

MINUTES OF THE ORDINARY MEETING OF THE ROPER GULF REGIONAL
COUNCIL MEETING HELD AT 2 CRAWFORD ST, KATHERINE
ON WEDNESDAY, 26 OCTOBER 2016 AT 8:30

1. PRESENT/STAFF/GUESTS

1.1 Elected Members

Mayor Tony Jack
Deputy Mayor Judy MacFarlane
Councillor Don Garner
Councillor Eric Roberts
Councillor Selina Ashley
Councillor Annabelle Daylight
Councillor Anne Marie Lee
Councillor John Dalywater

1.2 Staff

Michael Berto, Chief Executive Officer (CEO)
Greg Arnott, Director Corporate Governance (DCG)
Sharon Hillen, Director Council and Community Services (DCCS)
Lokesh Anand, Manager Finance
Amanda Haigh, Manager Governance and Corporate Planning
Darcie Boon, Governance Officer (Minute Taker)
Janelle Iszlaub, Director Commercial Services (Acting CS)

1.3 Guests

Nat Knapp, Department of Housing and Community Development
Lee Girolamo, Deloitte
Ali Wang, AIR MACMINES
Russ Phillips, AIR MACMINES

2. MEETING OPENED

Meeting opened at 8:37am

3. WELCOME TO COUNTRY

Mayor Tony Jack welcomed all members, staff and guest to the meeting.

4. APOLOGIES AND LEAVE OF ABSENCE

4.1 APOLOGIES AND LEAVE OF ABSENCES

209/2016 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council accept the apologies of Councillor Timothy Baker.
- (b) That Council accept the apologies of Councillor Kathy-Anne Numamurdirdi.
- (c) That Council accept the apologies of Councillor Daphne Daniels.
- (d) That Council accept the apologies of Councillor Daniel Mulholland.

5. CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS ORDINARY MEETING OF COUNCIL MINUTES

210/2016 RESOLVED (Donald Garner/Selina Ashley)

Carried

- (a) That Council approve the Minutes as a true and accurate report of the Ordinary Meeting of Council held on Wednesday 14 September 2016.

6. CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES

6.1 CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES

211/2016 RESOLVED (Eric Roberts/Judy MacFarlane)

Carried

- (a) That Council approve the minutes as a true and accurate record of the Finance Committee Meeting held on Wednesday 28 September 2016.

7. DISCLOSURES OF INTEREST

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

8. CALL FOR ITEMS OF GENERAL BUSINESS

1. Sport and Recreation Monthly Calendar – Borrooloola
2. Sport and Recreation Monthly calendar – Barunga
3. SecureNT – Emergency preparations in the Northern Territory
4. Incoming Correspondence – Letter from Katherine Town Council
5. Australian Institute of Company Directors Course
6. Incoming Correspondence – Letter from NCA
7. 29 Crawford Ownership Documents Name Change from Shire to Regional
8. PA 2016/0598 lot 96 Numbulwar - Numburrindi Aboriginal Corporation to develop an Art Centre and Offices
9. Christmas Party and office closure at end of year break
10. Barunga Oval lights update

9. QUESTIONS FROM THE PUBLIC

Nil

10. BUSINESS ARISING FROM PREVIOUS MINUTES

10.1 ACTION LIST

Date	Agenda Item#	Item Description	Responsible Person	Comments/ Details	Status	Status Comments – Completion Date
14-Sep-16	13.3	NUMBULWAR NUMBIRINDI WARD	CEO- Michael Berto	CEO to write a letter to Numbulwar ex - Local Authority Member Selina Uibo to congratulate on her appointment to Northern Territory Parliament.		26.10.2016 CEO to present letter at Mataranka meeting with Selina Uibo in November
14-Sep-16	15.7	ELECTED MEMBER SERVICE RECOGNITION	CEO- Michael Berto	CEO to look into which Elected Members are eligible for nominations and bring back to next OCM.	Complete	Following nominations submitted 17.10.16: - Kathy-Anne Numamurdiridi - John Dalywater 26.10.2016 Nomination for Judy MacFarlane submitted on the 19.10.2016

212/2016 RESOLVED (Annabelle Daylight/Selina Ashley)

Carried

(a) That Council receive and note the Action List.

