



**Torres Strait Island**  
REGIONAL COUNCIL

**MINUTES**

**ORDINARY MEETING**

Tuesday 19 March 2019: 9:09am to 5:02pm  
Wednesday 20 March 2019: 9:00am – 10:49am

Videoconference - VMR #8 - 0299 165 402

**Tuesday 19 March 2019**

**Present**

Cr Fred Gela, Mayor  
Cr Torenzo Elisala, Division 2 – Dauan (Dauan office)  
Cr Keri Akiba, Division 3 – Saibai (Saibai office)  
Cr Keith Fell, Division 4 – Mabuyag (Mabuyag office)  
Cr David Bosun, Division 6 – Kubin Community at Mua Island (Kubin office)  
Cr John Levi, Division 7 – St Pauls Community at Mua Island (St Pauls office)  
Cr Getano Lui Jnr, Division 9 – Iama (Iama Office)  
Cr Francis Pearson, Division 11 – Poruma (Poruma office)  
Cr Ted Nai, Division 12 – Masig  
Cr Rocky Stephen, Division 13 – Ugar (Cairns office)  
Cr Patrick Thaiday, Division 14 – Erub (Erub office)  
Cr Bob Kaigey, Division 15 – Mer (Mer office)  
Mr Bruce Ranga, Chief Executive Officer (CEO) (TI office)  
Ms Jan Pool, Chief Operating Officer (COO) (TI office)  
Mr Jaydip Sengupta, Chief Financial Officer (CFO) (Cairns office)  
Mr David Baldwin, Executive Manager Engineering Services (EMES) (Cairns office)  
Ms Julia Maurus, Manager Legal Services (MLS) (Cairns office)  
Mr Luke Ranga, Manager Engagement (ME) (Cairns office)  
Ms Ursula Nai, Senior Executive Assistant (SEA) (TI office)  
Mrs Kathy Cochran – Secretariat Officer (SO) (Cairns office)

**Apologies**

Cr Dimas Toby, Division 1 – Boigu  
Cr Laurie Nona, Division 5 – Badu  
Cr Mario Sabatino, Division 8 – Kirriri  
Cr Clara Tamu, Division 10 – Warraber

1. **9:09am – 9:15am** **Opening Prayer by Cr Thaiday and Welcome by Deputy Mayor Lui**

Mayor Gela welcomed everyone and thanked them for their attendance and invited Cr Thaiday to open the meeting in prayer, remembering the families across our region in sorry business.

Council observes a minute silence.

Mayor Gela acknowledged the traditional owners and elders past and present for Kirriri and the whole of Zenadth Kes, the traditional owners for the Cairns region, Deputy Mayor and fellow Colleagues.

Mayor Gela personally thanked Deputy Mayor Lui and expressed his gratitude to him for holding the fort and for everyone's support and donations to the family.

2. **9:15am – 9:21am** **Apologies**

- Cr Mario Sabatino, Division 8 – Kirriri  
Cr Sabatino applied for leave of absence in advance at the February 2019 Ordinary Meeting.

**RESOLUTION**

Moved: Cr Fell; Second: Cr Elisala

**That Council accepts the apology from Cr Sabatino for his absence at this meeting.**

**MOTION CARRIED**

- Cr Clara Tamu, Division 10 – Warraber  
Cr Tamu applied for leave of absence in advance at the February 2019 Ordinary Meeting.

**RESOLUTION**

Moved: Cr Fell; Second: Cr Thaiday

**That Council accepts the apology from Cr Tamu for her absence at this meeting.**

**MOTION CARRIED**

- Cr Dimas Toby, Division 1 - Boigu  
Cr Toby applied for leave of absence in advance at the February 2019 Ordinary Meeting.

**RESOLUTION**

Moved: Cr Pearson; Second: Cr Fell

**That Council accepts the apology from Cr Toby for his absence at this meeting.**

**MOTION CARRIED**

- Cr Laurie Nona, Division 5 - Badu  
Cr Nona is absent due to sorry business at Badu. Cr did not apply for leave of absence in advance at the February 2019 Ordinary Meeting.

