

MINUTES OF THE ROPER GULF REGIONAL COUNCIL, ORDINARY MEETING
HELD AT THE BARUNGA SERVICE DELIVERY CENTRE, BARUNGA, NT
ON WEDNESDAY, 24 FEBRUARY 2021 AT 9:00AM

1 PRESENT MEMBERS/STAFF/GUESTS

1.1 Elected Members

- Mayor Judy MacFARLANE (Chairperson)
- Deputy Mayor Hele LEE;
- Councillor Annabelle DAYLIGHT;
- Councillor Clifford DUNCAN;
- Councillor Samuel EVANS (via video conference);
- Councillor Don GARNER;
- Councillor Marlene KARKADOO (via video conference);
- Councillor Edwin NUNGGUMAJBARR; and
- Councillor Owen TURNER.

1.2 Staff

- Marc GARDNER, Acting Chief Executive Officer;
- Paul WILSON, Acting General Manager of Community Services and Engagement;
- Naomi HUNTER, Executive Manager; and
- Chloe IRLAM, Governance Engagement Coordinator.

1.3 Guests

- Amanda HAIGH, Chief Minister and Cabinet;
- Jordan Elliot Chief Minister and Cabinet;
- Nell Brown, resident;
- Anne-Marie LEE, resident;
- Ruth KELLY, resident; and
- Louise LEE, resident.

2 MEETING OPENED

The Ordinary Meeting of Council Meeting opened at 9:02am. The 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

1/2021 RESOLVED (Donald GARNER/Annabelle DAYLIGHT)

CARRIED

The council accepted the apologies from Councillor David MURRUNGUN, Councillor Deanna KENNADY, Councillor Selina ASHLEY and Ossie DAYLIGHT for the meeting 23 February 2021.

5 QUESTIONS FROM THE PUBLIC

The Mayor invited the guest Nell BROWN to speak.

5.1 HOUSING

2/2021 RESOLVED (Donald GARNER/Owen TURNER)

CARRIED

Nell BROWN spoke to Council and advised the three (3) new buildings are covered with water in the surrounding area.

ACTION: Acting Chief Executive Officer to write to NTG Housing regarding concerns about the adequate drainage.

Nell BROWN left the meeting, the time being 9:06am

6 CONFIRMATION OF PREVIOUS MINUTES

6.1 ORDINARY MEETING OF COUNCIL - 11 DECMEBER 2020

3/2021 RESOLVED (Clifford DUNCAN/Edwin NUNGGUMAJBARR)

CARRIED

That Council confirms the minutes from the meeting held on 11 December 2020 and affirms them to be a true and accurate record of that meetings decisions and proceedings.

7 BUSINESS ARISING FROM PREVIOUS MINUTES

7.1 ACTION LIST

4/2021 RESOLVED (Donald GARNER/Clifford DUNCAN)

CARRIED

That Council:

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

8 CALL FOR ITEMS OF OTHER GENERAL BUSINESS

- Numbulwar Cemetery
- Old Clinic at Numbulwar
- Ngukurr Visiting Officer Quarters
- Borrooloola Bridge Opening
- Community Grants Committee Update

9 DISCLOSURES OF INTEREST

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

10 CONFIRMATION OF PREVIOUS COMMITTEE MEETING MINUTES

10.1 CONFIRMATION COMMITTEE MINUTES

5/2021 RESOLVED (Edwin NUNGGUMAJBARR/Annabelle DAYLIGHT) CARRIED

That Council adopts the recommendations from the Finance Committee Meeting held on 27 January 2021.

11 INCOMING CORRESPONDENCE

11.1 INCOMING CORRESPONDENCE

6/2021 RESOLVED (Helen LEE/Samuel EVANS) CARRIED

That Council accepts the incoming correspondence.

ACTION: ACEO to write to Minister Chancy Peach and Mr Steve Edington, MLA, regarding roads in Borroloola

12 OUTGOING CORRESPONDENCE

12.1 OUTGOING CORRESPONDENCE

7/2021 RESOLVED (Owen TURNER/Annabelle DAYLIGHT) CARRIED

That Council accepts the outgoing correspondence.

ACTION : Acting General Manager Corporate and Community Services to write to the Jilkminggan Community Aboriginal Corporation regarding the Jilkminggan Cemetery expansion until matter is resolved.

