

*CHERBOURG ABORIGINAL SHIRE  
COUNCIL*

MINUTES  
COUNCIL MEETING

HELD ON  
22 November 2011

**MINUTES**

**COUNCIL MEETING**

**HELD ON 22 NOVEMBER 2011**

**PRESENT:** Mayor Sam Murray, Cr Bert Button, Cr Rory Boney, Cr Duncan Cobbo,  
Cr Gordon Wragge, Warren Collins, Eileen Jacobs.

**MEETING COMMENCED:**

**BUSINESS ARISING FROM PREVIOUS MEETING**

Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that the minutes from the previous meeting held on 25 & 27 October 2011 be accepted.

**Motion No. 847 Carried**

**CEO REPORT**

Moved Cr Bert Button Seconded Cr Gordon Wragge that the Chief Executive Officer's Report be accepted.

**Motion No. 848 Carried**

**MacDonnells Law**

Seek funding to workshop the following

- Contracting by Local Govt
- Leasing of Indigenous Land
- Planning
- Industrial Relations
- Right to Information & Privacy Legislation

**Local govt Ballot Paper**

Seeking support for the following

**Motion No. 1**

**Purpose:** To acknowledge the change of name of the "Dalby Regional Council" to "Western Downs Regional Council" and the "Roma Regional Council" to Maranoa Regional Council".

Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that In rule 5.3, Schedule of Districts, delete "Dalby" and replace it with "Western Downs" and delete "Roma" and replace it with "Maranoa".

**Motion No. 849 Carried**



**Motion No. 2**

**Purpose:** Create an additional district by the name of “Whitsunday”, move Mackay, Isaac and Whitsunday Regional Councils from the Central Queensland District to this newly created District and allow this district to have its own member on the policy executive.

**Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that** In rule 5.3, Schedule of Districts: -

- a. Delete “Mackay”, “Isaacs”, “Whitsunday” from District No. 6 (Central Queensland):
- b. Immediately thereafter insert a new line in the Schedule as follows:-

District No. 7 (Whitsunday)	Mackay, Isaac, Whitsunday
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**Motion No. 850 Carried**

**Motion No. 3**

**Purpose:** Allow the Aboriginal and Island Councils District to have two members on the policy executive and have those policy executive members determined by a first past the poll.

**Moved Cr Gordon Wragge Seconded that Cr Duncan Cobbo** In rule 5.3, (3), immediately after sub-paragraph (b) insert the following sub-paragraph:-

“(c) In the case of district No. 11 (Aboriginal and Island Councils), by two Members elected by the Members of the District:”

- 1. In rule 5.3(3), renumber sub paragraph “(c)” as sub-paragraph “(d)”.
- 2. In rule 5.4(1), after sub-paragraph (c), insert the following new sub-paragraph:-  
“(d)” for District No. 11, the persons elected in accordance with the following provisions:
  - (i) The Members in this District must elect two Executive Representatives;
  - (ii) The voting must be by a system of first past the post voting
  - (iii) The provisions of rule 5.4(1)(b) apply with respect to all elections for Executive representatives for District No. 11, but with all necessary adaptations.”

**Motion No. 851 Carried**

**Motion No. 4**

**Purpose:** To enable the board to formulate Corporate Governance Charters to further define the roles and responsibilities of members of the Board and the Policy Executive.

**Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that** In rule 1.2, Definitions, insert after the definition of “Board”, the following additional definition:-

“Board Corporate Governance Charter – A document that identifies the roles, responsibilities and expectations, that the Organisation has for the Board and its Directors, in addition to the matters identified in Part 6 of this Constitution”.

1. In rule 1.2, Definitions, insert after the definition of "Policy Executive", the following additional definition:-

"Policy Executive Corporate Governance Charter -

A Document that identifies the roles, responsibilities and expectations that the Organisation has for the Policy Executive and its individual members, in addition to the matters identified in Part 5 of this Constitution".

