



# Minutes

## ORDINARY COUNCIL MEETING

12 & 19-20 December 2023

## Day 1 – Tuesday, 12 December 2023

**PRESENT:**

**Mayor:**

Cr Phillemon Mosby

**Officers:**

Chief Executive Officer  
Acting Executive Director Corporate Services  
Secretariat Officer

Mr James William  
Mr Gary Stevenson PSM  
Mr Darryl Brooks

As per the rescheduling of Day 1 of the preceding Trustee Council Meeting, the Mayor observed that the Day 1 of the Ordinary Council Meeting for December 2023 had not achieved a quorum due to the implications of Tropical Cyclone Jasper and with due regard for Sorry Business on Warraber Island. As there was no prospect of the meeting being quorate, Mayor Mosby declared the meeting adjourned until 10.30am on Tuesday 19 December 2023.

The meeting closed at 9.15am.

## Day 2 – Tuesday, 19 December 2023

### PRESENT:

Division 1 - Boigu  
Division 2 – Dauan  
Division 3 – Saibai  
Division 4 – Mabuiag  
Division 5 – Badu  
Division 6 – Arkai  
Division 7 – Wug (St Pauls)  
Division 8 – Kirirri  
Division 9 - Iama  
Division 10 – Warraber  
Division 11 – Poruma  
Division 12 – Masig  
Division 13 - Ugar  
Division 14 - Erub  
Division 15 – Mer

Cr Dimas Toby  
Cr Torenzo Elisala  
Cr Conwell Tabuai  
Cr Keith Fell  
Cr Ranetta Wosomo  
Cr Lama Trinkoon  
Cr John Levi  
Cr Seriako Dorante  
Cr Getano Jui (Jnr) AM - **Deputy Mayor**  
Cr Kabay Tamu  
Cr Francis Pearson  
Cr Hilda Mosby  
Cr Rocky Stephen  
Cr Jimmy Gela  
*not represented*

### APOLOGIES:

**Mayor**

Cr Phillemon Mosby

### OFFICERS:

Chief Executive Officer  
Executive Director Building Services  
Executive Director Community Services  
Acting Executive Director Corporate Services  
Acting Executive Director Financial Services  
Corporate Services Support  
Executive Support Coordinator  
Executive Assistant to the Mayor  
Senior Executive Assistant

Mr James William  
Mr Wayne Green  
Mr Dawson Sailor  
Mr Gary Stevenson PSM  
Ms Nicola Daniels  
Ms Margaret Gatt  
Ms Sharon Russell  
Ms Trudy Lui  
Ms Julie Marino

- *In the absence of the Mayor, the Deputy Mayor chaired Day 2 of the December 2023 Ordinary Council Meeting.*

**1. Welcome & Quorum Confirmation**

The Deputy Mayor formally opened Day 2 of the December 2023 Ordinary Council Meeting at 2.28pm, noting that a quorum of members was established.

**2. Apologies (Day 2)**

The following apologies were noted:

**Mayor**

Cr Phillemon Mosby

**RESOLUTION**

Moved: Cr Torenzo Elisala

Second: Cr Lama Trinkoon

**Council accepts the apology of the Mayor, Cr Phillemon Mosby, for Day 2 of the December 2023 Council Ordinary Meeting.**

**CARRIED UNANIMOUSLY**

**RESOLUTION**

Moved: Cr Torenzo Elisala

Second: Cr Lama Trinkoon

**Given the unplanned changes to meeting days/times, Council approves payment of attendance fees for all Councillors for the December Ordinary Council meeting.**

**CARRIED UNANIMOUSLY**

- *The Chief Executive Officer joined the meeting at 2:30pm.*

**3. Conflict of Interest (COI) - Declarable/Prescribed**

The Deputy Mayor invited Councillors to make any relevant conflict of interest declarations and to also advise if they were currently involved in any legal proceedings which pertain to Ordinary Council business to be considered at the meeting.

No declarations were made.

**4. Confirmation of Council Ordinary Meeting Minutes - November 2023**

**RESOLUTION**

Moved: Cr Torenzo Elisala

Second: Cr Lama Trinkoon

**Council agrees that the Minutes for the Council Ordinary Meeting held on 16-17 November 2023 are confirmed as a true and accurate record of that meeting.**

**CARRIED UNANIMOUSLY**

**5. Action Items from Previous Ordinary Council Meetings**

The Chief Executive Officer provided the Council with a verbal update on the status of Action Items arising from the previous meeting, as well as outstanding action items from previous meetings.