**RESOLUTION**

Moved: Cr Fell; Second: Cr Bosun

**That Council accepts "reasonable excuse" from Cr Nona and excuse his absence at this meeting.**

**MOTION CARRIED**

3. **9:21am – 9:22am** **Declaration of Conflict of Interest (COI) or Material Personal Interest (MPI)**

No declaration made. Mayor encouraged Councillors to make their disclosure at any time during the meeting.

4. **9:22am – 9:27am** **Confirmation of February 2019 Ordinary Meeting Minutes**

**RESOLUTION**

*Moved:* Cr Fell; *Second:* Cr Pearson

**That the minutes of the Ordinary Meeting held in February 2019 be adopted as a true and accurate record of that meeting.**

**MOTION CARRIED**

5. **9:27am – 9:54am** **Outstanding Strategic Ordinary Meeting Action Items**

1. Draft Process Map – MLS to present draft to Executives
2. Dauan Ferry – Update to be provided end of May 2019
3. IKC's – Email Councillors from Divisions without IKC's and find out the interest and scope it out. Maintain as a watching brief. – Update at May OM
4. Ugar Mail Services – Update provided. Close
5. Mayor and CEO community visits – to be discussed in General Business today.
6. Badu Lease Option Lot 623 – ongoing – updates at May 2019 OM.

6. **9:54am – 10:30am** **LEGAL – SARG Membership**

MLS spoke to this report. Council had a discussion regarding the vacancy and the proxy.

Cr Nai and Cr Sabatino flagged their interest. Cr Nai is happy to remain as the alternate member.

**RESOLUTION:**

*Move:* Cr Stephen; *Second:* Cr Nai

**That Council appoint Cr Sabatino as a Councillor member of SARG, and confirms Cr Fell and Cr Sabatino as the two nominated Councillor members of SARG and Cr Nai as the nominated proxy (alternate member).**

**MOTION CARRIED**

**RESOLUTION:**

*Move:* Cr Fell; *Second:* Cr Elisala

**That Council accepts the resignation of Cr Tamu from SARG.**

**MOTION CARRIED**

**ACTION: SO to send SARG documents to all SARG members including alternate member.**

**10:30am – 10:45am – Morning Tea Break**

7. **10:45am – 11:15am** **LEGAL – Delegation Register**

MLS spoke to this report. This report provides Council with an opportunity to review and adopt an updated Delegations Register (Council to CEO).

**RESOLUTION:**

*Move:* Cr Lui; *Second:* Cr Thaiday

**That pursuant to sections 257 and 260 of the Local Government Act 2009 (Qld), Council adopts the Instrument of Delegations of Local Government 2019, as presented.**

**MOTION CARRIED**

**ACTION: SO to place Delegation Register as standing agenda item and updated monthly.**

**8. 11:15am – 11:37am LEGAL – Sub Local Law Review**

MLS spoke to this report. This report proposes amendments to Council's Subordinate Local Laws in line with the local laws workshop in June 2018.

The amendments are supported by the Executive.

MLS considers the most transparent method of effecting the proposed culturally sensitive amendments, is to repeal each Subordinate Local Law in its entirety and to make and publish, transparently, the entirety of new changes to the electorate.

Council raised a question as to whether the Local Management Plans can be referenced to our Sub Local Laws.

**ACTION: MLS to consult with TSRA Rangers and the PBC regarding these changes and principles to the Sub Local Laws.**

**11:37am** – Julia and Luke leave the meeting to attend shipping inquiry on behalf of TSIRC

This matter is parked to later in the Agenda.

**9. 11:37am – 11:49am MAYOR Briefing – Intrastate Shipping Inquiry**

Mayor Gela briefed Council on Intrastate Shipping Inquiry (public hearing being held in Cairns today) – Cr Sabatino, Julia and Luke are attending on behalf of TSIRC. Our focus is on scheduling and reliability.

**ACTION: SEA to furnish each Councillor and staff with a copy of TSIRC Shipping submission.**

**10. 11:49am – 12:01pm General Business**

Cr Lui asked about Anzac and if there were funds available for Anzac day celebrations in the Division. CFO to confirm what funds, if any, is available.

Cr Bosun asked about the opening of the Anzac monument in his Division. Cr Elisala mentioned he was in a similar position.