13 WARD REPORTS

13.1 NEVER NEVER WARD REPORT

8/2021 RESOLVED (Judy MacFARLANE/Annabelle DAYLIGHT) CARRIED

That Council:

- (a) Receives and notes the Never Never Ward Report;
- (b) Approves the recommendations from the Mataranka Local Authority meeting held on 2 February 2021;
- (c) Approves the recommendations from the Jilkminggan Local Authority meeting held on 2 February 2021.

13.2 NYIRANGGULUNG WARD REPORT

9/2021 RESOLVED (Helen LEE/Donald GARNER) CARRIED

That Council:

- (a) Receives and notes the Nyiranggulung Ward Report
- (b) Approves the recommendations from the Beswick Local Authority meeting held on 8 February 2021;
- (c) Approves the recommendations from the Manyallaluk Local Authority meeting held on 8 February 2021;
- (d) Approves the recommendations from the Barunga Local Authority meeting held on 9 February 2021.

13.3 NUMBULWAR NUMBIRINDI WARD REPORT

10/2021 RESOLVED (Clifford DUNCAN/Edwin NUNGGUMAJBARR) CARRIED

That Council receives and notes the Numbulwar Numbirindi Ward Report.

13.4 SOUTH WEST GULF WARD REPORT

11/2021 RESOLVED (Donald GARNER/Marlene KARKADOO)

CARRIED

That Council receives and notes the South West Gulf Ward Report.

13.5 YUGUL MANGI WARD REPORT

12/2021 RESOLVED (Owen TURNER/Clifford DUNCAN)

CARRIED

That Council:

- (a) Receives and notes the Yugul Mangi Ward Report;**
- (b) Approves the recommendations from the Ngukurr Local Authority meeting held on 4 February 2021; and**
- (c) Approves the recommendations from the Urapunga Local Authority meeting held on 4 February 2021.**

It was noted that the Yugal Mangi Ward Report should read that The Ngukurr Local Authority met as a Provisional meeting that became Quorum on Thursday, 4 February 2021.

14 GENERAL BUSINESS

14.1 COMMERCIAL RATES REPLENISHMENT PROGRAM

13/2021 RESOLVED (Donald GARNER/Clifford DUNCAN)

CARRIED

That Council approves the certification of rates concession to eligible commercial rate payers 2020-21.

14.2 BULMAN ROADS UPGRADE UPDATE

14/2021 RESOLVED (Helen LEE/Owen TURNER)

CARRIED

That Council:

- (a) Receives the report pertaining to local roads upgrade and note that benefit of obtaining Aboriginal Area Protection Authority (AAPA) certificate for undertaking these works; and**
- (b) Advises the Acting Chief Executive Officer of the Council should approach and liaise with Traditional Land Owners to consult about the project.**

14.3 LOCAL AUTHORITY MEMBER RESIGNATIONS

15/2021 RESOLVED (Clifford DUNCAN/Donald GARNER)

CARRIED

That Council:

- (a) Accepts the Local Authority resignation of Simone Baker from the Jilkminggan Local Authority;**
- (b) Accepts the Local Authority resignation Lorraine Bennett from the Beswick Local Authority; and**
- (c) Removes Dale MURRUNGUN and Virginia NUNDHIRRIBALA from the Numbulwar Local Authority due to lack of attendance.**

14.4 COUNCIL NOMINATED REPRESENTATIVE TO THE INDEPENDENT COMMISSIONER AGAINST CORRUPTION (NT)

16/2021 RESOLVED (Donald GARNER/Owen TURNER)

CARRIED

That the Council approves Marc Gardner, Acting Chief Executive Officer as the Nominated Recipient for Roper Gulf Regional Council to the Office of the Independent Commissioner Against Corruption NT (ICAC).

15 EXECUTIVE REPORTS

15.1 MAYOR'S UPDATE

17/2021 RESOLVED (Helen LEE/Annabelle DAYLIGHT)

CARRIED

That Council notes and accepts the Mayor's update report.

Three Barunga residents, Anne-Marie LEE, Ruth KELLY and Louise LEE, joined the meeting, the time being 9:34am.

