



MINUTES

Ordinary Council Meeting

15 April 2025

**MINUTES OF TORRES SHIRE COUNCIL ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, THURSDAY ISLAND ON TUESDAY 15 APRIL 2025**

1 AGENDA CONTENTS

2 ATTENDANCE

Cr Elsie Seriat (Mayor), Cr Toshio Nakata (Deputy Mayor), Cr Gabriel Bani, Cr Thomas Loban, Cr Thomas Fujii (Jnr), Dalassa Yorkston (Chief Executive Officer), Karren MacClure (Executive Manager Corporate and Community Services), Roger Naidoo (Executive Manager Engineering and Infrastructure Services) (via teleconference), Edward Kulpa (Executive Manager Projects and Design), and Ethel Mosby (Executive Secretary).

3 MEETING OPENED

The meeting opened with a prayer by Cr Gabriel Bani at 9:15am.

4 APOLOGIES

Nil

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.

*Mr Dana Ober
Ms Julie Wigness
Ms Lillian Gibia*

7 DECLARATIONS OF INTEREST

7.1 DECLARATION OF INTEREST – DEPUTY MAYOR TOSHIO NAKATA

Deputy Mayor Toshio Nakata stated that he has a declarable a conflict of interest in item 12.9 –Development Application – IDAS25/04 – Material Change of Use – Dual Occupancy – Michael Guise c/ RPSAAP Consulting Pty Ltd – 3 Savage Street, Horn Island as defined by *Local Government Act 2009, section 150ES (3)(a)(i)* as follows:

I, Deputy Mayor Toshio Nakata, inform the meeting that I have a declarable conflict of interest due to being a close associate of Michael Guise, through a long-standing friendship and Michael Guise is the applicant of IDAS25/04.

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. 25/4/1

Moved: Cr Thomas Loban

Seconded: Cr Gabriel Bani

That Council resolves that Deputy Mayor Toshio Nakata has no greater interest then an ordinary member of the public in this matter and accordingly will remain in this meeting.

CARRIED

8 CONFIRMATION OF MINUTES

8.1 ORDINARY COUNCIL MEETING – 18 MARCH 2025

RECOMMENDATION Min. 25/4/2

Moved: Cr Gabriel Bani

Seconded: Cr Thomas Loban

That the minutes of the Ordinary Council Meeting held on 18 March 2025 be confirmed.

CARRIED

ADJOURNMENT: The meeting is adjourned for TSRA Deputation at 9.51am.

TORRES STRAIT REGIONAL AUTHORITY DEPUTATION

ATTENDANCE: Mr George Nona – TSRA Chairman, Mr Charlie Kaddy – TSRA Chief Executive Officer and Ms Sayuri Fujii arrived at 10.06am and departed at 10.47am.

ADJOURNMENT: The meeting adjourned for Morning Tea at 10.47am and resumed at 11.17am.

9 BUSINESS ARISING

CEO referred to the 'Matters for Action following a Council Meeting' document provided to Councillors with updated information on the 18 March 2025 Council Meeting.

10 NOTIFIED MOTIONS

Nil

11 COUNCILLORS REPORTS

11.1 COUNCILLOR'S MONTHLY REPORTS

RECOMMENDATION Min. 25/4/3

Moved: Cr Thomas Fujii

Seconded: Cr Gabriel Bani

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

RECOMMENDATION Min. 25/4/4

Moved: Mayor Elsie Seriat

Seconded: Cr Thomas Loban

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

CARRIED

ADJOURNMENT: The meeting was adjourned for Lunch at 12.11pm and resumed 1.06pm.

12.2 OPERATIONAL PLAN REVIEW 2024/25 – 1ST & 2ND QUARTER REVIEW

RECOMMENDATION Min. 25/4/5

Moved: Cr Gabriel Bani

Seconded: Cr Thomas Loban

That Council note the First and Second Quarter Review of the 2024/25 Operational Plan.

