



MINUTES

Ordinary Council Meeting

23 April 2024

**MINUTES OF TORRES SHIRE COUNCIL ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, THURSDAY ISLAND ON TUESDAY 23 APRIL 2024**

1 AGENDA CONTENTS

2 ATTENDANCES

Cr Elsie Seriat (Mayor), Cr Toshio Nakata (Deputy Mayor), Cr Thomas Fujii (Jnr), Dalassa Yorkston (Chief Executive Officer), Harish Nair (Director Corporate and Community Services), Edward Kulpa (Director Engineering and Infrastructure Services) Phillip Turner (Director Governance and Planning Services), and Ethel Mosby (Executive Secretary).

3 MEETING OPENED

The meeting opened with a prayer by Mayor Elsie Seriat at 9:11am.

4 APOLOGIES

*Cr Gabriel Bani
Cr Thomas Loban*

RECOMMENDATION Min. 24/4/1

Moved: Deputy Mayor Toshio Nakata
Seconded: Cr Thomas Fujii

That Council receive the apology from Cr Gabriel Bani and Cr Thomas Loban.

CARRIED

5 ACKNOWLEDGEMENT OF COUNTRY

On behalf of all Councillors, the Mayor acknowledged the Kaurareg people, Traditional Custodians of the land on which we meet today, and paid respects to their Elders past, present and emerging and the Traditional Owners of Zenadth Kes.

6 CONDOLENCES

A minute's silence was observed as a mark of respect in memory of a deceased person or persons of our community and/or area of the Torres Strait & NPA.

*Mst Edward Baidham Morrison Warusam (Saibai Island)
Ms Miriama Vakaoca Silatolu
Ms Lailie Bosen 'Len'
Ms Edna Tom
Mr Tom Phineasa (snr)
Mrs Marjorie Isua*

7 DECLARATIONS OF INTEREST

Declaration of Interest – Cr Thomas Fujii for Agenda Item 12.8 – Development Application – IDAS 23/15 – Zenadth Kes Fisheries Ltd C/- Gilvear Planning – 27 Douglas Street, Thursday Island

8 CONFIRMATION OF MINUTES**8.1 ORDINARY COUNCIL MEETING – 12 MARCH 2024****RECOMMENDATION Min. 24/4/3**

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

That the minutes of the Ordinary Council Meeting held on 12 March 2024 be confirmed.

CARRIED

8.2 POST ELECTION MEETING – 5 APRIL 2024**RECOMMENDATION Min. 24/4/4**

Moved: Mayor Elsie Seriat

Seconded: Cr Thomas Fujii

That the minutes of the Post Election Meeting held on 5 April 2024 be confirmed.

CARRIED

9 BUSINESS ARISING

CEO referred to the 'Matters for Action following a Council Meeting' document provided to Councillors with updated information on the 12 March 2024 Council Meeting.

10 NOTIFIED MOTIONS

Nil

11 COUNCILLORS REPORTS**11.1 COUNCILLOR'S MONTHLY REPORTS**

The April 2024 Mayoral Report on her external activities was tabled. An endorsement of the report is an endorsement of the attended and future activities. Not all activities will be listed in advance due to time constraints. Councillors who are unable to provide a written report were given the opportunity to provide verbal updates at the Ordinary Council Meeting.

RECOMMENDATION Min. 24/4/5

Moved: Cr Thomas Fujii
Seconded: Deputy Mayor Toshio Nakata

That the activities contained in the Mayoral monthly report be endorsed by Council.

CARRIED

12 EXECUTIVE SERVICES REPORTS**12.1 CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT**

The March and April 2024 Chief Executive Officer's report on her external activities was tabled. An endorsement of the report is an endorsement of the attended and future activities. Not all activities were listed in advance due to time constraints

RECOMMENDATION Min. 24/4/6

Moved: Deputy Mayor Toshio Nakata
Seconded: Cr Thomas Fujii

That the activities contained in the Chief Executive Officer's monthly report be endorsed by Council.

CARRIED

ADJOURNMENT: The meeting is adjourned for Morning Tea at 10.09am and resumed 10.30am.