11. INCOMING CORRESPONDENCE

11.1 INCOMING CORRESPONDENCE

213/2016 RESOLVED (Donald Garner/Eric Roberts)

Carried

(a) That Council accept the Incoming correspondence.

12. OUTGOING CORRESPONDENCE

12.1 OUTGOING CORRESPONDENCE

Correspondence also included the Elected Member Service Recognition Nomination for Judy MacFarlane to Elaine McLeod LGANT on the 19 Oct 2016 sent by DCG.

214/2016 RESOLVED (Anne Marie Lee/Selina Ashley)

Carried

(a) That Council accept the Outgoing correspondence.

13. WARD REPORTS

13.1 NEVER NEVER WARD

215/2016 RESOLVED (Annabelle Daylight/Judy MacFarlane) Carried

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

13.2 NYIRRANGGULUNG WARD REPORT

216/2016 RESOLVED (Anne Marie Lee/Annabelle Daylight) Carried

- a) That Council receive and note the Nyirranggulung Ward Report.

Cr Selina Ashley left the meeting, the time being 09:12 AM

Cr Selina Ashley returned to the meeting, the time being 09:16 AM

13.3 NUMBULWAR NUMBIRINDI WARD

217/2016 RESOLVED (Eric Roberts/Anne Marie Lee) Carried

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

13.4 SOUTH WEST GULF WARD REPORT

218/2016 RESOLVED (Eric Roberts/Donald Garner) Carried

- (a) That the Council receive and note South West Gulf Ward report.

Cr Anne Marie Lee left the meeting, the time being 09:22 AM

13.5 YUGUL MANGI WARD

219/2016 RESOLVED (John Dalywater/Selina Ashley) Carried

- (a) That Council receive and note the Yugul Mangi Ward Report.

14. EXECUTIVE DIRECTORATE REPORTS

14.1 MAYOR'S REPORT

220/2016 RESOLVED (Donald Garner/Eric Roberts) Carried

- (a) That Council receive and note the Mayor's Report.

14.2 CEO REPORT

221/2016 RESOLVED (Donald Garner/Selina Ashley) Carried

- (a) That Council receive and note the CEO's report.

Cr Anne Marie Lee returned to the meeting, the time being 09:25 AM

Presentation from MACMINES Russ Phillips and Ali Wang 10.55 AM to 11.20 AM

Russ Phillips informed Council that MACMINES Austasia Pty Ltd have taken over ownership of the mine opposite Flying Fox Station. The mine is back up and will have the first pumping next week, with commissioning of production level in November and have 1 shipment before xmas. The mine extracts illuminate or concentrate and expect 100,000 tonnes in the first year and 300,000 tonnes by 2017. The mine will employ 20 – 40 employees and the company are trying to attract as many as possible for local people.

Council and MACMINES submitted a joint application prepared by Deloitte for a siding in Mataranka that would enable triple trucks to Mataranka from the mine and rail from Mataranka to Darwin. 300 Truck runs are required to transport 100,000 tonnes. The application was unsuccessful. The alternative option they are looking at is to use a barge facility from Roper Bar.

Illuminate is a mineral associated with Titanium for rockets, medical, high strength light metals and paint. It is black fine sand on the surface and an excavator extracts the soli from the top 1-2 ½ metres and turns it into slurry. The fine mud are separated and put back and the black sand kept.

The product is a very high quality and the mine has a predicted life span of 30 years with an area of 140 x 150 km's. There is 10 years left off the existing mining lease that is only a small part of this area.

The mine has an onsite worker camp for 15 employees.

