



## **MINUTES**

### **ORDINARY MEETING**

**TUESDAY 20 MAY – WEDNESDAY 21 MAY 2014**

Please find attached Minutes of the above meeting held on Tuesday 20th May 9.15am – 5.00pm, Wednesday 21st May 9.10am – 5.50pm at the *TSIRC Conference Room, Ground Floor, Torres Strait Haus, 46 Victoria Parade, Thursday Island.*

**TUESDAY 20TH MAY 2014**

**Present:** Cr Fred Gela, Mayor  
Cr Keith Fell, Deputy Mayor, Division 4 - Mabuiag Island  
Cr Joel Gaiden, Division 2 - Dauan Island  
C. Ron Enosa, Division 3 – Saibai Island \*  
Cr Horace Baira, Division 5 – Badu Island  
Cr David Bosun, Division 6 – Kubin Community, Moa Island  
Cr Toshie Kris, Division 7 – St. Pauls, Moa Island  
Cr Mario Sabatino, Division 8- Hammond  
Cr Getano Lui Jnr, Division 9 - Iama Island  
Cr Willie Lui, Division 10 - Warraber Island  
Cr Phillemon Mosby, Division 11 – Poruma Island  
Cr Fraser Nai, Division 12 – Masig Island  
Cr Jimmy Gela, Division 14 – Erub Island  
Cr William Akee, Division 15 – Mer Island  
Ms Dania Ahwang, Chief Executive Officer (CEO)  
Mr Patrick McGuire, Executive Manager Engineering Services (EMES)  
Mr David Abednego, Executive Manager Community Services (EMCoS)  
Mr Chris McLaughlin, Chief Legal Officer (CLO)  
Mr Gary Pemberton, Chief Finance Officer (CFO)  
Ms Katherine Wiggins, Senior Executive Support Officer (SESO)  
Ms Dinah Sailor, Executive Secretary (ES)

**Apologies:** Cr Dimas Toby, Division 1 – Boigu Island  
Cr Rocky Stephen, Division 13 – Ugar Island  
Mr Anthony Bird, Executive Manager Corporate Services (EMCS)

**9.15am:** Meeting opened in prayer by Cr Nai.

*\*It was noted that Cr Enosa joined the meeting at 9.18am.*

**ONE MINUTE SILENCE**

There was a minute silence to pay respect to families who have lost their loved ones recently.

**MAYOR'S WELCOME AND OPENING REMARKS**

Mayor welcomed Councillors to the meeting and acknowledged the Traditional Owners of the Land.

**ACCEPTANCE OF APOLOGY – COUNCILLORS ABSENCE**

**APOLOGIES NOTED**

**CR. DIMAS TOBY**

Cr Dimas Toby, Division 1 – Boigu Island (due to recent sorry business in the Community, family members of the recently deceased requested Cr. Toby's presence on the community to resolve outstanding family matters).

**RESOLUTION**

*Moved* Cr Fell, *Seconded* Cr Nai that Council accepts the apology from Cr. Toby for his absence today at this meeting.

**Motion Carried**

**CR. ROCKY STEPHEN**

Cr Rocky Stephen, Division 13 – Ugar Island (Attending a Ship Board Safety Course and Seafood Processing Course (3 weeks) in Tasmania organised by Australian Maritime Safety Authority (AMSA) from 19<sup>th</sup> May 2014 to 6<sup>th</sup> June 2014. The course will assist him as an insight into his Ferry Business in the community and also gain more skills to oversee how processing is done through the freezer that Kos and Abob Fisheries is leasing from TSIRC been the Manager of the Freezer).

**RESOLUTION**

*Moved* Cr Nai, *Seconded* Cr J. Gela that Council accepts the apology from Cr Stephen for his absence today at this meeting.

**Motion Carried.**

**Item 3**

**PRESENTATION – DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY (DAFF)**

Presentation by Mr Jonathan Benyei, Regional Manager (North) DAFF, and Mr Danny Mosby Bio Security DAFF, Mr Barrie Goedecke Manager DAFF, Ms Mandy Sinclair Regional Manager, Department of Immigration and Border

Protection, Thursday Island (TI) and Mr Clayton Harrington Manager, Treaty Liaison Officer, Department of Foreign Affairs and Trade (DFAT), TI.