12.2 SUBMISSION TO SUPERMARKET PRICING SELECT COMMITTEE

Torres Shire Council was pleased to submit to the House of Assembly's Supermarket Pricing Select Committee Inquiry and noted that on 7 March 2024, the Legislative Assembly agreed to a motion to establish the Supermarket Pricing Select Committee.

Council had submitted to parliamentary inquiries and to the Queensland Government on this matter over several years. Council notes that it was instrumental in calling for the Premier of Queensland's Cost of Living Summit that was held on the 20th March 2023, here in the Torres Shire. Prior to this Summit, Council called for such a summit and an examination of the cost-of-living pressures in our shire, with particular reference to those matters germane to this Select Committee examination.

RECOMMENDATION Min. 24/4/7

Moved: Mayor Elsie Seriat
Seconded: Cr Thomas Fujii

1. That Council notes the Submission to Supermarket Pricing Select Committee.

2. That the Chief Executive Office be delegated to make representation on behalf of Council to the House of Assembly's Supermarket Pricing Select Committee Inquiry.

CARRIED

12.3 SUBMISSION FINANCIAL SUSTAINABILITY AND FUNDING OF LOCAL GOVERNMENT

The House of Representatives Standing Committee on Regional Development, Infrastructure and Transport is inquiring into and reporting on local government matters, with a particular focus on the financial sustainability and funding of local government. Council has drawn attention to the difficulties with the existing funding model over many years through both the peak body, LGAQ, and in its own multiple submissions.

RECOMMENDATION Min. 24/4/8

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

1. That Council notes the Submission to The House of Representatives Standing Committee on Regional Development, Infrastructure and Transport regarding the financial sustainability and funding of local government.
2. That the Chief Executive Officer be delegated to make representation on behalf of Council to The House of Representatives Standing Committee Inquiry.

CARRIED

12.4 SUBMISSION TO POLICE POWERS AND RESPONSIBILITIES AND OTHER LEGISLATION AMENDMENTS BILL 2024

On 21 March 2024, Hon Nikki Boyd MP, Minister for Fire and Disaster Recovery and Minister for Corrective Services introduced the Police Powers and Responsibilities and Other Legislation Amendment Bill 2024. The Bill was introduced on behalf of Hon Mark Ryan MP, Minister for Police and Community Safety. The Bill recognises the rights of trans and gender diverse Queenslanders by amending gendered language in legislation.

Council in December 2019 passed resolutions committing to reviewing all matters that came before it through the lens of the *Human Rights Act 2019 (QLD)*. Accordingly, council is pleased to provide a brief submission to the community support and services committee regarding the aforementioned bill.

RECOMMENDATION Min. 24/4/9

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

1. That Council notes the Submission to Police Powers and Responsibilities and Other Legislation Amendment Bill 2024.

2. That the Chief Executive Office be delegated to make representation on behalf of Council regarding the Police Powers and Responsibilities and Other Legislation Amendment Bill 2024.

CARRIED

12.5 CORPORATE AND COMMUNITY SERVICES – FINANCIAL REPORT

Presentation of the financial reports for March 2024 as required under Section 204 of the Local Government Regulation 2012. The report was presented for noting and indicates that Council progressing favourably against the adopted 2023/2024 budget.

Cash Position - As of 31 March 2024, Council has \$21.97m of net cash on hand. This includes \$16.23m restricted cash and \$5.75m unrestricted cash.

Income & Expenditure-Airport - Reported revenue for month was \$778k. It is to be noted that Avdata invoicing has increased approx. 15.82% which can be attributed to the increased air traffic due to Easter break and school holidays. Expenses for the month were at \$254k. From the airport revenue, \$300k was transferred to QTC airport cash fund towards February & March 2024.

Income & Expenditure-All of Council - The reported YTD operating deficit is \$9.96m against a Budget estimate deficit of \$3.43m. YTD operating income was \$4.33m under Budget mainly due to lower operating grants (\$5.60m) and sales revenue (\$157k) but higher rates, levies and charges (\$1.01m), interest revenue (\$282k) and rental/lease revenue (\$66k). YTD operating expenses were \$2.20m above Budget due to higher materials & services (\$2.95m) and depreciation (\$338k) but lower employee expenses (\$1.11m). The report confirms that Council is performing favourably against the adopted 23/24 Budget.

