



MINUTES

TORRES STRAIT ISLAND REGIONAL COUNCIL

APRIL 2021

Wednesday 21st April 2021, 9:00am – 5:00pm

Thursday 22nd April 2021, 9:00am – 12:30pm

Video Conference

Present

Cr Phillemon Mosby, Mayor (Poruma) – Thursday Island
Cr Dimas Toby, Division 1 – Boigu
Cr Torenzo Elisala, Division 2 – Dauan
Cr Conwell Tabuai, Division 3 – Saibai
Cr Keith Fell, Division 4 – Mabuiag
Cr Lama Trinkoon, Division 6 – Kubin, Mua Island
Cr John Levi, Division 7 – St Pauls, Mua Island
Cr Seriako Dorante, Division 8 – Kirriri
Cr Getano Lui Jnr, Division 9 – Iama (Thursday Island)
Cr Kabay Tamu, Division 10 – Warraber
Cr Francis Pearson, Division 11 – Poruma
Cr Hilda Mosby, Division 12 – Masig
Cr Rocky Stephen, Division 13 – Ugar
Cr Jimmy Gela, Division 14 – Erub
Cr Aven Noah, Division 15 – Mer

Mr Ilario Sabatino, Acting Chief Executive Officer (ACEO) (Hammond Island)
Ms Hollie Faithfull, Chief Financial Officer (CFO) (Cairns)
Mr David Baldwin, Chief Engineer (CE) (Cairns)
Mr Dawson Sailor, Acting Chief Operating Officer (ACOO)(Warraber)
Mr Peter Krebs, Senior Legal Counsel (Thursday Island)
Ms Julia Maurus, Manager Legal Services (MLS) (Cairns)
Ms Ursula Nai, Senior Executive Assistant (SEA) (Thursday Island)
Ms Naila Nomoa, Acting Secretariat (Thursday Island)

Apologies

Cr Laurie Nona, Division 5 – Badu

COUNCIL ORDINARY MEETING
Wednesday 21st April 2021
Agenda Items

1. 09:10am – 09:15am Welcome and Opening Remarks

Mayor Mosby welcomed Councillors and Staff to TSIRC April Ordinary Council meeting, acknowledging our Heavenly Father for his wisdom, knowledge and understanding upon our lives, his favour and blessing upon Councillors and their families, staff, and our People across Zenadth Kes.

Mayor Mosby acknowledge traditional lands and landowners throughout the length and breadth of Zenadth Kes and the respective divisional officers, Cairns Office, Thursday Island office and where Councillors and staff are dialling in from.

Mayor Mosby invited Cr Levi to open with a word of prayer.

Councillors and Staff observed a minute silence for our families who are grieving for their loss of their loved ones.

2. 09:15am – 09:33am Apologies

- Cr Nona- Medical reasons

RESOLUTION:

Moved: Cr John Levi; Second: Cr Conwell Tabuai
That Council accepts the apology of Cr Nona due medical reason.

MOTION CARRIED

- Cr Toby apologies - 22nd April (Day 2 meeting) left lying on the table as the Senior Legal Counsel will investigate if this apology meets the criteria in the policy.

3. 09:33am – 09:39am Declaration of Conflict of Interest (COI) (Prescribed and Declarable)

- Cr Seriako Dorante declared a declarable conflict of interest for Agenda Item 7 – SeaSwift Dispute. Cr Dorante is an employee of SeaSwift Dispute – SeaSwift Employee
- Mayor Phillemon Mosby declared a declarable conflict of interest for Agenda Item 8 – CLOSED BUSINESS Industrial Relations Matter
Mayor Mosby was a previous employee of TSIRC.
- Cr Conwell Tabuai declared a declarable conflict of interest for Agenda Item 8 – CLOSED BUSINESS – Industrial Relations Matter.
Cr Tabuai was a previous employee of TSIRC
- Cr Keith Fell declared a declarable conflict of interest for Agenda Item 8 – CLOSED BUSINESS – Industrial Relations Matter.
Cr Fell was a previous employee of TSIRC and a Councillor for the past three terms.

