



UNCONFIRMED MINUTES

Ordinary Meeting held on 24 October 2017



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 24 October 2017

TABLE OF CONTENTS

Agenda No.	Item	Page
1	<u>DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS</u> 1.1 SHIRE PRESIDENT DECLARED THE MEETING OPEN AT 7.03PM	1
2	<u>RECORD OF ATTENDANCES/APOLOGIES/LEAVE OF ABSENCE GRANTED/DECLARATION OF FINANCIAL/PROXIMITY & IMPARTIALITY INTERESTS</u> 2.1 RECORD OF ATTENDANCE 2.2 LEAVE OF ABSENCE 2.3 APOLOGY 2.4 DECLARATION OF FINANCIAL/IMPARTIALITY/PROXIMITY INTEREST	1
3	<u>RESPONSE TO PREVIOUS PUBLIC QUESTION TAKEN ON NOTICE</u>	1
4	<u>PUBLIC QUESTION TIME</u>	1
5	<u>APPLICATION FOR LEAVE OF ABSENCE</u>	1
6	<u>PETITIONS/DEPUTATIONS/PRESENTATIONS</u>	1
7	<u>CONFIRMATION OF MINUTES OF PREVIOUS MEETING(S)/BUSINESS ARISING FROM PREVIOUS MEETINGS</u> 7.1 MINUTES OF ORDINARY COUNCIL MEETING HELD ON 26 SEPTEMBER 2017 7.2 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS	2
8	<u>ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION</u>	2
9	<u>COMMITTEE REPORTS</u>	2
10	<u>OFFICER REPORTS</u>	
10.1	<u>CHIEF EXECUTIVE OFFICER</u> 10.1.1 LIGHT INDUSTRIAL AREA LOT OFFERS 10.1.2 SETTLEMENT SPORTS HALL REDEVELOPMENT PRELIMINARY DESIGN CONCEPT – JUNE 2017 10.1.3 REVIEW OF COUNCIL COMMITTEES 10.1.4 HEAVEN’S GATE AND BUDDHA STATUE AND PLATFORM 10.1.5 CHRISTMAS ISLAND PHOSPHATE RESOURCES C2 & C3 CONVEYORS PROPOSED	2-4

	PERMANENT SUPPORT WORKS	
10.2	<u>MANAGER FINANCE AND IT</u> 10.2.1 SCHEDULE OF ACCOUNTS – SEPTEMBER 2017 10.2.2 FINANCIAL STATEMENTS – SEPTEMBER 2017 10.2.3 OUTSTANDING RATES/DEBTORS REPORT 30 SEPTEMBER 2017	5
10.3	<u>MANAGER COMMUNITY SERVICES</u>	5
10.4	<u>MANAGER WORK & SERVICES</u>	5
10.5	<u>MANAGER RECREATIONAL SERVICES</u>	5
11	<u>ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</u>	5
12	<u>NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING</u>	5
13	<u>BEHIND CLOSED DOORS</u>	5
14	<u>CLOSURE OF MEETING</u> THE SHIRE PRESIDENT CLOSED THE MEETING AT 7.30PM	5
15	<u>DATE OF NEXT MEETING: 21 NOVEMBER 2017</u>	5



UNCONFIRMED MINUTES

Ordinary Meeting of the Shire of Christmas Island held at the George Fam Chambers at 7.00pm on Tuesday 24 October 2017

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President declared the meeting open at 7.03pm.

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

2.1 Record of Attendance

Shire President
Deputy President
Councillors

Cr Gordon **THOMSON**
Cr Kee Heng **FOO**
Cr Azmi **YON**
Cr Kelvin **LEE**
Cr Philip **WOO**
Cr Vincent **SAW**
Cr Hafiz **MASLI**

Chief Executive Officer
Manager Finance and Admin
Manager Community Services
Manager Works & Services
Manager Recreation Services and Training Officer

David **PRICE**
GAN So Hon
CHEW Boon Beng
Terry **CLARKE**
Olivier **LINES**

Minute Taker

Shikin **HASINUDIN**

2.2 Leave of Absence – Cr KOH

2.3 Apologies

2.4 Declarations of Financial/Impartiality/Proximity Interest

Crs **FOO, LEE, WOO, MASLI, PAL and YON** declared a Financial Interest in Item 10.1.5 on the basis that they are shareholders of Phosphate Resources Limited and having completed the necessary Declaration of Financial Interest Form with the CEO as required.

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

5 APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Cr PAL & Cr MASLI-Leave of Absence

Council Resolution

Moved: Cr YON

Seconded: Cr LEE

Res. No: 95 /17

That the leave of absence application submitted by Cr PAL (14/10/17 to 31/10/17) and Cr MASLI (18/11/17 to 25/11/17) be approved.