RECOMMENDATION Min. 24/4/10

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Fujii

That Council note the Financial Report for March 2024.

CARRIED

12.6 CAPITAL WORKS PROGRAM REPORT

The report outlines progress of Council's Capital Works Program for April 2024. The following covers engineering and infrastructure capital works for the Torres Shire Council.

| Project Name | Funding Scheme | Comment |
|----------------------------------------|----------------------------------------|-----------------------------------------------------------------|
| Thursday Island Cycleway Stg 4 (23717) | Department of Transport and Main Roads | Department of Transport and Main Roads approved design. Project |

| | | |
|--------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| | | Management sought via tender |
| Horn Island Landfill Stage 2 (18500) | Torres Strait Regional Authority, CMIG round 3 18/19 | Request for additional funding underway due to rise in civil costs |
| Horn Island Landfill Metal Shredder (18502) | Department Local Government Racing Multi-Cultural Affairs | Shed slab built |
| Thursday Island stormwater drains (23023) | North Queensland Natural Disaster Mitigation Program | Tender submissions to be considered by Council |
| Horn Island Affordable Housing S/Division (147032/ 033/ 034) | Torres Strait Regional Authority, Department of State Development, Manufacturing, Infrastructure and Planning, Department of Housing and Public Works | Subdivision practically complete. Display home design gone to Tender. |
| Horn Island Community Housing (147035) | Department of Communities, Housing and Digital Economy | Construction underway. |
| Lion Lookout Heritage Trail WW2 walk (40300) | Department of Veteran Affairs | Department of Veteran Affairs approached for additional funding for structure repairs |
| Sand Mine and quarry rehab (26224) | Council Internal Project | Planning for final rock face blast. Planning for site rehabilitation. |
| Thursday Island Splash Park (30700) | Department of Treaty Aboriginal and Torres Strait Islander Partnerships, Communities and the Arts | Works practically complete. Fencing on order. Contractor to attend site to repair dividing wall. |
| Council housing (35023) | Department of State Development Infrastructure Local Government and Planning (W4Q) | Underway |
| Thursday Island and Horn Island roadworks (23025) | Natural Disaster Relief and Recovery Arrangements | Works program to be rolled into the TC Jasper event activation. Project Manager engaged. |
| Prince of Wales Island Waste Bins | Regional and Remote Recycling Modernisation Fund | Funding grant executed. Seeking of towable skip bin quotes. |

RECOMMENDATION Min. 24/4/11

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

That Council receives and notes the Capital Works Program Report for April 2024.

CARRIED

ADJOURNMENT: The meeting was adjourned for Lunch at 12.18pm and resumed 2.10pm.

DEPARTURE: Mayor Elsie Seriat departed the Meeting at 12.18pm.

ATTENDANCE: Mayor Elsie Seriat returned to the Meeting at 2.10pm.

12.7 DEVELOPMENT APPLICATION- IDAS 23/24 - TORRES STRAIT KAZIW META INC. C/- GILVEAR PLANNING PTY LTD – 1 NAZEER STREET, THURSDAY ISLAND

| PROPERTY DETAILS | |
|-------------------------|-------------------------------------------------------------------------|
| Site Address | 1 Nazeer Street, Thursday Island |
| RPD | Lot 1 on RP748818 |
| Site Area | 4,531m ² |
| Landowner | Torres Strait Kaziw Meta Inc. |
| Existing Use of Land | Rooming Accommodation |
| APPLICATION DETAILS | |
| Application No. | IDAS 23/24 |
| Applicant | Torres Strait Kaziw Meta Inc. c/- Gilvear Planning Pty Ltd |
| Application Description | Development Permit for a Material Change of Use – Rooming Accommodation |
| Council Meeting | 23 April 2024 |
| Decision Due Date | 12 March 2024 |

RECOMMENDATION Min. 24/4/12

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Fujii

1. That Torres Shire Council approves the application for a Development Permit for Material Change of Use for Rooming Accommodation on land located at 1 Nazeer Street, Thursday Island, formally described Lot 1 on RP748818, subject to the conditions of the report.
2. That an Infrastructure Charges Notice be issued for the amount of \$96,415.45 in relation to the development application for a Development Permit for Material Change of Use – Rooming Accommodation at 1 Nazeer Street, Thursday Island, formally described as Lot 1 RP748818.

