



AGENDA

TORRES STRAIT ISLAND REGIONAL COUNCIL

July 2022

TRUSTEE MEETING

Tuesday, 19th July 2022

Video Conference

TRUSTEE MEETING
Tuesday, 19th July 2022
Agenda Items

- | | | |
|----|------------------------|--|
| 1. | <u>9:00am - 9:05am</u> | <u>Opening Prayer and Welcome</u> |
| 2. | <u>9:05am – 9:10am</u> | <u>Apologies</u> |
| 3. | <u>9:10am - 9:15am</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 – 28th June 2022 |
| 5. | <u>9:20am – 9:25am</u> | <u>Trustee Outstanding Action Items</u> |
| 6. | <u>9:25am – 9:30am</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>9:30am – 9:35am</u> | <u>Next meeting – Wednesday 24th August 2022 – Masig</u> |
| 8. | <u>9:35am – 9:40am</u> | <u>Closing Remarks and Prayer</u> |



Draft Minutes

TORRES STRAIT ISLAND REGIONAL COUNCIL

June 2022

TRUSTEE MEETING

Tuesday, 28th June 2022

Video Conference

TRUSTEE MEETING
Tuesday, 28th June 2022

PRESENT:

Cr Phillemon Mosby, Mayor
Cr Torenzo Elisala, Division 2 – Dauan
Cr Conwell Tabuai, Division 3 – Saibai
Cr Keith Fell, Division 4 – Mabuiag
Cr Lama Trinkoon, Division 6 – Kubin (Arkai), Mua Island
Cr John Levi, Division 7 – Wug (St Pauls), Mua Island
Cr Seriako Dorante, Division 8 – Kirriri (Hammond)
Cr Getano Lui Jnr, Deputy Mayor, Division 9 – Iama (Yam)
Cr Francis Pearson, Division 11 – Poruma (Coconut)
Cr Hilda Mosby, Division 12 – Masig (Yorke)
Cr Rocky Stephen, Division 13 – Ugar (Stephen)
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 Dawson Sailor, Head of Community Services (HOCS)
Ms Megan Barrett, Executive Director, Corporate Services (EDCS)
Mr Peter Krebs, Manager Legal Services (MLS)
Mr Jacob Matysek, Executive Assistant to the Mayor (EA)
Ms May Mosby, Acting Secretariat Officer (ASO)

APOLOGIES:

Cr Dimas Toby, Division 1 – Boigu
Cr Laurie Nona, Division 5 – Badu
Cr Kabay Tamu, Division 10 – Warraber (Sue)
Cr Jimmy Gela, Division 14 – Erub (Darnley)

TRUSTEE MEETING
Tuesday, 28th June 2022

1. **9:15am - 9:20am** **Opening Prayer and Welcome**

Mayor Mosby opened the Trustee Meeting for June with a welcome to:

- Councillors, Executive and Administration Staff
- Our Heavenly Father for his awesome wisdom, knowledge and understanding upon our lives as appointed leaders in our region and for this Organisation
- Traditional Owners throughout the length and breadth of Zenadth Kes including where the footprint of TSIRC is at Thursday Island and Cairns
- Our families and friends in sorry business

Mayor Mosby asked everyone to be upstanding and invited Cr Keith Fell to open the meeting in a word of prayer. A minute's silence was observed for the recently departed.

2. **9:20am – 9:24am** **Apologies**

- Cr Kabay Tamu, Division 10 – Warraber – GBK Meeting

It is noted that under the current guidelines, Cr Kabay Tamu's apology was tabled but not accepted.

MOTION LOST

9:21am – Cr Hilda Mosby joined the meeting.

- Cr Dimas Toby, Division 1, Boigu – attendance at GBK Meeting
- Cr Jimmy Gela, Division 14, Erub – attendance at GBK Meeting

It is also noted that both apologies are not accepted due to current guidelines.

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Torenzo Elisala

That Council accepts the apologies of Cr Kabay Tamu, Cr Dimas Toby and Cr Jimmy Gela for the June 2022 Trustee Meeting however sitting fees will not be payable.

MOTION CARRIED UNANIMOUS

3. **9:24am - 9:25am** **Declaration of Conflict of Interest (COI) Declarable and Prescribed**

No declarations were made by Councillors. Mayor Mosby encouraged Councillors to make a declaration at any time during the meeting.

4. **9:25am – 9:26am** **Confirmation of Trustee Meeting Minutes**

- Trustee Meeting – 16th May 2022

RESOLUTION:

Moved: Cr John Levi; Second: Cr Francis Pearson

That the Trustee accepts the minutes of the Trustee meeting held on 16th May 2022 as a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

5. **9:26am – 9:32am** **Outstanding Action Items**

Mr Peter Krebs, Manager Legal Services provided an update of the Action Items from May's Trustee Meeting.