15.2 LGANT CALL FOR POLICY AND ACTION MOTIONS

RECOMMENDATION

That Council submit motions to LGANT on issues of strategic importance.

It was noted this report will be removed from the agenda as it is duplicated as item 15.9.

The Mayor then invited the recent guests to speak to Council, the time being 9:35am.

Anne-Marie LEE spoke to Council. Anne-Marie LEE raised concerns about drainage issues, the houses are currently flooded and this creates issues to the residents with health effects. Anne-Marie LEE stated she had raised issues when she was on the Council. Anne-Marie LEE requested Council to review the issues.

The Mayor responded that hopefully the Local Member for Arnhem is here. The NTG representative is present and we will advocate through them that the houses are currently flooded.

Anne-Marie LEE, Ruth KELLY, Louise LEE and Nell BROWN, left the meeting, the time being 9:38am.

Amanda HAIGH and Jordon ELLIOTT joined the time being 9:43am

Amanda HAIGH and Jordon ELLIOTT left the meeting, time being 9:45am

ACTION: ACEO to forward information for the housing drainage issues to Minister Chancy Paech MLA, Minister for Remote Housing and Town Camps.

15.3 FUNDING AGREEMENT - MUNICIPAL AND ESSENTIAL SERVICES SPECIAL PURPOSE GRANT

18/2021 RESOLVED (Owen TURNER/Samuel EVANS)

CARRIED

That Council approves the Municipal and Essential Services Funding Agreement, which provides funding of \$32,310 (GST Exclusive), by signing, dating and affixing the common seal to one copy of the Agreement.

15.4 FUNDING AGREEMENT VARIATION - SCHOOL NUTRITION PROJECT

19/2021 RESOLVED (Owen TURNER/Edwin NUNGGUMAJBARR)

CARRIED

That Council approves the School Nutrition Project Deeds of Variation by signing, dating and affixing the common seal to one copy of each Deed.

15.5 VARIATION TO INDIGENOUS YOUTH RECONNECT PROJECT

20/2021 RESOLVED (Clifford DUNCAN/Samuel EVANS)

CARRIED

That Council approves the variation to the Indigenous Youth Reconnect Project Grant

Agreement by signing, dating, and affixing the common seal to one copy of the Deed of Variation.

15.6 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM

21/2021 RESOLVED (Donald GARNER/Marlene KARKADOO) CARRIED

That Council approves the Local Roads and Community Infrastructure Grant Agreement by signing, dating, and affixing the common seal to one copy of the Agreement.

15.7 VARIATION TO FUNDING - OUTSIDE SCHOOL HOURS CARE

22/2021 RESOLVED (Samuel EVANS/Helen LEE) CARRIED

That Council approves the Outside School Hours Care Deed of Variation, by signing, dating and affixing the common seal to one copy of the Deed.

15.8 CHIEF EXECUTIVE OFFICER'S REPORT

23/2021 RESOLVED (Clifford DUNCAN/Donald GARNER) CARRIED

That Council receives and notes the Chief Executive Officer's Report.

15.9 LGANT CALL FOR POLICY AND ACTION MOTIONS

24/2021 RESOLVED (Helen LEE/Annabelle DAYLIGHT) CARRIED

That the Council submit motions to LGANT on issues of strategic importance.

16 DEPUTATIONS AND PETITIONS

Nil.

17 COMMUNITY SERVICES AND ENGAGEMENT DIVISIONAL REPORT

17.1 CESSATION OF VETERINARY PROGRAM SUPPORT BY MRM CBT BORROLOOLA AND ROBINSON RIVER

25/2021 RESOLVED (Donald GARNER/Owen TURNER) CARRIED

That Council:

- (a) Receives and notes report regarding Borroloola and Robinson River Veterinary Program;
- (b) Supports funding for one vet visit to Borroloola in April until ongoing information is provided; and
- (c) Delegates the Acting Chief Executive Officer to undertake a review of the full program and report back to Council.

18 CORPORATE SERVICES AND SUSTAINABILITY DIVISIONAL REPORT

18.1 COUNCIL'S FINANCIAL REPORT AS AT 31.01.2021

26/2021 RESOLVED (Donald GARNER/Clifford DUNCAN) CARRIED

That the Council receives and notes the financial reports as at 31 January 2021.

