



Draft Minutes

TORRES STRAIT ISLAND REGIONAL COUNCIL

December 2022

Tuesday 13th December 2022, 10:05am – 4:25pm
Wednesday 14th December 2022, 11:00am – 3:45pm

Division 1, Boigu

COUNCIL ORDINARY MEETING
Tuesday, 13th December 2022

PRESENT:

Cr Phillemon Mosby, Mayor
Cr Dimas Toby, Division 1 – Boigu
Cr Conwell Tabuai, Division 3 – Saibai
Cr Keith Fell, Division 4 – Mabuia
Cr John Levi, Division 7 – Wug (St Pauls), Mua Island
Cr Seriako Dorante, Division 8 – Kirriiri (Hammond)
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 Rocky Stephen, Division 13 – Ugar (Stephen)
Cr Aven Noah, Division 15 – Mer (Murray)

STAFF:

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

APOLOGIES:

Mr James William, Chief Executive Officer – **annual leave**
Cr Torenzo Elisala, Division 2 – Dauan – **sorry business**
Cr Laurie Nona, Division 5 – Badu – **personal family commitment**
Cr Lama Trinkoon, Division 6 – Kubin (Arkai), Mua Island – COVID
Cr Hilda Mosby, Division 12 – Masig (Yorke) – **medical reasons**
Cr Jimmy Gela, Division 14 – Erub (Darnley) – personal family leave

COUNCIL ORDINARY MEETING
Tuesday, 13th December 2022

1. **10:05am – 10:10am** **Welcome and Opening Remarks**

Mayor Mosby reconvened the Council Ordinary Meeting and welcomed everyone to the final Council Ordinary Meeting for the year and spoke of the highlights of what this year brought to Council.

2. **10:10am – 10:16am** **Apologies**

Cr Torenzo Elisala, Division 2 – Dauan – sorry business - cultural obligations

RESOLUTION:

Moved: Cr John Levi; Second: Cr Keith Fell

That Council accepts the apology of Cr Torenzo Elisala for the December 2022 Ordinary Meeting.

MOTION CARRIED UNANIMOUS

Cr Laurie Nona, Division 5 – Badu – personal family commitment

RESOLUTION:

Moved: Cr Conwell Tabuai; Second: Cr Kabay Tamu

That Council accepts the apology of Cr Laurie Nona for the December 2022 Ordinary Meeting.

MOTION CARRIED UNANIMOUS

Cr Lama Trinkoon, Division 6 – Kubin – due to COVID

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Aven Noah

That Council accepts the apology of Cr Lama Trinkoon for the December 2022 Ordinary Meeting.

MOTION CARRIED UNANIMOUS

Cr Hilda Mosby, Division 12 – Masig – medical reasons

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Seriako Dorante

That Council accepts the apology of Cr Hilda Mosby for the December 2022 Ordinary Meeting.

MOTION CARRIED UNANIMOUS

Cr Jimmy Gela, Division 14 – Erub - personal family leave

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Francis Pearson

That Council accepts the apology of Cr Jimmy Gela for the December 2022 Ordinary Meeting.

MOTION CARRIED UNANIMOUS

Mayor Mosby mentioned that although the apologies are accepted they will be assessed as per Council policy.

Cr Toby welcomed Councillors and Staff and spoke on the cultural practice of the welcoming mat ceremony that took place on Monday night on Boigu.

3. **10:16am – 10:18am** **Declaration of Conflict of Interest (COI) (Prescribed and Declarable)**

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. **10:18am – 10:22am** **Confirmation of Previous Council Ordinary Meeting Minutes**

- 17th November 2022

RESOLUTION:

Moved: Cr Aven Noah; Second: Cr Francis Pearson

That Council resolves to accept the minutes of the Ordinary Meeting held on 17th November 2022 to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

Confirmation of Previous Council Ordinary Meeting Minutes

- 18th November 2022

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Kabay Tamu

That Council resolves to accept the minutes of the Ordinary Meeting held on 18th November 2022 to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

5. **10:22am – 10:30am** **Confirmation of Economic Growth Committee Minutes**
- 18th October 2022

RESOLUTION:

Moved: Cr John Levi; Second: Cr Dimas Toby

That Council resolves to accept the minutes of the Economic Growth Committee held on 18th October 2022, to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

Cr Getano Lui expressed his gratitude for the work done by the Economic Growth Committee on the Procurement Policy.

