

**MINUTES OF THE ORDINARY MEETING OF THE TORRES SHIRE COUNCIL
HELD IN THE COUNCIL CHAMBERS ON TUESDAY, 15 FEBRUARY 2011**

PRESENT Mayor Cr. P. Stephen (Chair), Cr. N. Bin Tahal, Cr. B. Shibasaki, Cr. A. Ketchell, Cr. J. Abednego, Mr. B. McCarthy (Chief Executive Officer), Mr. G. Yates (Director Engineering Services), Mr. F. Darke (Director Planning & Environmental Services), Mr. P. Chapman, (Acting Director Corporate Services) and Mrs. N. Ward Page (Minute Secretary)

The meeting opened with a prayer by Mayor Stephen at 9.15am.

ACKNOWLEDGEMENT:

The Mayor acknowledged the traditional owners the Kaurareg People, upon whose land we hold our meeting.

APOLOGY: An apology was received from Cr. N. Bin Tahal for her late arrival.

CONDOLENCES: As a mark of respect, Council observed a minute's silence in memory of:

*Mr Jack Ware, Mrs Emily Ah Mat, Brendan Foster
and Mrs Liz Savage (nee Bourne)
and those who lost their lives during the recent flood disaster*

DISCLOSURES OF INTEREST UNDER THE LOCAL GOVERNMENT ACT: Nil

CONFIRMATION OF MINUTES

Min. 11/02/1 Moved Cr. Abednego, Seconded Cr. Shibasaki
"That Council receive the Minutes of the Ordinary Meeting of 14 December 2010 and confirm as a true and correct record of the proceedings."
Carried

Min. 11/02/2 Moved Mayor Stephen, Seconded Cr. Abednego
"That Council receive the Minutes of the Special Meeting of 14 December 2010 and confirm as a true and correct record of the proceedings."
Carried

BUSINESS ARISING FROM PREVIOUS MINUTES

Mayor's Report
Torres Strait Construction Consortium - Min 10/12/3
Cr. Shibasaki asked if there was any progress on the Consortium and the Mayor responded that a meeting is yet to be convened.

Home Ownership
The Mayor requested copies of discussion paper for community distribution.

MAYOR'S REPORT

2011 Australia Day Celebration

I wish to congratulate the successful applicants for each category and acknowledge the tremendous efforts given by staff to ensure that Council hosts a fun family-oriented activity for our constituents and visitors. A huge thank you to everyone who volunteered their time to ensure its success.

Torres Strait Co-operative Society Ltd Driveway works

The President, Mr. Allan Filewood, has requested to have a meeting with Councillors and Executives to discuss the upgrade and maintenance of driveways at Connie's Place and Majid Village housing estates. Mr. Filewood acknowledged the temporary works conducted on these driveways during the wet seasons by council workers. However, in terms of safe access for their tenants, he wishes to discuss a more thorough solution for these driveways. I have passed on his request to the Engineering section to investigate and report on a permanent solution for these works.

Min. 11/02/3 Moved Ketchell, Seconded Cr. Abednego

"That the Mayor meet with representatives of the Torres Strait Co-operative Society as soon as Council's engineering investigations have been completed."

Carried

Sunday Mail's Council Amalgamations Survey

The Sunday Mail has circulated a questionnaire to all CEO's and Mayors requesting their feedback on Council's Amalgamations. Mr. Greg Hoffman from LGAQ has met with the company regarding their request and highlighted the present difficulties posed in obtaining this information at this current time. Council should feel free to discuss whether they are in a position to be able to provide this information or not.

One response from Mackay Regional Council's CEO is to send Sunday Mail links to each council's website where they can find copies of previous Annual Plan, Corporate Plan, Operational Plan and Council's Minutes. The majority of information they are seeking can be gleaned from those documents. Council does not have the time, at this juncture, to respond further.

Min. 11/02/4 Moved Shibasaki, Seconded Cr. Ketchell

"That Council advise the Sunday Mail of Torres Shire's appropriate website links for the information they require."

