



**PALM ISLAND ABORIGINAL SHIRE COUNCIL**  
1 MAIN STREET, PALM ISLAND QLD 4816  
PH: 47700200  
E: [thomasina.morgan@palmcouncil.qld.gov.au](mailto:thomasina.morgan@palmcouncil.qld.gov.au)  
ABN: 68 799 811 816  
Website: [www.palmcouncil.qld.gov.au](http://www.palmcouncil.qld.gov.au)

**PALM ISLAND ABORIGINAL SHIRE COUNCIL  
ORDINARY MEETING HELD THURSDAY 4 APRIL 2019  
COMMENCING AT 10:15AM PIASC BOARDROOM**

PRESENT

CHAIRMAN: Mayor Alfred Lacey

COUNCILLORS:  
Councillor Edward Walsh  
Councillor Deniece Geia  
Councillor Roy Prior  
Councillor Robert Castor (Snr)

OFFICERS: Ross Norman (Chief Executive Officer)  
Thomasina Morgan (Minutes Secretary)

OBSERVERS:

APOLOGIES/ABSENT:

CONDOLENCES: Foster and Bonner Family

CONGRATULATIONS:

ACKNOWLEDGEMENT: The Council acknowledged the Traditional Owners, the Manbarra People, upon whose land we hold our meeting and the Bwgcolman People of Palm Island.

PROCEEDINGS:

**1.27032019- ADOPTION & ENDORSEMENT OF PALM ISLAND ABORIGINAL SHIRE COUNCIL MINUTES HELD WEDNESDAY 27 FEBRAURY 2019**

**COUNCIL RESOLUTION**

That the Council:

(a) Accepts and notes the Minutes from the Previous Ordinary Meeting held, Wednesday 27 February 2019 be adopted and accepted as true and correct.

(b) Copies of which have been printed and circulated to members.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**2. 27032019- PALM ISLAND ABORIGINAL SHIRE COUNCIL ACTION REPORT FOR WEDNESDAY 27 FEBRUARY 2019**

**COUNCIL RESOLUTION**

That the Council:

(a) Accepts and notes the Action Report for Wednesday 27 February 2019

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**3. 27032019- CHIEF EXECUTIVE OFFICER'S REPORT- DEVELOPMENT APPLICATION – MATERIAL CHANGE OF USE – RETAIL AND BUSINESS PRECINCT**

**COUNCIL RESOLUTION**

That the Council:

(a) Accepts and notes report by CEO

(b) Council resolves to delegate the following powers with respect to the Development Application to the Chief Executive Officer under Section 257 of the *Local Government Act 2009*:

- i. To decide whether the public notification undertaken by the applicant, despite being non-compliant with the requirements of the Development Assessment Rules, does not prevent Council from assessing and deciding the application, pursuant to Section 53(3) of the *Planning Act 2016*;
- ii. To decide the development application pursuant to Sections 60 and 61 of the *Planning Act 2016*.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

11:11am - Cr Geia declares a COI as the applicant is a relative.

**4. 27032019- CHIEF EXECUTIVE OFFICER'S REPORT - DEVELOPMENT APPLICATION – MATERIAL CHANGE OF USE (DWELLING HOUSE) and RECONFIGURING A LOT – TELSTAN SIBLEY**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes report by CEO.
- (b) Council resolves, in accordance with the Planning Act 2016 as amended, the Combined Application for Material change of use (Dwelling House) and for Reconfiguring a lot (1 into 2) proposed on part of land described as Lot 508 SP273615 and located at Wallaby Point Road, Palm Island be approved subject to the conditions detailed below:

**PART A – RECONFIGURATION**

1.0 The extent of the Lot area is as generally shown on the following plan:

<b>DRAWING OR DOCUMENT REFERENCE</b>	<b>DATE</b>
SURVEY PLAN SP299504	PR136840- I/EM/TOWNSVILLE
DESIGN PLANS WIDE SPAN HOMES	THE VALLEY VIEW 345
	06.12.2017
	N/A

- 2.0 Prior to construction of the Dwelling House commencing on the site, the Lease Agreement is to be executed between the parties and a Plan of Survey endorsed by Council and registered with the State government.
- 3.0 The Lot area is to be clearly delineate with survey pegs, to the boundary of the Lot area, to ensure the development is contained within the Lot area at all times.

**PART B – MATERIAL CHANGE OF USE**

- 1.0 Carry out the approved development generally in accordance with the approved drawing(s) and in accordance with:
  - (a) Specifications, facts and circumstances as set out in the application submitted to Council; and
  - (b) the following conditions of approval and the requirements of Council's Planning Scheme and other relevant Local Laws and policies, except where modified by these conditions of approval.