**ACTION: COO to liaise with Divisional Manager for Kubin and Dauan.**

**11. 12:01pm – 12:25pm MAYOR Briefing – SARG Update**

Mayor Gela updated Council on SARG matters and a full information report will be provided.

Cr Lui mentioned to the CEO, Executive Managers need to have a meet and greet in our Communities. CEO informs, proposed dates will be mentioned for discussion later.

Cr Lui commended staff on the monthly reports. The reports are great, we can see where the money is spent and in the different areas.

Cr Elisala requested assistance with updates with community information. Councillors assist Cr Elisala with providing examples on how they update community on information.

COO informs Council they are looking at ways on how we can internally support our Councillors, Mayor and Divisional Managers.

**12:25pm – 1:35pm – LUNCH Break**

**12. 1:35pm – 1:41pm Leave in Advance**

The following Councillors applied for leave in advance for April 2019 Ordinary meeting;

- Cr Sabatino
- Cr Bosun
- Cr Kaigey
- Cr Pearson
- Cr Fell and
- Cr Nai

**13. 1:41pm – 1:41pm COUNCIL MOVE INTO CLOSED BUSINESS**

**RESOLUTION:**

*Move:* Cr Elisala; *Second:* Cr Nai

**That in accordance with section 275 of the Local Government Regulation 2012 (Qld) it is resolved for the meeting to go into closed session to discuss the following;**

- 14. BUSINESS SERVICES – Preferred Supplier Arrangements**
- 15. LEGAL – Enterprise Divestment**

**MOTION CARRIED**

Mayor confirms with each Councilor that they are alone in the room. Each Councilor confirms individually they are alone.

**16. 3:39pm – 3:39pm COUNCIL MOVE OUT OF CLOSED BUSINESS**

**RESOLUTION:**

*Move:* Cr Pearson; *Second:* Cr Fell

**That Council move out of Closed Business.**

**MOTION CARRIED**

**14. 3:39pm – 3:40pm BUSINESS SERVICES – Preferred Supplier Arrangements**

**RESOLUTION:**

*Moved:* Cr Nai; *Second:* Cr Bosun

**That pursuant to the Local Government Act 2009 (Qld) and Local Government Regulation 2012 (Qld), Council resolve to extend TSIRC 2016-90 Preferred Supplier Contracts for a further period of 6 months from 1 April 2019 to 30 September 2019 and delegate all power, financial and otherwise, to the Chief Executive Officer to execute agreements and approve purchase orders in accordance with the adopted budget.**

**MOTION CARRIED**

**15. 3:40pm – 3:45pm LEGAL – Enterprise Divestment**

MLS spoke to the report. The purpose of this report is to update Council's enterprise divestment list and confirm Council's intention regarding divestment of accommodation at Kubin and Poruma.

**1. Mrs Lizzie Nawia Motel (Kubin)**

Cr Bosun requested advice as to profitability of the Kubin Motel.

**ITEM LEFT LYING ON THE TABLE**

**ACTION: CFO to explore the profitability of the Kubin Motel.**

## **2. Sawadgee Donga Accommodation (Poruma)**

- Cr Pearson declared a material personal interest (MPI)
  - COI details: Cr Pearson is the Chair of Poruma Zagethau Lag (TSI) Corporation and is a director of the Porumalgal (TSI) Corporation RNTBC. .
  - How the Councillor proposed to deal with the MPI: Cr Pearson left the room and did not vote.

### **RESOLUTION:**

*Moved:* Cr Fell; *Second:* Cr Kaigey

**That Council reaffirm its decision of April 2015 and proceed with divestment of the Poruma (Sawadgee Donga Accommodation) Lodge to Porumalgal (TSI) Corporation RNTBC or its related party, Poruma Zagethau Lag Torres Strait Islander Corporation.**

**MOTION CARRIED**

## **3. Lamont Kiosk (Poruma)**

- Cr Pearson declared a conflict of interest (COI)
  - COI details: Cr Pearson is the Chair of Poruma Zagethau Lag (TSI) Corporation and is a director of the Porumalgal (TSI) Corporation RNTBC. .
  - How the Councillor proposed to deal with the COI: Cr Pearson left the room and did not vote.