Discussions:

Department of Immigration and Border Protection noted the following:

- Changes in Government Departments with amalgamation of shared responsibilities
- Merger of Customs and Department of Immigration.
- That they are working closely with DAFF Bio Security and Customs to look at the best way in maintaining Commonwealth presence at Ugar.
- Bio Security vacancies due to recent staff departures at Mer, Masig, and Mabuiaq.
  - Seeking Council's assistance on accommodation at Mer and Ugar.
  - Will be discussing with the successful applicant and working closely with TSIRC to seek assistance on office space.
- As of 1 July 2014 Customs will start the first steps of the new Australian Border Force.
- There are a lot of changes but it is a work in progress with business as usual and will continue to work closely with DAFF.

Bio Security – DAFF noted the following:

- Current (and proposed) Commonwealth presence on Torres Strait Islands and what the actual vacancies are on the communities.
- That there was one change since last discussion with Council, Poruma position will become vacant as Mr Jack Billy's has given notice.

DFAT noted the following:

- There will be a Treaty Awareness visit next week to Daru.
- will provide data on illegal movements, as they are readily available and happy to provide at a regularly basis to Council by being on the Council Agenda.

Councillors noted the following:

- The need for presence of Customs on Communities with high amount of trafficking/movements in that area.
- That a review needs to be done on the customs footprints on the Islands.
- Departments need to have dialogue with TSRA on empowering the Rangers on ground with authority as Customs, and compliance.
- Proposed a check point for prior advice entry on one community in the cluster group of Islands.

- The monitoring of vessels from Papua New Guinea (PNG) to Torres Strait to ensure they were not overloaded.
- Need to have interagency office facility on Saibai Island to monitor and have that presence there not on TI.
- Need to include Hammond Island on the monitoring of treaty movements.
- Need data on illegal movement – noted that Health provided data to Council on the number of people coming through medical system in the communities.
- Need to have that data feedback from the Departments on a regular basis.

Mr Benyei's closing remarks:

1. Is keen to continue in discussions with Council.
2. In dealing with immediate issues, request Council to provide the Departments with further information by getting the people on ground to put it in writing so that the Departments will have the ability to investigate.
3. May need Council advice when the Departments come across obstacles on ground
4. Will go back and talk to TSRA regarding working together.
5. Requested to provide regular updates at council Meetings.
6. Next steps
  - Advertising vacant position.
  - Dialogue with TSRA on how the Departments can pull some of the resources together.
  - Will go back and look at how the Departments can delegate powers in a practical term to give people the authority.
  - Ongoing visits
    - Treaty awareness visit next week
    - This week quarantine staff are working actively in PNG.

Cr Kris put a proposal to the floor that Council meet prior to Joint Advisory Committee (JAC) meeting and to look at recommendations to put forward to the Traditional Inhabitants Meeting through to JAC.

Mayor Closing Remarks:

- Thanked the Departments for their presentation and gave a special thanks to Ms Sinclair on her assistance with the recent issue at Ugar.
- Future discussions would include:
  1. The high traffic areas - collecting data from Customs and Queensland Police Service (QPS).
  2. To look at the model after the fact whether or not the Departments are able to share powers.

***It was noted that Council break for morning tea 10.30am - 11.00am***

**Item 4**            **BADU ISLAND ADVISORY COMMITTEE**

**RESOLUTION**

*Moved* Cr. Baira, *Seconded* Cr. Enosa,

- A.     That pursuant to section 264 of the Local Government Regulation 2012 (Qld), Council: -
1.     appoint the Advisory Committee – Badu Island; and
  2.     approve the Terms of Reference (attached); and
  3.     endorse the selection of the following three (3) voting members by the member for Badu Island under Expression of Interest process:
    - i.     Laurie Nona;
    - ii.    George Morseu;
    - iii.    Ranetta Nawakie; and
  4.     approve remuneration of \$100 per day (or part thereof) per voting member in accordance with the Terms of Reference.
- B.     That Council approve budget revision to allow annual budget of no more than \$6,000 per divisional advisory committee, per annum.

**Motion Carried.**

- Cr Baira advised need to provide maximum numbers for membership on the flyers and provide Terms of Reference to interested parties.
- CLO advised Terms of Reference needs to be endorsed by Council but is subject to change by Council in the future.

**Action Item:**

1. CLO to include in the future on EOI flyers the maximum numbers of voting members and also provide Terms of Reference to the interested voting members.
2. CLO to provide level of understanding so community members are aware of the responsibilities and functions of the Advisory Committee.
3. CEO to readvertise for a fourth Member.

