



# MINUTES

**Ordinary Meeting held on 26 July 2016**



## SHIRE OF CHRISTMAS ISLAND MEETING MINUTES CERTIFICATION

**Minutes of the Ordinary meeting of the Shire of Christmas Island Council held at the George Fam Chambers at 7.00pm on Tuesday 26 July 2016**

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## **CONFIRMED MINUTES**

**Ordinary Meeting of the Shire of Christmas Island held at the George Fam Chambers at 7.00pm on Tuesday 26 July 2016**

### **1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

Shire President declared the meeting open at 7.00pm.

### **2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE/ DECLARATIONS OF FINANCIAL INTEREST**

#### **2.1 Record of Attendance**

Shire President  
Councillors

Cr Gordon **THOMSON**  
Cr Kee Heng **FOO**  
Cr Azmi **YON**  
Cr Hafiz **MASLI**  
Cr Kelvin **LEE**  
Cr Nora **KOH**  
Cr Philip **WOO**  
Cr Rosnah **PAL**  
Cr Vincent **SAW (7.04pm)**

Acting Chief Executive Officer  
Manager Finance and Admin  
Manager Planning Building and Health  
Manager Community Services  
Manager Recreation Services and Training Officer

David **PRICE**  
So Hon **GAN**  
Colin **WHEADON**  
Boon Beng **CHEW**  
Oliver **LINES**

Minute Taker

Shikin **MOHD HASINUDIN**

#### **2.2 Leave of Absence**

#### **2.3 Apologies**

#### **2.4 Declarations of Financial/Impartiality/Proximity Interest**

2.4.1 Declaration of Financial Interest – Item 10.5.1 – Construction of Emergency Service Communications Tower - Crs THOMSON, FOO, YON, PAL, WOO, LEE and MASLI declared an interest on the basis that they are shareholders of Christmas Island Phosphate Resources.

2.4.2 Declaration of Impartiality Interest – Item 12.1 – Community Assistance Grants:

- Cr THOMSON declared an interest on the basis that he is the General Secretary of the Union of CI Workers (UCIW)
- Cr FOO declared an interest on the basis that he is the President of the UCIW and Care Takers of various temples
- Cr YON declared an interest on the basis that he is the President of CI Malay Association and a member of the UCIW
- Cr KOH declared an interest on the basis that the President of CI Women's Association, the Vice President of UCIW and a committee member of CI Neighbourhood Centre
- Cr LEE declared an interest on the basis that he is the Vice President of UCIW
- Cr WOO declared an interest on the basis that he is a member of UCIW
- Cr SAW declared an interest on the basis that he is an executive member of UCIW
- Cr PAL declared an interest on the basis that she is an executive member of CI Malay Association and a member of UCIW

- Cr MASLI declared an interest on the basis that he is an executive member of CI Malay Association, a member of the UCIW and an employee of CI Neighbourhood Centre.

**Cr SAW entered the Chambers at 7.04pm.**

### **3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

#### **4 PUBLIC QUESTION TIME**

##### 4.1 Leonard STAPP – 49 Taman Sweetland Crescent

###### Eliminating tree stumps:

Mr STAPP acknowledged the great work that Council did with the trimming of the overgrown verges along Murray Road. He asked whether Council is looking at a way of eliminating the trees because it would be the same tree that Council will be pruning again.

The Shire President said that Council has stopped using Roundup to spray the verges as it's hazardous. Soil absorbs the chemical and may get into the water or vegetation which may be consumed and enter the bodies. Airborne by spray can affect the community, employees and the surrounding areas. If Mr STAPP has a chemical or herbicide that you would like to suggest Council we can put it through to the Manager Works and Servicers. We will put forward to MWS whether there is a chemical or herbicide that will eliminate tree stumps.

Mr STAPP informed Council that CI Parks Australia are trialling six (6) different herbicides and will find the least hazardous herbicide.

###### Advertisement of Council Meeting dates:

Mr STAPP asked whether Council can advertise Council Meeting dates in the Islander.

The Shire President replied that Council can arrange for Council Meeting dates to be advertised in the Islander.

##### 4.2 Cr YON – Traffic Management on Poon Saan Road

Cr YON asked whether Council can place a speed hump at the one way sign adjacent to two (2) residences on that road as people tend to speed down that road towards the shops.

