



SINT EUSTATIUS
CARIBISCH NEDERLAND

List decisions and commitment list Island Council Meeting November 4th 2021 at 9:35am at V.A. Lopes Legislative Hall (Government Guest House)

Present:

C. Toet, Deputy Chairlady
N. Sneek, C. van Putten, R. Merkman, R. Leerdam, F.Spanner
E.Jami Plv. griffier

Absent: A. Francis Government Commissioners

	Agenda point	Decisions and Commitments
1.	Opening	
	The meeting started at 9:45am	
2.	Announcements	<p>C.Toet: The government Commissioner is absent for this meeting due to a working visit to the Netherlands she will be back on the Island this coming week.</p> <p>C.Toet: Council lady Spanner will have a delay for the meeting due to personal matters</p>
3.	Setting of agenda	<p>C. Toet: Requested the IC to agree to agenda as is.</p> <p>C.van Putten: Requested that the agenda point of commercialization of the Harbor and Airport time to be 30minutes for the first round and 15 minutes for the second round for this specific point only</p> <p>C. Toet: Stated that this is a decision for the Island council so she is looking to the members.</p> <p>N. Sneek: made a point pertaining to agenda points he wants to delete off the agenda. Which were points number 8,9 & 10 his reason for this is because there is no underlying</p>



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		<p>documents and he does not know where the debate is going. He also stated that he cannot take part in the debate seeing it has a speaking time of 30 minutes he would like to request to strike points 8,9 and 10 off the agenda and postpone it for another meeting where everyone can have more time to prepare for the debate.</p> <p>C. Van Putten: Stated that he does not agree with proposal of Council man Sneek because it is over a month that he requested that the meeting take place. And he feels that when it comes to privatization process that none of us has any information about it. And finds it ridiculous that this kind of request be made but the majority of the council will make the decision. He stated this is nothing new and we already have previous discussions before and does not agree with suggestions from N.Sneek.</p> <p>C. Toet: Suggested that the point of order be cleared with regards to Mr. Sneek Suggestion, and after the decision we will make the proposal to 30 minutes and 15 minutes. The proposal from Council man Sneek was to postpone agenda points regarding the project management, the drag race foundation lease land and commercialization of airport and harbor.</p> <p>N.Sneek: I would like to swipe it off the Agenda.</p>
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		<p>R.Merkman: Stated I would not go along with that if this is the voting I will vote along party lines.</p> <p>R.Leerdam: Remain madam chair</p> <p>C. Toet: Stated that the decision is that it stays on the agenda. The proposal of Council man van Putten for agenda point 10 commercialization for seaport & harbor. Mr. Merkman do you agree with the 30 minutes ?</p> <p>R. Merkman: No I do not agree with the 30 minutes</p> <p>N. Sneek: Against</p> <p>C. Toet: Council lady Leerdam, do you agree with the 30 minutes ?</p> <p>R. Leerdam: Yes madam chair</p> <p>C. Toet: Stated we have a tie, my proposal is to delay it till council lady Spanner is here in the meeting</p> <p>C. van Putten: – madam chairlady the reason why I asked to expand the speaking time to 30 minutes & 15 minutes because we are speaking of 2 issues. But I have no problem if they want to keep it at 20 minutes its okay with me.</p> <p>R. Merkman – If your saying to wait until Council lady arrive to start the meeting that you have to schors the agenda.</p> <p>C. Toet: I understand from the registrar that is not correct.</p>
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		<p>C. Toet : my proposal is to just start it with the Agenda and lets do it on 30 minutes.</p> <p>C. van Putten: Madam speaker I withdraw the request for the expanding of the time.</p> <p>C.Toet: point taken Mr. van Putten thank you for your cooperation. Then we go agenda point 4 ratification of decision list of incoming documents October 14th.</p>
4.	Ratification of decision List: October 14 th 2021	<p>R. Merkman – No objections Madam chair.</p> <p>N. Sneek – For madam chair</p> <p>C. van Putten – No objection</p> <p>R. Leerdam – No objection</p> <p>C. Toet- decision list of October 14th 2021 has been ratified as presented.</p>
5.	Ratification of list incoming documents	<p>R.Merkman- Third page October 28th spoke about reaction citizens participation council, I don't see a incoming document from PLP but I do see one from council member Sneek. That is my query.</p> <p>C. Toet- We will look at it heard from the registrar that it was sent to the executive Council.</p> <p>N. Sneek- No objection</p>



