



MINUTES OF THE ORDINARY MEETING OF THE ROPER GULF REGIONAL COUNCIL, HELD
AT THE COUNCIL CHAMBERS ROPER GULF REGIONAL COUNCIL SUPPORT CENTRE

2 CRAWFORD STREET, KATHERINE, NT ON WEDNESDAY 28 AUGUST 2024 AT 8:30 AM

1 PRESENT MEMBERS/STAFF/GUESTS

1.1 Elected Members

- Deputy Mayor Helen LEE (Chairperson);
- Councillor Samuel EVANS;
- Councillor Edwin NUNGGUMAJBARR;
- Councillor Edna ILES;
- Councillor Selina ASHLEY;
- Councillor Patricia FARREL; and
- Councillor John DALYWATER.

1.2 Staff

- David HURST, Acting Chief Executive Officer;
- Cindy HADDOW, General Manager Corporate Services and Sustainability;
- Luke HADDOW, Acting General Manager Infrastructure Services and Planning;
- Cristian COMAN, Manager Corporate Compliance;
- Bhumika ADHIKARI, Governance Engagement Coordinator; and
- Daniele PIGA, Governance Officer (minute secretary).

1.3 Guests

- Karen HOCKING, Project Manager, Department of the Chief Minister and Cabinet.

2 MEETING OPENED

The Ordinary Meeting of Council opened at 8:52 am. The Deputy Mayor welcomed members, staff and guests and the Roper Gulf Regional Council Pledge was read.

3 WELCOME TO COUNTRY

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 Apologies and Leave of Absence

2024/105 **RESOLVED (Councillor Samuel Evans/Councillor Edna Iles)**

CARRIED

That Council:

- (a) accepts the tendered apologies from Mayor Tony JACK, Councillor Kathy-Anne NUMAMURDIRDI, Councillor Gadrian HOOSAN, Councillor Annabelle DAYLIGHT and Councillor Owen TURNER; and
- (b) does not accept the tendered apology from Councillor Jana DANIELS.

5 QUESTIONS FROM THE PUBLIC

Nil.

6 CONFIRMATION OF PREVIOUS MINUTES**6.1 Confirmation of Previous Minutes**

2024/106 **RESOLVED (Councillor Edwin Nungumajbarr/Councillor Patricia Farrell)** **CARRIED**

That Council confirms the minutes from its Ordinary Meeting held on 26 June 2024, and affirms them to be a true and accurate record of that meeting's decisions and proceedings.

7 BUSINESS ARISING FROM PREVIOUS MINUTES**7.1 Action List**

2024/107 **RESOLVED (Councillor John Dalywater/Councillor Edwin Nungumajbarr)** **CARRIED**

That Council:

- (a) receives and notes the Action List; and
- (b) approves the removal of completed items.

8 PREVIOUS COMMITTEE MEETING MINUTES**8.1 Previous Committee Meeting Minutes**

2024/108 **RESOLVED (Councillor Patricia Farrell/Councillor Selena Ashley)** **CARRIED**

That Council:

- (a) receives and notes the Minutes of the Previous Committee Meetings; and
- (b) ratifies the Decisions made by the Finance and Infrastructure Committee as tabled in the same.

9 CALL FOR ITEMS OF OTHER GENERAL BUSINESS

Nil.

10 DISCLOSURE OF INTEREST

That Council acknowledges the declared conflict of interest from Councillor John DALYWATER at item number 12.1 Outgoing Correspondence as a Director of Mimal Land Management Aboriginal Corporation.

11 INCOMING CORRESPONDENCE**11.1 Incoming Correspondence**

2024/109 **RESOLVED (Councillor Samuel Evans/Councillor John Dalywater)** **CARRIED**

That Council accepts the incoming correspondence Report.

12 OUTGOING CORRESPONDENCE**12.1 Outgoing Correspondence**

2024/110 **RESOLVED (Councillor Samuel Evans/Councillor Edna Iles)** **CARRIED**

That Council notes the Outgoing Correspondence Report.