### **RESOLUTION:**

*Moved:* Cr Fell; *Second:* Cr Stephen

**That Council reaffirm its decision of April 2015 proceed with licensing the Lamont Kiosk (Poruma) to Porumalgal (TSI) Corporation RNTBC or its related party, Poruma Zagethau Lag Torres Strait Islander Corporation.**

**MOTION CARRIED**

**2:31pm - Cr Pearson re-joined the meeting.**

## **4. All other parties**

- Cr Elisala declared a conflict of interest (COI) relating to the divestment of Dauan Kiosk and Dauan Guesthouse.
  - COI details: Cr Elisala is a member of the Dauanalgal (TSI) Corporation RNTBC.
  - How the Councillor proposed to deal with the COI: Cr Elisala chose to leave the room at 2:31pm and did not vote.

Cr Akiba wanted to note the Saibai divestments are on hold.

### **RESOLUTION:**

*Moved:* Cr Fell; *Second:* Cr Nai

**That Council contact all other parties currently approved by Council for enterprise divestment, to confirm whether they wish to proceed with divestment.**

**MOTION CARRIED**

**2:35pm – Cr Elisala re-joined the meeting.**

## **5. Other Enterprise opportunities for expression of interest**

### **RESOLUTION:**

*Moved:* Cr Fell; *Second:* Cr Elisala

**That Council advertise the St Paul's Nursery and the Ugar Community Centre Kitchen "as-is, where-is" community enterprise opportunities for expression of interest.**

**MOTION CARRIED**

**ACTION: MLS to provide clarification of what and or where the Iama Cultural Centre is and to have it removed from the enterprise divestment list until clarified.**

**17. 3:45pm – 4:05pm**

**TSIRC 8 Point Plan**

ME Spoke to this discussion paper. There are eight (8) policy initiative areas. They will be further developed and publicised as Council's priority advocacy agenda in relation to the 2019 Australian Federal Election. The Mayor will lead Council's advocacy efforts for liaison with political parties and individual candidates to ensure appropriate representation for and of key issues to the Torres Strait Island Regional Council (TSIRC) region.

ME briefly went through each of the eight policy initiatives;

1. Support climate change mitigation and protection from natural disaster impact.
2. Repair federal funding to local government.
3. Support digital transformation and connected islands.
4. Address homelessness, overcrowding issues and adequate housing.
5. Evolve international border protection and infrastructure.
6. Support equitable access to community services and marine infrastructure.
7. Foster community health and wellbeing.
8. Foster Indigenous well-being and prosperity.

Cr Elisala raised a question on compliance around initiative #5.

Cr Stephen asked about all tide access for Ugar and a MOU with Dept. of Agriculture.

Cr Thaiday raised a question around law enforcement

A request was made from the TSRA Chair to have a copy of our 8 Point Plan.

**ACTION: ME to forward a copy of the 8 Point Plan to the Chair of TSRA.**

**ACTION: COO to make contact with Cr Thaiday and Mark from QPS to discuss this issue and to invite QPS to have a deputation with Council.**

**RESOLUTION:**

*Moved:* Cr Thaiday; *Second:* Cr Nai

**That Council endorse the eight (8) policy initiative areas outlined within this document.**

**MOTION CARRIED**

**8. 4:05pm – 4:27pm**

**LEGAL – Sub Local Law Review**

Council revisit this item which was parked from earlier in the day. MLS continued to speak to this report.

The proposed amendments respond to the concerns raised by Councillors during the review of Council's subordinate local laws. The amendments are supported by the Executive.

MLS considers the most transparent method of effecting the proposed culturally sensitive amendments, is to repeal each Subordinate Local Law in its entirety and to make and publish, transparently, the entirety of new changes to the electorate. .