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		<p>C. van Putten- No objection</p> <p>R. Leerdam: No Objection</p> <p>C. Toet: Accept the list of incoming documents and the comments from Council member Merkman.</p>
6.	Ratification List of motions	<p>R. Merkman: Stated his reaction to dialysis motions number 3 commented that the motion was not carried out per response of the Government Commissioner on October 13. Stated that there were other movements relating to this agenda point. The IC had various meetings with an organization out of the Netherlands that carries out the same type of services on Aruba and Curacao & the Executive Council promised to look into it. He stated that the feedback from the white column did not sit right with us with knowing the type of information that we had. Our information the information was contrary to what the white column was proposing. That it was not possible to do it on Statia.</p> <p>C. Toet: Stated will take this information to the public entity she knows that it's still on the list on the visit of the Ministry of VWS and I think it is one of the subjects on there I will come back to it.</p> <p>R. Merkman: Stated that the name of the company was Freeness</p>



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		<p>N.Sneek: Stated that number of motions that the motions was not carried out wonder if that is correct. The renaming of the airport say pending but it does not say not carried out. Social minimum says the motion was carried out as far as I know. It says not carried out. Particularly those two.</p> <p>C.Toet: Stated in my opinion we sent a letter but we will look at the possible errors on the motions list.</p> <p>C. van Putten: Stated he wants to comment on the renaming of the airport but the member on the other side spoke about it and I really hope we can take up this and get going. I think the motions suggested had to been spoke of in August and August came and left. I think as a council we need to make a final decision with the delay of the other names of those who would be part of the committee. Wanted to comment on the subject of the summit for the BES islands. I am very disappointed. Because the Island Council member at least 4 of the 5 members passed a motion and feels the Government Commissioners input was none existent. Supports the idea of having a protocol in place for the coming to the island is either we have a summit or don't.</p> <p>Meeting of October 14th 2021 a motion that was passed by 4 members. The EC indicated that there were no decisions made</p>
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		<p>regarding the drawing of this building on the 19 of October there was an “op stuk” document but not in a formal setting but the Island Secretary was walking with the document where the Government Commissioners signed agreeing with the assignment to a foreign company.</p> <p>C.Toet: Stated that in the Presidium it was agreed that Council lady Leerdam is taking the lead in this motion.</p> <p>C.Toet: Stated that regarding the Summit for the BES islands read the article from Council member van Putten does find that this is not the place to have to debate on it she will react to it. If there is time later during this meeting she will give reaction to it.</p> <p>C.van Putten: Finds the motions should be discuss in here and if there is a issue should be discussed.</p> <p>R.Leerdam- I have taken notice of the list of motions.</p> <p>C.Toet: propose to accept the list of motions</p> <p>Ratified</p>
7.	Harbor Security Ordinance	<p>C. Toet : Stated the letter sent November 1st with postponement to harbor security ordinance. In the presidium the Island Council members agreed that this would be a hammer stuk. This agenda point</p>