CARRIED

12.3 PROPOSED TORRES SHIRE COUNCIL CORPORATE PLAN 2024-2028**RECOMMENDATION Min. 25/4/6**

Moved: Cr Gabriel Bani

Seconded: Mayor Elsie Seriat

It is moved:

That Council notes the results from the community consultation together with the draft 2024-2028 Corporate Plan and resolves to workshop the draft Corporate Plan with a view to finalising and adopting the Corporate Plan at the May 2025 Ordinary Meeting.

CARRIED

12.4 FORWARD REMOTE CAPITAL PROGRAM FUNDING DELIVERY OF NINE (9) SOCIAL HOUSES ON HORN ISLAND, TORRES STRAIT**RECOMMENDATION Min. 25/4/7**

Moved: Cr Thomas Fujii

Seconded: Cr Thomas Loban

That Council note the progress report and practical completion of the Forward Remote Capital Funding Program to construct nine (9) new social housing dwellings on Horn Island.

CARRIED

12.5 OPERATIONAL WORKS PROGRAM REPORT**RECOMMENDATION Min. 25/4/8**

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Gabriel Bani

That Council receives and notes the Operational Works Update Report for April 2025.

CARRIED

ATTENDANCE: Claire Alexander (Finance Consultant) join the Council Meeting at 1.48pm to present Item 12.6 – Corporate and Community Services Financial Report.

12.6 CORPORATE AND COMMUNITY SERVICES – FINANCIAL REPORT**RECOMMENDATION Min. 25/4/9**

Moved: Cr Thomas Fujii

Seconded: Deputy Mayor Toshio Nakata

That Council note the Financial Report and attachments for the month of March 2025 as presented.

CARRIED

DEPARTURE: Claire Alexander (Finance Consultant) departed the Council Meeting at 1.54pm.

DEPARTURE: Deputy Mayor Toshio Nakata departed the meeting at 1.55pm and return at 1.57pm.

12.7 CAPITAL WORKS PROGRAM REPORT

RECOMMENDATION Min. 25/4/10

Moved: Cr Thomas Fujii

Seconded: Cr Gabriel Bani

That Council receives and notes the Capital Works Program Report for April 2025.

CARRIED

12.8 EXTENSION OF CURRENCY PERIOD – DEVELOPMENT IDAS10/03 – JON MANSFIELD C/ GILVEAR PLANNING PTY LTD – 1 TOM STREET, HORN ISLAND

RECOMMENDATION Min. 25/4/11

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Thomas Loban

That Torres Shire Council approve the request to extend the currency period for the Development Permit for Material Change of Use - Three stage accommodation building (30 x studio accommodation units) and Caretakers Residence (2 bedrooms) on land located at 1 Tom Street, Horn Island, formally described as Lot 1 on RP846845 for a further eighteen (18) months until 10 December 2026.

Taking into consideration the efforts undertaken by the proponent to complete the development it is recommended the requested extension is approved.

CARRIED

DEPARTURE: Cr Gabriel Bani departed the Meeting at 2.20pm and return to the Meeting at 2.23pm.

12.9 DEVELOPMENT APPLICATION – IDAS25/04 – MATERIAL CHANGE OF USE – DUAL OCCUPANCY – MICHAEL GUISE C/RPSAAP CONSULTING PTY LTD – 3 SAVAGE STREET, HORN ISLAND**RECOMMENDATION Min. 25/4/12**

Moved: Cr Thomas Fujii

Seconded: Cr Thomas Loban

- 1) That Torres Shire Council approves the application for a Development Permit for Material Change of Use for Dual Occupancy on land located at 3 Savage Street, Horn Island formally described Lot 26 W11075, subject to the conditions of the report.
- 2) That an Infrastructure Charges Notice be issued for the amount of \$30,677.65 in relation to the development application for a Development Permit for Material Change of Use – Dual Occupancy at 3 Savage Street, Horn Island, formally described as Lot 26 W11075.

CARRIED**13 LATE ITEMS**

CEO Report – In Committee Item 14.3.2 – Budget 2025/2026

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 Report
- 14.2 – QBuild Depot Redevelopment Options Report
- 14.3 – Adoption of Revenue Policy 2025/26
- 14.4 – Enforcement Matter
- 14.5 – Section 9 & Section 10 Application

Time: 2.25pm

RECOMMENDATION Min. 25/4/13

Moved: Cr Gabriel Bani

Seconded: Cr Thomas Loban

That Council go into In Committee.