6. **10:30m – 10:40am** **Confirmation of Economic Growth Committee Minutes**
- 2nd December 2022

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr John Levi

That Council resolves to accept the minutes of the Economic Growth Committee held on 2nd December 2022, to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

Cr Rocky Stephen expressed his gratitude to the committee members, Ms Hollie Faithfull and and the administration team for their continuous support throughout the year.

7. **10:40am – 10:41am** **Confirmation of Special Meeting Minutes**
- 4th November 2022

RESOLUTION:

Moved: Cr Aven Noah; Second: Cr John Levi

That Council resolves to accept the minutes of the Special Meeting held on 4th November 2022, to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

8. **10:41am – 10:41am** **Confirmation of Special Meeting Minutes**
- 7th November 2022

RESOLUTION:

Moved: Cr Rocky Stephen; Second: Cr Francis Pearson

That Council resolves to accept the minutes of the Special Meeting held on 7th November 2022, to be a true and accurate account of that meeting.

MOTION CARRIED UNANIMOUS

9. **10:41am – 10:55am** **Outstanding Council Ordinary Meeting Action Items**

Acting Chief Executive Officer, Mr David Baldwin, provided a verbal update of the action items from November's meeting.

MORNING TEA – 10:55AM – 11:22AM

11:28am – Cr Rocky Stephen joined the meeting
11:30am – Ms Trudy Lui left the meeting
11:43am - Cr Keith Fell joined the meeting
11:47am – Cr Keith Fell left the meeting
11:50am – Cr Keith Fell re-joined the meeting
11:52am – Ms Trudy Lui re-joined the meeting

10. **11:22am – 11:36am** **CORPORATE – Funding Acquisition Report**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report. The report provides an update on and summary of Council's recent grant acquisition activities.

RESOLUTION:

Moved: Cr DimasToby; Second: Cr Francis Pearson

That Council resolves to note this report and its content.

MOTION CARRIED UNANIMOUS

ACTION: Executive Director Engineering Services to furnish Council with the plan of the marine infrastructure.

11. **11:36am – 11:48am** **CORPORATE – Community Grants Program – December 2022**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report regarding two community grants applications from Badu Community. No response was received from Cr Laurie Nona for the two applications. It is noted that Badu Community Grants has an available balance of \$2,706.42.

DHAHDIN GEAI WARRIORS

RESOLUTION:

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

- Dhahdin Geai Warriors – for the eligible amount of \$2,500.00 exclusive of GST, being 25% of the grant funds requested as per submitted application noting that Dhahdin Geai Warriors applied for \$10,000.00.

MOTION LOST

BAYSIDE BOYS

RESOLUTION:

Moved: Cr Kabay Tamu; Second: Cr Conwell Tabuai

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

- Bayside Boys – for the eligible amount of \$800.00 exclusive of GST, as per submitted application.

**MOTION CARRIED
AGAINST – Cr Seriako Dorante**

12. **11:48am – 11:59am** **CORPORATE – Policy Matter – Councillor Remuneration, Reimbursement and Facilities Provision Policy**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report.

RESOLUTION:

Moved: Cr Kabay Tamu; Second: Cr Conwell Tabuai

That Council resolves to:

1. amend and endorse Council's Councillor Remuneration, Reimbursement and Facilities Provision Policy, to increase the Professional Development allocation for Councillors from \$5,000 per term to \$5,000 per financial year
- 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 amended and endorsed policy, including the power to make any further minor administrative amendments to the policy as they arise.