13 WARD REPORTS**13.1 Nyiranggulung Ward Report**

2024/111 **RESOLVED (Councillor Selena Ashley/Councillor John Dalywater)** **CARRIED**

That Council:

- (a) receives and notes the Nyirranggulung Ward Report;
- (b) approves the recommendation from the Wugularr (Beswick) Local Authority Meeting held on Monday, 08 July 2024;
- (c) approves the Provisional recommendation from the Manyallaluk Local Authority Provisional Meeting held on Monday, 08 July 2024;
- (d) approves the recommendation from the Barunga Local Authority Meeting held on Tuesday, 09 July 2024;
- (e) increases the size of Manyallaluk Local Authority from six (6) to seven (7) as requested by Manyallaluk Local Authority;
- (f) requests the Chief Executive open a '21 days nomination period' to fill the one (1) vacancy on the Manyallaluk Local Authority;
- (g) accepts the nomination received from Samuel Junior BUSH for the Wugularr (Beswick) Local Authority and appoints them as members on the same; and
- (h) accepts the nomination received from Damien BULUMBARA for the Barunga Local Authority and appoints them as members on the same.

13.2 Never Never Ward Report

2024/112 **RESOLVED (Councillor Patricia Farrell/Councillor Edna Iles)**

CARRIED

That Council:

- (a) receives and notes the Never Never Ward Report;
- (b) approves the recommendations from the Hodgson Downs (Minyerri) Local Authority Meeting held on Monday, 03 June 2024;
- (c) approves the recommendations from the Jilkminggan Local Authority Meeting held on Thursday, 01 August 2024;
- (d) rescinds Timothy BAKER and Morgan COCKYELL from the Jilkminggan Local Authority Members;
- (e) accepts the nomination received from Jeffrey JOE, Ossie DAYLIGHT and Alesha SANDY for the Jilkminggan Local Authority and appoints them as members on the same; and
- (f) writes a letter of concern to the Mataranka Local Authority pertaining to lack of attendance, and, in accordance with s96(2) of the *Local Government Act 2019* directs to meet on 05 November 2024 and perform its lawful functions.

Councillor Edwin Nunggumajbarr left the meeting at 9:12 am.

Councillor Edwin Nunggumajbarr returned to the meeting at 9:13 am.

13.3 South West Gulf Ward Report

2024/113 **RESOLVED (Councillor Samuel Evans/Councillor John Dalywater)**

CARRIED

That Council:

- (a) receives and notes the South West Gulf Ward Report;
- (b) approves the Provisional recommendations from the Robinson River Local Authority Meeting held on Wednesday, 07 August 2024;
- (c) approves the Provisional recommendations from the Borrooloola Local Authority Meeting held on Wednesday, 07 August 2024;
- (d) requests the Chief Executive open a '21 days nomination period' to fill the one (1) vacancy on the Borrooloola Local Authority;

- (e) writes a letter of concern to the Borroloola Local Authority pertaining to lack of attendance, and, in accordance with s96(2) of the *Local Government Act 2019* directs to meet on 07 November 2024 and perform its lawful functions.

13.4 Numbulwar Numburindi Ward Report

2025/114 RESOLVED (Councillor John Dalywater/Councillor Selena Ashley) CARRIED

That Council:

- (a) receives and notes the Numbulwar Numburindi Ward Report;
- (b) requests that a playground be considered at the next Numbulwar Local Authority Meeting as a Local Authority Project;
- (c) receives and notes the Councillor Edwin NUNGGUMAJBARR concern pertaining to poor water quality within Numbulwar Community and requests for the matter to write a letter to Power and Water Corporation;
- (d) requests the Chief Executive open a '21 days nomination period' to fill the two (2) vacancies on the Numbulwar Local Authority; and
- (e) receives and notes the Councillor Edwin NUNGGUMAJBARR's concern pertaining to Numbulwar Waste Management facility and requests a report to be presented to Council at the next Ordinary Meeting pertaining to the Life span and Operations of the same.

13.5 Yugul Mangi Ward Report

2024/115 RESOLVED (Councillor Patricia Farrell/Councillor Edwin Nunggumajbarr) CARRIED

That Council receives and notes the Yugul Mangi Ward Report.