- B. REFERRAL AGENCY CONDITIONS
  - CONCURRENCE AGENCY State Development, Manufacturing, Infrastructure and Planning
- C. ADVICE AGENCY CONDITIONS See Attachment 1
- D. SUBMISSIONS Nil
- E. FURTHER DEVELOPMENT PERMITS REQUIRED
- F. Carrying out building works, carrying out external works
- G. APPLICABLE CODES FOR SELF ASSESSABLE DEVELOPMENT
  - Palm Island Aboriginal Shire Planning Scheme
  - Standard Building Regulation 1993
  - Building Act 1975
  - Building Code of Australia
- H. RIGHT OF APPEAL

Appeal Rights from the Planning Act 2016.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

11:13am- Cr Geia entered room.

**5. CHIEF EXECUTIVE OFFICER'S REPORT- ALIGNMENT AMENDMENT TO THE PALM ISLAND ABORIGINAL SHIRE COUNCIL PLANNING SCHEME UNDER THE ALIGNMENT AMENDMENT RULES AND THE PLANNING ACT 2016, SECTION 293**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes report by CEO.
- (b) Decides to make an alignment amendment to the Palm Island aboriginal Shire Council Planning Scheme under the Alignment Amendment Rules made by the Planning Minister under Section 293 of the Planning Act 2016 and making codes more robust for the purposes of development assessment under the new decision rules;
- (c) After preparing the alignment amendment, the amendment will commence on 1 July 2019;
- (d) Will publish a public notice:
  - i. in the Queensland Government Gazette;
  - ii. in a newspaper circulating in the Palm Island Aboriginal Shire Council local government area;
  - iii. on the Council's website;
- (e) Will give the Chief Executive of the Department of State Development, Manufacturing, Infrastructure and Planning a copy of the public notice and a copy of the alignment amendment.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
<b>CARRIED</b>			

**6. 27032019- CHIEF EXECUTIVE OFFICER'S REPORT- FERAL HORSE ISSUE- PROPOSAL BY VERTEBRATE REDUCTION CONTRACTING**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by CEO.
- (b) Accepts the recommendations of Feral Vertebrate Reduction (FVR) Contracting for feral horse management on Palm Island;
- (c) Allocates \$40,000 in its Budget for this program;
- (d) Instruct FVR Contracting to commence planning for control works and subsequent monitoring and evaluation.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**7. 27032019- CHIEF EXECUTIVE OFFICER'S REPORT- RELIEVING ARRANGEMENTS DURING CEO'S ABSENCE**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by CEO.
- (b) Chief Executive Officer be granted Annual Leave from 20 May 2019 to 12 June 2019 inclusive;
- (c) Ross Higgins be appointed to act as CEO during the absence of the CEO and to hold all the delegations of the CEO;
- (d) Ross Higgins be engaged from 16 May 2019 to 14 June 2019 to effect handover arrangements at the beginning and the end of the relieving appointment.
- (e) Delegate authority to CEO to negotiate the service agreement with Peak Services

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
<b>CARRIED</b>			

**8. 27032019- MAYOR'S REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Mayor Lacey.

<b>MOVE CR.</b>	<b>CASTORS</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
<b>CARRIED</b>			

12:14pm- Council adjourns for a short recess break.

12:28pm- resume meeting.

**9. 27032019- COUNCILLOR PRIOR'S REPORT- CRIME AND CORRUPTION COMMISSION VISIT TO PALM ISLAND**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Councillor Prior.
- (b) Councillors to meet with on 10<sup>th</sup> June 2019

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**10. 27032019- COUNCILLOR WALSH'S REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Councillor Walsh.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**11. 27032019- COUNCILLOR GEIA'S REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by the Councillor Geia.
- (b) Notice to Community for interests in Social Sport Competitions on weekends

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**12. 27032019- COUNCILLOR CASTORS REPORT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by the Councillor Castors.

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**13. 27032019- DIRECTOR OF FINANCE REPORT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the Finance report presented by the Director of Finance

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**14. 27032019- DIRECTOR OF COMMUNITY SERVICE REPORT- COUNCIL BEACH HOUSE****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the Director of Community Service Report.

- (b) Approves proposal for Manager Sarah Wrigglesworth to take responsibility of 63 Esplanade Road, for the purpose of contractor accommodation.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
<b>CARRIED</b>			

**15. 27032019- DIRECTOR OF COMMUNITY SERVICE REPORT- EVENTS EQUIPMENT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the Director of Community Service Report.

- (b) CEO to advertise Expression of Interest for Local persons to operate a small equipment hire business.

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**16. 27032019- SANDY BOYD HOSTEL REPORT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Aged Care Manager.

- (b) Organise security for the weekends SBH.

<b>MOVE CR.</b>	<b>CASTORS</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**17. 27032019- EXECUTIVE SERVICE MANAGERS REPORT- PALM ISLAND SPORTS COMPLEX FACILITIES AND EQUIPMENT HIRE****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Executive Service Manager.