4. 09:39am – 09:39am Confirmation of Meeting Minutes

- 17th and 18th March 2021 – adjourned until May Ordinary Meeting

5. 09:39am – 09:39am Outstanding Ordinary Meeting Action Items

Adjourned until May Ordinary Meeting

6. 09:40am – 09:40am COUNCIL MOVE INTO CLOSED BUSINESS

Moved: Cr Jimmy Gela, Second: Cr Aven Noah

That in accordance with section 254J of the *Local Government Regulation 2012 (Qld)* it is resolved for the meeting to go into closed session to discuss matters of the following nature:

(g) 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;
(h) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local Government

MOTION CARRIED

7. 9:40am – 10:03am FINANCE – CB – Industrial Relations Matte
8. 10:03am – 10:38am MAYOR – CB – Industrial Matter – Late
9. 10:38am – 11:32am MAYOR – CB – Industrial Matter – Late
10. 11:32am – 11:38am BSU – CB – Contractual Matter – 11 School Road, Badu
11. 11:38am – 12:15pm BSU – CB – Contractual Matter – 24 Main Street, St Pauls

12. 12:15pm – 12:15pm COUNCIL MOVE OUT OF CLOSED BUSINESS

RESOLUTION:

Moved: Cr Noah Second: Cr Elisala

That Council move out of Closed Business.

MOTION CARRIED

10:38am – Cr Hilda Mosby joined Meeting

ACTION: Head of Building Services to Workshop Tender process in May Workshop 2021 or another ordinary meeting if time permits.

7. FINANCE – CB – Industrial Relations Matter

Chief Finance officer spoke to this report.

RESOLUTION:

Moved: Cr Aven Noah, Second: Cr Jimmy Gela

Council resolves to

- (a) make the payments to the Affected Employees, for the reasons, and on the terms, considered by Council during the closed session of this meeting; an
(b) make any payment to a relevant body as required or allowed by law if payment cannot be made to an Affected Employee; and
(c) delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to liaise with employees and otherwise give effect to item (a) and (b) of this resolution.

MOTION CARRIED

8. MAYOR – CB – Industrial Matter – Late

Chief Finance officer reads resolution.

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Lama Trinkoon

Council resolves:

- a) to confirm that Ilario Sabatino's appointment as Council's Acting Chief Executive Officer ends on 23 April 2021;
(b) pursuant to section 195 of the *Local Government Act 2009*, to appoint David Baldwin as Council's Acting Chief Executive Officer for the period commencing 24 April 2021 until further resolution of Council ending David Baldwin's appointment as Acting Chief Executive Officer or such time as a permanent Chief Executive Officer is appointed by Council;
(c) to delegate to the Mayor the power to negotiate and finalise a suitable higher duties arrangement with Mr Baldwin for the period in which Mr Baldwin is acting as Council's Chief Executive Officer.

MOTION CARRIED

9. MAYOR – CB – Industrial Matter – Late

Chief Finance officer spoke to this report.

RESOLUTION:

Moved: Cr Rocky Stephen; *Second:* Cr Aven Noah

Council resolves to delegate to the Mayor the power to:

- (a) initiate a recruitment and selection process for the appointment of a permanent Chief Executive Officer;
- (b) brief consultants to commence the recruitment process and provide advice in relation to the recruitment process;
- (c) appoint a selection panel, whose role will be to shortlist and interview candidates and provide a recommendation to Council about the appointment of a qualified person to be its Chief Executive Officer pursuant to section 194(1) of the *Local Government Act 2009*.

MOTION CARRIED

10. BSU – CB – Contractual Matter – 11 School Road, Badu

Head of Building Services spoke to this report.

Resolution:

Moved: Cr Jimmy Gela, *Second:* Cr Francis Pearson

Council resolves to:

1. Submit a tender to the Queensland State Government through the Department of Housing and Public Works to carry out various upgrade works at 11 School Road, Badu Island (WS155543) with a tender price of \$251,849.00 excl of GST and
2. delegate to the Chief Executive Officer's submit the tender, enter into contracts, negotiate, finalise, and execute any and all matters in relation to this tender.