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		<p>was discussed in the previous central committee meeting. The Executive Council was informed that the draft ordinance with regards to the airport security is still at the Ministry of Justice in the Netherlands who is responsible. This will result in a delay and that is why we are only now discussing the harbor ordinance.</p> <p>C.van Putten: Think that for public consumption that he has opposed the ordinance.</p> <p>C. Toet: Requested if the members want to vote on this ordinance unanimously or separately.</p> <p>R. Merkman: Stated he does not have problem voting on document but does have two (2) observations regarding the document.</p> <p>N.Sneek: Point of order he feels that its okay if you the Chairlady introduce the point because it comes from the Executive Council so that everyone knows what we are voting about.</p> <p>C.Toet- thanks Council member Sneek for recommendation, discuss the revise document or harbor security with regards to the international regulations. That is the aim of this ordinance they also had stakeholder dialogue and based on the harbor master & inspector experience they discuss errors in the harbor and proceed that in the draft ordinance.</p>
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		<p>R.Merkman: Commented on bestuurlijke planning that the Executive council will delineate after once its set the boundaries with regard to the haven terrien he looks at the haven terrien as the sea area and we know that it is a very sensitive issue relating to people on Statia gaining there daily living out on the sea water. There is already a boundary there, so he is wondering is it going to change if it's going to be a new boundary. How will it effect people that he is representing.</p> <p>Next sentence haven exploitant he is hearing its being outsourced. I feel we can avoid going back to the ordinance by putting a clause in it.</p> <p>N.Sneek- no comments</p> <p>C. van Putten- No comments R. Leerdam – No comments</p> <p>C. Toet – Answered Council man Merkman regarding the set back and boundaries. Does not have an answer on that. Is this okay if I gave you an answer later on ? or just by writing or is it important for your voting.</p> <p>R.Merkman- wants it to be stated that I have concerns with regards to the document as it stands now I am just voicing a concern.</p> <p>C. Toet: If we send you a written reason would that be okay with you ?</p>
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		<p>R. Merkman: Yes madam chair I can suffice with that.</p> <p>C. Toet: Are you for the ordinance Council man Merkman?</p> <p>R. Merkman – For</p> <p>N. Sneek- For</p> <p>C. van Putten- Against</p> <p>R. Leerdam- For</p> <p>Harbor Ordinance has been passed</p>
8.	Lease land to the biker foundation	<p>C. Toet: Proposed that speaking time will be 20 minutes for the first round and 10 minutes for the second round.</p> <p>C.van Putten- Made his statement on lease land biker foundation, he stated that the drawing was presented to Executive Council regarding the race track- I presented it to the Commissioners at the time and it was proposed to give this portion of land to carry out this project.</p> <p>C.van Putten asked: Is government ready to look into the project and look into the land ? Stated that it can have a good economic impetus for the island and it can also assist our young people.</p> <p>R. Merkman: Made a statement regarding the biker foundation believes that if there are any facility that is created for the youngsters on their bikes it's a</p>



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		<p>good idea to look into that and to carry out what was put in place. This would be to accommodate the young people.</p> <p>N.Sneek: Made statement on bikers foundation believes the first step is to work out the idea of the Executive Council feels no need for an Island Council meeting for this topic. Prefer to get it going instead of debating it in the Island Council.</p> <p>R.Leerdam: Stated that she agrees with her colleagues on her side with regards to bikers foundation land lease. Think there is needs to be other alternatives for revenues to the island so it doesn't have a burden on the people. She agrees with having sports tourism and when it comes to the race track she believes that both the biker foundation & government should come to an agreement</p> <p>C.Toet- Racing is a popular sport and she was impressed with size of the interest of the people that came out to watch this sport in the area of the airport. Says the topic falls into (two) 2 parts obtaining a piece of lease land for the drag race foundation (bikers foundation) and also organizing such an event need funding and has the impact of the public in the light of public order and safety. Because it is a dangerous sport. Went into History of Traffic on the island from 2005.</p>
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		<p>To obtain a lease land is a good solution to organize the sport in a safe and secure for him or her and for the public.</p> <p>Questions of council man questions answered of what did the government done in the previous period. I did research and found a letter from 2017 and found a letter signed by the president of the St. Eustatius drag race foundation. Where the drag race foundation requested government land 3000ft 914m length and 165ft 50m in the width. The cover sheet of the executive council is blank this cover sheet provides the opportunity to approve the land or not approve. There was no decision taken by the executive council in 2017 and there are no supporting documents on file with regards to this matter. There was no business plan on file to support the request for land there was also no architectural drawings with regards to how the race track would look like.</p> <p>N.sneek – point of clarification requested repetition of size of the land?</p> <p>C.Toet- Deputy government commissioner advised the president that the drag race foundation that its best to have a business plan in place and outlining who what where how and also outline how the race track will be funded. One year later and no business plan has been submitted.</p>
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		<p>Government is not against leasing land but the foundation has to come with drawings. The action is on the point of the foundation and the executive council is always open to discuss the pieces of land and see how it fits in the special development plan.</p> <p>Second round</p> <p>N. Sneek- expected statement of madam chairlady. But is in favor of it. Find the dimension to small and needs space for parking etc. and needs to be a lot more bigger.</p> <p>C.van Putten: Stated that the drawings where personally delivered at the Godet house were the then commissioners sat. Agrees to the aspect of the business plan. Stated would get in contact with the members of the association to work towards it.</p> <p>R. Leerdam: Spoke about sustainability with all those onboard agreed with Council man van Putten and believe that the road should be available and have more leniency so the bikers can enjoy the sport, and not placing it on hold because there is no race track.</p> <p>C.Toet: asked Council lady Spanner would you like to state something. Asked members if they agree that Council lady makes a statement all agree.</p>
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		<p>F.Spanner – Stated that she never saw any underlying documents pertaining to this agenda point. Has some request and remarks. Pertaining to the lease land for bikers foundation.</p> <p>C. Toet – Answered questions of R. Merkman & N. Sneek. Has the drawings that councilman van Putten requested. But don't know what happen the members was invited to domain but never came to the meeting. The government is willing to discuss but the foundation has to be willing to discuss it.</p> <p>C.van Putten: Stated that he wants the Government Commissioners to look for the drawings.</p> <p>C.Toet- Would do research on what happen to the documents. Will speak with Island Secretary on this topic.</p> <p>C.Toet: will answer the questions in written from Ms. Spanner. Will round off this agenda point.</p> <p>Gaveled</p>
9.	The Role of the Program Porject Management Organization PMMO within the Public Entity	<p>C.Toet: Stated that she propose speaking time for this topic 20 minutes.</p> <p>C.van Putten- This point is to seek clarification on the day to day management of government. Wants to know why government has to separate planning bureau ?</p>