**6. Mayor Report - December 2023**

**RESOLUTION**

Moved: Cr Rocky Stephen

Second: Cr Lama Trinkoon

Council notes the Mayor's Report for December 2023.

**CARRIED UNANIMOUSLY**

**7. Chief Executive Officer Report – December 2023**

**OFFICER RECOMMENDATION:**

*That Council notes the Chief Executive Officer Report for December 2023.*

**RESOLUTION**

Moved: Cr Rocky Stephen

Second: Cr Torenzo Elisala

Council notes the Chief Executive Officer's Report for December 2023.

**CARRIED UNANIMOUSLY**

**8. BUILDING SERVICES: Building Services Report – December 2023**

**OFFICER RECOMMENDATION:**

*Council resolves to note the Building Services Report for December 2023.*

**RESOLUTION**

Moved: Cr Rocky Stephen

Second: Cr Lama Trinkoon

Council resolves to note the Building Services Report for December 2023.

**CARRIED UNANIMOUSLY**

**9. PRESENTATION: End of Term Report Card**

**Presenter:** Mr Scott Mason (LG Services Group)

- *Mr Mason was unable to participate in the meeting and his paper was presented by Ms Margaret Gatt, Corporate Services Support.*

**RESOLUTION**

Moved: Cr Francis Pearson

Second: Cr Jimmy Gela

Council resolves to note the End of Term Report Card.

**CARRIED UNANIMOUSLY**

- *Ms Margaret Gatt, Corporate Services Support, left the meeting at 3:30pm.*

**10. CORPORATE SERVICES: Community Grants Program Allocation – December 2023**

**OFFICER RECOMMENDATION:**

Council resolves to:

- (a) allocate Community Grants Program funding to the following applicants in accordance with the Community Grants Policy:
- Joshua Thaiday for the eligible amount of \$2,500.00, exclusive of GST;
  - Gertie Lowatta for the available amount of \$7,602.00, exclusive of GST; and
- (b) note this report of grant applications processed out-of-cycle and funeral donations provided in November 2023 in accordance with the Community Grants policy.

- *Note: It was established that the Community Grant for Joshua Thaiday was out of date and therefore not applicable*
- *Cr Torenzo Elisala left the meeting at 4:00pm*
- *Cr Francis Pearson left the meeting at 4:03pm and returned at 4.08pm*

**RESOLUTION**

Moved: Cr Francis Pearson

Second: Cr Hilda Mosby

Council resolves to:

- (a) allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:
- Gertie Lowatta for the available amount of \$7,602.00 exclusive of GST; and
- (b) note this report of grant applications processed out-of-cycle and funeral donations provided in November 2023 in accordance with the Community Grants policy.

**CARRIED UNANIMOUSLY**

- *The Deputy Mayor closed Day 2 of the Ordinary Council Meeting at 4.15pm.*

## Day 3 – Wednesday, 20 December 2023

### PRESENT:

#### Mayor

Division 1 - Boigu  
Division 2 – Dauan  
Division 3 – Saibai  
Division 4 – Mabuiag  
Division 5 – Badu  
Division 6 – Arkai  
Division 7 – Wug (St Pauls)  
Division 8 – Kirirri  
Division 10 – Warraber  
Division 11 – Poruma  
Division 12 – Masig  
Division 13 - Ugar  
Division 14 - Erub  
Division 15 – Mer

Cr Phillemon Mosby  
Cr Dimas Toby  
Cr Torenzo Elisala  
Cr Conwell Tabuai  
Cr Keith Fell  
Cr Ranetta Wosomo  
Cr Lama Trinkoon  
Cr John Levi  
Cr Seriako Dorante  
Cr Kabay Tamu  
Cr Francis Pearson  
Cr Hilda Mosby  
Cr Rocky Stephen  
Cr Jimmy Gela  
*not represented*

### Officers:

Chief Executive Officer  
Executive Director Building Services  
Executive Director Community Services  
Acting Executive Director Corporate Services  
Head of Financial Services • Business Services  
Executive Support Coordinator  
Senior Executive Assistant

Mr James William  
Mr Wayne Green  
Mr Dawson Sailor  
Mr Gary Stevenson PSM  
Ms Nicola Daniels  
Ms Sharon Russell  
Ms Julie Marino

### APOLOGIES:

Division 9 - Iama

Cr Getano Lui (Jnr) AM - **Deputy Mayor**

#### ➤ Welcome & Quorum Confirmation (Day 3)

Mayor Mosby formally opened Day 3 of the December Ordinary Council Meeting at 9:03am noting that a quorum of members was established.