The Shire President replied that he is aware that people still use that one way section as a two way. Council can arrange for a speed hump to be installed at the one way sign. Council can also arrange for a notice regarding road rules to be advertised in the Islander then have it circulated to the Department of Immigration and Border Protection and SERCO and to advise them to include it in their induction for new staff.

##### 4.3 Cr FOO – Parking bays along Poon Saan Rd

Cr FOO asked if parking bays can be painted along Poon Saan Road adjacent to Lucky Ho restaurant and Poon Saan Club. He advised Council that this matter has been mentioned before but nothing has been done.

The Shire President replied that the request will be taken on notice.

##### 4.4 Cr KOH – Petrol Price

Cr KOH asked if Council could do something about the petrol price because it keeps going up and is getting really expensive.

The Shire President said that Council can't do anything about it. Council has written to the ACC, Gaseng and the territories Minister. Their answer is very uniform and they can't do anything about Gaseng petrol price and there are no competition on the island. Council can write a letter of protest to Gaseng and a copy to the Minister and ACC.

###### Expensive Virgin Airfares & Unpleasant Food

Cr KOH asked if Council can do anything about the expensive Virgin airfares and unpleasant food.

The Shire President said that this matter has been brought up to the Administrator. The Administrator advised that the current aircraft are the older aircrafts that were used for the fly in fly out routes which the facilities had been altered. Council can write to the Minister and Administrator regarding this matter.

#### Solar Street Lights

Cr KOH asked if solar street lights could be installed along the Murray Road hill and along the roads going towards the airport.

The Shire President replied that this is Commonwealth's responsibility. Council can write to Commonwealth expressing our concerns for street lights along Murray Road and roads going towards the airport.

#### 4.5 Cr PAL – Green Waste Bins

Cr PAL asked whether Council can place the green waste bins in the Kampong area again as there hasn't been one in a few months. She also asked for Council to have a look at a few waste that was burnt near the store rooms behind the Blue block in Kampong.

The Shire President replied that the matter will be taken on notice for Manager Planning Building and Health.

#### Cleaning of Basketball Court in Kampong

Cr PAL asked if Manager Recreation Services could have a look at the basketball court and ask Commonwealth to have it cleaned on a regular basis as it needs a clean after the wet weather.

The matter was taken on notice for the Manager Recreation Services.

### 5 APPLICATIONS FOR LEAVE OF ABSENCE

### 6 PETITIONS/DEPUTATIONS/PRESENTATIONS

### 7 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS/BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS

#### 7.1 Amendment to 26 April 2016 Ordinary Council Meeting Minutes

##### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr WOO**

**Res. No: 74/16**

The minutes of the meeting held 26 April 2016 page 5 be amended from:

**Crs FOO, MASLI and PAL left the meeting at 8.12pm in accordance with the declaration they made and and the written advice from the Minister for Major Projects, Territories and Local Government (the Hon Paul Fletcher MP) that disqualified them from participating in the item. Crs THOMSON and YON were exempted from disqualification in accordance with the written advice from the Minister for Major Projects, Territories and Local Government and remained in the meeting. However due to the absence of disqualified Crs, and Crs who subsequently declared an interest and Cr LEE who was an apology for the meeting, there was no quorum and the item lapsed. Crs FOO, PAL and MASLI returned to the meeting at 8.14pm.**

**The CEO will again be required to request exemption of Crs in order to participate in the item when resubmitted to the 24 May 2016 ordinary meeting.**

To the following:

Crs FOO, MASLI and PAL left the meeting at 8.12pm in accordance with the declaration they made and and the written advice from the Minister for Major Projects, Territories and Local Government (the Hon Paul Fletcher MP) that disqualified them from participating in the item. The item lapsed due to no quorum being present. Crs FOO, PAL and MASLI returned to the meeting at 8.14pm.

The CEO will again be required to request exemption of Crs in order to participate in the item when resubmitted to the 24 May 2016 ordinary meeting.

**Carried: 9/0**

## **7.2 Business Arising from the Minutes of 26 April 2016**

### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr SAW**

**Res. No: 75/16**

As there was no reply to the CEO's letter of the 4<sup>th</sup> May 2016 to the Minister requesting exemption of Crs in order to participate in the item when resubmitted to the 24 May 2016 ordinary meeting, the CEO be required to request exemption of Crs in order to participate in the item when resubmitted to the 23 August 2016 ordinary meeting.