CARRIED

12.8 DEVELOPMENT APPLICATION – IDAS 23/15 – ZENADTH KES FISHERIES LTD C/- GILVEAR PLANNING – 27 DOUGLAS STREET, THURSDAY ISLAND

DECLARATION OF INTEREST – CR THOMAS FUJII

Cr Thomas Fujii. stated that he has a declarable a conflict of interest in item 12.5 – Development Application, (as defined by *Local Government Act 2009, section 150ES (3)(a)(i)*) as follows:

I, Cr Thomas Fujii, inform the meeting that I have a declarable conflict of interest due to being my father Thomas Fujii (snr) is a Member of Zenadth Kes Fisheries Ltd.

Although I have a declarable conflict of interest, I do believe I am able to stay in the meeting and participate. Therefore, I will choose to remain in the meeting however I will respect the decision of the meeting on whether I can remain and participate in the decision.

RECOMMENDATION Min. 24/4/2

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

In Favour: Mayor Elsie Seriat and Deputy Mayor Toshio Nakata

That Council resolves that Cr Thomas Fujii has no greater interest then an ordinary member of the public in this matter and accordingly will remain in this meeting.

CARRIED

In accordance with the *Local Government Act 2009, Chapter 5B, Part 3, Section 150ES* Cr Thomas Fujii remained in the Council Meeting and took part in the Agenda Item 12.8.

| PROPERTY DETAILS | |
|-------------------------|-------------------------------------------------------------------------------------------------------------------------|
| Site Address | 27 Douglas Street, Thursday Island |
| RPD | Lot 84 SP116895 |
| Site Area | 1,730 m ² |
| Landowner | IJT Marine Services Pty Ltd |
| Existing Use of Land | Disused - Warehouse, Caretaker's Residence and Winch Shed |
| APPLICATION DETAILS | |
| Application No. | IDAS12/15 |
| Applicant | Zenadth Kes Fisheries Ltd |
| Application Description | Development Permit for Material Change of Use Medium Impact Industry (Seafood Processing) and Caretaker's Accommodation |
| Council Meeting | 23 April 2024 |
| Decision Due Date | 30 April 2024 (applicant agreed extension) |

RECOMMENDATION Min. 24/4/13

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

1. That Torres Shire Council approves the application for a Development Permit for Material Change of Use for Medium Impact Industry (Seafood Processing) and Caretaker's Accommodation on land located at 27 Douglas Street, Thursday Island, formally described as Lot 84 on SP116895, subject to the conditions of the report.
2. That an Infrastructure Charges Notice be issued for the amount of \$10,529.63 in relation to the development application for a Development Permit for Material Change of Use – Medium Impact Industry (Seafood Processing) and Caretaker's Accommodation at 27 Douglas Street, Thursday Island, formally described as Lot 84 on SP116895.

CARRIED

12.9 MINOR CHANGE TO DEVELOPMENT APPLICATION – IDAS 23/19 – ERGON ENERGY 5 & 7 APLIN STREET, THURSDAY ISLAND

| PROPERTY DETAILS | |
|----------------------------------|-------------------------------------------------------------|
| Site address | 5 & 7 Aplin Road, Thursday Island |
| RPD | Lot 1 and Lot 2 on RP748738 |
| Landowner | Ergon Energy Corporation Limited |
| Existing Use of Land | Thursday Island Ergon Energy Depot |
| ORIGINAL APPROVAL DETAILS | |
| Application No. | IDAS23/19 |
| Applicant | Ergon Energy |
| Approval Description | Development Permit for Material Change of Use - Office |
| Date of Original Decision | 23 January 2024 |
| Date of Original Decision Notice | 25 January 2024 |
| CHANGE APPLICATION DETAILS | |
| Application No. | IDAS23/19 |
| Applicant | Ergon Energy Corporation Limited |
| Application Description | Minor Change – Material Change of Use (Office) |
| Application Lodged | 15 March 2024 |
| Decision Due Date | 16 April 2024 (applicant agreed extension to 30 April 2024) |
| Council Meeting | 23 April 2024 |

