



CONFIRMED MINUTES

Ordinary Meeting held on 23 August 2022



**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 23 August 2022

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 7.00 PM	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> 4.1 WASTE MANAGEMENT 4.2 PLASTIC WASTE LAWS IN EFFECT 4.3 LANDFILL SITE 4.4 RATS TESTS FOR CHRISTMAS ISLANDERS 4.5 AIR-CONS ON MURRAY ROAD VERGE 4.6 POON SAAN PARK PLAYGROUND EQUIPMENT MAINTENANCE 4.7 COMMONWEALTH GAZEBO MAINTENANCE 4.8 FORESHORE PADANG POWER INSTALLATION 4.9 VEHICLE REGISTRATION APPLIED LAWS QUERY	1-2
5	<u>APPLICATION FOR LEAVE OF ABSENCE</u> 5.1 CR YON	3
6	<u>PETITIONS/DEPUTATIONS/PRESENTATIONS</u>	3

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 JULY 2022 7.2 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS	3
8	<u>ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION</u>	3
9	<u>COMMITTEE REPORTS</u>	3
10	<u>OFFICER REPORTS</u>	
10.1	<u>CHIEF EXECUTIVE OFFICER</u> 10.1.1 REVISED ORGANISATIONAL CHART 2022	4
10.2	<u>MANAGER FINANCE AND IT</u> 10.2.1 SCHEDULE OF ACCOUNTS – JULY 2022 10.2.2 FINANCIAL STATEMENTS – JULY 2022	4
10.3	<u>MANAGER COMMUNITY/RECREATION SERVICES & TRAINING</u>	4
10.4	<u>MANAGER WORK, SERVICES & WASTE</u> 10.4.1 TENDER T04/2022 – TENDER SALE OF ITEMS, PLANT & EQUIPMENT	4
10.5	<u>MANAGER GOVERNANCE, RESEARCH, POLICY AND GRANTS</u> 10.5.1 POLICY MANUAL REVIEW – HR, LAND ADMINISTRATION 10.5.2 CI SINGAPORE STRATEGY PROGRAM 10.5.3 8 COCONUT GROVE PROPOSAL	4-5
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>	5-6
13	<u>BEHIND CLOSED DOORS</u> 13.1 CEO PERFORMANCE APPRAISAL	6
14	<u>CLOSURE OF MEETING</u> THE SHIRE PRESIDENT CLOSED THE MEETING AT 8.40PM	6
15	<u>DATE OF NEXT MEETING: 27 SEPTEMBER 2022</u>	6



CONFIRMED MINUTES
Ordinary Meeting of the Shire of Christmas Island held at the George Fam Chambers at 7.00pm on Tuesday 23 August 2022

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

- 1.1 The Shire President declared the meeting open at 7.00pm.
- 1.2 The Shire President Gordon THOMSON welcomed heritage consultant Helene BARTLESON to the meeting.

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 Philip **WOO**
Cr Kelvin Kok Bin **LEE**
Cr Hafiz **MASLI**
Cr Morgan Boon Hwa **SOH**
Cr Farzian **ZAINAL**
Cr Vincent Cheng-Siew **SAW**

Chief Executive Officer
Director Finance and Admin
Director Community/Recreation Services
Acting Director Works, Services & Waste
Director of Planning, Governance and Policy /Minute Taker

David **PRICE**
Kim **CHUA**
Olivier **LINES**
Ian **DODDS**
Chris **SU**

2.2 **Leave of Absence**

- 2.3 **Apologies**
Cr Azmi **YON**

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

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

- 4.1 Tanya CROSS of Eco-Crab Industries, Flying Fish Cove resident and a 6RCI volunteer requested an update as to any Waste Management plans for Christmas Island?

CEO David PRICE advised that the Shire, Commonwealth and WA Dept. of Environmental and Water Regulation have been working on a whole of Indian Ocean Territories strategy for waste management. GHD had been commissioned by the Commonwealth to develop the strategy to develop a way forward for managing the waste on CKI and CI. A first draft has been passed to Shire for comment; anticipate a second draft by possibly end of September. A joint agency workshop is planned to finalise a version for public comment. It is expected the Commonwealth will put it out for public comment following.

Shire is looking at staffing and roles required to operationalise the new strategy. It is also looking at whole-of-life management of assets that agencies bring on island; plastics are a focus. The Shire will notify the community when public consultation begins.

4.2 Tanya CROSS asked what are the plastic laws in effect on Christmas Island at the present?

Shire President THOMSON advised that the 2018 Plastic Bag laws were in effect. CEO David PRICE advised that in line with reducing the plastic used on Island, the Shire, Commonwealth and WA Dept. of Water and Environmental Regulation were releasing steel water bottles soon to help promote re-using a permanent container for drinking.

4.3 Tanya CROSS asked if there was a plan for a new landfill site?

CEO PRICE advised that it was in discussions in the IOT Waste Management Strategy that GHD were drafting.