MOTION CARRIED UNANIMOUS

13. **11:59am – 12:13pm** **BUILDING – Building Services Update (November) 2022**

Executive Director Building Services, Mr Wayne Green spoke to the report.

RESOLUTION:

Moved: Cr Aven Noah; Second: Cr Conwell Tabuai

Council resolves to note the Building Services Report for November 2022

MOTION CARRIED UNANIMOUS

14. **12:13pm – 12:19pm** **FINANCE – Budget Review 2022/2023**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report.

RESOLUTION:

Moved: Cr Rocky Stephen; Second: Cr Francis Pearson

1. That Council adopts in accordance with s169 and s170 of the Local Government Regulation 2012 an amended budget for the 2022-2023 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.

MOTION CARRIED UNANIMOUS

15. **12:19pm – 12:32pm** **FINANCE – Debt Recovery Policy**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report.

RESOLUTION:

Moved: Cr KabayTamu Second: Cr Keith Fell

Council resolves:

1. to adopt the Debt Recovery Policy in the form attached 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 amended and endorsed policies, including the power to make any further minor administrative amendments to the policies as they arise.

MOTION CARRIED UNANIMOUS

16. **12:32pm – 12:35pm** **FINANCE – Accounts Receivable Credit Policy**

Executive Director Financial Services, Ms Hollie Faithfull spoke to the report.

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Francis Pearson

Council resolves:

1. to adopt the Accounts Receivable Credit Policy in the form attached 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 amended and endorsed policy, including the power to make any further minor administrative amendments to the policy as they arise.

MOTION CARRIED UNANIMOUS

17. **12:35pm – 12:35pm** **COUNCIL MOVES INTO CLOSED BUSINESS**

RESOLUTION:

Moved: Cr Keith Fell; 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 business to discuss matters of the following nature:

(c) local government budget.

(e) legal advice obtained by the local government or legal proceedings involving the local government.

(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.

MOTION CARRIED UNANIMOUS

18. FINANCE – CB – Financial Dashboard Report
19. ENGINEERING – CB – Funding Matter – TSIRC.0025.2122J.
REC Disaster Recovery Funding Arrangement (DRFA)
20. ENGINEERING – CB – Funding Matter – Building our Regions Round
6 – Funding Agreement

1:00pm – 1:00pm

**COUNCIL MOVES OUT OF CLOSED BUSINESS
AND RESUMES IN OPEN BUSINESS**

RESOLUTION:

Moved: Cr Aven Noah; Second: Cr John Levi

That Council resolves to move out of closed business and resume in open business.

MOTION CARRIED UNANIMOUS

Resolutions and Minutes for noting following closed business:

18. **12:35pm – 12:52pm** **FINANCE – CB – Financial Dashboard Report**

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Kabay Tamu

That Council receive and endorse the monthly financial statements attached to the officer's report for the 2022-23 year to date, for the period ended 25 November 2022, as required under Section 204 *Local Government Regulation 2012*.

MOTION CARRIED UNANIMOUS

ACTION:

That Executive Director Financial Services present Councillors with utilities charges for Katter lease properties for community meetings.

19. **12:52pm – 12:56pm** **ENGINEERING – CB – Funding Matter –
TSIRC.0025.2122J REC Disaster Recovery Funding
Arrangement (DRFA)**

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Aven Noah

Council resolves to:

- Enter into the proposed funding agreement, TSIRC.0025.2122J.REC for Disaster Recovery Funding Arrangement (DRFA) & Reconstruction of Essential Public Assets (REPA), administered by Queensland Recovery Authority (QRA) in relation to Council's submission of TSIRC.0025.2122J.REC for for grant sum of \$1,242,701.68 (excl. gst)

and

- to delegate authority to the Chief Executive Officer under the provisions of the *Local Government Act 2009*:
 - power to make, amend or discharge the funding agreement; and
 - power to negotiate, finalise and execute any and all matters associated with or in relation to this funding agreement including without limitation any options and/or variations.