Carried

Attendance: Cr Bin Tahal arrived at the meeting at 9.40am.

Panel recommendation for new CEO appointment

The consultant's report will be tabled when received during today's meeting.

Adjournment: The Mayor's Report was suspended for the Councillors to receive and read the report and go into a closed meeting later during this meeting.

Attendance: At 9.55am the Regional Manager, John O'Halloran & Senior Advisor, Belinda Gill of Local Government Services arrived to have discussions on the transfer of Local Government Area to Northern Peninsula Area Regional Council and presented Council with a document on the Local Government Boundary Realignment.
Mr O'Halloran undertook to supply Council with further information and documents and was requested by the Mayor to arrange a meeting at a future date to be held at NPARC for all stakeholders to attend.

Adjournment: The Mayor invited Mr O'Halloran and Ms Gill to join the Councillors for Morning Tea and the meeting adjourned at 10.30am and resumed at 11am.

Attendance: At 11am Mr John Ramsay, Program Manager of Governance & Leadership, Torres Strait Regional Authority attended to present his TS and NPA Regional Plan.

Departure: Mr Ramsay left the meeting at 11.35am

1. CHIEF EXECUTIVE OFFICER

REPORT

Common Seal Use

Min. 11/02/5 Moved Cr. Abednego, Seconded Cr. Shibasaki

“That Council approve the use of the Official Seal by the Mayor as itemised below:

Date attached	Document Description	
14/12/10	A/TSI Descent ID – Debra May Seilu Toby	Mayor
22/12/10	A/TSI Descent ID – Richard Steve Mola	Mayor
5/1/11	A/TSI Descent ID – Keith Norance Yorkston	Mayor
21/1/11	A/TSI Descent ID – Darryl John Ball (Navy)	Mayor
21/1/11	A/TSI Descent ID – Keith Richard Pearson (Health Training)	Mayor
21/1/11	A/TSI Descent ID – Mishalia Birch (Abstudy)	Mayor ”

Carried

Ex Power Station Site – EMR Site ID 13344, Lot 83 on Plan TS 58, Victoria Parade, Thursday Island (File 1-320-7)

Min. 11/02/6 Moved Cr. Ketchell, Seconded Cr. Abednego

“That if no progress is achieved with the scheduled meeting with Geoff Bowers, Ergon Energy, Council request the Minister for Natural Resources, Mines & Energy, Steve Robertson, to expedite the transfer of the ex power station site, Victoria Parade, Thursday Island to the Torres Shire Council and a copy of this correspondence be forwarded to DERM and Ergon Energy regional managers.”

Carried

Torres Shire Community Plan 2011/30 (File 1-22-9)

Min. 11/02/7 Moved Cr. Bin Tahal, Seconded Cr. Shibasaki

“That Council approve the draft Torres Shire Community Plan and place it on public exhibition for a period commencing 1 March 2011, with closing date for all submissions being 31 March 2011.”

Carried

Workplace Health & Safety Committee (File 1-602-3)

Min. 11/02/8 Moved Mayor Stephen, Seconded Cr. Ketchell

“That the Minutes of the Workplace Health & Safety Committee Meeting held 2 February 2011 be received and noted.”

Carried

2010/2011 Operational Plan - Quarterly Report (File 1-22-8)

Min. 11/02/9 Moved Cr. Bin Tahal, Seconded Mayor Stephen

“That Council write directly to Ports North Head Office to seek their support to progress the Horn Island foreshore development.”

Carried

Min. 11/02/10 Moved Cr. Bin Tahal, Seconded Cr. Ketchell

“That Council receive and note the 2010/2011 Operational Plan - Progress Report to 31 December 2010.”

Carried

Stakeholders Survey – Current CEO Performance Review Actions (File 1-6-7-10)

Min. 11/02/11 Moved Cr. Abednego, Seconded Cr. Shibasaki

“That Council note the results of this survey and take any action to rectify any points of concern raised in the survey.”

