



AGENDA

TORRES STRAIT ISLAND REGIONAL COUNCIL

December 2022

TRUSTEE MEETING

Tuesday, 13th December 2022

Division 1, Boigu

TRUSTEE MEETING
Tuesday, 13th December 2022
Agenda Items

- | | | |
|----|------------------------|--|
| 1. | <u>9:00am - 9:10am</u> | <u>Opening Prayer and Welcome</u> |
| 2. | <u>9:10am – 9:15am</u> | <u>Apologies</u> |
| 3. | <u>9:15am - 9:20am</u> | <u>Declaration of Conflict of Interest (COI) Declarable and Prescribed</u> |
| 4. | <u>9:15am – 9:20am</u> | <u>Confirmation of Trustee Meeting Minutes</u> <ul style="list-style-type: none">• Trustee Meeting – 17th November 2022 |
| 5. | <u>9:20am – 9:30am</u> | <u>Trustee Outstanding Action Items</u> |
| 6. | <u>9:30am – 9:45am</u> | <u>Standing Agenda Item: (verbal update)</u> <ul style="list-style-type: none">• Undocumented commercial land occupation project – verbal update• DOGIT Transfers – Verbal Update |
| 7. | <u>9:45am – 9:45am</u> | <u>Next meeting – date to be advised</u> |
| 8. | <u>9:45am – 9:50am</u> | <u>Closing Remarks</u> |

MORNING TEA – 10:00AM – 10:15AM



Draft Minutes

TORRES STRAIT ISLAND REGIONAL COUNCIL

November 2022

TRUSTEE MEETING

Thursday, 17th November 2022

Calvary Christian Church Cairns

PRESENT:

Cr Phillemon Mosby, Mayor
Cr Dimas Toby, Division 1 – Boigu
Cr Torenzo Elisala, Division 2 – Dauan
Cr Lama Trinkoon, Division 6 – Kubin (Arkai), Mua Island
Cr John Levi, Division 7 – Wug (St Pauls), Mua Island
Cr Getano Lui Jnr, Deputy Mayor, Division 9 – Iama (Yam)
Cr Kabay Tamu, Division 10 – Warraber (Sue)
Cr Francis Pearson, Division 11 – Poruma (Coconut)
Cr Hilda Mosby, Division 12 – Masig (Yorke)
Cr Rocky Stephen, Division 13 – Ugar (Stephen)
Cr Jimmy Gela, Division 14 – Erub (Darnley)
Cr Aven Noah, Division 15 – Mer (Murray)

STAFF:

Mr James William, Chief Executive Officer (CEO)
Ms Hollie Faithfull, Executive Director, Financial Services (EDFS)
Mr David Baldwin, Executive Director, Engineering Services (EDES)
Mr Wayne Green, Executive Director Building Services (EDBS)
Mr Dawson Sailor, Head of Community Services (HOCS)
Ms Julia Maurus, Senior Legal Officer (SLO)
Ms Trudy Lui, Executive Assistant to the Mayor (EA)
Mr Jacob Matysek, Executive Officer (EO)
Ms May Mosby, Acting Secretariat Officer (A/SO)

APOLOGIES:

Cr Keith Fell, Division 4 – Mabuia
Cr Laurie Nona, Division 5 – Badu
Cr Conwell Tabuai, Division 3 – Saibai
Cr Seriako Dorante, Division 8 – Kiririri (Hammond)
Ms Julie Marino, Executive Assistant to the CEO

TRUSTEE MEETING
Thursday, 17th November 2022

1. **9:05am - 9:10am** **Opening Prayer and Welcome**

Mayor Phillemon Mosby opened the Trustee Meeting for November with a welcome and acknowledged:

- Our Heavenly Father for his awesome, wisdom, knowledge and understanding upon our lives. our family, our Organisation, our people and region.
- Traditional Owners of this land we gather today.
- Chief Executive Officer and Executive Staff

Mayor Mosby invited Cr Rocky Stephen to open the meeting in a word of prayer at 9:05am.

2. **9:10am – 9:15am** **Apologies**

Cr Keith Fell, Division 4 – Mabuiaq
Official Council Business - Attendance at Housing Summit Brisbane

Cr Laurie Nona, Division 5 – Badu
Official Council Business: Attendance at Housing Summit Brisbane

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Lama Trinkoon

That Council accepts the apologies of Cr Keith Fell and Cr Laurie Nona for the November 2022 Trustee Meeting.