MOTION CARRIED

11. BSU – CB – Contractual Matter – 24 Main Street, St Pauls

Head of Building Services spoke to report.

RESOLUTION:

Moved: Cr Getano Lui; *Second:* Cr Aven Noah

That Council Award contract TSIRC2021-07-5572 – Upgrade Works to 24 Main Street, St Pauls, to Robert Clarke Builders for \$241,100 excluding GST. and Pursuant to Section 257 of the *Local Government Act 2009*, Council delegates to the Chief Executive Officer:

- o power to make, amend or discharge the contract TSIRC2021-07-5572; and
- o power to negotiate, finalise and execute all matters associated with or in relation to this project and contract including without limitation any options and/or variations as per Council's Procurement and Ethical Sourcing Policy.

MOTION CARRIED

AGAINST - Cr Keith Fell and Cr John Levi

LUNCH 12:30pm – 1:30pm

13. **1:43pm – 1:56pm**

BSU – Interim Remote Capital Program - Variation to Funding Agreement

Head of Building services unit spoke to Report.

RESOLUTION:

Moved: Cr Torenzo Elisala; *Second:* Cr Jimmy Gela

Council resolves to:

1. Build 5/7 plug-ins only, and the 2 excluded are those allocated to Badu, under the \$2.35M Interim capital program.

and

2. Build the 2 plug-ins allocated under the Rural and remote program at Badu.

And

3. Delegate power to the Chief Executive Officer, pursuant to section 257 of the Local Government Act 2009 to enter into contract, negotiate, finalise, and execute any and all matters associated with or in relation to \$2.35M Interim capital program funding agreement, including any further variations to allow for extensions of time or increase in funding.

MOTION CARRIED

14. 1:56pm – 2:03pm COMMUNITY SERVICES – Removal of Donga, 95 Egriu Village Erub

Acting Chief Executive Officer spoke to this report on behalf of the acting Chief Operating Officer.

Cr Lui declared – COI as he is related to the owner/operator of Strait Support. Cr Lui left the room

RESOLUTION:

Moved: Cr Jimmy Gela; *Second:* Cr Francis Pearson

Council resolves to:

- request Department of Communities, Housing & Digital Economy (DCHDE) remove and demolish the donga at Lot 95 Egriu Village, Erub

And

- Delegate power to the Chief Executive Officer, pursuant to section 257 of the Local Government Act 2009 to enter into contract, negotiate, finalise and execute any and all matters associated with or in relation to this matter.

MOTION CARRIED

15. 2:03pm – 2:29pm CORPORATE – Community Grants

The Chief Financial officer spoke to this report. The Chief Financial Officer advised that although Cr Nona is an apology for today's council meeting, he had sent an email declaring his conflict of interest regarding Sophie Nona's application as they are related.

RESOLUTION:

Moved: Cr Kabay Tamu, *Second:* Cr Francis Pearson

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Serub Serub Nar Racing Club for the eligible amount of \$1,978.75 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr John Levi

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Badu United Team for the eligible amount of \$1772.31 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Jimmy Gela, *Second:* Cr Conwell Tabuai

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Masigal Gal Community for the eligible amount of \$9,372.72 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Francis Pearson; *Second:* Cr Aven Noah

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Norita Kris for the eligible amount of \$2,500.00 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Torenzo Elisala; *Second:* Cr John Levi

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Dhadhin Geai Warriors & Sports for the eligible amount of \$5029.12 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Hilda Mosby; Second: Cr John Levi

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Sophie Nona for the eligible amount of \$632.72 exclusive of GST (plus in-kind assistance to the value of \$1,043.00 – approval pending), as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Hilda Mosby

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Erub Arts for the eligible amount of \$7,985.10 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Kabay Tamu; Second: Cr Jimmy Gela

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Mui Kuzi Touch Football Team for the eligible amount of \$9,522.00 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Torenzo Elisala; Second: Cr Aven Noah

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- Melita Hosea for the eligible amount of \$1772.31 exclusive of GST, as per the submitted application.