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		<p>Who this planning project bureau answer to ? or where does it fall within the structure of this government. Does this office fall directly under the Island Secretary or does it fall based under the organization structure. Or under the director for Eni what is the role or task ? Would like the link between ENI & Project bureau is this a vote a non-confidence against the directorate of infrastructure ? are they civil servants ? What are the projects and what are they doing and how fast can we see movements regarding the project. Plans and intentions of the government administration with regards to the roads?</p> <p>R.Merkman- Gives his summary on projects on the island. Seeing they are government projects that was controlled by the project bureau. Hopes they give us better quality on Statia. Wants to know what the project is of the project bureau. Hopes the project bureau realizes the task that they have towards the Statia people.</p> <p>N.Sneek – Finds this topic is waste of time and he stated and they forgot that it's an Island Council and the Second Chamber that provided money to execute these projects now we got the money now we are upset and doesn't understand it.</p>
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		<p>Finds that as a Island Council that the results they should be looking at and not how they go about it.</p> <p>R. Leerdam- Finds that colleagues ask good questions and will await answers to come back in the second round.</p> <p>F. Spanner – stated that council man Sneek said it and went on to elaborate about the vision of Democratic party. Will support the use of the maximum funding</p> <p>C. Toet- Explains what the project management is doing. It's serves the existing organization and it's a port unit within government organization with strategic technical and administrative and sectorial activities. The core purpose was to see how the Ministry could help Statia in the area of investment on the island. Project bureau is facilitating services to the directorate ENI they have more insight overview and knowledge. Directorate stated that he needs more capacity to carry out the projects of ENI & PPMO was the main reason for this. The project bureau falls under the Island Secretary and not under the Government commissioner this is a role within the Public Entity.</p> <p>R.Merkman – Finds that its necessary and responsibility of the government to come with a presentation regarding the new department and their responsibilities.</p>
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		<p>N.Sneek- Our responsibilities is to make sure we take care of the people business. As long as we stay in the confinement of the law.</p> <p>C.van Putten- Not against more capacity. We are all in favor of strengthening the organization I'm asking the question why this could not be added into the department of ENI. Is not oppose of the Project bureau.</p> <p>R. Leerdam – Does not agree with Councilman Sneek statement regarding it's not our business.</p> <p>R. Leerdam _ speaking on how projects are executed on the island. Wants to know the sustainability of 1.8million Euros. Wants to know the price tag since there was no proper accounting? Are they going to give recommendation based on accountability? Will send her further questions in writing.</p> <p>F. Spanner – are the director of ENI complaining with the help received?</p> <p>C.Toet- Answered questions of the second round. She also proposed that if the answer is not sufficient for Council man van Putten he can let his party leader bring it on the table for him in the presidium and discuss if this subject again can be on the agenda.</p> <p>R.Leerdam: wants to know how sustainable it is and what the</p>
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		<p>government wants to achieve with this extra department within the public entity ?</p> <p>C. Toet – They are learning persons and they have a program on how to work on a project way. They are evaluating the projects and see ways how to improve it.</p> <p>C.van Putten – Wants a commitment from Ms.Toet asking if she is prepared to send the answers in writing via the office of the Griffier. Stated he asked a number of questions about BES for kids and I did not received answers from this and other questions that he stated.</p> <p>C.Toet – Yes I am willing to answer your questions and finds his agenda point relevant and willing to give a more in depth presentation to inform the public openly.</p> <p>F.Spanner – I don’t think but this is a change they have worries with former commissioner van Rij. Involved the directorate on the change taking place.</p> <p>C.Toet- pounds gavel 30 minutes break.</p>
10	Commercialization of seaport/ Harbor and the Airport	<p>C.Toet Propose speaking time 20 min first round and 10 minute in the second round.</p> <p>C. van Putten- Asked questions pertaining to privatization and commercialization of the harbor.</p>