14 EXECUTIVE REPORTS

14.1 Council Meeting Attendance Report

2024/116 RESOLVED (Councillor John Dalywater/Councillor Samuel Evans) CARRIED

That Council:

- (a) receives and notes the Council Meeting Attendance Report;
- (b) resolves that Cr. Jana DANIELS is absent without permission of Council in accordance with S47(1) (O) of the *Local Government Act 2019*; and
- (c) nominates Mayor Tony JACK, Deputy Mayor Helen LEE, Councillor Patricia FARRELL, Councillor Edna ILES, Councillor Selina ASHLEY and Councillor Samuel EVANS to attend Local Government Association of the Northern Territory (LGANT) Conference in Alice Springs in 06-08 November 2024 (inclusive).

Meeting adjourned at 10:18 am and reconvened at 10:46 am.

14.2 Mayor's Report

2024/117 RESOLVED (Councillor Samuel Evans/Councillor Selena Ashley) CARRIED

That Council:

- (a) receives and notes the Mayoral Report; and
- (b) endorses Mayor Tony JACK's nomination to the board of Local Government Association of the Northern Territory (LGANT).

14.3 Chief Executive Officer's Report

2024/118 RESOLVED (Councillor Samuel Evans/Councillor Patricia Farrell) CARRIED

That Council:

- (a) receives and notes the Acting Chief Executive's Report;
- (b) supports the Mimal Land Management Aboriginal Corporation's application for Commonwealth Grant for the Skills for Education and Employment (SEE) First Nations, and authorises the Acting Chief Executive Officer to write a Letter of Support pertaining to the same.

Cr. John DALYWATER declared an interest at item 14.3.

15 CORPORATE SERVICES AND SUSTAINABILITY DIVISIONAL REPORT

15.1 Local Authority Projects Update

2024/119 RESOLVED (Councillor Patricia Farrell/Councillor Selena Ashley) CARRIED

That Council:

- (a) receives and notes the Local Authority Projects Update Report; and
- (b) approves the reallocation of funds as per the following:
 - i. \$59,023.86 from the Ngukurr Sports Court Draining Project to a new Project called Ngukurr Solar Lights replacement;
 - ii. \$85,088.18 from the Numbulwar New/Upgrades at Toilets at the Airport to a new Project called Numbulwar-existing cemetery works;
 - iii. \$337,234.09 from the Numbulwar Sports Precinct Upgrade to a new Project called Numbulwar-existing cemetery works;
 - iv. \$20,000 from Jilkminggan unallocated funds to a new Project called Jilkminggan-S19 Sports Centre;
 - v. \$28,264.70 from Manyallaluk Fencing at Top Cemetery to support the AAPA clearance process for the same project;
 - vi. \$13,128.88 from unallocated Manyallaluk funds to the Manyallaluk Cemetery Fencing Project;
 - vii. \$169,200 from the Ngukurr refurbishment of Sports and Recreation Hall to the purchase/installation of playground equipment in the public park near the Gulamon Centre; and
 - viii. \$20,000 from the Borroloola unallocated funding to pool leak investigation and tile rectification.
- (c) approves a budget amendment of \$37,000 of Council Funds to support the delivery of the Manyallaluk Cemetery Fencing project.

15.2 Policy Review

2024/120 RESOLVED (Councillor Edna Iles/Councillor Edwin Nunggumajbarr) CARRIED

That Council resolves to adopt the revised:

- (a) COR001 Policy Framework;
- (b) COR002 Rating Policy; and
- (c) COR005 Corporate Processes Policy.

15.3 Council Financial Report as at 31 July 2024

2024/120 RESOLVED (Councillor Patricia Farrell/Councillor John Dalywater) CARRIED

That Council receives and notes the Council's Financial Report as at 31 July 2024.

16 COMMUNITY SERVICES AND ENGAGEMENT DIVISIONAL REPORT

16.1 Council Services Update

2024/121 RESOLVED (Councillor Samuel Evans/Councillor Edwin Nunggumajbarr) CARRIED

That Council receives and notes the Council Services Update.

16.2 Programs Update

2024/122 RESOLVED (Councillor John Dalywater/Councillor Edwin Nungumajbarr)

CARRIED

That Council receives and notes the Programs Update Report.

16.3 Community Engagement Training

2024/123 RESOLVED (Councillor Selena Ashley/Councillor Samuel Evans)

CARRIED

That Council receives and notes the Community Engagement Training Report.

16.4 Fees and Charges CHSP, HCP, NDIS

2024/124 RESOLVED (Councillor John Dalywater/Councillor Patricia Farrell)

CARRIED

That Council amends its Fees and Charges for CHSP, HCP, and NDIS services in accordance with those prescribed by Commonwealth Department of Health and Aged Care, and National Disability Insurance Scheme.