MOTION CARRIED

RESOLUTION:

Moved: Cr Kabay Tamu; Second: Cr Rocky Stephen

Council resolved to allocate Community Grants Program funding to the following applicant in accordance with the Community Grants Policy:

- St Pauls Anglican Church for the eligible amount of \$1,000.00 exclusive of GST, as per the submitted application.

MOTION CARRIED

16. **2:29pm – 2:35pm**

CORPORATE – Public Interest Disclosure Policy and Management Program

The Chief Financial Officer spoke to this report.

RESOLUTION:

Moved: Cr Torenzo Elisala; Second: Cr John Levi

Council resolves to;

adopt the Public Interest Disclosure Policy and Management Program and

delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to make further minor administrative amendments as they arise.

MOTION CARRIED

17. 2:35pm – 2:41pm CORPORATE – Ugar Community Safe Access – Deed of Variation

The Chief Financial Officer spoke to this report.

RESOLUTION:

Moved: Cr Rocky Stephen; *Second:* Cr Torenzo Elisala

Council resolves to:

endorse the proposed amendments to the original Funding Agreement for Ugar Community Safe Access, by the sum of \$180,000.00 excluding GST, and the extended time period within the terms and conditions contained in the Deed.

and

Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009*:

- **power to make, amend or discharge the Deed of Variation relating to the Ugar Community Safe Access funding agreement; and**
- **power to negotiate, finalise and execute any and all matters associated with or in relation to this project and agreement including without limitation any options and/or variations.**

MOTION CARRIED

18. 2:41pm – 2:54pm CORPORATE – Enterprise Risk Management Guidelines Document - **Late**

The Chief Financial officer spoke to this report.

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr Jimmy Gela

That Council adopts the Enterprise Risk Management Guidelines

MOTION CARRIED

19. 2:54pm – 3:13pm CORPORATE – Policies Update – **Late**

The Chief Financial officer spoke to this report.

There was a discussion on the Audit Policy with the Chief Financial Officer noting there was a Council resolution back in 2019 stating the Chair of the Audit Committee is Mr Eric Muir and the Deputy Chair is Mr Paul Shipperley, and they were contracted for 2 years which will expire this year.

A discussion was held on the Conflict-of-Interest Policy and it was recommended that Conflict of interest should sit under Governance. I was also discussed that Conflicts of Interest will be completed annual whether a Staff or Councillors has a conflict or not.

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr Francis Pearson

Council resolves to:

1. Endorse the following Torres Strait Island Regional Council policies:

- **Advertising Spending Policy**
- **Conflict of Interest Policy**
- **Audit Policy**

and

2. Delegate authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to exercise the functions and powers assigned to the Chief Executive Officer under the endorsed policies, including the power to make any further minor administrative amendments to the policies as they arise.

MOTION CARRIED

AFTERNOON TEA 3:13pm – 3:27pm

20. 3:29pm – 3:34pm CORPORATE – National Voice Proposal – **Late**

The Chief Financial officer spoke to this report.

An email has been sent to all Councillors for feedback. The submission date is the 31st April 2021. This paper will be discussed on Day 2 of the Council meeting.

ITEM LEFT LAYING ON THE TABLE

21. **3:34pm – 4:03pm** **ENGINEERING – LDMG Membership**

The Chief of Engineer spoke to this Report and provided an update of the current LDMG Membership and the proposed changes. Cr. Fell requested this Agenda item be added to the Housing and Safe and Healthy Communities Committee as a Standing Agenda Item.

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr Keith Fell

Council Resolves to:

Subject to the commencement of engagement by TSIRC Mayor and CEO with TSC in relation to the proposed disestablishment to the TSLDMG, as per resolution made at the May 2020 Ordinary Meeting.

• **Engage with identified stakeholders to seek the formation of membership and advisors of the proposed TSIRC LDMG as outlined in this report.**

and

• **Delegate the CEO to undertake engagement with proposed members and advisors to the proposed TSIRC LDMG, and undertake other administrative matters relating to the formation of a stand-alone TSIRC LDMG.**

MOTION CARRIED

22. **4:03pm – 4:10pm** **Closing Remarks**

Cr Dimas Toby raised his apologies for Day 2 of the Council Meeting due to other board commitments. After discussion with the Senior Legal Counsel officer Mayor Mosby accepted the Apology for Cr Toby for 22nd of April 2021 however notes that Sitting Fee's will not be paid as per policy.

