



MINUTES

Special Council Meeting

7 June 2022

**MINUTES OF COOK SHIRE COUNCIL
SPECIAL COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, ADMINISTRATION OFFICE, 10 FURNEAUX STREET,
COOKTOWN
ON TUESDAY, 7 JUNE 2022 AT 9.00AM**

1 ATTENDANCE

Mayor Peter Scott (Chair), Deputy Mayor Robyn Holmes, Councillor Peter Burns, Councillor John Dessmann, Councillor Larissa Hale, Councillor Marilyn Morris

Director Community Economy and Innovation, Lawrence Booth; Director Infrastructure, Peter Tonkes; Director Organisational Business Services, Heather Kelly

By videoconference: Chief Executive Officer, Linda Cardew

2 MEETING OPENED

9.00am

3 APOLOGIES

Councillor Ross Logan

4 ACKNOWLEDGEMENT OF COUNTRY

On behalf of all Councillors, the Chair acknowledged the Waymburr Warra people, Traditional Custodians of the land on which the meeting was held today, and paid respects to all Traditional Owners, past, present and emerging throughout Cook Shire.

5 ORGANISATIONAL BUSINESS SERVICES – REPORTS**CONFLICT OF INTEREST DECLARATION - CR MARILYN MORRIS - ITEM 5.1**

I, Cr Marilyn Morris, inform the meeting of a possible declarable conflict of interest in Item 5.1 owing to my role as an executive committee member of the Cooktown Re-enactment Association, which is named as a stakeholder in the Cooktown Discovery Festival event application.

I wish to participate in the decision in relation to this matter. I acknowledge that eligible councillors must now determine, whether I:

- a) May participate in the decision about the matter, including by voting on the matter; or
- b) Must leave the meeting, including any area set aside for the public, and stay away from the meeting while the eligible councillors discuss and vote on the matter.

RESOLUTION 2022/115

Moved: Deputy Mayor Robyn Holmes

Seconded: Councillor Larissa Hale

That Cr Marilyn Morris be allowed to stay in the meeting to participate in the decision about the

matter, including voting on the matter.

In Favour: Crs Peter Scott, Peter Burns, John Dessmann, Larissa Hale and Robyn Holmes

Against: Nil

CARRIED

5.1 APPLICATION FOR A TEMPORARY ENTERTAINMENT EVENT PERMIT - COOKTOWN DISCOVERY FESTIVAL - 17 TO 19 JUNE 2022

RESOLUTION 2022/116

Moved: Councillor Larissa Hale

Seconded: Councillor Peter Burns

That Council approve the issue of a Temporary Entertainment Event Permit to Cook Shire Council for the event known as 'Cooktown Discovery Festival' to be held on 17 - 19 June 2022 at Anzac Park, Lions/Endeavour Park, Bicentennial Park, William Daku Park, Botanic Gardens/Nature's Powerhouse and 75 Charlotte Street, Cooktown Qld 4895 – subject to the conditions of the Permit attached.

In Favour: Crs Peter Scott, Peter Burns, John Dessmann, Larissa Hale, Robyn Holmes and Marilyn Morris

Against: Nil

CARRIED

Cr Morris noted that Bicentennial Park was omitted from the event locations listed in the Council report tabled. This was a typographical error. Bicentennial Park was mentioned in the event application and in the resolution for approval by Council.

Cr Hale noted that the incorrect dates were stated in the road closure details of the Traffic Management section of the Event Management Plan attachment. The dates were copied from the 2019 document and not amended to 2022. These should have references the dates of Friday 17 June 2022 and Saturday 18 June 2022.

Cr Hale also noted a reference to the Indigenous Showcase Performance in the Public Safety section of the Event Management Plan attachment. This was copied from the 2021 Expo event and will actually not feature in 2022.

Council officers apologised for these typographical errors and ensured Councillors that the relevant documents and any advertising would be corrected.

6 CONFIDENTIAL REPORTS**CONSIDERATION OF CONFIDENTIAL REPORTS****RESOLUTION 2022/117**

Moved: Councillor Marilyn Morris

Seconded: Councillor John Dessmann

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 275 of the Local Government Regulation 2012:

6.1 RFT T07521 - Lease of Cafe/Kiosk

This matter is considered to be confidential under Section 254J(g) and (i) of the Local Government Regulation 2012, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government and a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.

CARRIED

PROCEDURAL MOTION**RESOLUTION 2022/118**

Moved: Councillor Marilyn Morris

Seconded: Councillor John Dessmann

That Council moves into Closed Session.

CARRIED

PROCEDURAL MOTION**RESOLUTION 2022/119**

Moved: Councillor Marilyn Morris

Seconded: Councillor Peter Burns

That Council moves out of Closed Session and into Open Session.

CARRIED

6.1 RFT T07521 - LEASE OF CAFE/KIOSK

RESOLUTION 2022/120

Moved: Councillor Peter Burns

Seconded: Councillor Marilyn Morris

That Council:

1. Approve the award of a Trustee Permit to BEKTOPIA with lease payments as detailed in the financial section of the report, for the first 12 months;
2. On confirmation of satisfactory financial performance, offer a 10 Year Trustee Lease to BEKTOPIA at a base rental as specified in the financial section of the report; and
3. Delegate authority to the Chief Executive Officer, under section 257 of the *Local Government Act 2009 (QLD)*, the ability to execute the lease agreements, negotiate and finalise minor administrative or financial amendments and approve any variations, if so required.

CARRIED

The Meeting closed at 9.37am.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Cook Shire Council held on 28 June 2022.

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CHAIRPERSON