

# *Cherbourg Aboriginal Shire Council*



## *Minutes For Council Meeting*

*Held On  
19 July 2023*

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*MINUTES*

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*Cherbourg Aboriginal  
Shire Council*

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*Held 19 July 2023*

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MINUTES

COUNCIL MEETING

HELD 19 JULY 2023

Attendance

Mayor Elvie Sandow  
Deputy Mayor Tom Langton  
Cr Fred Cobbo  
Cr Leighton Costello  
Cr Bronwyn Murray

Officers: CEO - Zala  
Minute Taker - Eileen Jacobs

Meeting Commenced 9.12am

9.12am Mayors Welcome

Councillor Obligations

Prescribed Conflict of Interest

Nil

Declarable Conflict of Interest

Nil

Register of Interest

Nil

9.25am Entered Meeting - Boyd McLean - Principal Cherbourg State School  
- John former Deputy Principal / Support  
- Malakai Douglas

*Cherbourg State School is introducing the Cherbourg Annex Program (No Lost Time- No Suspension). No student will be suspended but will attending the Annex Program Principal is seeking Bert Button Lookout Building as venue for the Annex Program.*

9.53am Left Meeting - Boyd McLean - Principal Cherbourg State School  
- John former Deputy Principal / Support  
- Malakai Douglas

Bert Button Lookout Building

The Bert Button Lookout Building has already been allocated to the Youth Advisory Group for their programs.

After discussion Council has decided to allocate the Bert Button Lookout to the Cherbourg State School for their Annex Program.

Resolution

**Cherbourg Aboriginal Shire Council resolves to allocate the Bert Button Lookout Building to the Cherbourg State School for their Annex Program.**

**Moved: Cr Bronwyn Murray**

**Seconded: Cr Fred Cobbo**

**Motion No. 2359 Carried  
For Vote: Council Voted Unanimously**

CEO REPORT

2024 Mayors Budget & Long Term Financial Plan

The Mayors 2024 Budget & Long Term Financial Plan was tabled

Recommendation

**That**

1. Pursuant to section 107A of the Local Government Act 2009 and sections 169 and 170 of the Local Government Regulation 2012, Council's Budget for the 223/2024 financial year, incorporating;
  - a) The statements of financial position;
  - b) The statement of cash flow
  - c) The statement of income and expenditure
  - d) The long term financial forecast
  - e) The statements of changes in equity
  - f) The relevant measures of financial sustainability
  - g) The 2023/2024 Revenue Policy
  - h) The 2023/2024 Revenue Statement including the Fees & Charges
  - i) The 2023/2024 Procurement Policy; and
  - j) The 2023/2024 Debt Policy

Attached to the CEO's Report, as tabled be adopted.

2. Pursuant to section 205 of the Local Government Regulation 2012, the statement of the financial operations and financial position of the Council in respect of the previous financial year ("the Statement of Estimated Financial Position as at 30 June 2023") be received and its contents noted.

Resolution

*Cherbourg Aboriginal Shire Council resolves that:*

1. Pursuant to section 107A of the Local Government Act 2009 and sections 169 and 170 of the Local Government Regulation 2012, Council's Budget for the 223/2024 financial year, incorporating:
  - k) The statements of financial position;
  - l) The statement of cash flow
  - m) The statement of income and expenditure
  - n) The long term financial forecast
  - o) The statements of changes in equity
  - p) The relevant measures of financial sustainability
  - q) The 2023/2024 Revenue Policy
  - r) The 2023/2024 Revenue Statement including the Fees & Charges
  - s) The 2023/2024 Procurement Policy;
  - t) The 2023/2024 Debt Policy

*Attached to the CEO's Report, as tabled be adopted.*

2. Pursuant to section 205 of the Local Government Regulation 2012, the statement of the financial operations and financial position of the Council in respect of the previous financial year ("the Statement of Estimated Financial Position as at 30 June 2023") be received and its contents noted.

*Moved: Cr Bronwyn Murray*

*Seconded: Cr Leighton Costello*

*Motion No. 2360 Carried  
For Vote: Council Voted Unanimously*

Minutes Confirmation

*Cherbourg Aboriginal Shire Council resolves that the minutes of the council meeting held on 21 & 22 June 2023 be adopted.*

*Moved: Cr Bronwyn Murray*

*Seconded: Cr Leighton Costello*

*Motion No. 2361 Carried  
For Vote: Council Voted Unanimously*

S24JAA Required for – 1 Cobbo Street – Lot 269 SP280472

1 Cobbo Street (Lot 269 SP280472) is subject to native title rights and interests under the Wakka Wakka 3# Native Title Determination.

Council will need to run a 24JAA process prior to construction of the new dwelling on this lot or Council also has the option of entering into a cultural heritage agreement (CHA) with the native title holders for this construction. This usually involves the presence of cultural heritage monitors who would need to be paid at council's expense a CHA is not compulsory and the duty of care provisions under the cultural heritage act applies regardless.