MOTION CARRIED UNANIMOUS

Cr Conwell Tabuai, Division 3 – Saibai – Due to sorry business

RESOLUTION:

Moved: Cr Torenzo Elisala; Second: Cr Jimmy Gela

That Council accepts the apology of Cr Conwell Tabuai for the November 2022 Trustee Meeting.

MOTION CARRIED UNANIMOUS

Cr Seriako Dorante, Division 8 – Hammond – Due to sorry business

RESOLUTION:

Moved: Cr Aven Noah; Second: Cr Lama Trinkoon

That Council accepts the apology of Cr Seriako Dorante for the November 2022 Trustee Meeting.

3. **9:15am - 9:15am** **Declaration of Conflict of Interest (COI) Declarable and Prescribed**

Mayor Mosby encouraged Councillors to make a declaration of a Conflict of Interest or any relevant legal proceedings at any time during the meeting. There are no relevant legal proceedings against any Councillor.

4. **9:15am – 9:18am** **Confirmation of Trustee Meeting Minutes**

- Trustee Meeting – 11th October 2022

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Jimmy Gela

That the Trustee accepts the minutes of the Trustee meeting held on 11th October 2022 as a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

5. **9:18am – 9:40am** **Trustee Outstanding Action Items**

Ms Julia Maurus, Senior Legal Officer provided the Trustee with an update on the Action Items register from October Trustee Meeting.

An in-depth discussion was held on the topic of DOGIT Transfers.

ACTION:

Executive Officer to arrange a linkup between the Chief Executive Officer, the Mayor and the responsible Minister (Department of Resources) and to follow up by letter.

ACTION:

Legal Services to prepare an information report on the Badu Council v Minister judicial review case for the December meeting, explaining the implications of DOGIT transfer (to which organisation can the DOGIT be transferred?).

6. **9:40am – 9:55am** **LEGAL - TR – LHA lease transfer: 46 Aikuru Street, Warraber Island**

Ms Julia Maurus, Senior Legal Officer spoke to the report.

RESOLUTION:

Moved: Cr Kabay Tamu; Second: Cr Francis Pearson

The Trustee resolves pursuant to the *Aboriginal and Torres Strait Islander Land Holding Act 2013* to:

- consent to the transfer of a trustee lease (Lease No. 719480484) from Maria Billy over Lot 27 on SP270859 (title reference 51056751) to Lui Tommy Billy; and
- delegate to the Mayor and the Chief Executive Officer each the power to execute the General Consent forms.

MOTION CARRIED UNANIMOUS

ACTION:

That Cultural, Arts, Land and Heritage Standing Committee to review, as part of the Trustee Policy review, the question of what assistance Council can offer to Katter lease holders with disputes over the LHA house and land.

7. **9:55am – 10:27am** **UPDATE ON DOGIT TRANSFERS**

Mr Andrew Kerr, Consultant of Moray Agnew Lawyers attended the meeting to provide Council with a verbal update on the DOGIT transfers and other related DOGIT matters.

8. **10:27am – 10:27am** **Next meeting – 13th December 2022 – Boigu**

9. **10:27– 10:27am** **Closing Remarks**

Mayor Phillemon Mosby thanked Councillors and Staff and declared the Trustee meeting closed to reconvene in Council Ordinary Meeting after morning tea.

MEETING CLOSED – 10:27AM

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

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Cr Phillemon Mosby
Mayor
Torres Strait Island Regional Council
Date:

STRATEGIC AND OPERATIONAL ACTIONS FROM COUNCIL TRUSTEE/ORDINARY MEETING

| Date | Month of Meeting | Year | Type of Meeting | Community | Agenda Report | Action | Lead Officer | Lead Officer Comments |
|------|------------------|------|-----------------|-----------|----------------------|--|-------------------|--|
| 17 | November | 2022 | Trustee | Cairns | DOGIT Transfers | Executive Officer to arrange a linkup between the Chief Executive Officer, the Mayor and the responsible Minister (Department of Resources) and to follow up by letter. | Executive Officer | |
| 17 | November | 2022 | Trustee | Cairns | DOGIT Transfers | Legal Services to prepare an information report on the Badu Council v Minister judicial review case for the December meeting, explaining the implications of DOGIT transfer (to which organisation can the DOGIT be transferred?). | Legal Services | Held over to January 2023 |
| 17 | November | 2022 | Trustee | Cairns | Katter lease holders | That Cultural, Arts, Land and Heritage Standing Committee to review, as part of the Trustee Policy review, the question of what assistance Council can offer to Katter lease holders with disputes over the LHA house and land. | Legal Services | Pending - Legal Services to prepare an agenda report for the next CALH Standing Committee meeting. |