MACMINES are happy to arrange for visits.

Presentation from Delloites Lee Girolamo 11.26 AM to 11:43 AM

Lee Girolamo presented a powerpoint presentation to Council on the Financial Audit findings for 2015-16. The presentation provided information on:

1. Purpose and scope
2. Audit focus areas
3. Internal control
4. Other matters – changes to auditors in the near future that are to be expected

The auditors found the audit to be a clean audit with no issues. It is a true and fair representation of the management of financials for Councils.

15. CORPORATE GOVERNANCE DIRECTORATE REPORTS

15.1 ANNUAL REPORT 2015-16

222/2016 RESOLVED (Donald Garner/Anne Marie Lee)

Carried

- (a) **That the Council receive and note the Auditor's Report for the Financial Year 2015-16.**
- (b) **That the Council accept the Annual Report 2015-16 for the Financial Year 2015-16.**
- (c) **That the Council agree to the submission of the Annual Report 2015-16 to the Department of Housing and Community Development.**

15.2 PROPOSED DATES FOR OCM AND FCM 2017

223/2016 RESOLVED (Donald Garner/Selina Ashley)

Carried

- (a) That Council approve the scheduled meeting dates for 2017 for Ordinary Meetings of Council, Finance Committee Meetings and Audit Committee Meetings: -

January – Tuesday, 24th FCM (Katherine)
February – Friday, 10th Audit Committee Meeting (Katherine)
February – Wednesday, 22nd OCM (Mataranka)
March – Wednesday 29th OCM (Manyallaluk)
April – Thursday, 27th FCM (Katherine)
May – Wednesday, 31st OCM (Bulman)
June – Wednesday, 21st OCM (Katherine)
June – Friday, 23rd Audit Committee Meeting (Katherine)
July – Wednesday, 12th OCM (Numbulwar)
July – Friday, 14th Care Taker Mode
August – Wednesday, 23rd FCM (Katherine)
August – Saturday, 26th Election Day
September – Tuesday, 5th New Councillor Induction (Katherine)
September – Wednesday, 6th Briefing Day (Katherine)
September – Thursday, 7th OCM (Katherine)
October – Monday, 23rd Audit Committee Meeting (Katherine)
October – Wednesday, 25th OCM (Katherine)
November – Wednesday, 29th FCM (Katherine)
December – Wednesday, 13th OCM (Katherine)

15.3 REGIONAL PLAN 2016-2017 QUARTERLY REPORT

224/2016 RESOLVED (Eric Roberts/Anne Marie Lee)

Carried

- (a) That Council receive and note the Quarterly Report of the Regional Plan 2016-2017.

Cr Tony Jack left the meeting, the time being 09:47 AM

15.4 FINANCE - RGRC FINANCIAL REPORT AS AT 30TH SEPTEMBER 2016

225/2016 RESOLVED (Selina Ashley/Annabelle Daylight)

Carried

- (a) That Council receive and note financial reports as at 30th September 2016.

15.5 GRANTS: ROUND ONE 2016-17 MUNICIPAL AND ESSENTIAL SERVICES SPECIAL PURPOSE GRANT (MESSPG) - DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT - FUNDING OFFER

226/2016 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council accept the funding offer for Round One 2016-17 Municipal and Essential Services Special Purpose Grant from the Department of Housing and Community Development by CEO and Councillor signatures, dating and affixing the Common Seal on both copies of the agreement.

15.6 GRANTS: VARIATION TO 2016-17 MUNICIPAL AND ESSENTIAL SERVICES AND HOUSING MAINTENANCE SERVICES FUNDING AGREEMENT - DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

227/2016 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council accept the variation to the 2016-17 Municipal and Essential Services and Housing maintenance Services Funding Agreement from the Department of Housing and Community Development by CEO and Councillor signatures, dating and affixing the Common Seal on both copies of the agreement.