RECOMMENDATION Min. 24/4/14

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

1. That Torres Shire Council approve the Change Application (Minor) for a Development Permit for Material Change of Use – Office on land located at 5 & 7 Aplin Road, Thursday Island, formally described as Lot 1 & 2 on RP748738, subject to the conditions of the report.

CARRIED
12.10 DEVELOPMENT APPLICATION – IDAS 23/25 – THE UNITING CHURCH IN AUSTRALIA C/- URBAN SYNC PTY LTD – 6 CHESTER STREET AND 142 DOUGLAS STREET, THURSDAY ISLAND

| PROPERTY DETAILS | |
|-------------------------|----------------------------------------------------------------------------------------------------------------------|
| Site Address | 6 Chester Street and 142 Douglas Street, Thursday Island |
| RPD | Lot 1 RP700579 (6 Chester Street) Lot 2 RP744714 (142 Douglas Street) |
| Landowner | The Uniting Church in Australia |
| Existing Use of Land | Dwelling House (142 Douglas Street) Vacant – used for storage of building materials (6 Chester Street) |
| APPLICATION DETAILS | |
| Application No. | IDAS23/25 |
| Applicant | The Uniting Church in Australia c/ Urban Sync Pty Ltd |
| Application Description | Development Permit for Material Change of Use (Multiple Dwelling) and Reconfiguring a Lot (rearranging the boundary) |
| Council Meeting | 23 April 2024 |
| Decision Due Date | 29 April 2024 |

RECOMMENDATION Min. 24/4/15

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

1. That Torres Shire Council approves the application for a Development Permit for Reconfiguring a Lot – rearranging the boundary and Development Permit for Material Change of Use (Multiple Dwelling) on land located at 6 Chester Street and 142 Douglas Street, Thursday Island, formally described as Lot 1 RP700579 and Lot 2 RP744714, subject to the conditions of the report.
2. That an Infrastructure Charges Notice be issued for the amount of \$144,623.15 in relation to the development application for a Development Permit for Material Change of Use – Multiple Dwelling at 6 Chester Street and 142 Douglas Street, Thursday Island, formally described as Lot 1 RP700579 and Lot 2 RP744714.
3. State Assessment Referral Agency response dated 7 March 2024.

4. That Council consider the request from the applicant, The Uniting Church in Australia for a reduction of the application fee of \$4,259.20 paid in accordance with Council's Fees and Charges Schedule 2023/24. Noting that Council's Grants to Community Organisation Policy provides a fee relief of \$1,000.00, Council grants a \$1,000.00 refund towards the application fee.

CARRIED

ATTENDANCE: Teresa Schmidt from Reel Planning attended the meeting via teleconference at 3.27pm to discuss item 12.10 – Development Application – IDAS 23/25 – The Uniting Church in Australia C/- Urban Sync Pty Ltd – 6 Chester Street and 142 Douglas Street, Thursday Island and departed at 3.29pm.

ADJOURNMENT: The meeting was adjourned for Afternoon Tea at 3.34pm and resumed 3.53pm.

12.11 INVESTIGATION POLICY

Under s 150 AE of the *Local Government Act 2009* council is required to adopt an investigation policy about how it deals with the suspected conduct breaches of councillors referred, by the assessor, to the local government to be dealt with.

It was noted as an observation In the Final Management Letter received in Council's external audit that Council's Investigation policy is due for review. The policy has now been reviewed and updated and prepared for council's consideration.

RECOMMENDATION Min. 24/4/16

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

Council adopts the Investigation Policy as presented.