Carried: 7/0

6 PETITIONS/DEPUTATIONS/PRESENTATIONS

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

7.1 Minutes of Ordinary Council Meeting held on 26 September 2017

Members considered the unconfirmed minutes.

Council Resolution

Moved: Cr WOO

Seconded: Cr LEE

Res. No: 96/17

That Council adopt the unconfirmed minutes of the 26 September 2017 Council Meeting.

Carried: 7/0

7.2 Minutes of Special Council Meeting held on 23 October 2017

Council Resolution

Moved: Cr FOO

Seconded: Cr YON

Res. No: 97/17

That Council adopt the unconfirmed minutes of the 23 October 2017 Special Council Meeting.

Carried: 7/0

7.3 Business Arising from the Minutes of Previous Meetings

8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

9 REPORTS OF COMMITTEES

10 REPORTS OF OFFICERS

10.1 Chief Executive Officer

10.1.1 Light Industrial Area Lot Offers

Council Resolution

Moved: Cr YON

Seconded: Cr LEE

Res. No: 98/17

That the only tender received in respect of Lot 509 and Lot 510 from Metro Enterprises Pty Ltd/Mr Billy Tan on 11/8/17. Not be accepted.

The CEO is requested to:

1. Enter into negotiations with Mr Billy Tan to explore a higher offer and or long term rent options
2. To contact Matt Ryan to explore an offer and or long term rent options
3. To report back to Council on the outcome of those negotiations and discussions for consideration by Council
4. Report to Council with recommendation for the long term use of the LIA on the future sale Lots, lease of lots or combination of both

Carried: 7/0

10.1.2 Settlement Sports Hall Redevelopment Preliminary Design Concept – June 2017

Council Resolution

Moved: Cr LEE

Seconded: Cr WOO

Res. No: 99/17

1. Council received and notes the report on the community feedback on the Settlement Sports Hall Redevelopment Preliminary Design Concept, and that report be advertised in the Islander and copies sent to the Minister, DIRD and the Administrator.
2. Council agrees to the draft amended Management Order and instructs the CEO forward it to the Minister for approval.
3. The CEO subject to the Minister's approval to the amended Management Order is to make an application for funding for the Sports Hall Redevelopment in the next round of Building Better Regions Fund – Infrastructure Projects Stream.

Carried: 7/0

10.1.3 Review of Council Committees

Council Resolution

Moved: Cr YON

Seconded: Cr SAW

Res. No: 100/17

That Council resolves to appoint councillors to the following Committee's:

1. Community Consultative Committee
 - a) Retain the Community Consultative Committee with the functions, membership and powers as established and shown in Attachment 1.*
 - b) Appoint **Cr LEE, Cr MASLI** and **Cr THOMSON** as the Councillor representatives on the Community Consultative Committee. *
 - c) Invite nominations for a serving representative from the member organisations of the Community Consultative Committee.
2. Community Welfare Fund Management Committee
 - a) Retain the Community Welfare Fund Management Committee with the functions, membership and powers as established and shown in Attachment 1.*
 - b) Appoint **Cr YON** and **Cr KOH** as the Councillor representatives on the Community Welfare Fund Management Committee.*
3. *The Islander* Editorial Group
 - a) Appoint the Shire President and **Cr YON** as Councillor representatives on *The Islander* Editorial Group.
4. Cemeteries Management Reference Group
 - a) Appoint **Cr PAL, Cr LEE** and **Cr SAW** as the Councillor representatives on the Cemeteries Management Reference Group.
 - b) Invite nominations for a serving representative from the member organisations of the Cemeteries Management Reference Group.
5. Community Cultural Planning & Heritage Reference Group
 - a) Appoint **Cr PAL** and **Cr KOH** as the Councillor representative on the Cultural Planning & Heritage Committee
6. Transport, Land and Communications Committee
 - a) Retain the powers and functions as prescribed by section 5.10 of the Local Government Act (CI) 1995, and
 - b) Appoint **Shire President, Cr LEE, Cr MASLI**, the Chief Executive Officer, the Manager Works and Services and the Manager Planning, Building and Health as Councillor and staff representatives in accordance with section 5.9 of the Local Government Act (CI) 1995*.
7. Audit Committee
 - a) That all current councillors be appointed to the Audit Committee in accordance with section 7.1A of the Local Government Act (CI) 1995.*
 - b) Retain the powers and functions as prescribed by section 7.1A of the Local Government Act (CI) 1995 and,
 - c) That the Manager Finance and Administration attend the Audit Committee meetings in the capacity as ex – officio.
8. Retain the Senior Citizens Centre Advisory Committee with the functions, membership and powers as established and shown in Attachment 1.
 - a) Appoint **Cr FOO** and Manager of Community Services as the Council representatives on the Senior Citizens Centre Advisory Committee. *
 - b) Invite nominations for serving representative from the member organisation of the Christmas Island Seniors Association.