➤ **Apologies (Day 3)**

The following apologies were noted:

Division 9 – Iama

Cr Getano Lui (Jnr) AM - **Deputy Mayor** (*unable to dial-in due to inclement weather impacting IT access*)

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Torenzo Elisala

**Council accepts the apology of the Deputy Mayor, Cr Getano Lui (Jnr) AM, for Day 3 of the December 2023 Council Ordinary Meeting.**

**CARRIED UNANIMOUSLY**

➤ **Conflict of Interest (COI) - Declarable/Prescribed**

The Deputy Mayor invited Councillors to make any relevant conflict of interest declarations and to also advise if they were currently involved in any legal proceedings which pertain to Ordinary Council business to be considered at the meeting.

No declarations were made.

- *Note: Council resumed the Agenda for the Ordinary Council Meeting December 2023 commencing with Item 11.*

**11. CORPORATE SERVICES: Funding Acquisition Report (December 2023)**

**OFFICER RECOMMENDATION:**

*That Council resolves to note this report and its content.*

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Torenzo Elisala

**That Council resolves to note this report and its content.**

**CARRIED UNANIMOUSLY**

**12. CORPORATE SERVICES: 2024 Election and Caretaker Period Arrangements**

**OFFICER RECOMMENDATION:**

*That the Election and Caretaker Period arrangements be noted and endorsed.*

**RESOLUTION**

Moved: Cr Kabay Tamu

Second: Cr Francis Pearson

**That the Election and Caretaker Period arrangements be noted and endorsed**

**CARRIED UNANIMOUSLY**

**Action:**

Acting Executive Director Corporate Services to send out to Councillors useful links relating to election information on the upcoming 2024 Local Government Elections.



**13. CORPORATE SERVICES: Holy Trinity Church – Saibai Island - Update**

**OFFICER RECOMMENDATION:**

*That Council receives and notes the information report on the Holy Trinity Church Saibai Island.*

**RESOLUTION**

Moved: Cr Conwell Tabuai

Second: Cr Torenzo Elisala

**That Council receives and notes the information report on the Holy Trinity Church Saibai Island.**

**CARRIED UNANIMOUSLY**

**14. FINANCIAL SERVICES: Financial Dashboard Report - November 2023**

**OFFICER RECOMMENDATION:**

*That the Council receive and endorse the monthly financial statements attached to the Officer's Report for the 2023-2024 year to date, for the period ended 30 November 2023, as required under Section 204 Local Government Regulation 2012.*

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Francis Pearson

**That the Council receive and endorse the monthly financial statements attached to the Officer's Report for the 2023-2024 year to date, for the period ended 30 November 2023, as required under Section 204 Local Government Regulation 2012.**

**CARRIED UNANIMOUSLY**

**15. FINANCIAL SERVICES: 2023-24 Budget Review 1**

**OFFICER RECOMMENDATION:**

*That Council adopts in accordance with s169 and s170 of the Local Government Regulation 2012 an amended budget for the 2023-2024 Financial Year as presented, incorporating*

- i. The statements of financial position*
- ii. The statements of cashflow;*
- iii. The statements of income and expenditure;*
- iv. The statements of changes in equity;*
- v. The long-term financial forecast;*
- vi. The relevant measures of financial sustainability; and*
- vii. The total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget; and*
- viii. Capital budget.*

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Francis Pearson

That Council adopts in accordance with s169 and s170 of the *Local Government Regulation 2012* an amended budget for the 2023-2024 Financial Year as presented, incorporating

- i. The statements of financial position
- ii. The statements of cashflow;
- iii. The statements of income and expenditure;
- iv. The statements of changes in equity;
- v. The long-term financial forecast;
- vi. The relevant measures of financial sustainability; and
- vii. The total value of the change, expressed as a percentage, in the rates and utility charges levied for the financial year compared with the rates and utility charges levied in the previous budget; and
- viii. Capital budget.

CARRIED UNANIMOUSLY

➤ Note: Council took a 5 minute break from 10:20am and resumed at 10:25am

**16. MOVE INTO CLOSED BUSINESS**

**RESOLUTION**

Moved: Cr Torenzo Elisala

Second: Cr Francis Pearson

Council resolves to close the meeting to the public pursuant to *Section 254J of the Local Government Regulation 2012* to allow the Council to discuss items listed on the agenda under Closed Business and for the reasons outlined under those items.