CARRIED

12.12 ENQUIRY – PROPOSED BUOY MOORING UAV INDUSTRIES

UAV industries proposes the buoy mooring to moor vessels used to support the Torres Strait Marine Pathways Program and Vocational Education Training (VET) in schools Growing Our Own (GOO) program. The maximum length of ships to use the mooring would be 15.9 metres.

To accompany the application to Maritime Safety Queensland (MSQ) the applicant is seeking a letter of no objection from Torres Shire Council.

RECOMMENDATION Min. 24/4/17

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Fujii

Council provides a letter of no objection to the applicant.

CARRIED

12.13 APPROVAL INSPECTION PROGRAM UPDATE

In January 2024, Council approved inspection programs for compliance with the *Animal Management (Cats & Dogs) Act 2008* and *Torres Shire Council Local Law No. 2 (2013)*. The purpose of the program is to ensure compliance with the requirement of the respective laws. The programs commenced on 1 March 2024, with the physical inspections scheduled to commence in mid-late April 2024.

Statutory notices were published in the Torres News in accordance with the requirements under the Acts.

Council's regulatory compliance staff have commenced community engagement activities by visiting the local primary schools and scheduling community barbeques for the purpose of spreading awareness.

In March 2024 council approved an amnesty for dog registrations up until the end of the current financial year. This is intended at getting as many dog owners as possible to comply with animal registration requirements.

RECOMMENDATION Min. 24/4/18

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

For Council's information and noting.

CARRIED

13 LATE ITEMS**13.1 DEPARTMENT OF AGRICULTURE FISHERIES AND FORESTRY**

The Commonwealth Department of Agriculture Fisheries and Forestry (DAFF) Biosecurity is looking into options for using an autonomous drone for transport of scientific samples from outer Torres Strait islands to Thursday Island (TI) and Northern Peninsular.

This technology aims to provide a new option for safe and efficient transport of scientific samples (such as fruit fly specimens) across a network of landing locations throughout the Torres Strait islands and the NPA.

This offers potential benefits in: (1) rapid transport (scientific samples can be swiftly transported, reducing delays and accelerating response times); (2) safety enhancement (eliminating need for chartered helicopters and staff to travel); (3) cost efficiency (cost-effective alternative to conventional transport methods); and (4) community empowerment (potential for skills training within Torres Strait communities, empowering people to manage and maintain this technology).

To see if drones are a viable option for our operations and suitable for use in the Torres Strait in general, DAFF are hoping to arrange a flight demonstration for the community to see the drone on country and provide feedback. This trial flight will also enable

DAFF staff to navigate operational considerations for future use of the drone, should the demonstration be successful. DAFF would like to bring the drone to TI for a public flight demonstration on Tuesday 11 June 2024.

RECOMMENDATION Min. 24/4/19

Moved: Cr Thomas Fujii

Seconded: Mayor Elsie Seriat

That Council notes the contents of the report and delegates the power to the Chief Executive Officer to determine the term of use.

CARRIED

14 CONFIDENTIAL REPORTS

RECOMMENDATION

That Council consider the confidential report(s) listed below in a meeting closed to the public in accordance with Regulation s.254J of the *Local Government Regulation 2012*:

- 14.1 Capital Works Program Financial Report
- 14.2 Budget 2024/2025 Policies - Defer
- 14.3 Budget Parameters and Timetable 2024/2025 - Defer
- 14.4 Revenue Policy 2024/2025
- 14.5 Horn Island Airport – Change for Qantas Airways
- 14.6 Lease Matter – Babcock Mission Critical Services Australasia Pty Ltd
- 14.7 Agreement to Grant Lease – GBR Helicopters Pty Ltd
- 14.8 Contract 08-2024 TI Stormwater Drainage Upgrade Tender Award

Time: 4.31pm

RECOMMENDATION Min. 24/4/20

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Fujii

That Council go into In Committee.

CARRIED

Time: 5.13pm

RECOMMENDATION Min. 24/4/21

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

That Council come out of In Committee.

CARRIED

14.1 CAPITAL WORKS PROGRAM FINANCIAL REPORT**RECOMMENDATION Min. 24/4/22**

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

That Council receives and notes the Capital Works Program Report for April 2024.