**Item 5**            **WARRABER ISLAND ADVISORY COMMITTEE**

**RESOLUTION**

*Moved Cr W. Lui Seconded Cr Gaiden*

1. That pursuant to clause 16 of the Advisory Committee – Boigu Island Terms of Reference, Council accept the resignation of Mr Willie Lui as voting member of the Advisory Committee – Warraber Island, effective immediately.
2. To endorse the selection of the following voting members by the Chair of the Warraber Island Advisory Committee under the Expression of Interest process:
  1. Catherine Enosa
  2. Mikaire David

**Motion Carried.**

**Item 6**            **MASIG ISLAND DEVELOPMENT**

**RESOLUTION**

*Moved Cr Nai, Seconded Cr Gaiden that Council resolves to: -*

1. Accept plan DP247084 and SP247085 and Map 1088-02B, showing the roads to be opened on Masig Island.
2. Accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994* (LA) to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**Action Item:**

1. *EMES to investigate eligibility and calculation model for Roads to Recovery Funding..*

**Item 7**            **SAIBAI ISLAND DEVELOPMENT**

**RESOLUTION**

*Moved* Cr Enosa, *Seconded* Cr Baira that Council resolves to: -

1. Accept plan SP248421 showing the roads to be opened on Saibai Island.
2. Accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994* (LA) to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**Item 8**            **ST PAULS COMMUNITY DEVELOPMENT**

**RESOLUTION**

*Moved* Cr Kris, *Seconded* Cr Nai that Council resolves to: -

1. Accept plan DP256048 and Map 43194-04, showing the roads to be opened on St Pauls Community, Moa Island.
2. Accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994* (LA) to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**Item 9.1**           **ACTION ITEMS SUMMARY**

CEO gave a brief update on the Action Item summary - 25 action items from the last meeting, 13 completed and 12 ongoing.

- *Education Department – Housing - Proposed Closure of Road at Warraber*  
**Action Item:** *remove from Action items*
- *Mobile Coverage*  
**Action Item:** *amend to include as a regular Agenda item for discussion.*



**Item 9.2**      **BUSINESS ARISING FROM PREVIOUS MINUTES**

- *HACC Duplication of Service Delivery by Mura Kosker* – Cr. G Lui commented on this and not Cr. W. Lui

**Action Item:** *Amend minutes to note Cr. G. Lui commented on this issue.*

- *Digital setup for Guest House/ Motel* – need to review numbers and bring back to Council for way forward, and to also include Hammond Island Community houses as well especially for elders who do not have digital TV.

**Action Item:** *CEO to look at costs and include Hammond Island community houses as well as Digital setup for Guest Houses/Motels in communities and bring back to Council for way forward*

**CONFIRMATION OF MINUTES**

**RESOLUTION**

*Moved Cr Enosa, Seconded Cr Sabatino* that the minutes of Council held 14-15 April 2014 is adopted as true and accurate.

**Motion Carried.**

**Item 11**      **LATE REPORT**

**REGIONAL GOVERNMENT – “ONE BOAT”**

**RESOLUTION**

*Moved Cr Sabatino, Seconded Cr Nai:*

- A. That Council endorse the 6 key principles of the new Home Rule (Lagal Oroair) Government Model as agreed by the Forum of Leaders on Thursday Island on 6 May 2014, being: -
1. Retain Local Government Statutory Functions.
  2. State and Commonwealth Powers, Functions, Resources conferred upon this Body.
  3. Retain all Public Sector Funding to be devolved to its administration.
  4. Streamline Duplication and Retain Savings to be redirected by the Body in areas of need.
  5. Members to have Parliamentary Status.
  6. Body of Authority to be created under Special Legislation; and

- B. That Council commits to a collaborative approach in developing and delivering a Schedule of Works immediately and further to achieve the Home Rule (Lagal Oroair) One Government goal by 2016; and
- C. That Council commits appropriate resources to achieve the Home Rule (Lagal Oroair) One Government goal.

**Motion Carried**

It was noted:

- Cost sharing – Torres Shire Council (TSC), Torres Strait Regional Authority (TSRA) and Torres Strait Island Regional Council (TSIRC)
- Workload to be shared and driven by the three (3) organisations, TSIRC TSC and TSRA working together.

**Action Item:**

CLO/CEO:

1. Provide timeline from 2016 Election.
2. Need to sure up the appropriation of submission going forward.
3. Develop a Project Management Plan
4. Arrange half day to workshop through developing and designing a model as soon possible and bring back to consult with communities
5. CEO to draft letter inviting NPARC to attend the workshop.