MOTION CARRIED UNANIMOUS

20. **12:56pm – 1:00pm** **ENGINEERING – CB – Funding Matter – Building Our Regions Round 6 Funding Agreement**

RESOLUTION:

Moved: Cr Francis Pearson; Second: Cr Conwell Tabuai

Council resolves to:

- Enter into the proposed funding, to complete the Building Our Regions (BoR) Round 6 Projects, administered by the Department of State Development, Infrastructure, Local Government and Planning (DSDILGP) for the total grant sum of \$2,655,000.00 (excl. GST). and
- Delegate authority to the Chief Executive Officer under the provisions of the *Local Government Act 2009*:
 - o power to make, amend or discharge the funding agreement; and
 - o power to negotiate, finalise and execute all matters associated with or in relation to this funding agreement including without limitation any options and/or variations.

MOTION CARRIED UNANIMOUS

LUNCH: 2:10pm – 2:57pm

21. **2:57pm – 3:16pm** **CORPORATE – Proposed Ordinary Meeting Dates for 2023**

Acting Chief Executive Officer Executive, Mr David Baldwin spoke to the report.

RESOLUTION:

Moved: Cr Keith Fell; Second: Cr Francis Pearson

That Council resolves to:

1. Endorse the following dates and venue as the ordinary meeting dates for Council for 2023:

Month 2023	Date	Venue/ Division
January	24-25	Video Conference
February	21-22	Video Conference
March	21-22	Warraber
April	18-19	Video Conference
May	25-26	Cairns
June	27-28	Video Conference
July	18-19	Mabuiag
August	15-16	Video Conference
September	19-20	Saibai
October	24-25	Video Conference
November	16-17	Cairns
December	12-13	Video Conference

Trustee meetings will commence at 9:00am with Council's ordinary meeting to follow immediately after.

It was recommended that the following location/community be second option should the above location/community not be available.

March – option for Warraber is Poruma

July – option for Mabuiag is St Paul's

September – option for Saibai is Erub

December – Erub (seek confirmation from Cr Jimmy Gela)

and

3. Endorse the following dates, times, and venue as the ordinary meeting dates for its standing committees for 2023:

Standing Committee	Meeting dates/times/venue
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SARG	Tuesday 10 January 2023 1pm – 4pm
	Tuesday 7 February 2023 1pm – 4pm
	Tuesday 7 March 2023 1pm – 4pm
	Tuesday 4 April 2023 1pm – 4pm
	Tuesday 2 May 2023 1pm – 4pm
	Tuesday 6 June 2023 1pm – 4pm
	Tuesday 4 July 2023 1pm – 4pm
	Tuesday 1 August 2023 1pm – 4pm
	Tuesday 5 September 2023 1pm – 4pm
	Tuesday 3 October 2023 1pm – 4pm
	Tuesday 7 November 2023 1pm – 4pm
	Tuesday 28 November 2023 1pm – 4pm
Governance and Leadership Committee	Monday 27 February 2023 10am – 12pm
	Monday 29 May 2023 10am – 12pm
	Monday 28 August 2023 10am – 12pm
	Monday 27 November 2023 10am – 12pm
Housing and Safe and Healthy Communities Committee	Thursday 2 February 2023 10am – 12pm
	Thursday 1 June 2023 10am – 12pm
	Thursday 28 September 2023 10am – 12pm
	Thursday 30 November 2023 10am – 12pm
Climate Change Adaptation and Environment Committee	Thursday 23 March 2023 10am – 12pm
	Thursday 22 June 2023 10am – 12pm
	Thursday 14 September 2023 10am – 12pm
	Thursday 9 November 2023 10am – 12pm
Economic Growth Committee	Friday 24 March 2023 10am – 12pm
	Friday 23 June 2023 10am – 12pm
	Friday 22 September 2023 10am – 12pm
	Friday 15 December 2023 10am – 12pm
Cultural Arts, Land and Heritage Committee	Wednesday 22 February 2023 10am – 12pm
	Wednesday 24 May 2023 10am – 12pm
	Wednesday 23 August 2023 10am – 12pm
	Wednesday 25 October 2023 10am – 12pm

ACTION:

Secretariat Officer to provide organisations with Council’s Meeting dates for 2023.