16.5 Aged Care and Disability Services Report

2024/125 RESOLVED (Councillor John Dalywater/Councillor Edna Iles)

CARRIED

That Council receives and notes the Aged Care and Disability Services Report.

17 INFRASTRUCTURE SERVICES AND PLANNING DIVISIONAL REPORT**17.1 Request Council approve the sum of \$170,000.00 for the disposal of legacy tyres from Mataranka Waste Management Facility**

2024/126 RESOLVED (Councillor John Dalywater/Councillor Edna Iles)

CARRIED

That Council approves the sum of \$170,000.00 for disposal of legacy waste tyres at the Mataranka Waste Management Facility.

17.2 Major Projects Report

2024/127 RESOLVED (Councillor John Dalywater/Councillor Selena Ashley)

CARRIED

That Council:

- (a) receives and notes the Major Projects Report;
- (b) approves a budget amendment of \$500,000 to support a new project – Design, Scoping and Construction of Basketball/Netball Court in Weemol Community; and
- (c) approves a budget amendment of \$20,000 for a new project – Barunga Oval - Engaging a consultant to conduct a gap analysis to bring the whole facility up to professional competition standard.

17.3 Crown Land Licence - Lot 19, Town of Larrimah

2024/128 RESOLVED (Councillor Samuel Evans/Councillor John Dalywater)

CARRIED

That Council enters into a licence agreement with the Northern Territory Government (CLL24/120) and authorises the use of its Common Seal for this purpose.

18 GENERAL BUSINESS

Nil.

19 DEPUTATIONS AND PETITIONS

Council receives the Deputation from Mornington Peninsula Shire Council.

20.9 CDP SERVICES AND SUSTAINABILITY DIVISIONAL REPORT

2024/129 RESOLVED (Councillor John Dalywater/Councillor Edna Iles)

CARRIED

That Council:

- (a) receives and notes the Community Development Program (CDP) Update Report; and

(b) makes the public resolution for this report in the open minutes of this Council meeting.

20 CLOSED SESSION

DECISION TO MOVE TO CLOSED SESSION

2024/130 RESOLVED (Councillor John Dalywater/Councillor Edwin Nunggumajbarr) CARRIED

That pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021 the meeting be closed to the public to consider the Confidential items of the Agenda:-

20.1 Confirmation of Previous Minutes Confidential Session

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

20.2 Previous Committee Minutes Confidential session

Regulation 51(1)(d) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(d). It contains information subject to an obligation of confidentiality at law, or in equity.

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept

20.3 Action List

Regulation 51(1)(c)(iii) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(iii). It contains information that would, if publicly disclosed, be likely to: prejudice the security of the council, its members or staff.

Regulation 51(1)(d) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(d). It contains information subject to an obligation of confidentiality at law, or in equity.

20.4 Audit and Risk Committee Work Plan

Regulation 51(1)(c)(iii) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(iii). It contains information that would, if publicly disclosed, be likely to: prejudice the security of the council, its members or staff.

Regulation 51(1)(d) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(d). It contains information subject to an obligation of confidentiality at law, or in equity.

20.5 CouncilBIZ Resolution

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration

- *Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest*

20.6 Special Event Application New Liquor Licence

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

20.7 NTG Aboriginal Grants Policy Proposal

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

20.9 CDP SERVICES AND SUSTAINABILITY DIVISIONAL REPORT

Regulation 51(1)(e) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(e). It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

20.10 Chief Executive Officer Recruitment

Regulation 51(1)(a) - The Report will be dealt with under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(a). 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.

20.1.1 Return to Open Meeting

2024/141 RESOLVED (Councillor John Dalywater/Councillor Edna Iles) CARRIED

That pursuant to section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1)(a) of the *Local Government (General) Regulations 2021* the meeting be re-opened to the public.

The meeting reopened to the public at 1:31 pm.

21 CLOSE OF MEETING

The meeting closed at 2:10 pm.

This page and the preceding pages are the minutes of the Ordinary Meeting of Council held on 28 August 2024 and will be confirmed at the next meeting.

Mayor Tony JACK
Confirmed on 23 October 2024.