***It was noted that Council break for lunch 12.45pm – 1.30pm***

**Item 10**

**BUDGET REVIEW**

- Cr Kris queried whether there will be any changes when the EBA come into effect this year, referring to the comment under Operating Expenses (Income Statement) where the total budgeted employee costs decreased by \$45K on salaries and wages.
- CEO advised:
  - The EBA increases will not be in the initial Financial Year budget adoption - quarterly budget reviews will be prepared, but the first budget for 2014/2015 for adoption at the next Council Meeting will have no EBA increases but will include consultations costs.
  - Once Council has an idea of what the staff Agreements may be then Council will look at the quarterly review to commence factoring the wage cost impacts.
- Cr Baira queried on the Increase in Materials and Contracts- power
  - CEO advised due to miscoding of transactions – coding is getting better.

- Assets
  - Staff houses at Clark Street and Sailor Crescent – at this time renovations are being carried out.
  - Leases at Chester Street expire in July 2014.
  - Staff will move into staff houses at Clark Street and Sailor Crescent.

**Action Item:** CFO to provide summary for rental charges for Thursday Island and Cairns office space and accommodation.
  
- Airport and Seaport
  - EMES noted that airport landing fees had not been reviewed for some time.
  - EMES noted that the new AVDATA Automatic Broadcast Recorders (ABR) for all 11 airstrips has been ordered. The delivery of the ABR has been delayed due to an issue with supplier not having the parts available to build the new units.
  - EMES advised have replaced 4 AVDATA, 3 new units on its way.

**Action Item:**

  1. When invoicing TOLL and Seaswift, CFO to update Councillors on whether or not TOLL or Seaswift are keeping up with landing fees and to monitor them closely.
  2. EMES to replace AVDATA ABR for all 11 Airstrips and also need to monitor these closely.
  
- Building
  - Mayor advised have drafted a letter to Minister for Housing, the Hon Tim Mander, seeking confirmation and advice whether or not the 40yr lease requirement still applies and whether the tenancy management is still in Council's hand then Council will be in business in building more homes.
  - There are areas to improve in the Building Team. Once confirmation is received from the Minister Council will look at a model that actually works and is closer to people eg in Cluster.

**Action Item:**

  1. Mayor will keep councillors informed on the response from the Minister for Housing.
  2. CEO to discuss with Building Manager and highlight issues as per Cr. Sabatino's comments on QBuild duplication of services with Council in Communities.
  3. Investigate in terms of employment eg Contractors hiring families to go into communities to do the works.
  
- Cr Kris queried on the training travel costs – CEO advised travel costs are for Safety and Training Manager and Disaster Management Officer travelling around a lot more.

- More detail requested on the Get Ready Queensland Grant.
- Motor Vehicle Repairs
  - Cr Bosun raised concerns on mechanical repairs with his Councillor's Vehicle on Kubin.

**Action Item:** *CEO to look into Cr Bosun's comments on mechanic services to vehicle on Kubin- it was noted that the Mechanic have been back and forth to Kubin advising that it has been fixed but still the vehicle is not working.*

- Community Police
  - Cr Baira queried on the quarter for Community Police transfer to Queensland Police Service (QPS)
  - CEO advised:
    1. Community Police went over to QPS beginning of quarter 2. Quarter 3 no change.
    2. Only allowed 1 quarter for income expenditure in the budget for Community Police in 2013/2014 budget, when it went across the budget had already been set it was just 1<sup>st</sup> quarter only didn't effect the late quarters in that budget.

## **RESOLUTION**

*Moved* Cr Fell, *Seconded* Cr J. Gela that Council adopts in accordance with s169 and s170 of the Local Government Regulation 2012 an amended budget for 2013/2014 Financial Year as presented incorporating:

- (i) Financial Position;
- (ii) Cashflow;
- (iii) Income and Expenditure;
- (iv) Changes in Equity;
- (v) Long Term Financial Forecast;
- (vi) Capital Works Summary

**Motion Carried.**

## **COUNCIL MEETING CLOSE**

**Item 12**      **MEETING OF COUNCIL AS TRUSTEE OF COMMUNITY DOGIT**

**RESOLUTION**

*Moved* Cr Enosa, *Seconded* Cr Sabatino that in accordance with *Section 83* of the *Local Government Act 2009 (QLD)*, Management of Community Development of Grant in Trust, the meeting of the Trustee of Community DOGIT be convened and conducted as separate meetings of the Indigenous Regional Council.

