



TRUSTEE MEETING
11 DECEMBER 2024

MINUTES

Time: 9.15am

Venue: *Microsoft (TEAMS) | Meeting ID: 489 019 723 71 | Passcode: QutKVv*

PRESENT:

Mayor

Division 1 – Boigu
Division 2 – Dauan
Division 3 – Saibai
Division 5 – Badu / **Deputy Mayor**
Division 6 – Arkai
Division 7 – Wug (St. Pauls), Mua Island
Division 8 – Kirirri (Hammond Island)
Division 9 – Iama
Division 10 – Warraber
Division 11 – Poruma
Division 13 – Ugar
Division 14 – Erub
Division 15 – Mer

Cr Phillemon Mosby
Cr Dimas Toby – *joined meeting at 10.25am*
Cr Torenzo Elisala – *joined meeting at 9.30am*
Cr Chelsea Aniba
Cr Ranetta Wosomo
Cr Iona Manas – *joined meeting at 9.30am*
Cr John Levi – *internet connectivity issues*
Cr Seriako Dorante
Cr Aggie Hankin – *joined meeting at 9.30am*
Cr Kabay Tamu
Cr Francis Pearson
Cr Rocky Stephen
Cr Nixon Mye
Cr Bob Kaigey – *joined meeting at 9.40am*

APOLOGIES:

Division 4 – Mabuiag
Division 12 – Masig

Cr Keith Fell – *Prior commitments*
Cr Ted Mosby – *personal leave*

OFFICERS:

Chief Executive Officer
Executive Director Building Services
Executive Director Community Services
Executive Director Corporate Services
Executive Director Engineering Services
Executive Director Financial Services
DOGIT Transfer, Land Tenure and Native Title Advisor
Manager Governance & Risk
Preston Law
Executive Assistant to the Mayor
TSIRC Secretariat
TSIRC Secretariat Support

Mr James William
Mr Wayne Green
Mr Dawson Sailor
Ms Susanne Andres
Mr David Baldwin
Ms Hollie Faithfull
Ms Joanne Bryant
Ms Kim Kerwin
Mr Julian Bodenmann
Ms Trudy Lui
Mr Darryl Brooks
Ms Julie Marino

A. WELCOME & QUORUM CONFIRMATION | ACKNOWLEDGEMENTS | OPENING PRAYER | OBSERVANCES

At 9.15am the Mayor formally opened the December 2024 Trustee Council meeting, noting that a quorum of members was present.

The Mayor welcomed attendees and made the following acknowledgements:

- Our Heavenly Father for His awesome wisdom, knowledge, understanding, favour and blessings upon our lives, our families, our region and people and our Council;
- The Traditional Custodians throughout the length and breadth of Zenadth Kes and the communities and constituents that Council serves;
- The Traditional Custodians of Kaurareg and Cairns who host elements of the TSIRC footprint;
- The Traditional Custodians of other lands throughout Queensland and other parts of Australia where TSIRC staff work remotely; and
- All Elders and Leaders – past, present and emerging – as well as the collective leadership of other representative organisations across the Torres Strait.

The Mayor also conveyed to those members of the Torres Strait Islander community throughout the homelands and on the Australian mainland who may be observing Sorry Business at this time, the thoughts, prayers and well wishes of Council.

Cr Francis Pearson delivered the opening prayer and this was followed by a Minute of Silence for reflection.

B. NOTING OF APOLOGIES

The following apologies were accepted by Council:

Division	Councillor/Reason	Mover/Seconder
Division 4 – Mabuiag	Cr Keith Fell – <i>Prior commitment</i>	CR ANIBA/CR WOSOMO
Division 12 – Masig	Cr Ted Mosby – <i>personal leave</i>	CR TAMU/CR MANAS

C. CONFLICT OF INTEREST (COI) DECLARATIONS

The Mayor advised that he had received no COI declarations from Councillors in relation to this month's agenda items and invited Councillors to declare any Conflict of Interest matters.

Cr Kabay Tamu declared a COI in relation Agenda Item 3 (Warraber – Social Housing Indigenous Land Use Agreement) as he was the Chairperson of the local PBC.

D. LIVE STREAM

The Mayor advised Council that this meeting is being LIVE STREAMED on Council's YouTube Channel and welcomed members of the general public who may be viewing proceedings.