22. 3:16pm – 3.16pm Business Arising from Information Reports

Mayor Mosby gave an opportunity for Councillors to raise any matters in the Information Reports.

23. 3:16pm – 4:25pm Strategic Matters

Cr Francis Pearson spoke of the vessel of Valentine Nona and that it would be ideal to deliver the Masig Statement via the vessel.

Cr Seriako Dorante brought up the matter of the ferry suspension and seek support for a subsidy of the ferry service.

ACTION:

That Economic Growth Committee look into the ferry subsidy for Hammond and include Hammond with Ugar and Dauan.

Mayor Mosby gave Deputy Mayor, Cr Getano Lui the opportunity to speak on the treaty meeting with the PNG Village Councillors tomorrow (Wednesday). Cr Getano Lui spoke at length on the re-opening of the PNG border on the 19th October 2022, how it's progressing and the impact it has on our communities. This will be reviewed after 30 days and then 90 days.

An indepth discussion took place.

24. 4.24pm – 4:25PM Closing Remarks and Prayer

Mayor Mosby thanked Councillors and Executive Staff for their attendance and participation in the meeting and closed the meeting in a word of prayer.

MEETING CLOSED – 4:25PM

COUNCIL ORDINARY MEETING
Wednesday, 14th December 2022

PRESENT:

Cr Phillemon Mosby, Mayor
Cr Dimas Toby, Division 1 – Boigu
Cr Conwell Tabuai, Division 3 – Saibai
Cr Keith Fell, Division 4 – Mabuiag
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 Kabay Tamu, Division 10 – Warraber (Sue)
Cr Francis Pearson, Division 11 – Poruma (Coconut)
Cr Rocky Stephen, Division 13 – Ugar (Stephen)
Cr Aven Noah, Division 15 – Mer (Murray)

STAFF:

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

APOLOGIES:

Mr James William, Chief Executive Officer – **annual leave**
Cr Torenzo Elisala, Division 2 – Dauan – **sorry business**
Cr Laurie Nona, Division 5 – Badu – **personal commitment**
Cr Lama Trinkoon, Division 6 – Kubin (Arkai), Mua Island – COVID
Cr Hilda Mosby, Division 12 – Masig (Yorke) – **medical reasons**
Cr Jimmy Gela, Division 14 – Erub (Darnley) – personal family leave

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COUNCIL ORDINARY MEETING
Wednesday, 13 December 2022

25. **11:00am – 11:10am** **Deputation | Andrew Berryman – Torres Strait Treaty Liaison Officer and PNG Treaty Village Councillors**

Mayor Mosby welcomed Mr Andrew Berryman, Torres Strait Treaty Liaison Officer, Staff and PNG Village Councillors to the meeting. Each Councillor were given the opportunity to introduce themselves.

Deputy Mayor, Cr Getano Lui chaired the meeting and spoke on the Treaty Inhabitants Meeting recently in Cairns.

Indepth discussions between the PNG Village Councillors and TSIRC were held on the terms and conditions from the proposed TIM's meeting.

LUNCH – 1.30PM – 2.30PM

2:30am – 3:30pm **Continuation of Deputation - PNG Treaty Village Councillors**

26. **3:30pm – 3.40pm** **Closing Remarks and Prayer**

Deputy Mayor, Cr Getano Lui thanked the PNG Village Councillors for their attendance and participation in today's deputation. The meeting was closed in prayer by Pastor from Mabudauan Village.

MEETING CLOSED – 3:45PM

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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: