

MINUTES OF THE ORDINARY MEETING # 54 OF THE ROPER GULF REGIONAL
COUNCIL MEETING HELD AT THE NGUKURR ON WEDNESDAY, 29 OCTOBER
2014 AT 8:42AM

1. PRESENT/STAFF/GUESTS

1.1 Elected Members

Deputy Mayor Judy MacFarlane
Councillor Don Garner
Councillor Stan Alan
Councillor Kathy-Anne Numamurdirdi
Councillor Daphne Daniels
Councillor Timothy Baker Jnr.
Councillor Annabelle Daylight
Councillor Eric Roberts

1.2 Staff

CEO, Michael Berto
DCG, Greg Arnott
DITS, Sharon Hillen
DCS, Catherine Proctor
DCED, Marc Gardner
Manager G&CP, Jyoti Pudasaini
Manager Finance, Lokesh Anand
Governance Officer, Rebecca Brydon
Governance Officer, Hilary Sinfield
Local Authority Coordination Officer, Jo Nicol

1.3 Guests

Nil

2. MEETING OPENED

Meeting opened at 8.42am by Mayor (Acting) Judy MacFarlane who read the pledge with Councillors and staff.

3. WELCOME TO COUNTRY

Mayor (Acting) Judy MacFarlane welcomed the guests, councillors and staff to the meeting.

4. APOLOGIES AND LEAVE OF ABSENCE

4.1 APOLOGY FOR LEAVE OF ABSENCE

218/2014 RESOLVED (Eric Roberts/Donald Garner)

Carried

- (a) That Council accept apology from Cr. Anne Marie Lee, Cr. John Dalywater and Cr. Selina Ashley for non attendance at the Ordinary Meeting of Council on 29th October 2014.

5. CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS ORDINARY COUNCIL MEETING MINUTES

219/2014 RESOLVED (Stan Allan/Annabelle Daylight)

Carried

- (a) That Council confirm the minutes from the OCM held on 27th August 2014 as a true and accurate record of that meeting
- (b) That Council confirm the minutes from the Special Council meeting held on 14 October 2014 as a true and accurate record of that meeting

6. CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES

6.1 CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES

220/2014 RESOLVED (Kathy-Anne Numamurdirdi/Timothy Baker Jr.)

Carried

- (a) That Council confirm the minutes from the Finance Committee Meeting held on the 17th September 2014 as a true and accurate record of that meeting.

7. CALL FOR ITEMS FOR GENERAL BUSINESS

- Tidy Town Awards
- National Stronger Regions Fund/ Building our Territory
- Update on Auction
- Youth Voice
- Council Elections
- Damage to Council's Property
- Cursing the Office
- Manyallaluk Road

8. QUESTION FROM THE PUBLIC

Nil

9. DISCLOSURES OF INTEREST

There were no declarations of interest at this Ordinary Council Meeting.

10. BUSINESS ARISING FROM PREVIOUS MINUTES

10.1 ACTION LIST

221/2014 RESOLVED (Donald Garner/Stan Allan)

Carried

- (a) **That Council receive and note the Action List as at 29 October 2014.**

11. INCOMING CORRESPONDENCE

11.1 INCOMING CORRESPONDENCE

222/2014 RESOLVED (Eric Roberts/Timothy Baker Jr.)

Carried

- (a) **That Council accept the incoming correspondence from 15 August to 17 October 2014.**

Cr Stan Allan left the meeting, the time being 08:55 AM

12. OUTGOING CORRESPONDENCE

12.1 OUTGOING CORRESPONDENCE

223/2014 RESOLVED (Eric Roberts/Donald Garner)

Carried

- (a) **That Council accept the outgoing correspondence. From the 15 August to the 17 October 2014.**
- (b) **That Council receive and note the media release from 14 August to 20 October 2014.**

13. WARD REPORTS

13.1 NEVER NEVER WARD REPORT

Mayor (acting) Judy MacFarlane updated Council on Never Never Ward and her experience while on her visits to Jilkminggan, Mataranka and Hodgson Downs Local Authorities.

224/2014 RESOLVED (Annabelle Daylight/Timothy Baker Jr.)

Carried

- (a) **That Council receive and note the Never Never Ward Report**

13.2 NUBULWAR NUMBURINDI WARD REPORT

225/2014 RESOLVED (Eric Roberts/Daphne Daniels)

Carried

- (a) **That Council receive and note the Numbulwar Numburindi Ward Report.**
- (b) **That Council receive and note the nomination of Cheryl Nundhirribala to the Numbulwar Local Authority.**

13.3 NYIRRANGGULUNG WARD REPORT

Mayor (acting) Judy MacFarlane advised Council that she visited Barunga and Beswick for the Local Authorities Meeting and would like to note that out of three councillors none attended the Local Authority Meeting.

226/2014 RESOLVED (Daphne Daniels/Eric Roberts) Carried

- (a) **That Council receive and note the Nyirranggulung Ward Report.**
- (b) **That Council receives and accepts the nominations to the Manyallaluk Local Authority of Eileen Lawrence, Rosemary Sullivan, Shaunette Mumbin, Andrew Hood, Robert Williri, Issac Dai and Cynthia Williri.**
- (c) **That Council receives and accepts the nomination of Christopher Gordon to the Bulman Local Authority**
- (d) **That Council receives and accepts the nominations to the Beswick Local Authority of Joseph Brown and Lorriane Bennett.**

13.4 SOUTH WEST GULF WARD

227/2014 RESOLVED (Timothy Baker Jr./Donald Garner) Carried

- (a) **That Council receive and note the South West Gulf Ward Report**

13.5 YUGUL MANGI WARD

228/2014 RESOLVED (Eric Roberts/Kathy-Anne Numamurdiridi) Carried

- (a) **That Council receive and note the Yugul Mangi Ward Report**
- (b) **That Council receive and accept Gwen Rami and Tanya Joshua's nominations to the Ngukurr Local Authority.**

Meeting Break : 9.21 AM

Meeting resume : 9:25 AM

Cr Stan Allan returned to the meeting, the time being 09:24 AM

14. EXECUTIVE DIRECTORATE REPORTS

Nil

15. CORPORATE GOVERNANCE DIRECTORATE REPORTS

15.1 PROPOSED DATES FOR OCM AND FCM 2015

229/2014 RESOLVED (Donald Garner/Daphne Daniels) Carried

- (a) **That Council receive and note the scheduled meeting dates for 2015 for Ordinary Meetings of Council and the Finance Committee Meetings: -**

Ordinary Meetings of Council: -

Wednesday, 25th February 2015 - Mataranka

Thursday, 30th April 2015 - Barunga

Wednesday, 24th June 2015 - Katherine

Wednesday, 22 July 2015 - Katherine
Wednesday, 30th September 2015 - Borroloola
Wednesday, 28th October 2015 - Jilkmिंगgan
Wednesday, 16th December 2015 - Katherine

Finance Committee Meetings: - All Katherine
Wednesday, 28th January 2015
Wednesday, 25th March 2015
Wednesday, 27th May 2015
Wednesday, 26th August 2015
Wednesday, 25th November 2015

15.2 UPDATE ON ANNUAL REPORT 2013-14

Jyoti Pudasaini, Manager Governance, presented the report. The draft Annual Report was presented to Council for feedback. Final Draft Annual Report 2013-14 will be presented to Council on November OCM for Council's approval.

230/2014 RESOLVED (Donald Garner/Timothy Baker Jr.) Carried

- (a) That Council receive and note updates on Roper Gulf Regional Council's Annual Report 2013-14.

15.3 FINANCE-RGRC FINANCIAL REPORTS AT 30 SEPTEMBER 2014

231/2014 RESOLVED (Stan Allan/Kathy-Anne Numamurdiridi) Carried

- (a) That Council receive and note the financial report for the period ending 30th September 2014.

Cr Annabelle Daylight left the meeting, the time being 09:54 AM

Cr Annabelle Daylight returned to the meeting, the time being 09:56 AM

Cr Eric Roberts left the meeting, the time being 09:57 AM

15.4a COMMUNITY GRANTS COMMITTEE

232/2014 RESOLVED (Annabelle Daylight/Kathy-Anne Numamurdiridi) Carried

- (a) That the Council resolve to change the membership of the Community Grants Committee to Mayor, Deputy Mayor and any three Councillors.

Cr Eric Roberts returned to the meeting, the time being 10:03 AM

Meeting Break 10:04 AM

Meeting resumed 10.47 AM

15.4 GRANTS - RGRC COMMUNITY GRANTS PROGRAM 2014-15 ROUND 2

Community Grants Committee members includes Deputy Mayor Judy MacFarlane, Cr. Don Garner, Cr. Annabelle Daylight, Cr. Eric Roberts.

233/2014 RESOLVED (Donald Garner/Eric Roberts) Carried

- (a) That Council endorse the recommendations of the Community Grants Selection Committee for Round 1 2014-15 Minor Applications.

- Michael Lewis: \$500.00
 - Nicole Lorimer:\$1000.00
- (b) That Council endorse the recommendations of the Community Grants Selection Committee for Round 2 2014-15.
- Ngukurr Kangaroos Football Club: \$3000.00
 - Big River Hawks Football Club: \$3000.00
 - NT Writers Centre – The Estate of the Late John Andrew McMillan: \$3000.00
 - Spur & Anvil Trading CO. PTY: \$1500.00
- (c) That Council approves to open Community Grants Round 3 for the 2014-2015 Community Grants Program from 1st December 2014 till 9th February 2015 .

15.5 GRANTS - NGO REGISTRATION/UPDATE FORM - DEPARTMENT OF HEALTH (DOH)

234/2014 RESOLVED (Eric Roberts/Donald Garner) Carried

- (a) That Council accept the affixing of the Common Seal on the NGO Registration/Update form for the Northern Territory Government Department of Health and sign and date the form.

15.6 GRANTS - OUTSTATIONS NT JOBS PACKAGE - DEPARTMENT OF COMMUNITY SERVICES (DCS)

235/2014 RESOLVED (Kathy-Anne Numamurdiridi/Eric Roberts) Carried

- (a) That Council accept the funding offer for 2014-15 for the Outstations NT Jobs Package by signing, dating and affixing the Common Seal to both copies of the agreements.

15.7 GRANTS - OUTSTATION 2014-15 MES SPECIAL PUROPSE FUNDING OFFER - DEPARTMENT OF COMMUNITY SERVICES (DCS)

236/2014 RESOLVED (Daphne Daniels/Annabelle Daylight) Carried

- (a) That Council accept the funding offer for 2014-15 MES Special Purpose by signing, dating and affixing the Common Seal to both copies of the agreement.

16. COUNCIL SERVICES AND INFRASTRUCTURE REPORTS

16.1 POWERWATER- SERVICE LEVEL AGREEMENT

Sharon Hillen, Director Council Services and Infrastructure, updated Council on Implementation of the Alternative Control Service (ACS) streetlight repairs and maintenance charge.

237/2014 RESOLVED (Eric Roberts/Timothy Baker Jr.) Carried

- (a) That Council note the Report on PowerWater Service Level Agreement

16.2 ADMINISTRATIVE LOT 332 (NT PORTION 1646) BALAMURRA STREET, NGUKURR

Sharon Hillen, Director Council Services and Infrastructure, updated Council on approved subdivision at Ngukurr for the location of the new Medical Clinic.

238/2014 RESOLVED (Daphne Daniels/Donald Garner) Carried

- (a) **That Council receive and note the report on Administrative Lot 332 (NT Portion 1646) Balamurra Street, Ngukurr.**

16.3 VARIATION TO CAPITAL EXPENDITURE BUDGET TO FUND RECTIFICATION OF STORMWATER DRAIN, MULLHOLLAN STREET, BORROLOOLA.

Sharon Hillen, Director Council Services and Infrastructure presented the report. Sharon mentioned that RGRC staff have been working closely with PWC focusing on returning the areas effected by the sewer construction back to the pre-development condition. PWC have requested a contribution from council to repair the storm water. PWC would like the council to contribute a minimum of 15-20K to this recitation.

239/2014 RESOLVED (Stan Allan/Donald Garner) Carried

- (a) **That Council vary the 2014/15 Budget to and re-allocate \$20,000 from the Borroloola Streetscapes Project to rectify Stormwater Drain DN750 on Mulholland Street, Borroloola**

17. COMMUNITY SERVICES DIRECTORATE REPORTS

17.1 1ST QUARTER COMMUNITY SERVICES DIRECTORATE REPORT AND KPIS

Catherine Proctor, Director Community Services presented the report and updated Council on 1st quarter update for the Community Services directorate.

240/2014 RESOLVED (Donald Garner/Kathy-Anne Numamurdirdi) Carried

- (a) **That Council receive and note the 1st quarter report for the Community Services directorate.**

ACTION: Report on RJCP to be presented to the Council on next Council meeting.

ACTION: CEO to send Letter of Congratulations to Ernest Numamurdirdi.

17.2 1ST QUARTER REPORT COMMUNITY SERVICES BUSINESS UNIT

Catherine Proctor, Director Community Services presented the report and updated council on 1st quarter update for community service unit which looks after Aged care, Child Care, School Nutrition, Library, Indigenous Broadcasting and Centrelink Services.

241/2014 RESOLVED (Kathy-Anne Numamurdirdi/Timothy Baker Jr.) Carried

- (a) **That Council receive and note the 1st quarter report for the Community Services Business Unit**

18. CONTRACTS & TECHNICAL SERVICES DIRECTORATE REPORTS

18.1 UPDATE OF CIVIL WORKS PROJECTS

Marc Gardner, Director Contracts and Technical Services, presented the report and updated Council on status of current civil works projects.

242/2014 RESOLVED (Eric Roberts/Donald Garner) Carried

- (a) **That Council note the report in relation civil works projects.**

18.2 HARDY AVIATION PROPOSAL TO PUT SHED STRUCTURE AT BORROLOOLA AIRPORT

Marc Gardner, Director Contracts and Technical Services, presented the report. The report was based on the request received by Council from Hardy Aviation to erect a new shed near the airport at Borroloola.

243/2014 RESOLVED (Donald Garner/Daphne Daniels) Carried

That Council:

- (a) **provide in-principle support for Hardy Aviation to construct a small shed on NT Portion 798 (Crown Lease), Township of Borroloola; and**
(b) **Note the report in relation to Hardy Aviation potentially leasing office premises at Borroloola and Council as a potential agent of Hardy Aviation.**

19. DEPUTATIONS & PETITIONS

Nil

20. GENERAL BUSINESS

20.1 TIDY TOWN AWARDS

244/2014 RESOLVED (Kathy-Anne Numamurdirdi/Timothy Baker Jr.) Carried

- (a) **That Council receive and note report on Litter Control Award which was awarded to Ngukurr community as a part of the 2014 Northern Territory Tidy Towns awards.**

20.2 NATIONAL STRONGER REGIONS FUND/ BUILDING OUR TERRITORY

Sharon Hillen, Director Council Services and Infrastructure, presented the report. Sharon advised Council that application for transport and freight hub for Borroloola, Ngukurr and Numbulwar is to be submitted by the 28th November 2014. RGRC is currently seeking co-funding support from the Northern Territory Government.

245/2014 RESOLVED (Annabelle Daylight/Donald Garner) Carried

- (a) **That Council receive and note report on National Stronger Regions Fund.**

20.3 UPDATE ON AUCTION

246/2014 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council receive and note verbal report on Auction.

Action: Provide written report on Auction to council November OCM which will include list of items, if sold and how much for including the reserve price.

20.4 YOUTH VOICE

247/2014 RESOLVED (Kathy-Anne Numamurdirdi/Stan Allan)

Carried

- (a) That Council receive and note verbal report on Youth Voice updates.

Action: Youth voice Coordinators to be more active in promoting Youth Voice activities.

20.5 COUNCIL ELECTIONS

The Council received late correspondence from Minister of Local Government making recommendations to delay council election by 18 months to reduce confusion with State and Federal Elections scheduled for the same time.

248/2014 RESOLVED (Stan Allan/Annabelle Daylight)

Carried

- (a) That Council agrees with the proposed amendments from the NTEC Report and detailed in the letter from the minister for local government and regions dated 17th October 2014.

20.6 DAMAGE TO COUNCIL'S PROPERTY

Councillor Kathy-Anne Numamurdirdi raised her concern on damage being made to council property. Issue was raised due to occurrence of an incident in Numbulwar.

249/2014 RESOLVED (Stan Allan/Eric Roberts)

Carried

- (a) That Council receive and note verbal report on Damage to Council property. Council requires all malicious damage to be reported to police and restitution sought.

20.7 CURSING THE OFFICE

Councillor Kathy-Anne Numamurdirdi raised her concern people cursing the RGRC office in Numbulwar. .

250/2014 RESOLVED (Stan Allan/Timothy Baker Jr.)

Carried

- (a) That Council receive and note verbal report on cursing the RGRC office in Numbulwar.

Action: Councillor Kathy-Anne and Councillor Roberts to talk with TO's and elders of the community.

20.8 MANYALLALUK ROAD

Mayor (Acting) Judy MacFarlane raised her concern over Manyallaluk road. The road is not in proper condition and traffic every week is high. Recommendation was made for the road to be graded in early November 2014.

251/2014 RESOLVED (Eric Roberts/Annabelle Daylight)

Carried

- (a) That Council receive and note verbal report on Manyallaluk Road.

Lunch Break: 12:10 PM

Meeting resume: 12:55 PM

21. DECISION TO MOVE TO CLOSED SESSION

252/2014 RESOLVED (Donald Garner/Annabelle Daylight)

Carried

Members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 65(2) of the Local Government Act, 2008 as the items lists come within the following provisions:-

- 21.1 Update of Numbulwar Mechanical Workshop negotiations with Numburindi Corporation** - The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person; AND information provided to the council on condition that it be keep confidential.
- 21.2 Jilkminggan Lease Negotiations** - The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information provided to the council on condition that it be keep confidential.
- 21.3 ROADS TO RECOVERY PROGRAMME** - The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person.
- 21.4 Independent Member for Audit Committee** - The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (a) of the Local Government (Administration) Regulations 2008. It contains information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual; AND information provided to the council on condition that it be keep confidential.
- 21.5 Fringe Benefits Tax** - The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that

could, if publicly disclosed, cause prejudice to the individual; AND information provided to the council on condition that it be keep confidential.

- 21.6 Motor Vehicle Use** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual; AND information provided to the council on condition that it be keep confidential.*

RESUMPTION OF MEETING

253/2014 RESOLVED (Eric Roberts/Donald Garner)

Carried

That the decisions of Closed Session be noted as follows:-

CLOSED SESSION

21.1 UPDATE OF NUMBULWAR MECHANICAL WORKSHOP NEGOTIATIONS WITH NUMBURINDI CORPORATION

254/2014 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) **That Council note the report in the operation of the Numbulwar Workshop.**

Cr Eric Roberts returned to the meeting, the time being 12:57 PM

21.2 JILKMINGGAN LEASE NEGOTIATIONS

255/2014 RESOLVED (Annabelle Daylight/Kathy-Anne Numamurdirdi)

Carried

- (a) **That Council receive and note the report on the Jilkmिंगgan Lease Negotiations and defer further considerations to the November meeting.**

21.3 ROADS TO RECOVERY PROGRAMME

256/2014 RESOLVED (Stan Allan/Annabelle Daylight)

Carried

- (a) **That Council receive and note the report on Roads to Recovery Program 2014/2019 and approve the following amendments to the proposed priorities for the next two years:**
- **\$140000.00 to Borroloola for Garrawa I & II;**
 - **Appropriate allocation to maintenance grade for Eva Valley road**

21.4 INDEPENDENT MEMBER FOR AUDIT COMMITTEE

257/2014 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) **That Council receive and note the report on Independent Member for Audit Committee.**
- (b) **That Council selects Phil Vivian as Independent Member for Audit Committee.**

21.5 FRINGE BENEFITS TAX

258/2014 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council authorises the payment of any interest charge levied by the Australian Taxation Office on the unpaid Fringe Benefits Tax liability.

ACTION: CEO to provide report on some options to consider on how we can reduce the cost on FBT.

21.6 MOTOR VEHICLE USE

259/2014 RESOLVED (Timothy Baker Jr./Stan Allan)

Carried

- (a) That Council receive and note report on Motor Vehicle Use.

CLOSE OF MEETING

The meeting terminated at 14:17 pm.

THIS PAGE AND THE PRECEEDING 12 PAGES ARE THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON WEDNESDAY, 29 OCTOBER 2014 AND CONFIRMED WEDNESDAY, 12 NOVEMBER 2014.



Deputy Mayor Judy MacFarlane