1. CONFIRMATION OF MINUTES (15 November 2024)

#T24-28/2024-12/1

CR MYE / CR WOSOMO

Council (as Trustee) confirms the Minutes of the Trustee Meeting held on 15 November 2024.**CARRIED UNANIMOUSLY****1.1. UPDATE ON ACTION ITEMS FROM PREVIOUS MEETINGS**

The Chief Executive Officer (Mr James William) spoke to this item and the update was noted by Council.

2. RESOLUTION TO CLOSE THE MEETING TO THE PUBLIC

#T24-28/2024-12/2

CR STEPHEN / CR ELISALA

Council (as Trustee) resolves to close the meeting to the public pursuant to section 84 of the *Local Government Act 2009* to allow the Trustee to discuss items listed on the agenda for closed discussion and for the reasons outlined under those items.

CARRIED UNANIMOUSLY

- *Prior to the commencement of discussion of Agenda Item 3, Cr Tamu dialed-out of the Trustee Council meeting at 9.40am in accordance with his declared COI.*

3. WARRABER – SOCIAL HOUSING INDIGENOUS LAND USE AGREEMENT (ILUA)

[Reason for Closed Discussion: on the basis that public discussion would be likely to prejudice the interests of the trustee council, as these matters involve:

- legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government*
- 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.]*

#T24-28/2024-12/3

CR ANIBA / CR DORANTE

Council (as Trustee):

- notes that negotiations are underway for a Social Housing Indigenous Land Use Agreement (ILUA) to construct social housing on part of Lot 903 SP270859; and**
- resolves to enter into the Social Housing ILUA under Part 2 Division 3 of the *Native Title Act 1993*(NTA), over all or some of the lots as agreed to in the negotiations; and**
- delegates to the Chief Executive Officer the power to negotiate on behalf of Council, the terms and conditions of the ILUA, satisfactory to the Chief Executive Officer, and execute the ILUA on Council's behalf.**

CARRIED UNANIMOUSLY

- *Following resolution of the above decision, Cr Tamu was invited to rejoin the meeting and did so at 10.00am.*

4. MABUIAG – SOCIAL HOUSING INDIGENOUS LAND USE AGREEMENT (ILUA)

[Reason for Closed Discussion: on the basis that public discussion would be likely to prejudice the interests of the trustee council, as these matters involve:

- legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government*
- 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.]*

#T24-28/2024-12/4

CR DORANTE / CR WOSOMO

Council (as Trustee):

- resolves to enter into a Social Housing Indigenous Land Use Agreement (ILUA) under Part 2 Division 3 of the *Native Title Act 1993* (NTA), to construct social houses on Lot 89 on SP273192 and Lot 64 on SP273192, Mabuiag; and**
- delegates to the Chief Executive Officer the power to negotiate on behalf of Council, the terms and conditions of the ILUA, satisfactory to the Chief Executive Officer, and execute the ILUA on Council's behalf; and**
- delegates to the Chief Executive Officer the power to decide appropriate alternatives if the ILUA negotiations are not successful.**

CARRIED UNANIMOUSLY

5. RESOLUTION TO RETURN THE MEETING TO OPEN DISCUSSION

#T24-28/2024-12/5

CR ANIBA / CR TAMU

Council (as Trustee) resolves to move out of closed discussions pursuant to Section 84 of the *Local Government Act 2009*.

CARRIED UNANIMOUSLY

➤ *The Trustee meeting was suspended from 10.35am to 10.45am for morning tea.*

6. CONSIDERATION OF MATTERS DISCUSSED IN CLOSED SESSION

Council (as Trustee) formally resolved as detailed in Agenda Items 3 and 4 above.

7. ITEMS ARISING

Nil.

8. NEXT MEETING – 29 JANUARY 2025 (Microsoft TEAMS)

Noted by Council (as Trustee).

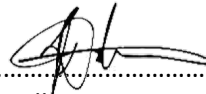
9. CLOSE OF MEETING

The Mayor closed the Trustee Council meeting at 10.35am.

MINUTES CONFIRMED – 29 January 2025



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Cr Phillemon Mosby
Mayor
Torres Strait Island Regional Council
Date: 29 January 2025



.....
James William
Chief Executive Officer
Torres Strait Island Regional Council
Date: 29 January 2025

CONFIRMED