15.7 GRANTS: LIBRARY 2015-16 OPERATIONAL FUNDING ACQUITTAL - NT LIBRARIES - MINISTER FOR ARTS AND MUSEUMS

228/2016 RESOLVED (Anne Marie Lee/Donald Garner)

Carried

- (a) That Council accept the financial acquittal report for the Library Operational Funding for 2015-16 by CEO signing the report.

15.8 GRANTS: ALCOHOL ACTION NGUKURR SPORTS AND RECREATION EQUIPMENT 2016-18 - DEPARTMENT OF BUSINESS - FUNDING OFFER

229/2016 RESOLVED (Eric Roberts/Selina Ashley)

Carried

- (a) That Council accept the funding offer for Alcohol Action Ngukurr Sports and Recreation Equipment from the Department of Business by two Councillor's signatures, dating and affixing the Common Seal on both copies of the agreement.

15.9 GRANTS: LOCAL AUTHORITY ESTABLISHMENT FUND - 2016-17 ACQUITTAL - DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

230/2016 RESOLVED (Eric Roberts/Donald Garner)

Carried

- (a) That Council accept the acquittal of the funds provided by the Department of Housing and Community Services for Local Authority Establishment by signing and dating the acquittal.

Morning Tea break: 9:59am
Meeting Resumed: 10:29am

15.10 FLEET DISPOSAL LIST

231/2016 RESOLVED (Eric Roberts/Donald Garner)

Carried

- (a) That Council approves the disposal of the list of assets as provided in the attachment.
- (b) That Council approves the disposal of these assets through a public auction to be held in Katherine at a set date.
- (c) That Council approves that any item not sold at the public auction in Katherine, is to be sold at a later date by auction either in Katherine or Darwin.

16. COUNCIL & COMMUNITY SERVICES DIRECTORATE REPORT

16.1 SUBDIVISION OF JILKMINGGAN

232/2016 RESOLVED (Anne Marie Lee/Selina Ashley)

Carried

- (a) That Council receive and note the Department of Local Government and Community Services Subdivision of Jilkmिंगgan to create 86 Lots.

16.2 PA2016/0587 DEPARTMENT OF INFRASTRUCTURE ON BEHALF OF THE TERRITORY HOUSING, DEVELOP FLAT AT 546 MULHOLLAND STREET BORROLOOLA

233/2016 RESOLVED (Donald Garner/Eric Roberts)

Carried

- (a) That Council provide comment to Planning Application PA2016/0587 for the Department of Infrastructure on behalf of the Territory Housing to develop a Multi-Dwelling Accommodation (two Bedroom Duplex) at 546 Mulholland Street Borroloola.

Cr Tony Jack returned to the meeting, the time being 10:49 AM

16.3 DIRECTORATE OF COUNCIL AND COMMUNITY SERVICES- FIRST QUARTER REPORT 2016/17

234/2016 RESOLVED (Anne Marie Lee/Selina Ashley)

Carried

- (a) That Council receive and note the Directorate of Council and Community Services First Quarter Report 2016/17.

17. COMMERCIAL SERVICES DIRECTORATE REPORTS

Nil

18. GENERAL BUISNESS

18.1 BORROLOOLA SPORT AND RECREATION MONTHLY CALENDAR

DCCS, Sharon Hillen briefly explained that all communities with a Sport and Recreation program will have a separate Calendar.

235/2016 RESOLVED (Selina Ashley/Eric Roberts)

Carried

- (a) That Council receive and note the Borroloola Sport and Recreation Calendar, indicating activities hosted by Sport and Rec for the months of November, December and January.

18.2 BARUNGA SPORT AND RECREATION MONTHLY CALENDAR

DCCS, Sharon Hillen briefly explained that all communities with a Sport and Recreation program will have a separate calendar.

236/2016 RESOLVED (Anne Marie Lee/Selina Ashley)

Carried

- (a) That Council receive and note the Barunga Sport and Recreation Calendar, indicating activities hosted by Sport and Rec for the months of November,

18.3 LATE INCOMING CORRESPONDENCE – SECURENT: EMERGENCY PREPARATIONS IN THE NORTHER TERRITORY

Lyndon Kean (Communications Officer) will be promoting SecureNT throughout the Roper Gulf Region, in the hope to give the people of the Roper Gulf Region a better understanding of emergency preparations.

237/2016 RESOLVED (Donald Garner/Annabelle Daylight)

Carried

- (a) **That Council receive and note the SecureNT – emergency preparations information.**

18.4 LATE INCOMING CORRESPONDENCE - LETTER FROM KATHERINE TOWN COUNCIL

Michael Berto (CEO) received a letter from Robert Jennings (CEO of Katherine Town Council) expressing Katherine Town Council's support of Roper Gulf Regional Council and wishing the council the best of luck in a submission for funding under the Special Purpose Grant Funding for re-development of 2 Crawford Street into Council's Administration Head Quarters.

238/2016 RESOLVED (Donald Garner/Selina Ashley)

Carried

- (a) **That Council receive and note the letter of support from Katherine Town Council's CEO.**

18.5 AUSTRALIAN INSTITUTE OF COMPANY DIRECTORS: GOVERNANCE ESSENTIALS FOR LOCAL GOVERNMENT COURSE

Building upon recent Local Government Governance programs delivered by the Australian Institute of Company Directors in Darwin and Alice Springs this year, LGANT is seeking expressions of interest from elected members and staff on the following days:

Alice Springs – Friday 18 November/Saturday 19 November 2016

Darwin – Friday 25 November/Saturday 26 November 2016

The course title is '*Governance Essentials for Local Government*' and consists of 4 modules:

- The Role of the Council and Councillor
- Leadership: The Councillor's Role
- Risk: Issues for Councillors
- Introduction to Financial Information for Councillors

239/2016 RESOLVED (John Dalywater/Eric Roberts)

Carried

- (a) **That Council register Judy MacFarlane, Annabelle Daylight, Don Garner, Anne Marie Lee and Selina Ashley for the Governance Essentials for Local Government course in Darwin Friday 25 and Saturday 26 November 2016.**

18.6 LATE INCOMING CORRESPONDENCE - LETTER FROM NCA

Council received a Thankyou letter from NCA for support of the Rodeo in Mataranka 15th October where Council sponsored the Open Bull ride through it Community Grants Program.
240/2016 RESOLVED (Donald Garner/Eric Roberts) Carried

- (a) **That Council receive and note the letter from NCA thanking Roper Gulf Regional Council for their support of the Mataranka Rodeo held on 15th October 2016.**

18.7 29 CRAWFORD STREET OWNERSHIP NAME CHANGE FROM SHIRE TO REGIONAL

Lot 1897 Town of Katherine change the name from Roper Gulf Shire Council to Roper Gulf Regional Council.

241/2016 RESOLVED (Judy MacFarlane/Donald Garner) Carried

- (a) **That Council approve the changing of name from Shire to Regional in the ownership document by signing dating and fixing the Common Seal.**

18.8 PA 2016/0598 LOT 96 NUMBULWAR - NUMBURRINDI ABORIGINAL CORPORATION TO DEVELOP AN ART CENTRE AND OFFICES

From Time to Time Council is requested to provide comment on developments in areas where the NT Planning Scheme is in affect. Within the Regional Council Area Borroloola, Mataranka, Ngukurr and Numbulwar have planning scheme mechanisms in place namely Area and Zoning Plans. Council generally comments on:

- Public Amenity
- Road ingress and egress access
- Off Road car parking
- Storm Water drainage
- Waste Management particularly the housing of wheelie bins for domestic use

On sighting the attached documents Council may raise the following questions with the developer:

- The development fits within the current allowable uses for the land as per the Numbulwar Area Plan.
- Is the construction and installations design appropriate for the cyclone area? If so it will not pose any issues to the community or Council?
- This is a sloping site any activity around this development could exacerbate erosion of the sand dune and debris from the site will wash onto the road.
- It would be beneficial to the public amenity for there to be some landscaping, shade and vehicle management off the site.
- Detail around waste management and the requirement for wheelie bins and presentation for kerbside pick up is required.