Resolution

*Cherbourg Aboriginal Shire Council as Trustee of the Deed of Grant in Trust resolves to engage the Remote Indigenous Land and Infrastructure office (RILIPO) to assist with issuing a notice under 24JAA of the Native Title Act over Lot 269 on SP280472 (known as 1 Cobbo Street, Cherbourg). Native Title continues to exist over this lot, and in the absence of an Indigenous Land Use Agreement (ILUA), the Council will rely on the native title validity provided by 24JAA for the construction of a new dwelling on this lot.*

*Council will rely on the provisions of the Cultural Heritage Act to ensure duty of care for any cultural heritage discovered during construction. No additional cultural heritage agreement will be entered into.*

*Moved: Deputy Mayor Tom Langton  
Seconded: Cr Leighton Costello*

*Motion No. 2362 Carried  
For Vote: Council Voted Unanimously*

Local Thriving Communities

*CEO advises that the Qld Government made a firm commitment to progress local solutions, land decision-making with Aboriginal people and Torres Strait Islander people.*

*The first Local Thriving Communities action plan (PDF, 2.5MB) Action plan (DOXX, 1.2 MB) sets out actions to be implemented in the short term underpinned by the principles of self-determination. Through the action plan the Queensland Government has committed to better support Aboriginal and Torres Strait Islander Communities to:*

- Make decisions about their own futures*
- Build on their strengths as a community*
- Invest in the things that will make communities stronger and make a difference to people's lives*

Recommendation

After meeting with new DG Clare O'Connor and her reassurance of working with Cherbourg Aboriginal Shire Council, CEO recommends that Council should become a member of Local Thriving Communities to receive additional funding.

Resolution

*Cherbourg Aboriginal Shire Council resolves to:*

- *become a member of the Local Thriving Communities*
- *view other Local Thriving Communities models before setting up Cherbourg's Local Thriving Communities body*

**Moved:** Cr Bronwyn Murray

**Seconded:** Cr Leighton Costello

*Motion No. 2363 Carried  
For Vote: Council Voted Unanimously*

AMPLITEL - New Telstra Tower Lease

*Lease proposal for the new Telstra Tower at 23 Barambah Ave, Cherbourg Qld 4605.*

Resolution

*that in relation to the lease of the Telstra Tower Cherbourg Aboriginal Shire Council resolves;*

- to sign the 20 year lease (Lease 1 & Lease 2)*
- Lease 1. 10 years from 1 August 2023 to 31 July 2033*
- Lease 2. 10 years from 1 August 2033 to 31 July 2043*

**Moved:** Deputy Mayor Tom Langton

**Seconded:** Cr Bronwyn Murray

*Motion No. 2364 Carried  
For Vote: Council Voted Unanimously*

Container Exchange Contract

*We have received a new contract from COEX to run our operation in Cherbourg, Nanango, Yarraman, Blackbutt, and Kingaroy. Effective date of contract is from 31 October 2023.*

**Recommendation:**

*CEO recommendation is that Cherbourg Aboriginal Shire Council should sign the contract to continue our Recycling Business.*

Resolution

*Cherbourg Aboriginal Shire Council resolves to sign the COEX contract effective from 31 October 2023.*

*Moved: Cr Bronwyn Murray  
Seconded: Cr Leighton Costello*

*Motion No. 2365 Carried  
For Vote: Council Voted Unanimously*

Report Approval

*Council resolves that the CEO Report be adopted.*

*Moved: Cr Bronwyn Murray  
Seconded: Deputy Mayor Tom Langton*

*Motion No. 2366 Carried  
For Vote: Council Voted Unanimously*

COMMUNITY SERVICES REPORT

*Community Services Manager presented her report*

Report Approval

*Cherbourg Aboriginal Shire Council resolves to adopt the Community Services Report.*

*Moved: Cr Fred Cobbo  
Seconded: Cr Bronwyn Murray*

*Motion No. 2367 Carried  
For Vote: Council Voted Unanimously*



OPERATIONS DEPT REPORT

Operations Dept Manager presented his report.

Report Approval

Cherbourg Aboriginal Shire Council resolves to adopt the Operations Dept Report.

Moved: Cr Bronwyn Murray  
Seconded: Cr Leighton Costello

Motion No.2368 Carried  
For Vote: Council Voted Unanimously

12.20pm Meeting adjourned for lunch  
1.15pm Meeting recommenced

CORPORATE SERVICES REPORT

CEO presented the Corporate Services Report

Report Approval

Cherbourg Aboriginal Shire Council resolves to adopt the Corporate Services Report.

Moved: Deputy Mayor Tom Langton  
Seconded: Cr Leighton Costello

Motion No. 2369 Carried  
For Vote: Council Voted Unanimously

Economic & Community Development Report

CEO presented the Economic & Community Development Report

Report Approval

Cherbourg Aboriginal Shire Council resolves to adopt the Economic and Community Development Report.

Moved: Cr Fred Cobbo  
Seconded: Deputy Mayor Tom Langton

Motion No. 2370 Carried  
For Vote: Council Voted Unanimously

*CHERBOURG ABORIGINAL SHIRE  
COUNCIL*

*MINUTE APPROVAL*

*We certify these Minutes as being a true and correct record of the  
Council Meeting held on 19 July 2023.*

  
*Elvie Sandow*  
Mayor

  
*Chatur Zala*  
CEO

*Date: 30 / 07 / 2023*

*Date: 30 / 7 / 2023*