CARRIED

Time: 2.58pm

RECOMMENDATION Min. 25/4/14

Moved: Cr Thomas Loban

Seconded: Mayor Elsie Seriat

That Council come out of In Committee.

CARRIED

ADJOURNMENT: The meeting was adjourned for Afternoon Tea at 3pm and resumed 3.21pm.

Time: 3.21pm

RECOMMENDATION Min. 25/4/15

Moved: Cr Gabriel Bani

Seconded: Mayor Elsie Seriat

That Council go into In Committee.

CARRIED

ATTENDANCE: Claire Alexander (Finance Consultant) joined the Council Meeting at 3.21pm to present Item 14.3.1 – Adoption of Revenue Policy 2025/26 and 14.3.2 – Budget 2025/2026.

DEPARTURE: Claire Alexander departed the Council Meeting at 3.32pm.

ATTENDANCE: Julian Bodenmann from Preston Law joined the Council Meeting at 4.04pm to discuss Item 14.4 – Enforcement Matter and

DEPARTURE: Julian Bodenmann departed the Council Meeting at 4.26pm.

Time: 4.26pm

RECOMMENDATION Min. 25/4/16

Moved: Cr Gabriel Bani

Seconded: Cr Thomas Fujii

That Council come out of In Committee.

CARRIED

14.1 CAPITAL WORKS PROGRAM REPORT

RECOMMENDATION Min. 25/4/17

Moved: Cr Thomas Loban

Seconded: Deputy Mayor Toshio Nakata

That Council receives and notes the Capital Works Program Report for April 2025.

CARRIED

14.2 QBUILD DEPOT REDEVELOPMENT REPORT**RECOMMENDATION Min. 25/4/18**

Moved: Mayor Elsie Seriat

Seconded: Cr Gabriel Bani

It is recommended that Council advises Strategic Building the following:

1. Council is not supportive of a full road closure on Victoria Parade,
2. Council is supportive of a partial road closure (on-street car parks) and will make arrangement for a road reserve hire in accordance with Council's adopted Fees and Charges, and
3. Council is not supportive of material storage in the road reserve at the intersection of Pearl St – Douglas St and recommends that Strategic Builders and QBuild investigate off road storage options. If there are no viable alternative options, Council delegates authority to the Chief Executive Officer to negotiate a Council supported storage location. Road reserve hire will be in accordance with Council's adopted Fees and Charges.

CARRIED

14.3.1 ADOPTION OF REVENUE POLICY 2025/26**RECOMMENDATION Min. 25/4/19**

Moved: Deputy Mayor Toshio Nakata

Seconded: Mayor Elsie Seriat

That the Council:

1. Adopt the Revenue Policy 2025/26.

CARRIED

14.3.2 BUDGET 2025/2026**RECOMMENDATION Min. 25/4/20**

Moved: Deputy Mayor Toshio Nakata

Seconded: Cr Gabriel Bani

That Council resolves to:

Note the Amended Budget Timetable 2025/26.

CARRIED

14.4 ENFORCEMENT MATTER**RECOMMENDATION Min. 25/4/21**

Moved: Mayor Elsie Seriat

Seconded: Cr Thomas Fujii

That Council resolves to delegate to the Chief Executive Officer the power to take steps in, and generally conduct on behalf of Council, Planning and Environment Court Appeal No. D31/25 (Cairns) in which Council is named as the Respondent.

CARRIED

14.5 SECTION 9 & SECTION 10 APPLICATION**RECOMMENDATION Min. 25/4/22**

Moved: Mayor Elsie Seriat

Seconded: Deputy Mayor Toshio Nakata

It is moved:

That Council notes this information report.

CARRIED

DATE OF NEXT MEETING: Tuesday, 20 May 2025

CLOSURE: The meeting closed with a prayer by Cr Gabriel Bani at 4.47pm.

Confirmed this day of

MAYOR