**Motion Carried.**

**Item 12.1**      **MASIG ISLAND DEVELOPMENT**

**RESOLUTION**

*Moved* Cr Nai, *Seconded* Cr Gaiden that pursuant to section 85A of the *Local Government Act 2009 (Qld)*, the Trustee resolves to: -

1. accept plan DP247084 and SP247085 and Map 1088-02B, showing the roads to be opened on Masig Island.
2. accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994 (LA)* to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**Item 12.2**      **SAIBAI ISLAND DEVELOPMENT**

**RESOLUTION**

*Moved* Cr Enosa, *Seconded* Cr Nai that pursuant to section 85A of the *Local Government Act 2009* (Qld), the Trustee resolves to: -

1. accept plan SP248421 showing the roads to be opened on Saibai Island.
2. accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994* (LA) to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**Item 12.3**      **ST PAULS COMMUNITY DEVELOPMENT**

**RESOLUTION**

*Moved* Cr Kris, *Seconded* Cr Baira that pursuant to section 85A of the *Local Government Act 2009* (Qld), the Trustee resolves to: -

1. accept plan DP256048 and Map 43194-04, showing the roads to be opened on St Pauls Community, Moa Island.
2. accept any land administration actions incidental to, and necessary to facilitate lodgement and registration of the Plan and includes applying to the Minister responsible for administering the *Land Act 1994* (LA) to the surrender of part of the Deed of Grant in Trust land in terms of section 55 of the Land Act for the purposes of dedicating those surrendered areas as road.

**Motion Carried.**

**4.45pm**      **MEETING CLOSED FOR DAY 1**

Meeting closed in prayer by Cr Gaiden.

**WEDNESDAY 21ST MAY 2014**

**Present:** Cr Fred Gela, Mayor  
Cr Keith Fell, Deputy Mayor, Division 4 - Mabuiag Island \*  
Cr Joel Gaiden, Division 2 - Dauan Island  
C. Ron Enosa, Division 3 – Saibai Island  
Cr Horace Baira, Division 5 – Badu Island  
Cr David Bosun, Division 6 – Kubin Community, Moa Island  
Cr Toshie Kris, Division 7 – St. Pauls, Moa Island  
Cr Mario Sabatino, Division 8- Hammond  
Cr Getano Lui Jnr, Division 9 - Iama Island  
Cr Willie Lui, Division 10 - Warraber Island  
Cr Phillemon Mosby, Division 11 – Poruma Island  
Cr Fraser Nai, Division 12 – Masig Island  
Cr Jimmy Gela, Division 14 – Erub Island  
Cr William Akee, Division 15 – Mer Island  
Ms Dania Ahwang, Chief Executive Officer (CEO)

Mr Patrick McGuire, Executive Manager Engineering Services (EMES) \*  
Mr David Abednego, Executive Manager Community Services (EMCoS)  
Mr Chris McLaughlin, Chief Legal Officer (CLO)  
Mr Gary Pemberton, Chief Finance Officer (CFO)  
Ms Katherine Wiggins, Senior Executive Support Officer (SESO)  
Ms Dinah Sailor, Executive Secretary (ES)

**Apologies:** Cr Dimas Toby, Division 1 – Boigu Island  
Cr Rocky Stephen, Division 13 – Ugar Island  
Mr Anthony Bird, Executive Manager Corporate Services (EMCS)

**9.10am:** Meeting opened in prayer by Cr Mosby.

*\*It was noted Cr Fell joined the meeting at 9.45am*

**Item 15**      **PRESENTATION – LAND HOLDING ACT 2013 (LHA)**

Presentation by Mr Samuel Boamah and Ms Jacqui Michael, Department of Natural Resources and Mines (DNRM), Ms Maria Grimaldi, Department of Aboriginal & Torres Strait Islander Multicultural Affairs (DATSIMA) and Ms Dianne McColl, Department of Housing and Public Works (DHPW) on the Overview of the Land Holding Act 2013 Implementation Process.

Mr Samuel Boamah, DNRM:

- Overview of how the Department will proceed with rolling out the Katter Leases across the thirteen (13) Communities.

- LHA Resolution Process
  1. Publication of Lease Entitlement Notices (LENs)
  2. Publication of Trust Area Notice (TAN) – Trustees are encouraged to display the information in their community.
  3. LENs referred to Stakeholders Reference Panel (SRP), (Which includes the trustee for advice and recommendation)
  4. Minister reviews advice grants the lease or seeks further advice.