**RESOLUTION:**

Moved: Cr Stephen; Second: Cr Pearson

**That pursuant to section 28(1) of the Local Government Act 2009 (Qld), Council resolve to: -**

- 1. Repeal Subordinate Local Law No. 1 (Administration) 2013;**
- 2. Make Subordinate Local Law No. 1 (Administration) 2019;**
- 3. Repeal Subordinate Local Law No. 2 (Animal Management) 2014;**
- 4. Make Subordinate Local Law No. 2 (Animal Management) 2019;**
- 5. Repeal Subordinate Local Law No. 3 (Community and Environment Management) 2014;**
- 6. Make Subordinate Local Law No. 3 (Community and Environment Management) 2019;**
- 7. Repeal Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011;**
- 8. Make Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2019; and**
- 9. Repeal Subordinate Local Law No. 7 (Indigenous Community Land Management) 2013; and**
- 10. Make Subordinate Local Law No. 7 (Indigenous Community Land Management) 2019.**

**MOTION CARRIED**

**ACTION: MLS and EMES to notify Helicopter companies to land in designated places in the airport reserve.**

**18. 4:27pm – 4:27pm COUNCIL MOVE INTO TRUSTEE**

**RESOLUTION:**

Moved: Cr Bosun; Second: Cr Thaiday

**That in accordance with Section 83 of the Local Government Act 2009 (QLD) management of Community Deeds of Grant in Trust, the meeting of the Trustee of Community DOGIT be convened and conducted as separate meetings from the Indigenous Regional Council.**

**MOTION CARRIED**

**19. 4:27pm – 4:30pm TRUSTEE – LEGAL – Delegation Register**

MLS spoke to the report. This report provides Council with an opportunity to review and adopt an updated Delegations Register (Council to CEO).

Some powers relate to Council's role as a Trustee of DOGIT land. The Delegations Register should therefore be adopted by both Council (as local government) and the Trustee to ensure full authorisation.

Council may only exercise those powers delegated to it by State legislation. The Chief Executive Officer may only exercise those powers delegated to it by Council. Local Government employees may only exercise those powers delegated to them by the Chief Executive Officer.

For continued operational efficiency in all Departments, this reviewed and updated Instrument of Delegations of Local Government is submitted to Council for adoption.

Mayor Gela noted this is conditional to Councillors being consulted for any land issues.

**RESOLUTION:**

Moved: Cr Bosun; Second: Cr Stephen

**That the Trustee, for those powers concerning its role as a Trustee, adopts the Instrument of Delegations of Local Government 2019, as presented, pursuant to sections 257 and 260 of the Local Government Act 2009 (Qld).**

**20. 4:30pm – 4:47pm TRUSTEE – LEGAL – Undocumented commercial land Occupation project**

MLS spoke to this report. The purpose of this report is to update the Trustee on the progress of Legal Services' undocumented commercial land occupation project.

This project has identified various agencies that have been occupying trust land for years without a registered lease or any agreement in place with the trustee regarding the use of the land. This has been identified as a trust revenue opportunity. Undocumented commercial land occupation is being addressed strategically based on legal advice and ongoing assistance from MacDonnells Law.

The recommendation is that the Trustee notes this report.

**ACTION: CFO to provide advice on likely revenue/windfall. CFO also to provide Trust reserve account information to each Councillors for their respective community to date and a forecast amount to end of financial year 18/19, subject to indexation @ 1%.**

**ACTION: SO to place this item on the agenda as a standing agenda item for monthly updates.**

Mayor Gela hands meeting over to Cr Lui to Chair the meeting.

**21. 4:47pm – 5:00pm TRUSTEE – LEGAL – Erub Church Lease**

Council have a discussion around Councillors personal interests. Matter deferred to tomorrow (Tuesday 20<sup>th</sup> March 19).

**22. 5:00pm – 5:00pm COUNCIL MOVE OUT OF TRUSTEE**

**RESOLUTION:**

*Moved:* Cr Elisala; *Second:* Cr Thaiday

**That Council move out of Trustee and resume Local Government meeting.**

**MOTION CARRIED**

CFO provided update to Councillors regarding funds for the Anzac day celebrations. TSIRC funds the following three (3) events each year with a \$1000 budget per event per Division;

- International Women's Day
- June 3 – Mabo Day and
- July 1 – Coming of the Light

Cr Stephen and Cr Fell gave an apology for the second day sittings (20<sup>th</sup> March 2019).

