



## Palm Island Aboriginal Shire Council

1 Main Street, PALM ISLAND Q 4816

Ph: 07 477 01177 – Fax: 07 477 0124

E: [murielle.morgan@palmcouncil.qld.gov.au](mailto:murielle.morgan@palmcouncil.qld.gov.au)

## Palm Island Aboriginal Shire Council

General Meeting Held Wednesday 11<sup>th</sup> December 2013

Commencing at 9.30am, PIASC Boardroom

The Chairperson declared the Meeting open at 9.30am

### PRESENT

#### CHAIRMAN:

Mayor Alfred Lacey

#### COUNCILLORS:

Deputy Mayor Roy Prior

Councillor Frank Conway

Councillor Mislam Sam

Councillor Edward Walsh – entered meeting at 9.58am

#### OFFICERS:

Ross Norman Chief Executive Officer

Georgina Haines (Minutes Taker)

#### OBSERVERS:

#### APOLOGIES/ABSENT:

#### CONDOLENCES:

#### CONGRATULATIONS:

Council Staff & Workers, Mayor Lacey & Family

**2Way Strong Awards** – Stella Charles,

Deanna Morgan & Josiah James

#### 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. General Meeting Minutes Held 27<sup>th</sup> November 2013

Moved Councillor:	Conway	Seconded Councillor:	Sam
-------------------	--------	----------------------	-----

#### **COUNCIL RESOLUTION:**

Adoption of Minutes from Council Previous Ordinary Meeting held on Wednesday 27<sup>th</sup> November 2013.

That the minutes of the last Ordinary Meeting held Wednesday 27<sup>th</sup> November 2013, *be accepted as true and correct*. Copies of which have been printed and circulated to members be taken as read and confirmed.

**CARRIED**

### 2. Palm Island Aboriginal Shire Council Action Report November 2013

Moved: Councillor:	Prior	Seconded: Councillor:	Conway
--------------------	-------	-----------------------	--------

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council accepts and notes the Action Report for November 2013.

**CARRIED**

### 3. FINANCE REPORT

Moved: Councillor:	Sam	Seconded: Councillor:	Prior
--------------------	-----	-----------------------	-------

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council accepts and notes the Finance Report.

**CARRIED**

### 4. MAYOR'S REPORT

Moved: Councillor:	Sam	Seconded: Councillor:	Prior
--------------------	-----	-----------------------	-------

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council accepts the Mayor's Report.

**CARRIED**

### 5. DEPUTY MAYOR'S REPORT

Moved Councillor:	Sam	Seconded Councillor:	Conway
-------------------	-----	----------------------	--------

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council notes the Deputy Mayor's Report.

**CARRIED**

### 6. Community Services Dept. Report -EHO & HLO

Moved Councillor:	Sam	Seconded Councillor:	Prior
-------------------	-----	----------------------	-------

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council accepts and notes the reports from the:

- **Environmental Health Officer**
- **Health Liaison Officer**

**CARRIED**

### 7. Councillor's Verbal Report & Outcomes from Delegation Day

Moved Councillor:	Conway	Seconded Councillor:	Sam
-------------------	--------	----------------------	-----

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council accepts and notes the reports.

**CARRIED**

## 8. CEO REPORT – APPLICATION – 99 YR LEASE – L.BLIGH

Moved: Councillor:	Prior	Seconded: Councillor:	Sam
--------------------	-------	-----------------------	-----

### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council notes the report received.

### **COUNCIL RESOLVES:**

To approve the application for Reconfiguration a Lot (1 lot for Residential Use) by way of Lease Agreement for 99 years (Lease F) on land described as part of Lot 38 on CWL3324, Wallaby Point Road, Palm Island, subject to the following conditions:

#### **A. Approved Drawings**

Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the activity as submitted with the application, and subject to any alterations:

- i.) **Found necessary by the Council's delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and**
- ii.) **To ensure compliance with the following conditions of approval.**

#### **Approved Drawings Reference Date**

Proposed Lease F on DP244985, Wallaby Street Road, Palm Island DP244985 11/08/2011  
Erosion Prone Area Mapping (Lease F on DP244985) Drawing No. 107309-22 30 October 2013

#### **B. Assessment Manager Conditions**

1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:

- i.) **The specifications, facts and circumstances set out in the application submitted to Council;**
- ii.) **The following conditions of approval and the requirements of the FNQROC Development Manual.**

2. The conditions of the Development Permit must be effected prior to approval and dating of the Plan of Survey creating Lease F on SP244985.

3. The Lessee shall pay the reasonable costs of and incidental to the negotiation, preparation, stamping and registration of this Lease including the cost of any necessary survey and planning approvals.

4. The Lessee shall pay all applicable local government rates, charges and taxes in respect of the Premises and shall pay all applicable charges and expenses for electricity, telephone, water and sewerage incurred during the term in respect of the Premises.

5. The proposed lease shall be used for residential purposes.

6. The Potential Lessee must satisfy native title requirements prior to the registration of the Lease, the Potential Lessee must bear all costs associated meeting these requirements.

#### **C. Lawful Point of Discharge**

1. **All stormwater from the lease area must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties upstream or downstream of the development.**

#### **D. Services**

##### **1. Existing Services**

- i.) **Written confirmation of the location of existing electrical and telecommunications services for the lease area must be provided. In any instance, where existing services are contained within another**

lot, either:

- a. Relocate the services to be contained within the lease area; or
  - b. Arrange for the registration easement/s.
2. Written evidence of agreement with Ergon Energy and the telecommunication authority must be submitted to Council stating that both electricity supply and telecommunications service is provided prior to registration of the survey plan creating the lease area.

#### E. Advice

This approval does not constitute a Lease or reflect all the terms of the lease agreement between Palm Island Land Trust and the Lessee.

This approval, granted under the provisions of the *Sustainable Planning Act 2009*, shall lapse two (2) years from the day the approval takes effect or longer period if related approvals apply in accordance with the provisions of Section 339 and Section 341 of the *Sustainable Planning Act 2009*.

This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.

**Attachment 1:** Proposed Reconfiguration Plan

**Attachment 2:** Erosion Prone Area Mapping (RPS 107309-22 Rev A)

**Attachment 3:** DSDIP Concurrence Response (Sara Ref: SDA-0913-004685)

*Report Prepared By: RPS Australia East Pty Ltd (RPS Cairns) – Stuart Ricketts*

*Date Prepared: 27 November 2013*

CARRIED

Conflict of Interest: Cr Sam

Left meeting at 11.03am

#### 9. EXPRESSION OF INTEREST – HOUSING

Moved: Councillor:

Conway

Seconded: Councillor:

Walsh

#### **COUNCIL RESOLUTION:**

That the Palm Island Aboriginal Shire Council notes the report received in relation to:

- D.Bulsey
- M.Merrett
- S.Gorringe
- 

#### **COUNCIL RESOLVES:**

**That the allocation of Council Housing be delegated to the Chief Executive Officer**

CARRIED

Cr Sam re-entered meeting at 11.06am

#### MEETING CLOSURE

The Meeting was closed at 11.25am

I hereby certify that the foregoing is a true record of the Minutes of the Proceedings of the Meeting held this 11<sup>th</sup> Day of December 2013.

Submitted to the Meeting of Palm Island Aboriginal Shire Council