Cr Keith Fell requested sitting fees be paid prior to 5pm however Chief Financial Officer advised that as per policy the fees are unable to be paid until the meeting has closed on the second day.

Mayor Mosby invited Cr Keith Fell to close in a word of prayer.

MEETING CLOSED – 4:10pm

Present

Cr Phillemon Mosby, Mayor (Poruma) -
Cr Torenzo Elisala, Division 2 – Dauan
Cr Conwell Tabuai, Division 3 – Saibai
Cr Keith Fell, Division 4 – Mabuia -
Cr Lama Trinkoon, Division 6 – Kubin, Mua Island
Cr John Levi, Division 7 – St Pauls, Mua Island -
Cr Seriako Dorante, Division 8 – Kirriri -
Cr Getano Lui Jnr, Division 9 – Iama -
Cr Kabay Tamu, Division 10 – Warraber
Cr Francis Pearson, Division 11 – Poruma -
Cr Hilda Mosby, Division 12 – Masig -
Cr Rocky Stephen, Division 13 – Ugar -
Cr Jimmy Gela, Division 14 – Erub -
Cr Aven Noah, Division 15 – Mer -

Mr Ilario Sabatino, Acting Chief Executive Officer (ACEO) (Hammond)
Ms Hollie Faithfull, Chief Financial Officer (CFO) (Cairns)
Dawson Sailor, Acting Chief Operating Officer (Warraber)
Mr David Baldwin, Chief Engineer (CE) (Cairns)
Mr Peter Krebs, Senior Legal Counsel (Thursday Island Office)
Ms Ursula Nai, Senior Executive Assistant (SEA) (Thursday Island)
Ms Naila Nomoa, Travel Officer (TO) (Thursday Island)

Apologies

Cr Dimas Toby, Division 1 – Boigu
Cr Laurie Nona, Division 5 – Badu

COUNCIL ORDINARY MEETING
Wednesday 21st April 2021
Agenda Items

1. **9:03am – 9:10am** **Welcome and opening prayer.**

Mayor Mosby welcome Councillors, Staff and acknowledged Traditional landowners throughout the length and breadth of Zenadth Kes.

Mayor Mosby invited Cr Pearson to open with a word of prayer.

2. **9:10am – 9:40am** **Deputation 1 – Gina Bin Juda – Social Justice Interagency Services**

Ms Gina Bin Juda discussed the Social Just Interagency Services and the Draft “Keeping community safe plan”. Mayor Mosby requested a copy of the plan and for this to be placed on the next SARG Agenda. It was recommended that the Social Justice Interagency Service work closely with Cr. Keith Fell to provide recommendations to SARG Committee.

ACTION: Secretariat to add Keeping Community Safe Plan onto the next SARG Agenda.

3. **9:41am – 9:41am** **COUNCIL MOVE INTO CLOSED BUSINESS**

RESOLUTION:

Moved: Cr Kabay Tamu; *Second:* Cr Conwell Tabuai

That in accordance with section 254J of the *Local Government Regulation 2012 (Qld)* it is resolved for the meeting to go into closed session to discuss matters of the following nature:

- (g) 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;
- (h) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local Government

Cr Seriako Dorante declared and prescribed conflict of interest as he is an employee of SeaSwift and left the room at 9:43am

4. **9:41am – 10:39am** **LEGAL-CB-Delegation- Sea Swift Dispute**

5. **10:39am – 10:40am** **COUNCIL MOVE OUT OF CLOSED BUSINESS**

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr Jimmy Gela

That Council move out of Closed Business.