242/2016 RESOLVED (Eric Roberts/John Dalywater)

Carried

- (a) **That Council provide a submission to the Department of Planning for PA 2016/0598 lot 96 Numbulwar - Numburrindi Aboriginal Corporation to develop an Art Centre and Offices.**

18.9 CHRISTMAS PARTY AND OFFICE CLOSURES FOR THE END OF YEAR BREAK

In the past the Roper Gulf Regional Council Katherine Christmas Party has been held on the Wednesday night of the December OCM. Last year's budget allowed for the following:

Katherine HQ Christmas Party: \$45 per head

Community Christmas Party: Small \$500, Large \$750

DCCS, Sharon Hillen explained that there will be no definite office closures at the end of the year. Staff's leave will be taken into account and services may be toned down over the period while staff are away.

243/2016 RESOLVED (Judy MacFarlane/Donald Garner)

Carried

(a) **That Council receive and note the Christmas Party report.**

Action: CEO to report on costs and venue at next Finance Committee Meeting on the 23 November 2016.

18.10 BARUNGA OVAL LIGHTS

DCCS, Sharon Hillen explained that the letter sent to Roper Gulf Regional Council from The NTG did not specify who was to project manage the installation of and maintain the lights proposed to be put at the Barunga Oval.

DCCS, Sharon Hillen informed Council of the operational costs associated with the lights and also that Council does not have land tenure for the Barunga Oval.

DCG, Greg Arnott re-enforced the issue about land tenure as Roper Gulf Regional Council can not legally install lights at the Barunga Oval without land tenure.

Sharon Hillen has been asked by Department of Infrastructure to find out what Council's intentions are about the project. Council has not received the money for the project yet.

244/2016 RESOLVED (Eric Roberts/Donald Garner)

Carried

(a) **That Council receive and note the report on the Barunga Oval Lights update.**

Action: CEO to report to the next Barunga Local Authority Meeting regarding the status of funding and the issues around installation of Barunga Oval lights.

Lunch Break: 12:11pm

Meeting resumed: 1.00 PM

Cr Anne Marie Lee left the meeting, the time being 01:00 PM

19. DEPUTATIONS & PETITIONS

Nil

20. CLOSED SESSION

DECISION TO MOVE TO CLOSED SESSION

245/2016 RESOLVED (Donald Garner/Eric Roberts)

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:-

- 20.1 Confirmation of Previous Closed Session Ordinary Council Meeting Minutes -**
The report will be dealt with under Section 65(2) (ci) of the Local Government Act 2008 and Regulation 8 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.
- 20.2 Confirmation of Previous Closed Session Finance Committee Meeting Minutes -**
The report will be dealt with under Section 65(2) (ci) of the Local Government Act 2008 and Regulation 8 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.
- 20.3 Closed Session: Action List -** *The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.*
- 20.4 Confidential Incoming/Outgoing Correspondence -** *The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.*
- 20.5 Mataranka Sport and Recreation Grounds Development - Project Funding -** *The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.*

RESUMPTION OF MEETING

246/2016 RESOLVED (Judy MacFarlane/Selina Ashley)

Carried

That Council moved out of closed session into open session of the Ordinary Meeting of Council at 1.58 pm.

CLOSE OF MEETING

The meeting terminated at 1:59pm

THIS PAGE AND THE PRECEDING 11 PAGES ARE THE MINUTES OF THE Ordinary Meeting of Council HELD ON Wednesday, 26 October 2016 AND CONFIRMED Wednesday, 14 December 2016.



Mayor Tony Jack