**Carried: 9/0**

## **7.3 Minutes of Ordinary Council Meeting held on 28 June 2016**

Members considered the unconfirmed minutes.

### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr FOO**

**Res. No: 76/16**

That Council adopt the unconfirmed minutes of the 28 June 2016 Council Meeting.

**Carried: 9/0**

## **7.4 Business Arising from the Minutes of Previous Meetings**

## **8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION**

The Shire President advised Council that himself, Cr KOH, PAL, MASLI and WOO will be away next week to attend the WA Local Government Convention.

## **9 REPORTS OF COMMITTEES**

### **9.1 Minutes of Community Consultative Committee Meeting**

#### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr KOH**

**Res. No: 77/16**

That the Confirmed Minutes of the Community Consultative Committee Meetings held on 6 April 2016, 4 May 2016 and 1 June 2016 be received.

**Carried: 9/0**

## **10 REPORTS OF OFFICERS**

### **10.1 Chief Executive Officer**

#### **10.1.1 Interim Audit and FMR Report 2015/16**

#### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr PAL**

**Res. No: 78/16**

That Council receives the Interim Audit and Financial Management Review Report 2015/16

**Carried: 9/0**

#### **10.1.2 Shire of Christmas Island Strategic Resources Plan 2016-2031**

#### **Council Resolution**

**Moved: Cr YON**

**Seconded: Cr MASLI**

**Res. No: 79/16**

That Council adopts the Shire of Christmas Island Strategic Resources Plan 2016-2031 and advertises

the Plan to the Community

**Carried: 9/0**

### 10.1.3 Annual Budget 2016/17

#### **Council Resolution**

**Moved: Cr LEE**

**Seconded: Cr WOO**

**Res. No: 80/16**

1. Council adopts the 2016/17 Annual Budget of the Shire of Christmas Island as presented to the Ordinary Council Meeting of the 26 July 2016.
2. A materiality level of plus/minus 10% or plus/minus \$10,000 (whichever is the greater) to define significant variance in budget estimates and monthly reports is endorsed.
3. Council adopts the accounting policies contained within the budget.
4. The Shire President/Deputy President and Councillors' allowances to be paid as follows:

- a) Pursuant to section 5.99 of the *Local Government Act 1995* and regulation 34 of the *Local Government (Administration) Regulations 1996*, council adopts the following annual fees for payment of elected members in lieu of individual meeting attendance fees:

Shire President	\$14,000
Councillors	\$ 7,000

20% SAT Allowance:

Shire President	\$ 2,800
Councillors	\$ 1,400

- b) Pursuant to section 5.98(5) of the *Local Government Act 1995* and regulation 33 of the *Local Government (Administration) Regulations 1996*, council adopts the following annual local government allowance to be paid in addition to the annual meeting allowance:

Shire President	\$12,000
20% SAT Allowance	\$ 2,400

- c) Pursuant to section 5.98A of the *Local Government Act 1995* and regulations 33A of the *Local Government (Administration) Regulations 1996*, council adopts the following annual local government allowance to be paid in addition of the annual meeting allowance:

Deputy President	\$ 3,000
20% SAT Allowance	\$ 600

**Carried: 9/0**

## **10.2 Manager Finance & Administration**

### 10.2.1 Schedule of Accounts – June 2016

#### **Council Resolution**

**Moved: Cr FOO**

**Seconded: Cr YON**

**Res. No: 81/16**

That Council approves the expenditure as presented in June 2016 Schedule of Accounts.