Cr Getano Lui raised concerns of important Ministerial correspondence not being responded to in a timely manner.

The Chief Executive Officer advised that he is happy to have further discussions in closed business or in general regarding staffing issues.

9:30am – Cr Conwell Tabuai joined the meeting.

6. **9:32am – 10:10am** **Standing Agenda Item: (verbal update)**
- Undocumented commercial land occupation project – verbal update
 - DOGIT Transfers – Verbal Update

9:35am - Cr Lama Trinkoon joined the meeting due to phone outages/connectivity on Kubin.

Mr Peter Krebs, Manager Legal Services provided a verbal update on the Undocumented commercial land occupation project and advised that Ms Julia Maurus, Senior Legal Officer has updated the land records for all our communities which are now up to date. The land records will show who is occupying sites throughout the region such as Katter leases, commercial entities, Government departments, other operators, and individuals.

ACTION: That Manager Legal Services have an offline discussion with Cr Conwell Tabuai on the leases on Saibai.

ACTION: That the Manager Legal Services to review the DOGIT Policy regarding leases in light of the recent Court of Appeal decision in the Ahwang matter.

9:50am – Mr Dawson Sailor, Head of Community Services left the meeting.

9:52am – Mr Dawson Sailor re-joined the meeting.

9:59am – Ms Hollie Faithfull, Executive Director Financial Services left the meeting.

10:12am – Ms Hollie Faithfull re-joined the meeting.

In-depth discussions were had on DOGIT. Mayor Mosby noted the following actions to be taken:

- Updating the DOGIT policy
- A TSIRC policy to be prepared for Native Title and Cultural Heritage
- A letter to GBK regarding the licences for MyPathways premises
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7. **10:10am – 10:13am** **LEGAL – LHA lease transfer: Hammond Lot 43 on SP248418**

Mr Peter Krebs, Manager Legal Services spoke to the report.

RESOLUTION:

Move: Cr Serriako Dorante; 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. 715651055) from Donald Peter Benjamin and Christine Elizabeth Benjamin over Lot 53 SP248418 (title reference 51067187) to Donald Peter Benjamin, Christine Elizabeth Benjamin, Michael Keith Benjamin and Cameron Paul Benjamin; and
- delegate to the Mayor and the Chief Executive Officer each the power to execute the General Consent form.

MOTION CARRIED UNANIMOUS

Mr Peter Krebs, Manager Legal Services also spoke on the Hammond Island Master Plan. Conversations were had with John Conroy from DATSIP regarding amending the masterplan for the Hammond Island community. John Conroy has requested a face-to-face meeting with Peter and Cr Dorante.

ACTION: That Manager Legal Services follow up with the master plan for Hammond Island Community with John Conroy from DATSIP.

Cr Dorante further stated that in order for John Conroy to undertake the masterplan, he would require a support letter from Council. There are no costs involved, only a support letter is required so he could get the funds allocated to him to carry out the masterplan.

8. **10:13am – 10:13am** **Next meeting – Tuesday 19th July 2022**
9. **10:13am – 10:14am** **Closing Remarks**

Mayor Mosby thanked everyone and declared the Trustee meeting closed.

MEETING CLOSED 10:15AM

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

.....
Cr Phillemon Mosby
Mayor
Torres Strait Island Regional Council
Date:

STRATEGIC AND OPERATIONAL ACTIONS FROM ORDINARY MEETING AND EXECUTIVE - PLUS OPERATIONAL ACTIONS ONLY FROM SARG TO BE INPUT ONTO THIS DOCUMENT #8507

| Date | Month of Meeting | Year | Type of Meeting | Community | Agenda Report | Action | Lead Officer | Advisory Officer | Budget | PI | Lead Officer Comments | ETA |
|------|------------------|------|-----------------|-----------|--|---|------------------------|------------------|--------|----|-----------------------|-----|
| 28 | June | 2022 | Trustee | VC | Standing Agenda Item: Undocumented commercial land occupation project – verbal update DOGIT Transfers – Verbal Update | That Manager Legal Services have an offline discussion with Cr Conwell Tabuai on the leases on Saibai. | Manager Legal Services | | | | | |
| 28 | June | 2022 | Trustee | VC | Standing Agenda Item: Undocumented commercial land occupation project – verbal update DOGIT Transfers – Verbal Update | That the Manager Legal Services to review the DOGIT Policy regarding leases in light of the recent Court of Appeal decision in the Ahwang matter. | Manager Legal Services | | | | | |
| 28 | June | 2022 | Trustee | VC | LEGAL - LHA lease transfer: Hammond Lot 43 on SP248418 | That Manager Legal Services follow up with the master plan for Hammond Island Community with John Conroy from DATSIP. | Manager Legal Services | | | | | |