CARRIED

14.2 BUDGET 2024/2025 POLICIES - DEFER**14.3 BUDGET PARAMETERS AND TIMETABLE 2024/2025 – DEFER****14.4 REVENUE POLICY 2024/2025****RECOMMENDATION Min. 24/4/23**

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Fujii

That Council resolves to:

1. Approve the Revenue Policy 2024/2025.

CARRIED

14.5 HORN ISLAND AIRPORT – CHANGES FOR QANTAS AIRWAYS**RECOMMENDATION Min. 24/4/24**

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

That Council resolve:

- to apply 4% price increase and set the Qantas Airways passenger fees at \$32.90, security screening fees at \$36.75 and landing fees at \$34.05 effective 1 July 2024;
- incorporate proposed fees into 2024/2025 Register of Fees and Charges and Budget; and
- authorise the Chief Executive Officer to advise Qantas Airways of the proposed fees.

CARRIED

14.6 LEASE MATTER – BABCOCK MISSION CRITICAL SERVICES AUSTRALASIA PTY LTD**RECOMMENDATION Min. 24/4/25**

Moved: Cr Thomas Fujii

Seconded: Mayor Elsie Seriat

That Council resolves:

1. To apply the exemption contained in s 236 (1)(c)(vii) Local Government Regulation 2012 to dispose of Part Lot 1 on SP142709, being area of approximately 75m2 to Babcock Mission Critical Services Australasia Pty Ltd ACN 011 075 460;
2. That the terms of the lease be on commercial terms and generally in accordance with the terms contained in the existing Lease between Torres Shire Council and Babcock Mission Critical Services Australasia Pty Ltd. being Lease AF, and specifically:
 - (a) the Rental Consideration be in the order of \$80m2 or \$6,000 per annum;
 - (b) the Lease Area is approximately 75m2 as indicated in green on the sketch plan below;
 - (c) the Lease Term, is up to 10 years, commencing 1 May 2024);
 - (d) the Permitted Use, be for storage of maintenance stores and equipment associated with helicopter emergency and surveillance purposes.
3. To Delegate the power to the Chief Executive Officer to negotiate and finalise the terms of the Lease and do all things and sign all documents necessary to give effect to this resolution.

CARRIED

14.7 AGREEMENT TO GRANT LEASE – GBR HELICOPTERS PTY LTD

RECOMMENDATION Min. 24/4/26

Moved: Cr Thomas Fujii

Seconded: Mayor Elsie Seriat

That Council resolves to:

1. Grant an extension of time for compliance with the Agreement to Grant Lease and Deed of Variation between Torres Shire Council and to GBR Helicopters Pty Ltd ACN 143 159 531, to facilitate the lodgement of a development application;
2. Grant owner's consent under s 51(2) Planning Act 2016, to GBR Helicopters Pty Ltd ACN 143 159 531 for the lodgement of development application for Material Change of Use (Air Services) and Reconfiguring a Lot (RAL) for a lease with a term which exceeds 10 years;
3. Delegates the power to the Chief Executive Officer to do all things and sign all documents required to give effect to the above resolution.

CARRIED

14.8 CONTRACT 08-2023 TI STORMWATER DRAINAGE UPGRADE TENDER AWARD

RECOMMENDATION Min. 24/4/27

Moved: Mayor Elsie Seriat

Seconded: Cr Thomas Fujii

It is recommended that the Torres Shire Council proceeds with the following:

1. Council accepts the submission made by TI Concrete Works Pty Ltd for Council Tender 08/2023 and awards them the contract for a value of **\$823,735.94 ex GST**.
2. Delegate power to the Chief Executive Officer, pursuant to section 257 of the Local Government Act 2009 to negotiate, finalise, and execute any and all matters associated with or in relation to this project and contract including without limitation any options and/or variations.

CARRIED

DATE OF NEXT MEETING: Tuesday, 21 May 2024

CLOSURE: The meeting closed with a prayer by Mayor Elsie Seriat at 5.21pm.

Confirmed this _____ day of _____

MAYOR