, part 4, Division 3.
 - b. Acknowledge the land administration actions incidental to, and necessary, to facilitate lodgement and registration of the survey plan.; and
4. Under 3.7, Council will be required to name the new road which will be classified as a Close, created by the sub-division.

CARRIED 4/0

16 FACILITIES**16.1 FACILITIES REPORT****RESOLUTION 2023/109**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That Council note and receive the Facilities Department report for July 2023.

CARRIED 4/0

17 COMMUNITY DEVELOPMENT REPORT**17.1 COMMUNITY DEVELOPMENT REPORT****RESOLUTION 2023/110**

Moved: Deputy Mayor Cr David Barnes

Seconded: Mayor Cr Kyle Yanner

That Council note and accept the Community Development report for June 2023.

CARRIED 4/0

17.2 COMMUNITY SAFETY PLAN COMMITTEE**RESOLUTION 2023/111**

Moved: Deputy Mayor Cr David Barnes

Seconded: Cr Dwayne Rogers

That Council note and accept the July 2023 Community Safety Committee report.

CARRIED 4/0

17.3 COMMUNITY FUNERAL FUND**RESOLUTION 2023/112**

Moved: Deputy Mayor Cr David Barnes

Seconded: Mayor Cr Kyle Yanner

That Council:

1. Endorse creation of a formal funeral fund which can provide Mornington Shire residents with financial support for funerals, burials and associated expenses; and
2. Quarantine two thousand, five hundred dollars (\$2,500) from the Community Safety Plan as a start-up funeral fund deposit; and
3. All EFTPOS transaction fees from the tavern and carriage limit be quarantined for funeral fund purposes; and
4. A universal surcharge of one dollar (\$1.00) be added to the transaction cost for all cartons of alcohol and the surcharge takings be quarantined for a funeral fund.

CARRIED 4/0

18 WORKPLACE HEALTH AND SAFETY

Nil

Initial: 

19 CONFIDENTIAL REPORTS

Nil

20 NEXT MEETING

The next meeting will be held on 16 August 2023.

21 CLOSURE

Mayor Yanner closed the meeting at 2:13pm

Minutes Confirmed:

Mayor 

Date:

Gary Uhlmann

Chief Executive Officer

Initial: 