Discussions also included:

- Perpetual Leases
- Process of 99 year lease approval.
- Stakeholder Reference Panel consist of:
  - The Trustee of trust area – eg Badu Prescribed Body Corporate (PBC)
  - Three (3) Directors-General – DATSIMA, DHPW and or their representatives DNRM
- Mayor requested that Council be considered as part of the process as well on the Stakeholder Reference Panel.

**Action Points:**

1. LHA team to provide advice to Council on transferring leases to family members (future beneficiaries) prior to the applicant passing in cases of older age.
2. LHA team to consider the request to have Council be part of the Stakeholder Reference Panel.
3. Department of Public Works and Housing to provide information to Council and potential home owners on the responsibilities of home ownership.

***It was noted that Council break for morning tea 11.30am – 12.00pm***

**Item 15**      **PRESENTATION – LHA (Contd)**

Closing and Brief Summary by Mr Samuel Boamah on the Land Holding Process.

**12.15pm**      Councillors to meet individually with the Department of Natural Resources and Mines (Cr Enosa, Cr Kris, Cr Mosby, Cr Fell, Cr Lui)

***It was noted that Council break for Lunch 12.45pm – 1.55pm***

*It was noted Cr. W. Lui joined the meeting at 2.05pm*



**Item 16**      **FREEHOLD BILL**

- CLO discusses the Aboriginal and Torres Strait Islander Land (Providing Freehold) and Other Legislation Amendment Bill 2014 (Qld).
- The Bill is open for submission until 16 June 2014.
- CLO to workshop key concepts with Councillors. Key concepts discussed, along with Councillor consensus views as follows: -
  1. Rating - Supported provided DOGIT and TSI Land is exempt (makes no sense for Trustees to be rating itself).
  2. Purchase Price- Adopt a cost-recovery schedule only. Aim for nominal purchase price.
  3. Consultation - look for funding - \$75,000 insufficient. External funding shall greatly reduce purchase price for applicants.
  4. Initial and Subsequent Grants - Acceptable. Consider Community Bank model and land covenants.
  5. Interest Holders - Acceptable.
  6. Scope - Acceptable. Council is presently developing its Planning Scheme and as such, may incorporate future urban areas to capture future aspirations for freehold.

**Action Item:** CLO to disseminate draft submission by 9 June 2014.

CLO noted the comments from Councillors on the Freehold Land Bill discussions and will work on that towards a Submission for TSIRC.

**Action Item:** CLO to draft up Submission and email to Councillors for further inputs/comments and sent off prior to deadline of submissions 16 June 2014.

***It was noted that Council break for Afternoon Tea 3.40pm – 4.00pm***

*It was noted EMES joined the meeting at 4.00pm*

**4.00pm**      **CLOSED BUSINESS**

**RESOLUTION**

*Moved* Cr Nai , *Seconded* Cr Enosa that in accordance with s275 of the *Local Government Regulation 2012* it is resolved for the meeting to go into closed session to discuss s275

- (a) the appointment, dismissal or discipline of employees; or
- (b) industrial matters affecting employees; or
- (c) the local government's budget; or
- (d) rating concessions; or
- (e) contracts proposed to be made by it; or
- (f) starting or defending legal proceedings involving the local government; or
- (g) any action to be taken by the local government under the Planning Act, including deciding applications made to it under that Act; or
- (h) other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Further the public in attendance were asked to leave.

**Motion Carried.**

**5.00pm**      **END OF CLOSED BUSINESS**

**Item 13.1**      **TENDER FOR DESALINATION MAINTENANCE AND SUPPORT SERVICES**

**RESOLUTION**

*Moved* Cr Fell, *Seconded* Cr Nai that Council award the contract for Desalination Maintenance and Support Services to Northern Water.

**Motion Carried.**

**Item 13.2 TENDER FOR PREQUALIFIED SUPPLIES OF PLANT**

**RESOLUTION**

*Moved* Cr Kris, *Seconded* Cr Baira that Council establish a pre-qualified list of Plant Suppliers as follows:

<b>ID</b>	<b>Description</b>	
1	Water Truck Hire – (10,000-20,000L) Mounted on 10T Truck	1. Sherrin Rentals
		2. Coates Hire
		3. TSIH
2	Grader Hire	1. Sherrin Rentals
		2. Hastings Deering
		3. Coates Hire
3	Excavator Hire (including Mini Excavator)	1. Sherrin Rentals
		2. TSIH
		3. Flexihire/Coates Hire
4	Front End Loader Hire	1. TSIH
		2. Hastings Deering
		3. Sherrin Rentals
5	Backhoe Hire	1. TSIH
		2. Sherrin Rentals
		3. Coates
6	Skid Steer	1. Coates Hire
		2. Sherrin Rentals
		3. Flexihire
7	Fuel Trailer	1. Coates Hire
		2. Flexihire
8	12T Smooth Drum Vibratory Roller with Shell Kit	1. Sherrin Rentals
		2. Coates Hire
		3. Hastings Deering
09(a)	10m3 Tip Truck	1. Willdig Group
09(b)	Six Tonne Tip Truck	1. Coates Hire
10	All Terrain Telehandler	1. Coates Hire
		2. Sherrin Rentals
		3. Hastings Deering