- (b) Defer the matter to the next April meeting for discussion

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
<b>CARRIED</b>			

**18. 27032019- EXECUTIVE SERVICE MANAGERS REPORT- CONTRIBUTION REQUEST FROM THE PCYC FOR THE COMMUNITY GARDEN PROGRAM AND THE SPORTS FACILITIES HIRE AGREEMENT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Executive Service Manager.
- (b) Approves the contribution of unused fencing material to be provided to the PCYC for the Community Garden Program (soil).

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>PRIOR</b>
<b>CARRIED</b>			

**19. 27032019- ECONOMICS AND GRANTS OFFICERS REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Economics and Grants Officer.
- (b) Provide feedback on the priority projects proposed in the Draft North Queensland Destination Tourism Plan for Palm Island particularly noting additional projects that should be prioritised if they are not included above or removal of projects if they are not considered a priority.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**20. 27032019- ENGINEERS MANAGER REPORT- WORKS UPDATES**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Engineer Manager.
- (b) (i) Permitting recruitment for replacement to existing employees who leave or are promoted  
(ii) Permitting recruitment of essential staff on short term basis where their costs can be recouped through project work (etc. plumber, mechanic, electrician and boiler maker, NDRRA project Manager).
- (c) (i) Gabrielli's 100% design drawings  
(ii) Tangaroa Blue Foundation undertaking a clean-up of Fantome Island

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**21. 27032019- FLEET AND WORKSHOP MANAGERS REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Fleet and Workshop Manager

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	
<b>CARRIED</b>			

Councillors Geia and Castors declares a perceived COI.

\*CEO advised that in his view that there is no conflict in relation to the Water and Sewerage Officers Report.

**22. 27032019- WATER AND SEWERAGE TREATMENT PLANT MANAGERS REPORT**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Water and Sewerage Treatment Plant Manager

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>PRIOR</b>
<b>CARRIED</b>			

**23. 27032019- ESSENTIAL SERVICE MANAGERS REPORT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Essential Service Manager.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>PRIOR</b>
			<b>CARRIED</b>

**24. 27032019- CDP UPDATE REPORT****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and endorse the CDP report.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
			<b>CARRIED</b>

**25. 27032019- NATIONAL GENERAL ASSEMBLY****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes report by Australian Local Government Association.

- (b) Nominates Councillor Prior and Mayor Lacey to attend the conference.

<b>MOVE CR.</b>	<b>CASTORS</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
			<b>CARRIED</b>

**26. 27032019- CONFIRMATION OF ABORIGINALITY AND TORRES STRAIT ISLANDER DESCENT APPLICATION FOR KATRIONA JONES****COUNCIL RESOLUTION**

That the Council:

- (a) Declines request for Confirmation of Aboriginal and Torres Strait Islander Descent Application for Katriona Jones.

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>PRIOR</b>
			<b>CARRIED</b>

**27. 27032019- CORRESPONDENCE- PALM ISLAND JUNIOR SPORTS ABORIGINAL CORPORATION- MAINTENANCE FOR THE CLUBHOUSE GROUNDS AND FACILITIES****COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the correspondence by Palm Island Junior Sports Aboriginal Corporation.

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>GEIA</b>
			<b>CARRIED</b>

**28. 27032019- CORRESPONDENCE- TENDER TO CLEAN AND MAINTAIN OF FOOTBALL AND NETBALL GROUNDS AND FACILITIES****COUNCIL RESOLUTION**

That the Council:

- a) Accepts and notes the correspondence by Robert Trugar.

<b>MOVE CR.</b>	<b>PRIOR</b>	<b>SECONDED CR.</b>	<b>WALSH</b>
			<b>CARRIED</b>



**29. 27032019- LATE ITEMS- FINANCIAL ASSISTANCES APPLICATION FOR ROLLAND GEESU**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes Financial Assistances Application for Rolland Geesu.
  
- (b) Request to contribute the amount of \$500.00 towards Queensland Rugby Union State Championship.

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**30. 27032019- EXECUTIVE SERVICE MANAGERS REPORT- INCIDENT REPORT- BREAK INS**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes the report by Executive Service Manager.

<b>MOVE CR.</b>	<b>GEIA</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**30. 27032019- -LATE ITEMS- CORRESPONDENCE KALIE OBAH**

**COUNCIL RESOLUTION**

That the Council:

- (a) Accepts and notes late correspondence by Kalie Obah
- (b) Offers to settle the matter in the sum of \$1000.00

<b>MOVE CR.</b>	<b>WALSH</b>	<b>SECONDED CR.</b>	<b>CASTORS</b>
<b>CARRIED</b>			

**Meeting Closed at 3.35pm.**

I hereby certify that the foregoing is a true record of the Minutes of the Proceedings of the Palm Island Aboriginal Shire Council Ordinary Meeting held this Wednesday 4 April 2019 Submitted to the Meeting of Palm Island Aboriginal Shire Council.

Signed  .....

Cr Alf Lacey  
Mayor  
Palm Island Aboriginal Shire Council