MOTION CARRIED

4. **LEGAL-CB-Delegation- SeaSwift Dispute**

RESOLUTION:

Moved: Cr Getano Lui; *Second:* Cr Rocky Stephen

1. That under section 257 of the *Local Government Act 2009*, Council empower the Chief Executive Officer to:

- a. decide to enter into any litigation funding agreement to pursue Council’s interest in this dispute;

- b. negotiate, execute, discharge, amend and renew any such litigation funding agreement, as the Chief Executive Officer considers appropriate taking into account any advice from Clyde & Co

- c. decide to enter into any client costs agreement with Clyde & Co to pursue Council’s interest in this dispute;

- d. negotiate, execute, discharge, amend and renew any such client costs agreement with Clyde & Co, as the Chief Executive Officer considers appropriate;

- e. provide instructions to Clyde & Co in the litigation of the dispute, including in respect of any settlement negotiations.

2. Council directs the Chief Executive Officer to report periodically to Council on the progress of the matter.

MOTION CARRIED

10:39am - Cr. Seriako Dorante returned to meeting.

MORNING TEA – 10:40am – 10:48am

6. **11:00am – 11:08am** **OCEO- Change to May 2021 Ordinary Meeting Dates**

The Acting Chief Executive Officer spoke to this report.

RESOLUTION:

Moved: Cr Lama Trinkoon; *Second:* Cr Torenzo Elisala

That Council change the dates for Council's May Ordinary Meeting to Monday 24th and Tuesday 25th May 2021, and confirm Cairns as the location for the meeting.

MOTION CARRIED

7. **11:08am – 11:36am** **Standing Agenda Item:**

• **Monthly Financial Report**

The Chief Finance officer spoke to report.

RESOLUTION:

Moved: Cr Aven Noah; *Second:* Cr Francis Pearson

That Council Note this report.

MOTION CARRIED

8. **11:36am – 11:45am** **CORPORATE – National Voice Proposal – Late**

The Chief Finance officer spoke to report.

Cr Lui spoke about the conclusion our voice and added a number of suggestions. The final Draft will be sent to the Mayor for review prior to submission date of 31st of April 2021.

ACTION: Chief Financial Officer to send through final draft to Mayor Mosby for review prior to submission date of 31st April 2021

9. **11:45am – 11:56am** **LEGAL – Complaint Management Policy Review – Late**

Senior Legal Counsel spoke to this report.

RESOLUTION:

Moved: Cr Rocky Stephen; *Second:* Cr Francis Pearson

That Council endorse the updated SP09 Complaint Management Policy, as presented.

MOTION CARRIED

10. **11:56am – 12:09pm** **LEGAL- Strait Support, Erub**

The following Councillors declared COI and left the room at 12:08pm. Cr Lui

- Cr Noah – COI – Family member
- Cr Stephen – COI – Family member
- Cr Gela - COI – Family Member

The Senior Legal Counsel spoke to this report.

RESOLUTION:

Moved: *Second:*

That Council resolve to;

- **A waiver of commercial licensing agreement (at adopted General storage use rates) with Strait Support at Lot 91 Builders Shed, Erub totalling \$12,972.00 for six months occupancy between 1 July to 31 December 2019 is approved/not approved.**

MOTION LOST

11. **12:09pm – 11:50** **Business Arising from Information Reports**

The Acting Chief Engineer spoke to Engineering Information Reports.

Cr Fell would like sea rescue's to be included in monthly information reports

ACTION: Chief Engineer to include sea rescues in monthly information reports.

Cr Hilda Mosby raised concerns on the accuracy of information reports coming to Council especially in regard to the information on Masig Airport as the report does not reflect what is happening on ground.

Cr Getano Lui would like to see all report template to be standard, and the information reports provided to checked on ground so that what is happening on the ground is accuracy reflected in the information reports.

Cr Francis Pearson raised the Poruma Airport fence as being damaged.

ACTION: Chief Engineer to follow up offline on Cr. Mosby's concerns regarding the airport on Masig and Cr. Francis Pearson concerns regarding the Poruma Airport fence.

Cr Seriako Dorante met with Engineering Team on their recent trip to Hammond Island and discussed

- Roads (Potholes)
- Drain not cleaned out.
- Engineering does have a backhoe and a tractor on ground, staff training required to operate the machines.