**Motion Carried.**

**Item 13.3**      **TSIRC2013-33 AIR-CONDITIONING STANDING OFFER ARRANGEMENT**

**RESOLUTION**

*Moved* Cr Fell, *Seconded* Cr Nai that TSIRC 2013-33 Preferred Supplier Arrangement contract be awarded to:

1. James & Moore/Trilogy Services
2. RCR Haden
3. Northern Peninsula Area Electrics
4. J&R Refrigeration
5. Jackson & Jackson
6. Robert Clarke Builders/Evercool
7. Carpentaria Contracting
8. All About Air

With the attached General Conditions of Contract – TSIRC2013-33 (being the Contract) and compliance with s233 of the Local Government Regulation 2012 (Qld) pertaining to Preferred Supplier Contracts

**Motion Carried.**

**Action Item:** Ensure that all future tenders are advertised on Cairns Post, Torres News and the Western Cape Bulletin.

**Item 13.4**      **TENDER FOR AIRPORTS – WARRABER ISLAND AND IAMA ISLAND**

**RESOLUTION**

*Moved* Cr Fell, *Seconded* Cr Gaiden that Council award the contract for Contract TSIRC 2014-61 Moa, Warraber and Yam Island Bitumen Sealing to Rob Roy earthmoving.

**Motion Carried**

**Mayor briefing on Councillors movement for the month of June**

**Thursday 29<sup>th</sup> May 2014** – Memorial & Plaque Unveiling commemorating the Anniversary of the Designer of the Torres Strait Islander Flag, the Late Mr Bernard Namok and the birth of the flag.

**Action Item:**

- Travel arrangements to be made for the following people to attend the Celebrations by request of the Mayor using Discretionary Funds
  1. Cr G. Lui and wife,
  2. Deputy Mayor Cr. Fell and wife
  3. The late Mr. Bernard Namok's immediate family from St. Pauls, Moa Island.

**Wednesday 4<sup>th</sup> June** - Visit by Mayors (Aboriginal Communities) to TSIRC Communities:

- Saibai – Treaty
- Erub – Freezer (Fishing)
- Badu – Industry (Quarry & BIF)
- Will also look at showing casing some of the houses that was built and the new IBIS Shops.
- Saibai, Erub and Badu Councillors including Mayor will accompany them and fly back into Thursday Island to attend the Indigenous Leaders Forum on Wednesday 5<sup>th</sup> June and Thursday 6<sup>th</sup> June 2014.
- IBIS and Program Office donating costs towards the charters.
- At this time only have one airplane charter, looking at securing two airplane charters. (one charter to two communities, the other to do another two communities)

**Thursday 5<sup>th</sup> & 6<sup>th</sup> June**

- Indigenous Leaders Forum
- Councillors spend the weekend on TI (including Queens Birthday Public holiday on Monday 9<sup>th</sup> June)

**Tuesday 10<sup>th</sup> June** - discussions on Home Rule (Lagal Oroai) One Government

**Wednesday 11<sup>th</sup> June** - Corporate Plan discussions.

**Thursday 12<sup>th</sup> June**

- CEO's KPI workshop, Assets Worksop
- Assets Workshop
- One Hours Session on Building Department

**Friday 13<sup>th</sup> June** - Councillors return home.

**Action Item:** CEO to send an email to Councillors to advise that after the next KPI session, if there is no further input, that it be endorsed.

**Next Council Meeting**

- Cr. Lui requested that Council Meeting at Warraber in June be postponed to the month of July due to upgrade works being carried out to the Warraber Stadium. Council meeting on Erub in July to be moved to a later date as agreed by Cr J. Gela as his Community Stadium also awaiting upgrade.

**Action Item:**

- CEO to flick an email to Cr. Toby to request if he would be happy to host the Council meeting at Boigu Island on 24<sup>th</sup> & 25<sup>th</sup> June.
- Dates for Council Meeting at Masig to be moved closer to 23<sup>rd</sup> August.