Carried

1. CHIEF EXECUTIVE OFFICER

REPORT (cont'd)

Current CEO Performance Review – Required Actions (File 1-607-10)

Min. 11/02/12 Moved Cr. Bin Tahal, Seconded Cr. Shibasaki

“That Council note this report on actions required from the Current CEO Performance Review of 2010.”

Carried

2. CORPORATE SERVICES

REPORT

Kushimoto Sister City Relationship & Delegation 2011 (File 1-32-4)

Torres Strait Regional Authority, Torres Strait Island Regional Council and Tagai State College are yet to confirm their attendance as part of the delegation to visit our Kushimoto Sister City in April 2011.

The Mayor advised Mr Wayne Seekee of TSRA will provide confirmation to Council next week regarding their Authority's inclusion in the delegation to Kushimoto.

NAIDOC Theme 2011 (File 5-50-7)

Min. 11/02/13 Moved Cr. Bin Tahal, Seconded Cr. Abednego

“That Council (1) receive and acknowledge the NAIDOC Theme for 2011 *Change: the next step is ours*, and (2) that Council approve the NAIDOC Award Night for 2011 to be held on Friday 8th July to coincide with the National celebrations around the country for NAIDOC.”

Carried

How Much Does Your Garden Grow Competition 2011 (File 1-68-23)

Min. 11/02/14 Moved Cr. Abednego, Seconded Cr. Ketchell

“That Torres Shire Council hosts its third “How Much Does Your Garden Grow” competition in June 2011 with nominations opening on 1st June, closing on 10th June and judging on 18th June, include a 4th category of “Best Kept Nature Strip” and a 5th category “Best Kept Nature Strip of Non-private Residence.” and seek major sponsorship for the event”

Carried

3. ENGINEERING SERVICES

REPORT

Use of Headwork Funds (File 4-18-7)

3.1.3 (a) Upgrade chlorination system at Horn and Thursday Island

Min. 11/02/15 Moved Cr. Shibasaki, Seconded Cr. Abednego

“That Council approve the use of \$110,000.00 from the headwork funds to engage Austek Communications as a sole invitee to upgrade the water chlorination systems on Thursday and Horn islands, with a suitable liquid chlorine system.

Carried

3.1.3 (b) Upgrade electrical switchboard at the Horn Island pump station.

Min. 11/02/16 Moved Cr. Abednego, Seconded Cr. Ketchell

“That Council approve the use of \$50,000.00 from the headwork funds to engage Austek communications as a sole invitee to undertake a major upgrade on the switchboard at the Horn Island pump station before imminent failure occurs or before one of Council's workers or contractors is seriously injured.”

Carried

3. ENGINEERING SERVICES

REPORT (cont'd)

Pre-wet Cleanup 2010 (File 3-16-7)

Min. 11/02/17 Moved Cr. Bin Tahal, Seconded Shibasaki

“That Council endorse future pre-wet cleanups being in the form of free disposal to the Transfer Stations for a two week period every November rather than a kerbside collection and Council continue to lobby for funding for Vector Control.”

Carried

Adjournment: The meeting adjourned for lunch at 1pm and resumed at 1.40pm

4. PLANNING AND ENVIRONMENTAL SERVICES

REPORT

Adoption of Cemeteries Local Law (File No. 1-20-014)

Min. 11/02/18 Moved Cr. Bin Tahal, Seconded Cr. Shibasaki

“That Council (a) hereby resolves to propose to make Torres Shire Council Cemeteries Local Law 2011, and (b) that Council hereby resolves to propose to make Subordinate Local Law (Cemeteries) 2011.”

Carried

Special Provisions for Pool Inspections in Remote Areas (File 4-2-7)

Min. 11/02/19 Moved Cr. Bin Tahal, Seconded Mayor Stephen

“That Council, for the purposes of the Building Act 1975, section 246ACA(2)(b) (Special provision for pool inspection in remote areas) being a prescribed local government mentioned in Schedule 2A of the Building Regulation 2006, hereby declares the area described in the schedule below to be a remote area.

SCHEDULE

The whole of the area covered by the Torres Shire Council.”

