

Cherbourg Aboriginal Shire Council



Minutes For Council Meeting

*Held On
16 & 17 August 2023*

MINUTES

*Cherbourg Aboriginal
Shire Council*

Held 16 & 17 August 2023

MINUTES

COUNCIL MEETING

HELD 16 & 17 AUGUST 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

9.30am Meeting Commenced

9.30am Mayors Welcome

Councillor Obligations

Prescribed Conflict of Interest

Nil

Declarable Conflict of Interest

Nil

Register of Interest

Nil

Bert Button Lookout Building

Council has now decided to allocate the Bert Button Lookout Building to the Cherbourg YAG Group and the Cherbourg State School have been offered a donga behind the Radio Station for their Annex Program.

Resolution

Cherbourg Aboriginal Shire Council has resolved to allocate

- *the Bert Button Lookout Building to the Cherbourg YAG Group*
- *a Donga behind the Radio Station to the Cherbourg State School*

Moved: Cr Fred Cobbo
Seconded: Cr Leighton Costello

Motion No. 2374 Carried
For Vote: Council Voted Unanimously

Minutes Confirmation

Cherbourg Aboriginal Shire Council resolves that the minutes of the council meeting held on 19 July 2023 be adopted.

Moved: Deputy Mayor Tom Langton
Seconded: Cr Bronwyn Murray

Motion No. 2375 Carried
For Vote: Council Voted Unanimously

CEO REPORT

Updated Cherbourg Aboriginal Shire Council Organisation Structure

2023 QAO Interim Audit Report

There is a control deficiency in relation to a lack of review/measures in place over employee data changes (including pay rate increases).

CEO recommendation

That Cherbourg Aboriginal Shire Council adopt the Recommendation as per QAO Audit Report Regarding a control deficiency in relation to a lack of review/measures in place over employee data changes (including pay rate increases). That the responsibility to update payrates in the system should be assigned to HR Advisor only.

Resolution

Cherbourg Aboriginal Shire Council adopts the QAO Audit Report recommendation in relation to a lack of review/measures in place over employee data changes (including pay rate increases). That the responsibility to update payrates in the system should be assigned to HR Advisor only.

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

*Motion No. 2376 Carried
For Vote: Council Voted Unanimously*

Local Thriving Communities

The first Local Thriving Communities action plan (PDF, 2.5MB) Action plan (DOXX, 1.2 MV) 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 DATSIP Representatives - CEO recommends that Council does not implement Local Thriving Communities to Cherbourg as \$100K is insufficient to employ staff and other job related expenses.

Resolution

Cherbourg Aboriginal Shire Council resolves that

- Council does not implement Local Thriving Communities on Cherbourg due to insufficient funding*

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

*Motion No. 2377 Carried
For Vote: Council Voted Unanimously*

Debtor Write Offs

Cherbourg Aboriginal Shire Council Internal Audit Recommendation, is that Council Write Off the Trial Debt of \$216,429.90, as these debts are more than 6 years old.

CEO recommendation

CEO recommends that Council write off these old debts of \$216,429.90 as per list and ensure that current debts are pursued in a timely manner.

Council agreed to write off top 4 Deceased only.

Report Approval

Council resolves that the CEO Report be adopted.

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

*Motion No. 2378 Carried
For Vote: Council Voted Unanimously*

CORPORATE SERVICES REPORT

CEO presented the Corporate Services Report

Noisy Parties

Noisy Parties are once again becoming a problem. Housing Dept seeks approval to send a notice to each household regarding noisy parties.

Approved

Report Approval

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

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

*Motion No. 2379 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: Deputy Mayor Tom Langton*

*Motion No. 2380 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 Leighton Costello
Seconded: Cr Bronwyn Murray*

*Motion No. 2381 Carried
For Vote: Council Voted Unanimously*

OPERATIONS DEPT REPORT

Acting Operations Dept Manager's report was presented.

Report Approval

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

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

*Motion No. 2382 Carried
For Vote: Council Voted Unanimously*

CORRESPONDENCE

Kimberley Barrett

Application to utilise the donga at the rear of the Radio Station for a Womens Group.

Denied as this Building has already been allocated to the Cherbourg State School for its Annex Program.

Tammie Harrison

Request for sponsorship of Rachel Saltner Memorial Rugby League Teams (Mens & Womens) to participate in the upcoming Bindal Sharks All Black Rugby League Carnival to be held in Townsville from 13-15 October 2023.

Request has been denied due to financial constraints.

SBRL

South Burnett Rugby League is seeking financial assistance for South Burnett Teams that compete in the Toowoomba and Bundaberg Competitions.