Carried: 7/0

10.1.4 Heaven's Gate and Buddha Statue and Platform

Council Resolution

Moved: Cr FOO

Seconded: Cr LEE

Res. No: 101/17

That Council grants approval for the development of Heaven's gate and Buddha statue and platform at Lot 3030 San Chye Loh, Christmas Island, subject to the following conditions:

1. All development shall be in accordance with the approved development plans (attached) that form part of this development approval.
2. This development approval will expire if the approved development is not substantially commenced within two (2) years of the date of issue of this approval, or, within any extended period of time for which the Shire of Christmas Island has granted prior written consent.
3. Prior to the commencement of site works, detailed drainage plans are to be submitted for approval, to the satisfaction for the local government.
4. On application of a building licence, the applicant shall provide engineer certified drawings demonstrating that the all structures are compliant with Region B – Wind Actions (AS/NZ 1170.2.2011) and Earthquake Actions (AS 1170.4.2007).
5. Prior to the commencement of site works, a detailed list of colours and materials for each element of the proposal is required to be submitted, to the satisfaction of the local government.
6. Parking associated with the use of the site shall not impact on the function of the public road network or surrounding landowners.

Advice Notes:

1. This is development approval only. The applicant/owner is advised that it is their responsibility to obtain a building licence prior to construction commencing.
2. The Shire of Christmas Island advises that where a development approval contains conditions which are required to be fulfilled prior to the commencement of site works, to commence development prior to fulfilling these conditions is contrary to this approval and therefore unauthorised development.

Carried: 7/0

10.1.5 Christmas Island Phosphate Resources C2 & C3 Conveyors Proposed Permanent Support Works

Crs **FOO, LEE, WOO, MASLI, PAL and YON** declared a Financial Interest in Item 10.1.5 on the basis that they are shareholders of Phosphate Resources Limited and having completed the necessary Declaration of Financial Interest Form with the CEO as required.

Crs FOO, LEE, WOO, MASLI and YON left the Chambers at 7.25pm

The Shire President advised the item can't be discussed due to lack of quorum.

Council Resolution

Res. No: N/A

1. CIPR be granted approval to implement their permanent support work for the C2 & C3 conveyors in accordance with the engineering report provided by WA Structural.
2. The CEO to conduct regular inspections of the site to ensure is being carried out in accordance with that report.
3. The CEO to initiate discussions with CIPR and the Administration on each stakeholder's contributions for the realignment of that section of Murray Road as identified necessary in the Galt Geotechnics report to CIPR.
4. That realignment of Murray Road to be carried out in conjunction CIPR's work on the conveyors.

Lapsed due to lack of quorum

Crs FOO, LEE, WOO, MASLI and YON entered the Chambers at 7.27pm

Council Resolution		
Moved: Cr YON	Seconded: Cr SAW	Res. No: 102/17
Item 10.1.5 lapsed due to no quorum and will be deferred to the Ordinary Council Meeting of 12 December 2017 and the CEO be requested to seek Ministerial approval under section 5.69 of the Local Government Act (CI) 1995 that would allow Cr FOO Kee Heng, Cr Azmi YON, Cr Kelvin LEE, Cr Philip WOO, Cr Rosnah PAL and Cr Hafiz MASLI to participate in the agenda item.		
Carried: 7/0		

10.2 Manager Finance & Administration

10.2.1 Schedule of Accounts – September 2017

Council Resolution		
Moved: Cr FOO	Seconded: Cr LEE	Res. No: 103/17
That Council approves the expenditure as presented in September 2017 Schedule of Accounts.		
Carried: 7/0		

10.2.2 Financial Statements – September 2017

Council Resolution		
Moved: Cr FOO	Seconded: Cr MASLI	Res. No: 104/17
That council receives the Financial Statements of the September 2017 for the Municipal Fund.		
Carried: 7/0		

10.2.3 Outstanding Rates/Debtors Report-30 September 2017

Council Resolution		
Moved: Cr YON	Seconded: Cr MASLI	Res. No: 105/17
The report is noted		
Carried: 7/0		

10.3 Manager Community Services

10.4 Manager Works & Services

10.5 Manager Recreation Services & Training Officer

11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

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

13 BEHIND CLOSED DOORS

14 CLOSURE OF MEETING

The President closed the meeting at 7.30pm

15 DATE OF NEXT MEETING: 21 November 2017.