4.4 Cr FOO Kee Heng raised a question from a member of the public; the WA Government has an initiative where 20 RAT tests were made available to all WA households, and says that Christmas Island was left out. Cr ZAINAL informed the meeting that she had been successful in registering on the WA Health website for delivery of RATs tests to her Christmas Island address early on in the campaign. Shire President THOMSON advised that the Commonwealth has no plans to assist local residents with RAT tests and that the Shire will write to the Commonwealth to mirror what is happening in WA.

4.5 Cr Kelvin LEE raised a complaint from a resident on a build-up of discarded air conditioners in a carpark near the yellow temple on Murray road, Poon Saan.

CEO PRICE said he will request the Shire Ranger to investigate.

4.6 Cr ZAINAL asked on behalf of a resident the disrepair of the bird's nest play swing at Poon Saan Park. Whilst the swing could still function, it was not functioning at full capability.

Manager for Recreation Services Oliver LINES informed the meeting that repairs were underway, waiting on parts.

4.7 Cr ZAINAL requested that Shire inform the Commonwealth that a power switch in the Commonwealth's gazebo at Flying Fish Cove opposite the marine building.

4.8 Cr ZAINAL passed on some positive feedback from residents on the Foreshore Padang development. Asked when the lights would be installed at the long red gazebo?

CEO PRICE informed the meeting that the electrician had commenced installation and will finalise by the next day. Updated that the new electric BBQ stations will also be installed in the coming week, with lights at the CLA end of the foreshore in the coming month. The water play amenity area is also set to be finalised in the coming month.

4.9 Cr SOH advised that residents wished to raise to Council a query about the number of mainland registered vehicles on Christmas Island and the applicability of their compulsory third party insurances in the territory.

Manager for Governance Chris SU advised that he had made contact with the AFP on this matter and was awaiting a response.

5 APPLICATIONS FOR LEAVE OF ABSENCE

Leave of Absence – Cr YON

Council Resolution

Moved: Cr MASLI

Seconded: Cr LEE

Res. No: 68/22

That the leave of absence application submitted by Cr Azmi YON (19/8/2022 to 30/8/2022) be approved.

Carried: 8/0

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 July 2022

Members considered the unconfirmed minutes.

Council Resolution

Moved: Cr FOO

Seconded: Cr WOO

Res. No: 69/22

That Council adopt the unconfirmed minutes of the 26 July 2022 Council Meeting.

Carried: 8/0

7.2 Business Arising from the Minutes of Previous Meetings

8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

- 8.1 Shire President THOMSON briefed the Council on the Fishery Management Committee's meeting with Dept. of Environment IOT Marine Park officers Michael MISSO and Allyn WHITE and Christabel MITCHELL from Pew Foundation and Kendra TRAVAILLE from Sea Country Solutions on Monday 22nd August.

The IOT Marine Park officers provided the Draft Terms of Reference for the Interim Christmas Island Marine Park Community Reference Group; it is a two year sunset committee whose charter will be to provide input into the design of the statutory 10 Year Management Plan for the CI Marine Park. This Plan will then be put out for public comment; following this it will be given to the Minister for Environment for adoption.

The IOT Marine Park officers informed the FMC that their aim is to formulate this interim committee by November 2022 in time for their next visit to the Island.

Shire President THOMSON passed around a draft resolution to be discussed in Urgent Business regarding the establishing of the Interim Christmas Island Marine Park Community Reference Group.

- 8.2 Shire President THOMSON advises that the Christmas Island Strategic Plan and Local Planning Strategy is working well together in tandem; the end is close for both of them. The Department of Infrastructure is looking to conclude the draft plan for community consultation. Upon completion of the community consultation, it will go to the Minister for the Environment and the Minister for Territories for sign-off. The CISA is for 30 years, and our Local Planning Strategy and it must be in sympathy with each other. CISA work had been hampered during the pandemic period, but has now resumed.

9 REPORTS OF COMMITTEES

10 REPORTS OF OFFICERS

10.1 Chief Executive Officer

10.1.1 Revised Organisational Chart 2022

Council Resolution

Moved: Cr SAW

Seconded: Cr MASLI

Res. No: 70/22

Council endorses the new 2022 Organisational Chart.

Carried: 8/0

10.2 Manager Finance & Administration

10.2.1 Schedule of Accounts – July 2022

Council Resolution

Moved: Cr FOO

Seconded: Cr LEE

Res. No: 71/22

That Council approves the expenditure as presented in July 2022 Schedule of Accounts

Carried: 8/0

10.2.2 Financial Statements - July 2022

Council Resolution

Moved: Cr MASLI

Seconded: Cr SAW

Res. No: 72/22

That Council receives the Financial Statements of July 2022 for the Municipal Fund.

Carried: 8/0

10.3 Manager Community/Recreation Services & Training

10.4 Manager Works, Services & Waste

10.4.1 T04/2022 – Tender Sale of Items, Plant & Equipment

Council Resolution

Moved: Cr LEE

Seconded: Cr ZAINAL

Res. No: 73/22

That Council accepts the following tenders for the Sale of Items, Plant and Equipment at the tendered price submitted.