Request Denied due to financial constraints

Deputy Premier

- *Advice - New Funding*

Local Govt

- *Remuneration Commission council category review*

WBBROC

- *Notice AGM*

QUT – Food Sovereignty Project

QUT Project – Co-designing a Food Sovereignty Model with Indigenous Communities (Cherbourg Aboriginal Community). QUT's Food Sovereignty Project is in partnership with Cherbourg Regional Aboriginal and Islander Community Controlled Health Service (CRAICCHS) and Goolburri Aboriginal Health Advancement Company Limited (Toowoomba).

Cherbourg Aboriginal Shire Council does not endorse this project as it believes that there is a Conflict of Interest in that the Director of Indigenous Health QUT is a Director/Board member of the Cherbourg Regional Aboriginal and Islander Community Controlled Health Service (CRAICCHS) which is auspicing the project. The Food Sovereignty Project is a partnership between QUT, CRAICCHS, and Goolburri Aboriginal Health Advancement Company Ltd.

Resolution

Cherbourg Aboriginal Shire Council resolves that it does not endorse the QUT – Food Sovereignty Project.

Moved: Cr Bronwyn Murray
Seconded: Cr Leighton Costello

Motion No. 2383 Carried
For Vote: Council Voted Unanimously

QLD Govt

Model Meeting Procedures – Conduct of Local Government Meeting and its Committee Meeting
Best practice example standing orders for Local Government and Stand Committee Meetings

Resolution

Cherbourg Aboriginal Shire Council resolves to endorse the Qld Government's Model Meeting Procedures and Standing Orders & Standing Committee.

Moved: Deputy Mayor Tom Langton
Seconded: Cr Bronwyn Murray

Motion No. 2384 Carried
For Vote: Council Voted Unanimously

Telecommunications Facility – 23 Barambah Ave Cherbourg

Approval sought for Material Change of Use for a Telecommunications Facility on 23 Barambah Avenue, Cherbourg, Access Licence and supportive access is of benefit to and representative of the aspirations of the Cherbourg community.

Cherbourg Aboriginal Shire Council
Trustee and Council Resolution

The Council is the Local Government Authority for the Cherbourg Aboriginal Shire area and the Trustee of the Cherbourg Deed of Grant in Trust (DOGIT). As the Local Government Authority, Council as duly elected representatives of the community, through local decision making has the responsibility of deciding what is in the best interest of the community, advancing a thriving community.

It is considered that approving (with conditions) the Material Change of Use for a Telecommunications Facility on 23 Barambah Avenue, Cherbourg and supportive access is of benefit to and representative of the aspirations of the Cherbourg community.

1. *Council as the Local Government Authority and Trustee of the DOGIT resolves to approve (subject to conditions):*
 - a. *The Development Application lodged with Council for:*
 - i. *Material Change of Use for Telecommunications Facility.*
 - ii. *Access Licence*

Moved: Deputy Mayor Tom Langton
Seconded: Cr Fred Cobbo

Motion No. 2385 Carried
For Vote: Council Voted Unanimously

Variation for Cherbourg Multipurpose Civic Centre

Palladium has submitted a Variation Proposal , Options Analysis, Updates for the Cherbourg MCC .

Cherbourg Aboriginal Shire Council is in agreement with the variation proposal, options analysis and updates for the Cherbourg Multipurpose Civic Centre.

Resolution

Cherbourg Aboriginal Shire Council resolves to endorse the submitted variation proposal, options analysis and updates for the Cherbourg Multipurpose Civic Centre.

*Moved: Cr Fred Cobbo
Seconded: Cr Leighton Costello*

*Motion No. 2386 Carried
For Vote: Council Voted Unanimously*

Qld Govt CHDE

APC Waste Consultants – Cherbourg Recycling Hub Concept Feasibility Assessment Report Draft Presented for Council Approval

Resolution

Cherbourg Aboriginal Shire Council resolves to endorse the

- Cherbourg Recycling Hub Concept Feasibility Assessment Report Draft*

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

*Motion No. 2387 Carried
For Vote: Council Voted Unanimously*

Patrick Murray

Cr Bronwyn Murray declared interest and left meeting

Patrick is applying for financial support for a Cherbourg Men's Team to compete in the Qld Murri Rugby League Carnival on 20-24 September 2023.

Denied – due to financial constraints.