CARRIED UNANIMOUSLY

**22. MOVE OUT OF CLOSED BUSINESS**

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Rocky Stephen

That Council resolve to re-open the meeting to the public pursuant to *Section 254I of the Local Government Regulation 2012*.

CARRIED UNANIMOUSLY

**23. CONSIDERATION OF MATTERS DISCUSSED IN CLOSED BUSINESS**

**17. CORPORATE SERVICES: Fuel and Fleet Update**

**OFFICER RECOMMENDATION:**

*That the Council notes the report.*

**RESOLUTION**

Moved: Cr Jimmy Gela

Second: Cr Francis Pearson

That the Council notes the report.

CARRIED UNANIMOUSLY

**18. ENGINEERING SERVICES: Award Tender No. TSIRC 2023-605 – Design and Construct Contract, LGGSP Fuel Infrastructure Upgrade – Dauan and Poruma Islands**

**OFFICER RECOMMENDATION:**

*That Council resolve to :*

- Award Tender No. TSIRC-2023-605-Design and Construct Contract, Separable Portion A- Dauan Fuel Infrastructure Upgrade, to TI Concrete Works Pty Limited for an amount of up to \$322,773.20 excl. GST; and
- Award tender No. TSIRC- 2023-605 Design and Construct Contract, Separable Portion B Poruma fuel Infrastructure Upgrade, to TI Concrete Works Pty Limited for an amount of up to \$309,573.20 excl. GST; and
- Pursuant to Section 257 of the *Local Government Act 2009*, t delegate to the Chief Executive Officer:
  - Power to make, amend or discharge the Contract No. TSIRC2023-605 (Separable Portion A and B), and
  - Power to negotiate, finalise and execute any and all matters associated with or in relation t this project, funding and contract including without limitation any options and/or variations asper Council's procurement and ethical sourcing policy.

**RESOLUTION**

*Moved:* Cr Keith Fell

*Second:* Cr Conwell Tabuai

**That Council resolve to:**

- (a) Award Tender No. TSIRC-2023-605-Design and Construct Contract, Separable Portion A- Dauan Fuel Infrastructure Upgrade, to TI Concrete Works Pty Limited for an amount of up to \$322,773.20 excl. GST;
- (b) Award tender No. TSIRC- 2023-605 Design and Construct Contract, Separable Portion B Poruma fuel Infrastructure Upgrade, to TI Concrete Works Pty Limited for an amount of up to \$309,573.20 excl. GST; and
- (c) Pursuant to Section 257 of the *Local Government Act 2009*, to delegate to the Chief Executive Officer:
  - i. Power to make, amend or discharge the Contract No. TSIRC2023-605 (Separable Portion A and B); and
  - ii. Power to negotiate, finalise and execute any and all matters associated with or in relation t this project, funding and contract including without limitation any options and/or variations asper Council's procurement and ethical sourcing policy.

**CARRIED UNANIMOUSLY**

**19. ENGINEERING SERVICES: Award Tender No. TSIRC 2023 – 603 – Masig Island Aerodrome Safety Upgrade**

**OFFICER RECOMMENDATION:**

*That Council resolves to:*

- (a) Award Tender No. TSIRC 2023-603 Masig Island Aerodrome Safety Upgrade – Separable Portion A Masig Island Helipad Upgrade to T.I. Concrete Works Pty Ltd for an amount and up to \$1,436,254.33 excl. GST;*
- (b) Award Tender No. TSIRC 2023-603 ATSI TIDS Masig Island Aerodrome Safety Upgrade – Separable Portion B Masig Island Aerodrome Fencing Upgrade, to T.I. Concrete Works Pty Ltd for an amount and up to \$479,217.00 excl. GST; and*
- (c) Pursuant to section 257 of the Local Government Act 2009 to Delegate power to the Chief Executive Officer:*
  - power to make, amend or discharge the Contract No. TSIRC2023-603 (Separable Portion A and B); and*
  - power to negotiate, finalise, and execute any and all matters associated with or in relation to this project, funding and contract including without limitation any options and/or variations as per Council's procurement and ethical sourcing policy.*