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		<p>And the vision of the Government with regards to harbor. Annual income of harbor</p> <p>Privatization of airport and plan of government and what the annual fees are. And other questions pertaining the built and structure of water. Questioned about the Airport manager and also pertaining extra airlines and the plans of old airport.</p> <p>R.Merkman – plans regarding the commercialization of the harbor and will there be a presentation on this?</p> <p>N.Sneek – Explains the difference between commercialization & privatization</p> <p>C. van Putten- point of clarification wants the government commissioner to know which route the government is taking.</p> <p>N.Sneek- Thinks it's good to focus on GTI company regarding the persons working there. Thinks we have to have a harbor before we look into commercialization and privatization. Spoke on the fact that there aren't any tourist coming and deplorable roads and shops.</p> <p>R. Leerdam – Will await answers based on what her colleagues asked . find ways to balance the budget. Find that the airport is over running budget based on security and airlines regulation and at what</p>
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		<p>state the budget will be in when democracy returns.</p> <p>F.Spanner – Spoke about the container harbor and the CPA security. Decision where made with regards to the harbor in 2005.</p> <p>C.Toet- Requested Council to bring in Director of Transport for technical briefing.</p> <p>C.Toet: No decision has been made to commercialize the harbor and airport. Explains the situation of the airport & harbor, and the plans of ENI and transports. (answered questions from council members) and give brief future plans with regards to the harbor and airport. It is stated in the quarterly report in a few weeks that will be coming about the revenue and annual fees that was stated by council man van Putten and council lady Spanner. Is willing to give clarification if its not clear. Are working on the new airport boulevard so that the water problem will be resolved.</p> <p>Will consider the change or higher salary for airport salary</p> <p>Mr. Vishal gave presentation & important on harbor and airport. The short term goal is certification to comply with the laws. And then harbor facilities the break water & pier and how to improve the harbor. Next year will assess what is the best way forward and looking into the container harbor.</p>
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		<p>Will be a fueling station and to have a certified operator. The overhead of the new terminal building is the main important thing. Also looking to compliancy and how to commercialize the airport main focus also.</p> <p>N.Sneek- would like to elaborate on groei funds and the cost. The most maintenance cost</p> <p>C.van Putten- Spoke about the maintenance of the airport and the responsibility of the Dutch to the islands.</p> <p>R.Leerdam- Try create employment to create revenues. Try to work sustainable for the island.</p> <p>C.Toet- answered questions of the second round statements that were made.</p> <p>C.van Putten – Clarify the point that he never stated that the government never had a</p> <p>C. Toet- Preparing a letter for the council and wants to inform the public also. Wants to Mr. vishal to give insight on the status of ferry services.</p> <p>Mr.Vishal- the cause of delay is certification and based on the safety everything should be in place. Most of the items are in place with regards to booking.</p>
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		<p>C.van Putten – ask if there is an agency and if there is a ferry terminal?</p> <p>C.Toet- there is several operational problems. Wants to give clarity and give full information and waited before communicating with the public. Will inform the public as soon as possible. In December 2021 due to covid. Not feasible to operate on giving date and will communicate when everything is clear.</p> <p>Mr.Vishal- Will be putting required facility in place for the ferry station. Looking into permanent facility. Contacted St. Kitts and got the information with regards to covid situation.</p> <p>C.van Putten- advises to contact the Prime Minister in St.Kitts to negotiate better and not send a civil servant and no disrespect given to Mr.Vishal.</p>
11	Announcement Executive Council and Gov.com (Art.49/50 RVO IC)	No announcements and did will send a letter of progress with more detail.
12.	Closing	End of meeting.

Adopted on2021.

The Deputy Registrar,

Mr. E.Jami

The Chairlady of the Island Council,

Ms. M.A.U Francis