NAME	WESTMIX PLATE COMPACTOR	WACKER PLATE COMPACTOR	TRAILER P60423	HYDRAULIC PRESS NF 0401	TRENCH PROFILER (2009)
Nigel Hayes	\$500	\$300			
Andrew Klomp			\$500	\$100	
William Dunn		\$300			\$3500
Drumsite Electrical			\$715		

Note: As the same tender price was provided for the Wacker Plate Compactor, a draw was done by the CEO from an enclosed bin and was awarded to Nigel Hayes.

Carried: 8/0

10.5 Manager Governance, Research, Policy & Grants

10.5.1 Policy Manual Review – HR, Land Administration

Council Resolution

Moved: Cr SAW

Seconded: Cr LEE

Res. No: 74/22

That Council adopts the following reviewed policies and documents –

- Shire of Christmas Island Code of Conduct for Council Members, Committee Members and

Candidates

- Shire of Christmas Island Code of Conduct Council Members, Committee Members and Candidates Breach Complaint Form
- Code of Conduct for Employees
- Code of Conduct, Council Members, Committee Members and Candidates Complaints Management Policy
- Land Administration 1 – Crown Land Management

Carried: 8/0

10.5.2 CI Singapore Strategy program

Council Resolution

Moved: Cr MASLI

Seconded: Cr SAW

Res. No: 75/22

That Council receives the report from the Manager of Governance on Shire actions to support the Christmas Island Singapore Strategy to date.

Carried: 8/0

7.50pm – Cr **WOO** exits meeting

10.5.3 8 Coconut Grove proposal

Council Resolution

Moved: Cr LEE

Seconded: Cr FOO

Res. No: 76/22

That the Council accept the proposal from the owners of 8 Coconut Grove Settlement to have short-stay accommodation permission granted at their servants quarters at the rear of the residential home.

Carried: 7/0

7.56pm – Cr **WOO** returns to meeting

11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

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

12.1 That new business be admitted

Council Resolution

Moved: Cr MASLI

Seconded: Cr ZAINAL

Res. No: 77/22

That new business pertaining to the Christmas Island Marine Park be admitted

Carried: 8/0

12.2 Resolution on Christmas Island Marine Park

Council Resolution

Moved: Cr LEE

Seconded: Cr FOO

Res. No: 78/22

That Council resolves advise the Honourable Tanya Plibersek MP, Minister for the Environment and the Honourable Kristy McBain MP, Minister for Territories, of the continuing commitment of the Shire of Christmas Island to work with the Commonwealth's agencies responsible for developing and implementing the Christmas Island Marine Park Management Plan.

The Council is pleased with the co-design process undertaken with Parks Australia that led to the declaration of the Christmas Island Marine Park in March 2022, and will continue to collaborate with Parks Australia and the broader Christmas Island community in the development of the Marine Park Management Plan.

Council reaffirms its full support for the marine park zoning as described in the Environment Protection

and Biodiversity Conservation (Indian Ocean Territories Marine Parks) Proclamation 2022, which was developed through extensive community consultation.

The Council welcomes the opportunity to nominate up to three members of the Christmas Island Fisheries Management Committee to participate in the Christmas Island Marine Park Management Plan Committee.

The Christmas Island community is eager to see the finalisation of this Marine Park Management Plan as soon as is practicable and Council encourages Parks Australia to undertake the consultation and development process to completion in a timely manner.

Carried: 8/0

13 BEHIND CLOSED DOORS

Council Resolution

Moved: Cr LEE

Seconded: Cr FOO

Res. No: 79/22

The meeting be closed to members of the public in accordance with section 5.23(2) of the Local Government Act 1995 for council to discuss matter of a confidential nature.

Carried: 8/0

13.1 CEO Performance Appraisal

Council Resolution

Moved: Cr LEE

Seconded: Cr WOO

Res. No: 80/22

That Council –

1. Commence the performance review of the CEO, in accordance with Clause 4 of the Contract of Employment between the Shire of Christmas Island and the CEO, to be completed prior to the Ordinary Council Meeting scheduled for 27 September 2022.
2. That the Shire President write to the CEO formally advising of such in accordance with Clause 4 of the Contract of Employment between the Shire of Christmas Island and the CEO and;
3. That the CEO provides approved performance review documentation to Council in accordance with the procedure detailed in Clause 4 of the Contract of Employment between the Shire of Christmas Island and the CEO.
4. A CEO interview committee consisting of CRs Thomson, FOO and WOO be established to review the CEO's performance review documentation once the CEO has returned it to the President. The review committee is to report to the Ordinary Meeting of Council on 27 September 2022 on the outcome of the CEO's review including any recommendations for the consideration of Council.

Carried: 8/0

Council Resolution

Moved: Cr SOH

Seconded: Cr MASLI

Res. No: 81/22

The meeting be reopened to members of the public.

Carried: 8/0

14 CLOSURE OF MEETING

The Shire President closed the meeting at 8.40pm

15 DATE OF NEXT MEETING: 27 September 2022