**RESOLUTION**

*Moved: Cr Kabay Tamu*

*Second: Cr Rock Stephen*

**That Council resolves to:**

- (a) Award Tender No. TSIRC 2023-603 Masig Island Aerodrome Safety Upgrade – Separable Portion A Masig Island Helipad Upgrade to T.I. Concrete Works Pty Ltd for an amount and up to \$1,436,254.33 excl. GST;**
- (b) Award Tender No. TSIRC 2023-603 ATSI TIDS Masig Island Aerodrome Safety Upgrade – Separable Portion B Masig Island Aerodrome Fencing Upgrade, to T.I. Concrete Works Pty Ltd for an amount and up to \$479,217.00 excl. GST; and**
- (c) Pursuant to section 257 of the Local Government Act 2009 to Delegate power to the Chief Executive Officer:**
  - power to make, amend or discharge the Contract No. TSIRC2023-603 (Separable Portion A and B); and**
  - power to negotiate, finalise, and execute any and all matters associated with or in relation to this project, funding and contract including without limitation any options and/or variations as per Council's procurement and ethical sourcing policy.**

**CARRIED UNANIMOUSLY**

**20. ENGINEERING SERVICES: Information Report – Capital Works Project Update**

**OFFICER RECOMMENDATION:**

*That Council notes this report.*

**RESOLUTION**

Moved: Cr Rocky Stephen

Second: Cr Hilda Mosby

**That Council notes this report.**

**CARRIED UNANIMOUSLY**

**21. ENGINEERING SERVICES: Information Report – 2023 Christmas Shutdown**

**OFFICER RECOMMENDATION:**

*That Council notes this report.*

**RESOLUTION**

Moved: Cr Lama Trinkoon

Second: Cr Francis Pearson

**That Council notes this report.**

**CARRIED UNANIMOUSLY**

**24. BUSINESS ARISING *(from Information Reports)***

The Chief Executive Officer advised if there is any Business Arising from the Information Reports to please contact the relevant Executive Director for further discussion.

**25. STRATEGIC MATTERS**

- (a) Cr Conwell Tabuai enquired about Holy Trinity Church – Saibai Island – work over Christmas/New Year Period – considering there will be limited man power resources.
  - Executive Director Building Services advised that work will continue over the Christmas/New Year Period as close to normal as possible.
- (b) Cr Hilda Mosby enquired if there will be closure of amenities over the Christmas/New Year Period as Community may wish to use the facilities.
  - Chief Executive Officer advised there should be no problem for Community to access amenities during the Festive Season.
  - Executive Director Community Services added that TSIRC always gives access to Community of amenities throughout the Festive Season.
- (c) Cr Rocky Stephen brought up Advancing the Masig Statement Working Towards 2037. We must endorse at the January 2024 Ordinary Council meeting in preparation for the new council in March 2024. It is important to support current administration and look at the strategic matters for current endorsement.

**Action:**

The Mayor requested that the documents “Advancing the Masig Statement – Working Towards 2023” be submitted for consideration at the January 2023 Ordinary Council Meeting, prior to the ‘Caretaker Period.’

**26. Next Council Meeting Date: 23-24 January 2024**

Noted by Council.

**27. Official Close & Prayer**

The Mayor thanked Councillors, Executives and Staff for their contributions in 2023 and made the following closing remarks:

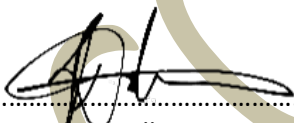
- It has been a wonderful and challenging year where we learnt about our own strengths and weaknesses and also our peers’ strengths and weaknesses.
- We strive to continuously and consistently improve community liveability and thank you to everyone for your trust.
- We are the most vulnerable local council in Australia.

The Mayor’s heartfelt behest was for all to stay safe over the Festive Season and to spend quality time with family and loved ones.

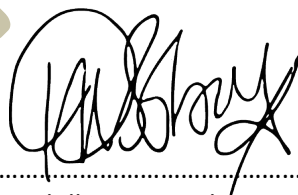
The Chief Executive Officer added his thanks and appreciation to Council for its guidance and leadership throughout the year and made the following observations:

- We have moved from strength to strength.
- Thank you for doing your best every single day.
- It has been an honour and a privilege to work with you.
- With the new year on the horizon, I wish that you embrace it with an open heart and go forward with faith, hope, and courage.

The Mayor officially closed the meeting at 11.30am and then delivered the closing prayer.



Mr James William  
Chief Executive Officer  
Torres Strait Island Regional Council  
Date: 23 January 2024



Cr Phillemon Mosby  
Mayor  
Torres Strait Island Regional Council  
Date: 23 January 2024