**Meeting Closed at 5:02pm - Prayer by Cr Fell**

**Present**

Cr Fred Gela, Mayor (Kirirri office)  
Cr Torenzo Elisala, Division 2 – Dauan (Dauan office)  
Cr Keri Akiba, Division 3 – Saibai (Saibai office)  
Cr David Bosun, Division 6 – Kubin Community at Mua Island (Kubin office)  
Cr John Levi, Division 7 – St Pauls Community at Mua Island (St Paul's office)  
Cr Getano Lui Jnr, Division 9 – Iama (Iama Office)  
Cr Francis Pearson, Division 11 – Poruma (Poruma office)  
Cr Ted Nai, Division 12 – Masig (Masig office)  
Cr Patrick Thaiday, Division 14 – Erub (Erub office)  
Cr Bob Kaigey, Division 15 – Mer (Mer office)  
Mr Bruce Ranga, Chief Executive Officer (CEO) (TI office)  
Ms Jan Pool, Chief Operating Officer (COO) (TI office)  
Mr Jaydip Sengupta, Chief Financial Officer (CFO) (Cairns office)  
Mr David Baldwin, Executive Manager Engineering Services (EMES) (Cairns office)  
Ms Julia Maurus, Manager Legal Services (MLS) (Cairns office)  
Mr Luke Ranga, Manager Engagement (ME) (Cairns office)  
Ms Ursula Nai, Senior Executive Assistant (SEA) (TI office)  
Mrs Kathy Cochran – Secretariat Officer (SO) (Cairns office)

**Apologies**

Cr Dimas Toby, Division 1 – Boigu  
Cr Laurie Nona, Division 5 – Badu  
Cr Mario Sabatino, Division 8 – Kirirri  
Cr Clara Tamu, Division 10 – Warraber  
Cr Rocky Stephen, Division 13 – Ugar  
Cr Keith Fell, Division 4 – Mabuyag

**23. 9:00am – 9:08am Opening prayer and welcome by Deputy Mayor**

Mayor welcomed everyone and invited Cr Thaiday to open the meeting in prayer. Mayor Gela welcomed Mr Terry Abednego to the meeting and introduced him to the Council. Councillors went around the room and introduce themselves one at a time.

**24. 9:08am – 10:02am PRESENTATION 1: U12 QRL Junior Rugby League Development camps around the Region - Mr Terry Abednego, Operations Manager, Cape/ Torres QRL Northern Division**

- Cr Kaigey declared a conflict of interest (COI)
  - COI details: Cr Kaigey's partner is the TSIRC Manager for Healthy Lifestyle Officers
  - How the Councillor proposed to deal with the COI: Council decided Cr Kaigey can remain in the room.

Mayor raised the issue of insurance with attending these camps.

**26. 10:02am – 10:02am COUNCIL MOVE INTO TRUSTEE**

**RESOLUTION:**

Moved: Cr Nai; Second: Cr Thaiday

**That in accordance with Section 83 of the Local Government Act 2009 (QLD) management of Community Deeds of Grant in Trust, the meeting of the Trustee of Community DOGIT be convened and conducted as separate meetings from the Indigenous Regional Council.**

**MOTION CARRIED**

**25. 10:15am - 10:45am TRUSTEE – LEGAL – Erub Church Lease**

- Cr Lui declared a conflict of interest (COI)
  - COI details: Cr Lui is a Priest at the lama Church and his cousin, Walter Lui is the Senior Warden of the All Saints Church on Erub.
  - How the Councillor proposes to deal with the COI: Council decided Cr Lui had a conflict of interest but that it was acceptable for him to vote on Resolution 1.
- Cr Levi declared a conflict of interest (COI)
  - COI details: Cr Levi's is a Pastor of the Full Gospel Fellowship at St Pauls, not the Anglican Church.
  - How the Councillor proposes to deal with the COI: Council decided Cr Levi had no conflict of interest.
- Cr Thaiday declared a conflict of interest (COI)
  - COI details: Cr Thaiday is on the All Saints Anglican Church Restoration Committee and fundraising committee in his capacity as Councillor for Erub.
  - How the Councillor proposes to deal with the COI: Council noted that CEO had already decided the rent for the proposed lease, under the trustee's delegation. Council decided that Cr Thaiday had no conflict of interest.