**Item 16**      **GENERAL BUSINESS**

- Cr Fell provided a research proposal on Lung Cancer to Council by Dr Sam Jones, Senior Medical Officer for Badu Island & New Wester Cluster, for Council consideration.

**Action Item:** CEO to circulate a draft response to Councillors for their input or comments prior to the letter be sent to Dr Sam Jones supporting his proposal but noting that individuals in communities would still need to consent to the Research.

- **Badu**

Cr Baira raised concerns on:

1. Maintenance equipment to do grass cutting etc.
2. Four wheel drive has been sent back on the barge to repair – used by Water Officers for the water treatment plant.

**Action Item:** EMES to follow up on maintenance equipment and four wheel drive for Badu and liaise with Cr. Baira.

- **Sea Wall Funds**

As requested by Cr W. Lui, EMES provided a briefing update of meeting with Ms Mary Bani (TSRA) on seawall funds, regarding issues on contractual agreement and pier review committee.

- EMES advised had a very productive meeting with TSRA , Ms Bani gave undertakings that:
  - They would work with Council to try and streamline the peer review process and cut time
  - Have given undertakings to get the funding agreements to Council within the next week or two.
  - Good hearing on the MIP issues that Mayor raised in the MIP Management Committee
  - Authorised MIP Projects that is six (6) months behind.
- **Regular Passenger Transport (RPT) Regulatory Requirement Changes**

Mayor advised as of 1<sup>st</sup> July 2014, lead up from discussions with West Wing, there is going to be some regulatory changes to the requirements that regulate the RPT service.

  - The benchmark level for Charters services which CASA monitors is less in comparison to RPT. RPT standards are a lot higher.
  - CASA is looking at bringing that level to marry up so that there is going to be one bench mark right across.
  - Change parameters of stop, start of landing and take off requirements.

With those changes it means Mabuiag will be in a situation where not unless they get a waiver or a special endorsement for the type of aircraft they will be allowed to use to land at Mabuiag because of the current length of the runway.

CASA may either give West Wing a grace period or waiver at their discretion and endorse those islanders and hold them exempt of the new requirements that come in, but if they won't, no Islander will be able to land at Mabuiaq.

**Action Item:**

1. EMES to monitor and follow up on the requirement changes to note if any of the airline companies are not prepared to invest in a new aircraft or get an additional endorsement by CASA to utilize their current aircraft, then look at other options to extend the runway or some sort of alternative transportation as option for Mabuiaq.
2. Council need to urgently look at:
  - a. Instrument of legislation
  - b. Whether or not if there will be a grace period granted
  - c. Endorsement that's going to be required if CASA is not going to come to the table
  - d. Alternative measures for a vessel that would commute people from Mabuiaq to Kubin to get on the plane.

- **Building**

**Action Item:** Review model of construction and building capabilities within Council.

- **Company Director's Course**

Councillors requested more information on the Company Directors Course.

**Action Item:** CEO to follow up and email information to Councillors on Company Director's course.

- Cr Sabatino requested update from EMES on Town Planning.

**Action Item:** Town Planning to be included as standard agenda item/information report.

- King Fishery Licences

**Action Item:** Draft letter to TSRA on King Fishery Licence Committee (Torres Strait Prawn Licence), for TSIRC Representative to be part of the Committee, circulate to Councillors for their input prior to the letter going to TSRA.

- **Garbage Bins – Kubin**

Cr Bosun requested garbage bins for Kubin Community.

**Action Item:** CEO to follow up on providing garbage bins to Kubin Community.

- **Council Meeting – Airfare Policy**

Cr Kris queried on the travel policy pertaining to:

- Councillors who miss flights to attend Council meeting if they need to reimburse Council with the cost of that airfare.
- Councillors in Cairns at the time of Council meeting and requests travel from Cairns to Thursday Island or Community.

CEO advised if Councillors requests their travel from Cairns to TI or to the community hosting the Council meeting, Council will look at comparing costs to see if it is cheaper to come from Cairns than from the community. If it is cheaper to come from Cairns, Council would cover the cost, if it is more expensive then the Councillor will have to pay the difference in that price.

- **Expression of Thanks**

Cr Baira expressed on behalf of himself and his families, sincere gratitude and thanks to the full Council for their support and contributions by way of monetary and floral arrangements, words of comfort, personal messages during the loss of their loved one.

**5.50pm**

**COUNCIL MEETING CLOSE**

With no further discussions the Council meeting closed in prayer by Cr. Lui.