



Meeting Minutes
TRUSTEE COUNCIL MEETING #42
Monday 15th January 2024
Bamaga Boardroom

Agenda Item 1. Welcome and Opening of Meeting

Mayor Yusia welcomed attendees and opened the meeting at 10:31am with a prayer by Cr Gebadi.

Agenda Item 2. Acknowledgement of Country

Mayor Yusia paid respects on behalf of the Trustee to the traditional owners of the land upon which the meeting was held and the traditional owners of the Northern Peninsula area; and to their elders past, present and emerging.

Meeting paused for deputation by Australian Border Force at 10.32am

Meeting resumed at 11.50am

Meeting paused at lunch at 11.51am

Meeting resumed at 12.36pm

Agenda Item 3. Present

Mayor & Councillors

Mayor Patricia Yusia	District Mayor	
Cr Kitty Gebadi	Division 3 / Deputy Mayor	
Cr Mabelene Whap	Division 5	Arrived at 12.45pm
Cr Dennis Getawan	Division 2	
Cr Eric Cottis	Division 4	

Other Attendees

Kate Gallaway	CEO
Elimau Blarrey	Senior Executive Assistant (Minute Taker)

Agenda Item 4. Apologies

Resolution

That Council as Trustees:

Grants a leave of absence to Cr Nona due to Skytrans Cancellation.

Moved: Cr Cottis

Vote: 4 /0

Seconded: Cr Gebadi

Resolution: T4 – 15012024

CARRIED

Agenda Item 5. Declarations of Conflict of Interest

Mayor Yusia declared a declarable conflict of interest for agenda item 8.1



Meeting Minutes
TRUSTEE COUNCIL MEETING #42
Monday 15th January 2024
Bamaga Boardroom

Agenda Item 6. Confirmation of Minutes of Previous Meeting

Resolution

That Council as Trustees:

Notes and confirms the minutes from the Trustee Meeting held Monday 18th December 2023.

Moved: Cr Gebadi

Vote: 4 /0

Seconded: Cr Getawan

Resolution: T6.1 – 15012024

CARRIED

Agenda Item 7. Business Arising from Previous Meeting

Resolution

That Council as Trustees:

1. Pursuant to section 84(2) of the *Local Government Act 2009* "LG Act" to close this part of the meeting to the public;
2. Pursuant to section 84(2) of the LG Act:
 - (a) The matters that is to be discussed includes legal advice obtained by the local government as trustee, including contracts proposed to be made by the trustee council for which a public discussion would be likely to prejudice the interests of the trustee (section 84(2)(a) and 84(3)(e) of the LG Act).
 - (b) An overview of what is to be discussed while the meeting is closed is the ongoing business of finalising comemrcial leasing arrangements as resolved at previous Trustee meetings

Moved: Cr Cottis

Vote: 4/0

Seconded: Cr Gebadi

Resolution: T7.1 – 15012024

CARRIED

Cr Whap arrived at 12.45pm

Cr Cottis left the meeting at 1.25pm

Cr Cottis returned into the room at 1.28pm

Action items were discussed as per the Action Task List



Meeting Minutes
TRUSTEE COUNCIL MEETING #42
Monday 15th January 2024
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Resolution

That Council as Trustees:

1. Resolve to open the meeting

Moved: Cr Cottis

Vote: 5/0

Seconded: Cr Gebadi

Resolution: T7.2 – 15012024

CARRIED

Agenda Item 8.

Reports

Agenda Item 8.1.
SP273358

Owners Consent for Proposed Development Application at Lot 9 on

Having declared a conflict of interest for this agenda item, Mayor Yusia left the room at 1.47pm. Cr Gebadi chaired the meeting in the absence of Mayor Yusia.

Resolution

That Council as Trustees:

1. Note the Report
2. Provide Owner's consent to the making of a development application for the Material Change of Use to permit the installation of vending machines
3. Delegate to the Chief Executive Officer, pursuant to section 257(1)(b) of the Local Government Act 2009, power to execute Owner's consent as Trustee to the making of a development application under the Planning Act 2016

Moved: Cr Cottis

Vote: 4 /0

Seconded: Cr Whap

Resolution: T8.1 – 15012024

CARRIED

Cr Cottis – For

Cr Whap – For

Cr Gebadi – For

Cr Getawan - For

Mayor Yusia returned at 1.53pm

Agenda Item 8.2. EOI for Lot 2 of Lot 7 on SO58

Resolution

That Council as Trustees:

1. Note the Report
2. Decline the EOI

Moved: Cr Cottis

Vote: 5/0

Seconded: Cr Gebadi

Resolution: T8.2 – 15012024

CARRIED

Agenda Item 8.3. Loyalty Beach Agreement

Resolution

That Council as Trustees:

1. Pursuant to section 84(2) of the *Local Government Act 2009* “LG Act” to close this part of the meeting to the public;
2. Pursuant to section 84(2) of the LG Act:
 - (a) The matters that is to be discussed includes legal advice obtained by the local government as trustee, including contracts proposed to be made by the trustee council for which a public discussion would be likely to prejudice the interests of the trustee (section 84(2)(a) and 84(3)(e) of the LG Act).
 - (b) An overview of what is to be discussed while the meeting is closed is the leasing arrangements for parts of Lot 30 on SP318400 and Lot 47 on SO84 known as Loyalty Beach Campground

Moved: Cr Getawan

Vote: 5/0

Seconded: Cr Gebadi

Resolution: T8.3.1 – 15012024

CARRIED

Resolution

That Council as Trustees:

1. Resolve to open the meeting

Moved: Cr Getawan

Vote: 5/0

Seconded: Cr Gebadi

Resolution: T8.3.2 – 15012024

CARRIED

Resolution

That Council as Trustees:

1. agrees to vary the Agreement with Ruby Patricia Lennox dated 1 February 2008 (the 2008 Agreement) to provide for:
 - resolution of native title issues to the satisfaction of Council by no later than 30th June 2025
 - issue of a lease of the Loyalty Beach campground as shown on Plan 1 attached, to Ruby Patricia Lennox for a term from the date of satisfaction of native title issues to 31 January 2038
 - payment of outstanding rental
 - payment of all associated survey and legal costs.
2. delegates power to the Chief Executive Officer in accordance with the *Local Government Act 2009* to negotiate and finalise all matters and execute all documents relating to the above.

Moved: Cr Cottis

Vote: 5/0

Seconded: Cr Getawan

Resolution: T8.3.3 – 15012024

CARRIED

Agenda Item 9. Other Business

Agenda Item 10. Close of Meeting

Meeting closed at 2:33pm with a prayer by Cr Whap.