*12.18am Meeting adjourned for lunch
1.00pm meeting recommenced*

1.00pm Brett De Chastel presented – Workshop “Managing Through the Election Period”

1.25pm Workshop ended



CEO Zala declared interest and left Meeting

Renewal of CEO contract

*Section 275 (1) (a) of the Local Government Regulation provides as follows:-
s275 (1) a local government or committee may resolve that a meeting be closed to the public if its Councillors or members consider it necessary to close the meeting to discuss –*

(a) the appointment, dismissal or discipline of employees.

As such, it is appropriate to close the meeting while considering this matter related to the employment of the CEO. As a reminder to Council, a Council cannot pass a substantive resolution while the meeting is closed but is able to discuss the matter freely while the meeting is closed.

Resolution to close the meeting

Pursuant to section 275 (1) (a) of the Local Government Regulation, the Council resolves to close the meeting to consider a staffing matter relating to the renewal of the CEO's contract.

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

*Motion No. 2388 Carried
For Vote: Council Voted Unanimously*

Resolution to open the meeting

the Council resolves to open the meeting after consideration of staffing matter relating to the renewal of the CEO's contract.

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

*Motion No. 2389 Carried
For Vote: Council Voted Unanimously*

Recommendation

That in relation to the employment contract of the Cherbourg Aboriginal Shire Council's Chief Executive Officer:-

- A. Council note that the CEO's existing contract is due to expire in December 2023;*
- B. Council thank the CEO for his exemplary service to the Cherbourg Aboriginal Shire Council and the Cherbourg community since his appointment in December 2019;*

- C. Council agree to a further four-year contract for the CEO to commence on 19 December 2023 on similar terms and conditions to the existing contract;
- D. Council agreed to an adjustment to the remuneration component in the contract as set out in the report to Council by the Council Advisor; and
- E. Council authorise the Mayor (with support from the Council Advisor) to finalise the terms and conditions of the new CEO contract and enter into a new contract of employment with Mr Chatur Zala for a four-year term.

Resolution

Cherbourg Aboriginal Shire Council resolves that in relation to the employment contract of the Cherbourg Aboriginal Shire Council's Chief Executive Officer:-

- A. Council note that the CEO's existing contract is due to expire in December 2023;
- B. Council thank the CEO for his exemplary service to the Cherbourg Aboriginal Shire Council and the Cherbourg community since his appointment in December 2019;
- C. Council agree to a further four-year contract for the CEO to commence on 19 December 2023 on similar terms and conditions to the existing contract;
- D. Council agreed to an adjustment to the remuneration component in the contract as set out in the report to Council by the Council Advisor; and
- E. Council authorise the Mayor (with support from the Council Advisor) to finalise the terms and conditions of the new CEO contract and enter into a new contract of employment with Mr Chatur Zala for a four-year term.

Moved: Mayor Elvie Sandow
Seconded: Cr Leighton Costello

**Motion No. 2390 Carried
For Vote: Council Voted Unanimously**

CEO Zala entered meeting

Mayor updated CEO on Council decision regarding his contract.

Risk Management Framework

Tony Brett presented Cherbourg Aboriginal Shire Council's Strategic Risk Management Framework.

Meeting Close

Resolution

Cherbourg Aboriginal Shire Council resolves to close the Cherbourg Aboriginal Shire Council meeting at 2.39pm.

Moved: Deputy Mayor Tom Langton
Seconded: Cr Leighton Costello

Motion No. 2391 Carried
For Vote: Council Voted Unanimously

MINUTES

COUNCIL MEETING

HELD 17 AUGUST 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 9.30am

9.30am Mayors Welcome

9.30am Entered Meeting - Tony Brett
- Sean Nicholson
- Edwina Stewart
- Dol Ranabhat
- Hanny Rooyackers

CEO - Thank You

CEO Zala formally thanked Council for approving his CEO Contract with Cherbourg Aboriginal Shire Council for a further 4 years.

Cherbourg Aboriginal Shire Council Updated Policies

Tony Brett worked shopped Councils Updated Policies with Council and Snr Staff.

HR to workshop Policies with Council Employees

Endorsement of Updated Policies

Cherbourg Aboriginal Shire Council resolved to endorse Cherbourg Aboriginal Shire Council Updated Policies presented in the Workshop.

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

*Motion No. 2392 Carried
For Vote: Council Voted Unanimously*

12.40pm Left Meeting

- Tony Brett
- Sean Nicholson
- Edwina Stewart
- Dol Ranabhat
- Hanny Rooyackers

Meeting Close

Resolution

Cherbourg Aboriginal Shire Council resolves to close the council meeting at 12.43pm.

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

*Motion No. 2393 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 16 & 17 August 2023.*


Elvie Sandow
Mayor


Chatur Zala
CEO

Date: 30/09/2023

Date: 30/08/2023