The Acting Chief Operating officer spoke to information report.

Cr Getano Lui raised concerns about Indigenous Knowledge Centres and would like an information report to be presented to Council at the next Ordinary Meeting.

ACTION: Chief Operating officer to follow-up different programmes provided by the Indigenous Knowledge Centres and provide a status on Indigenous Knowledge Centres on each division.

Acting Chief Operation Officer spoke to their information report.

Cr Getano Lui raised concerns that the pallets that the fuel drums are put on do not correct align and the pallets do not fit.

ACTION: Chief Engineer to follow-up the pallet sizing of the fuel drums and confirm sizing at the next Ordinary Meeting.

Mayor Mosby discussed the Fuel health and safety issue and Financial risk to council. The Chief Finance Officer spoke on the Fuel (Catastrophic Risk).

ACTION: Chief Operating Officer to provide a total costing of removing the fuel drums from the remaining islands that have bowsers.

ACTION: Chief Operating Officer to email the stage 1 plan on the Fuel Safety completed by the Healthy and Safety officer to all Councillors.

ACTION: Chief Operating Officer to provide update to Council on project plan for fuel bowsers at the next Ordinary Meeting.

Cr Conwell Tabuai advised as per information report the temporary fuel shed on Saibai is due to finish by the end of April but there is no progress on ground.

ACTION: Chief Operating Officer to investigate the timeline of the temporary fuel shed on Saibai and advise Cr. Conwell Tabuai via email on the status.

Cr Keith Fell asked if Consultations could be involved as a committee, standing committee or SARG. This advice was provided to Cr. Keith Fell.

Moved: Cr Aven Noah, Second: Cr Conwell Tabuai

That Council note all information reports.

MOTION CARRIED

12. 11:50am – 1:14pm Strategic Matters

Cr Lui raised a late agenda item as a Community Grant. A robust discussion was held with involvement of the Senior Legal Counsel and Chief Financial Officer on the eligibility of the Community Grants and the timeline for applications to be submitted to Council.

LUNCH – 1:38pm – 2:37pm

RESOLUTION:

Moved: Cr Fell; *Second:* Cr Levi

Council endorses the grant of \$3800.00 to cover the funeral expenses of the Late Elizabeth Songoro and notes that the grant is outside of Council's Community Grants Procedure, but due to extenuating circumstances and Ailan Kustom, makes this grant as a one-off exception to the policy."

**MOTION CARRIED
AGAINST - Cr Seriako Dorante**

It was note during the deliberations of the above resolution, that the Chief Financial Officer and Senior Legal Counsel strongly advised of this resolutions failure to meet Council policy and procedure.

ACTION ITEMS: Chief Financial Officer to add Community Grants in May Workshop.

Cr Conwell Tabuai raised his disappointment at Qantas as Family members travelling on Qantas from Horn Island to Cairns did not receive their luggage on arrival.

Cr Hilda Mosby raised Asbestos on Yorke island building over 50 years old.

ACTION: Chief Operating Officer and Head of Building Services to have offline discussion on Asbestos Building on Masig

Cr Lui discussed the COVID-19 rollout.

Cr. Keith Fell discussed the Railway Courses currently being rolled out on certain islands.

ACTION: Cr Keith Fell to send email to all Councillors regarding information on the certificate II in railway.

Acting Chief Operating Officer discussed information sessions currently being held on Saibai for driver's licence and conversation with Legal Aid.

Cr Noah congratulated the Engineering team on the completion of the Mer Island lagoon which is finally full after so many restrictions.

13. 12:20pm – 12:25pm Next Meeting Date – 17 & 18 May 2021 – Cairns

Mayor Mosby reminded Councillors the next Ordinary Meeting has been changed to Monday 24th and Tuesday 25th May 2021 as per earlier resolution.

14. 2:55pm – 2:55pm Meeting Closed



Mr David Baldwin
Acting Chief Executive Officer
Torres Strait Island Regional Council
24th May 2021



Mr Phillemon Mosby
Mayor
Torres Strait Island Regional Council
24th May 2021

FENVA