2. In rule 5.1, insert an additional sub-paragraph after sub-paragraph (2) as follows:-

"(3) The Board may, from time to time, adopt a Policy Executive Corporate Governance Charter which must be complied with by the Policy Executive and its individual members."

3. In rule 6.8, insert an additional sub-paragraph after sub-paragraph (16) as follows:-

"(17) The Board may, from time to time, adopt a Board Corporate Governance Charter which must be complied with by the Board and its Directors."

**Motion No. 852 Carried**

#### **Motion No. 5**

**Purpose: To authorize the Chief Executive Officer to give effect to minor/consequential amendments necessitated by the passing of motion 2 and/or motion 3.**

**As per alternatives in the attached Explanatory Notes.**

**Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that**

VOTING PAPERS MUST BE SIGNED BY THE MEMBER'S MAYOR OR CEO  
VOTING PAPERS MUST BE RETURNED BY 5.00PM ON 7 DECEMBER 2011  
VOTING PAPERS MUST BE DELIVERED TO THE CEO BY REGISTERED POST  
ANY VOTING PAPER RECEIVED AFTER 5.00PM ON 7 DECEMBER 2011 WILL BE INVALID  
AND OF NO EFFECT.

**Motion No. 853 Carried**

#### **EXPLANATORY NOTES**

##### **Introductory Comments**

A recent review of LGAQ's Policy, Representation and Engagement Processes (PREP), which included a comprehensive engagement process with LGAQ members, identified a clear need to increase the accountability of the Policy Executive to district constituencies and extend LGAQ's electoral districts from 13 to 15 to accommodate Mackay, Whitsunday and Isaac Regional Councils and an additional Indigenous Executive representative. These proposed changes were discussed with the membership at the LGAQ Annual Conference in October 2011 and received good support. With the following motions, the formal process for seeking members' approval of the required changes to the LGAQ Constitution is being instigated.

**HOUSING REPORT**

**Moved Cr Gordon Wragge Seconded Cr Bert Button that Housing Report be accepted.**

**Motion No. 854 Carried**

Housing Inspections

Housing Inspections are to commence in the new year. Bob Harvey and EHO Patrick Alberts to be a part of the Inspection Team.

**Moved Cr Gordon Wragge Seconded Cr Bert Button that it be mandatory for EHO to be part of house inspections.**

**Motion No. 855 Carried**

Next Evictions

**Mayor Sam Murray declared interest & left meeting**

The following tenants The next 3 tenants are

- Kara Dynevor                 \$8818.67
- Eddie Aubrey                 \$8660.04
- Pansy Colonel                 \$8800.75

Because Pansy Colonel has started paying rent (\$260 rent per fortnight), council has decided that she not be evicted. As there is no official agreement with her she must meet with the housing officer to finalize one. Failure to adhere to this agreement will result in her being evicted. Eviction proceedings are to commence against Kara Dynevor and Eddie Aubrey in the new year.

**10.48am           meeting adjourned for morning tea**  
**11.22am           meeting recommenced**

Neil Simpson- Reimbursement

Housing Officer has attached a letter from Chris Kember in relation to Neil Simpsons request for reimbursement of carpet that he had laid in the house at 24 Barber Street. A response has been sent to Neil Simpson and one has also been sent to Chris Kember.

Council has decided that it will seek legal advice regarding this letter and other letters received from Chris Kember.

Sherry Blair

Sherry has written on facebook words to the effect “*driving around in flash cars wanna pay their rent*”. Sherry has advised Chief Executive Officer, a few councillors and Rents Officer of situation. She has apologised and is remorseful over the incident.

As Sherry did not name names or quote any figure council agreed that Sherry be given a severe warning letter regarding confidentiality and staff conduct.