**RESOLUTION:**

Moved: Cr Nai; Second: Cr Akiba

**That the Trustee, pursuant to the Torres Strait Islander Land Act 1991 (Qld), and subject to development application and survey, grant a 30-year lease to the Corporation of the Diocesan Synod of North Queensland, over part of 100 Erub Island Road, Badog Village, Erub (Darnley Island), described as part of Lot 100 on SP270873, for religious purposes, and delegate to the Chief Executive Officer the power to conclude the terms of this lease.**

**MOTION CARRIED**

The Trustee notes that native title future act validation is not required because native title has been extinguished

Council noted that the Diocesan Synod of North Queensland is not seeking new leases for Badu, lama and Saibai Islands. Council is not the Trustee for the land at Badu.

- Cr Lui declared a conflict of interest (COI) and left the room
- Cr Levi declared a conflict of interest (COI) and left the room

Council did not have a quorum.

**RESOLUTION:**

Moved: Cr Thaiday; Second: Cr Kaigey

**That the Trustee delegate deciding the matter of native title future act validation for this lease to the Chief Executive Officer under section 257 of the Local Government Act 2009 (Qld), due to lack of quorum.**

**MOTION CARRIED**

**26. 11:03am – 11:04am COUNCIL MOVE OUT OF TRUSTEE**

**RESOLUTION:**

Moved: Cr Pearson; Second: Cr Levi

**That Council move out of Trustee and resume Local Government meeting.**

**MOTION CARRIED**

**27. 11:04am – 11:46am LEGAL – Conflict of Interest Policy**

MLS spoke to this report. The Belcarra law reform and CCC Operation Windage have highlighted the risk to local governments of both Councillor and staff conflicts of interest.

Legal Services, Council's executive team and Audit Committee have therefore reviewed Council's current procedures relating to conflicts of interests.

In relation to Councillor conflicts of interest, the Meeting Handbook and Complaint Management Policy & Procedure have been updated and Councillors received DLGRMA training in November 2018 and refresher training by MLS in December 2018.

In relation to employee conflicts of interest, Legal Services has prepared a proposed Conflict of Interest Policy. This report provides Council with an opportunity to endorse the proposed Conflict of Interest Policy PO20.

**RESOLUTION:**

Moved: Cr Nai; Second: Cr Thaiday

**That Council adopt the Conflict of Interest Policy PO20, as presented.**

**MOTION CARRIED**

**28. 11:46am – 11:50am Business arising from Information Reports**

EMES gave an update as to the water situation across the TSIRC region and commented on and praised the efforts of the Masig community for the emergency work they carried after the recent high tides which threatened some of our infrastructure along the foreshore.

**ACTION: EMES to send out to Councillors a copy of the weekly water reports for each Division and advising which Divisions are critical.**

Mayor Gela reiterated EMES comments and commended the staff, Councillor Nai and community members for their initiative, work and effort on the ground with the resources available to them locally.

**29. 11:46am – 12:25pm Mayor Update and closing remarks**

Mayor gave Council a brief update on the following;

- Housing – direct funding from Commonwealth
- Renewable Energy and Micro grid system
- NDRRA – Send costing of band aid work versus one fix to Mr Entsch
- Telecommunication – digital expansion
- Housing data – homelessness Category 1 &2

**12:06pm** – Cr Nai leaves the meeting

**ACTION:** Cr Lui requested EMES to investigate the lama issue, not to protect any cray infrastructure.

**30. 12:25pm – 12:47pm Next Ordinary Meeting Date**

Date: 16 & 17 April 2019 Video Conference

**Other dates to note:**

- May Workshop dates - Monday 13 – Friday 24<sup>th</sup> May Cairns
- June OM dates 19 & 20 June Mer  
(Discussion had about a possible change to 25 & 26 June. To be confirmed)
- Dates for Community visit To be finalised
- Federal Election To be advised
- Tombstone – George Mye December 2019

**ACTION:** Cr Thaiday will confirm date and advise Council.

CFO confirmed TSIRC have budget of \$1000 for three (3) dates only on our calendar;

- International Women's Day
- Mabo Day – 3 June
- Coming of the Light – 1 July

**ACTION:** Mayor Gela asked for Hollie to check the Regional Grant parameters and get the number of communities that do the Anzac and fill out a form for all Division.

**31. 12:47pm – 12:48pm Mayor Closing comments**

Mayor thanked everyone for their attendance and contribution and closed the meeting in prayer.

**Meeting Closed – 12:49pm**