Carried

Ngurupai Sports Complex (File 5-15-2)

Min. 11/02/20 Moved Cr. Bin Tahal, Seconded Mayor Stephen

“That the Ngurupai Sports Stadium Advisory Committee be requested to convene a meeting in the near future with the view to providing guidance for the future use of this facility.”

Carried

MAYOR'S REPORT (cont'd)

Panel recommendation for new CEO appointment

The Mayor requested the Meeting go “In Committee” and the CEO, A/DCS, DPES, DES and Minute Secretary departed the meeting at 2.15pm.

Min. 11/02/21 Moved Mayor Stephen, Seconded Cr. Abednego

“That Council go in committee”

Carried

5. IN COMMITTEE

Staff Appointment – Director Corporate Services (File 1-606-7)
Study Course – Director Corporate Services (File 1-619-19 & Pers. File)
Torres Shire Council – Queensland Police Report QP 1100043971 (File 1-354-7)
Panel Recommendation for new CEO appointment

Attendance: At 2.55pm the CEO, A/DCS, DPES, DES & Minute Secretary returned to the meeting.

Min. 11/02/22 Moved Cr. Bin Tahal, Seconded Cr. Abednego
“That Council come out of Committee.”

Carried

Min. 11/02/23 Moved Cr. Shibasaki, Seconded Cr. Bin Tahal
“That Council provide a new 3 year Contract of Employment for Ms. Dalassa Yorkston as Director of Corporate Services commencing 16 June 2011.”

Carried

Min. 11/02/24 Moved Cr. Abednego, Seconded Cr. Bin Tahal
“That Council approve the attendance of Mrs Dalassa Yorkston, Director Corporate Services at the study blocks of this course during 2011, and review the study course agreement in November 2011 prior to Mrs Yorkston continuing further study blocks in 2012.”

Carried

Min. 11/02/25 Moved Cr. Bin Tahal, Seconded Mayor Stephen
“That Council note the incident relating to Queensland Police Report QP1100043971 theft of Banking Deposit Bag Number 170184513 between Friday 14th and Monday 17th January 2011 and Management undertake all necessary actions to prevent this happening again.”

Carried

Min. 11/02/26 Moved Shibasaki, Seconded Cr. Abednego
“That Council accept the recommendation of the panel to appoint Mr. Phillip Mills as the new Chief Executive Officer of Torres Shire Council as from Saturday, 26th March 2011.”

Carried

6 GENERAL BUSINESS

Cr. Abednego

- Road surface at 3 Pilot Street needs attention following repairs to the burst water main recently
The DES advised the works in this area will be completed shortly.

Cr. Ketchell

- Abandoned cars at Pilot Street and Aplin Estate & Rose Hill should be removed.

Cr. Bin Tahal

- Advised Barrier Aviation (Sue Holland) is offering their services for Queensland Music Festival transport.
- Dongas of Rebel Marine at Horn Island (opposite the Child Care Centre) should not be used for accommodation

Cr. Shibasaki

- Mr Ron Laifoo requesting a crematorium be built on TI.
The Mayor & CEO advised a crematorium is a private business and Council does not intend to build one.
- Queried progress on the emergency services site on POW
DPES advised that approval of the Kaurareg people is still awaited.
- Council outdoor staff should check & clear drains when carrying out grass-cutting
DES advised this area has been included in the works programme for the clearing of all drains.
- Bean tree growing on Council's nature strip is a nuisance near 12 Waiben Esplanade
DES advised that this tree will be removed.
- The local undertaker raised the issue of viewing the deceased prior to funerals
Mayor advised viewings are traditionally held at the Hospital Morgue and private residences.

Mayor Stephen

- Requesting Rose Hill children's playground & swing area be kept clear of grass and a cover be installed.
DES took note of this request.

DATE OF NEXT MEETING: 15 March 2011

CLOSURE: The meeting closed with a prayer by Mayor Stephen at 3.35pm

Confirmed this *15th* day of *March* *2011*



MAYOR