**LOCAL GOVT & CORPORATE SERVICES**

**Moved Cr Rory Boney Seconded Cr Gordon Wragge that the Local Govt & Corporate Services Report be accepted.**

**Motion No. 856 Carried**

**PACE REPORT**

**Moved Cr Duncan Cobbo Seconded Cr Gordon Wragge that the PACE Report be accepted.**

**Motion No. 857 Carried**

**12.00am Sean Nicholson entered meeting**

**Sean presented the Enterprise Report**

**ENTERPRISE REPORT**

**Moved Cr Gordon Wragge Seconded Cr Bert Button that the Enterprise Report be accepted.**

**Motion No. 858 Carried**

**Storeman**

Steven Hill is to be appointed storeman and his old position is to be advertised.

**Cherbourg Fresh**

Request that Cherbourg Fresh be relocated to Boofy's Cafe.

Approved

**Moved Cr Duncan Cobbo Seconded Cr Rory Boney that Cherbourg Fresh move into Boofys Café .  
Motion No. 859 Carried**

**1.25pm meeting adjourned for lunch  
2.37pm meeting recommenced**

**INWARD & OUTWARD CORRESPONDENCE**

**Moved Cr Rory Boney Seconded Cr Duncan Cobbo that Inward & Outward Correspondence be accepted.**

**Motion No. 860 Carried**

CORRESPONDENCE

AG Minister LG

Proposed new dangerous dog offences.

Noted

AG & Senator Hon Don Farrell

Bureau of Meteorology

Noted

Old Action Universal Housing Design

Calling for regulation for minimum access requirements in Building Code Aust for all new and extensively modified housing.

Noted

Paul Neville

Federal Sitting Dates

Noted

Burnett Mary Regional Group

Seeking Expression of Interest for Indigenous Cultural Site & NRM Protection Grants.

Noted

Burnett Mary Regional Group

Notice of AGM

Noted

Cherbourg State School

Council Invitation to 2011 Yr 7 Graduation.

Dept Justice & Attorney General

Advising that Cherbourg's Show Holiday date has now been gazetted

2.47pm Zala entered meeting

Zala presented the Financial Report

3.09pm Darren Purcell entered meeting

Update on housing program

3.25pm Darren Purcell left meeting

Write Offs

Approval sought to write off the following who are either deceased or not on the community/and or cannot be contacted.

<u>No.</u>	<u>Name</u>	<u>Amount</u>	<u>Reason</u>
1.	Leisa Anderson	\$10,831.05	Not on Community
2.	Lesley Aubrey	13,069.19	Not on Community
3.	Richard Aubrey	575.75	Not on Community
4.	Ian Bird Snr	5534.35	Not on Community
5.	Safron Bligh	103.45	Not on Community
6.	Jasmine Bond	1,421.83	Dec
7.	Calvin & Cathy Carlo	7,029.05	Not on Community
8.	Janelle Carlo	4,859.99	Not on Community
9.	Jacqueline Carlo	642.87	Not on Community
10.	Dudley Collins	5,692.82	Not on Community
11.	Elizabeth Colonel	5,553.61	Not on Community
12.	D Button & T French	2,787.44	Not on Community
13.	Raymond Georgetown	268.90	Not on Community
14.	Jack Harrison	1,391.99	Dec
15.	Amanda Hegarty	7,126.44	Not on Community
16.	Russell Hegarty	3,052.85	Not on Community
17.	Jessie Langton	75.30	Dec



18.	<i>Kevin Le'Breton</i>	<i>3,828.00</i>	<i>Not on Community</i>
19.	<i>Matthew Malone</i>	<i>3,150.00</i>	<i>Not on Community</i>
20.			

**Moved Cr Gordon Wragge Seconded Cr Duncan Cobbo that the submitted write offs be approved.**


**Motion No. 861 Carried**

**3.40pm meeting closed**

# CHERBOURG ABORIGINAL SHIRE COUNCIL

## MINUTE APPROVAL

*We certify these Minutes as being a true and correct record of the Cherbourg  
Aboriginal Shire Council Meeting held on 22 November 2011*



**Mayor Sam Murray**  
Mayor

Date 07 / 02 / 2011



**Warren Collins**  
Chief Executive Officer

Date 7 / 2 / 2011