**Carried: 9/0**



## 10.2.2 Outstanding Rates/Debtors Report 30 June 2016

<b>Council Resolution</b>		
<b>Moved: Cr LEE</b>	<b>Seconded: Cr KOH</b>	<b>Res. No: 82/16</b>
The report in noted.		
<b>Carried: 9/0</b>		

## 10.3 Manager Community Services

### 10.4 Manager Works & Services

#### 10.4.1 Replacement Road Sweeper

<b>Council Resolution</b>		
<b>Moved: Cr LEE</b>	<b>Seconded: Cr PAL</b>	<b>Res. No: 83/16</b>
a) That Council accept the quote supplied by Tennant of \$278,184 for the purchase of a Sentinel Road sweeper to be included in the 2016/17 budget.		
b) That Council accept the quote supplied by Tennant of \$278,184 to purchase a new Sentinel Road sweeper, to be funded from Council's Plan reserve fund, in the 2015/16 financial year.		
<b>Carried: 9/0</b>		

#### 10.4.2 Kubota M9540 Tractor

<b>Council Resolution</b>		
<b>Moved: Cr MASLI</b>	<b>Seconded: Cr SAW</b>	<b>Res. No: 84/16</b>
That Council authorises the purchase of one Kubota 4WD M9540 to replace two of Council ageing Massey Ferguson tractors that have served us well, but have now, because of rising repair costs have become far too expensive to continue to repair on a continuing basis. The quoted price from the supplier, Boya Equipment, for the M9540 is \$57,500 plus rust-proofing \$4,500 a total of \$62,000, this is a budgeted item in the 2016/17 financial year.		
<b>Carried: 9/0</b>		

#### 10.4.3 Second Hand Mini Excavator

<b>Council Resolution</b>		
<b>Moved: Cr FOO</b>	<b>Seconded: Cr YON</b>	<b>Res. No: 85/16</b>
That Council authorise expenditure of \$25,000 for the purchase of a second hand Kubota mini excavator for the Special Projects Crew. Provision has been made for \$30,000 in the 2016/17 budget for this purpose.		
<b>Carried: 9/0</b>		

**Crs THOMSON, FOO, YON, PAL, WOO, LEE and MASLI declared a financial interest for item 10.5.1 – Construction of Emergency Service Communications Tower on the basis that they are shareholders of Christmas Island Phosphate Resources. They left the chambers at 7.48pm.**

## 10.5 Manager Planning, Building & Health

### 10.5.1 Construction of Emergency Service Communications Tower

<b>Council Resolution</b>		
<b>Moved:</b>	<b>Seconded:</b>	<b>Res. No: N/A</b>
Council grant planning approval for the proposed 50 metre high emergency services tower to be erected and located upon existing Waddell Hill Mining Lease by the Commonwealth – Indian Ocean Territories Authority subject to the following conditions:		
1. The applicant is to submit an Application for Building Permit – BA1 Certified to the Shire and		

pay the associated fee

**Lapsed**

**Due to lack of quorum, the item was lapsed. Crs THOMSON, FOO, YON, PAL, WOO, LEE and MASLI returned to the meeting at 7.49pm.**

**10.6 Manager Recreation Services & Training Officer**

10.6.1 Community Bus Use – Cocos Squad Visitors – Territory Week 2016

**Council Resolution**

**Moved: Cr YON**

**Seconded: Cr LEE**

**Res. No: 86/16**

That Council agrees to the request from Manager of Sports and Recreation to utilise the Community Bus with driver to Transport visiting Cocos Sporting Teams

**Carried: 9/0**

**11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**12 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

**Council Resolution**

**Moved: Cr YON**

**Seconded: Cr LEE**

**Res. No: 87/14**

Council accepts item 12.1 Community Assistance Grants to be discussed.

**Carried: 9/0**

**Crs THOMSON, FOO, YON, KOH, LEE, PAL, WOO, SAW and MASLI declared an impartiality interest on the basis that they are members of associations that have applied in the grant scheme listed in Item 12.1 Community Assistance Grants**

12.1 Community Assistance Grants

**Council Resolution**

**Moved: Cr**

**Seconded: Cr**

**Res. No: 88/16**

1. The Acting Chief Executive Officer is authorised to make payments to those organisations listed under "Proposed" in Attachment 12.1.1.1 on the basis that the approved activity occurs. In the event that the activity does not occur, the donation so allocated will be returned to the fund pool.
2. The Acting Chief Executive Officer writes to each applicant advising the outcome of their application and, in the case of unsuccessful applicants, offering any in-kind assistance that may be available to enable the organisation to achieve their objectives.

**Carried: 9/0**

**13 BEHIND CLOSED DOORS**

**14 CLOSURE OF MEETING**

The Shire President closed the meeting at 8.00pm.

**15 DATE OF NEXT MEETING: 23 August 2016.**