ACTION: Acting Chief Executive Officer to provide a report for the next Ordinary Meeting of Council regarding outstanding rates prior to 14/15.

19 INFRASTRUCTURE SERVICES AND PLANNING DIVISIONAL REPORT

19.1 ROADS PROJECTS UPDATE

27/2021 RESOLVED (Annabelle DAYLIGHT/Owen TURNER)

CARRIED

That Council receives and notes the Roads Projects update.

It was noted that correspondence from the Projects Coordinator was received regarding the Line Marking for community safety. This matter was discussed and noted.

19.2 TENDER SELECTION PANEL & TENDER AWARD DELEGATION TO ACTING CHIEF EXECUTIVE OFFICER FOR CONSTRUCTION OF PLAYGROUND AND BBQ SHED NUMBULWAR COMMUNITY

28/2021 RESOLVED (Samuel EVANS/Clifford DUNCAN)

CARRIED

That Council:

- (a) Approves the tender selection panel; and
- (b) Delegates authority to the Acting Chief Executive Officer to award the contract for Construction of Playground and BBQ shed Numbulwar Community.

19.3 AUDIT OF VISITING OFFICER'S QUARTERS (VOQS)

29/2021 RESOLVED (Donald GARNER/Owen TURNER)

CARRIED

That Council notes report and approves a further budget allocation to conduct necessary repairs to each Visiting Officer Quarters accommodation of not greater than \$50,000 (total \$200,000).

19.4 LOCAL AUTHORITY PROJECT FUNDING UPDATE

30/2021 RESOLVED (Donald GARNER/Clifford DUNCAN)

CARRIED

That Council receives and notes the Local Authority Projects Update.

ACTION: Acting Chief Executive Officer to review Local Authority project funding reports to be up to date as much as possible before being presented to council.

The following discussion points were noted:

Barunga Local Authority Project Funding Table to reflect the removal of the Hardshade to "Equipment, Softball and Fencing" and add the addition of \$10,000 for Jumping Castle.

Borroloola Local Authority Project Funding tables needs to be updated.

Jilkmिंगgan Local Authority Project Funding table to reflect \$12,000 irrigation and \$50,000 for shade structure.

Mataranka Local Authority Project Funding Table to reflect \$50,000 go towards statues in Stan Martin Park.

Ngukurr Local Authority Project Funding Table to reflect \$170,000 to the Sports Court Program.

The meeting stopped for Morning Tea, the time being 10.14am.

The meeting resumed from Morning Tea, the time being 10:49am

The meeting moved to item 17.1, then Section 20 of the items of Other General Business

20 ITEMS OF OTHER GENERAL BUSINESS

20.1 NUMBULWAR CEMETERY

31/2021 RESOLVED (Edwin NUNGGUMAJBARR/Clifford DUNCAN)

CARRIED

ACTION: Acting Chief Executive Officer to follow up on Section 19 lease agreement with the Northern Land Council regarding the new cemetery at Numbulwar.

20.2 OLD CLINIC AT NUMBULWAR

32/2021 RESOLVED (Annabelle DAYLIGHT/Helen LEE)

CARRIED

ACTION: Acting Chief Executive Officer to write letter to the NTG (Health Department) for Ngukurr and Numbulwar regarding the Status of Clinics to receive an update.

The Borrooloola teleconference line dropped out, the time being 10:53am.

The Borrooloola teleconference line re-joined the meeting, the time being 10:54am.

20.3 NGUKURR VISITING OFFICER QUARTERS

33/2021 RESOLVED (Owen TURNER/Samuel EVANS)

CARRIED

That Council delegates the ACEO to:

- (a) Investigate the disposal of the old contractors quarters at lot 297 at Ngukurr; and**
- (b) Dispose of the quarters via sale by tenderer.**

20.4 BORROOLOOLA BRIDGE OPENING

The date is planned for the Rocky Creek Bridge opening is to be held on 18 May 2020 with Minister Infrastructure, Planning and Logistics Eva LAWLER to attend.

Council received and noted the Rocky Bridge Opening Update.

It is noted there were 2 other items that was noted for other General Business that have been recorded in the Confidential Minutes. These 2 items are: Ngukurr Airport Toilet (20.5) and Ngukurr Stage (20.6).

It was noted Council moved into the confidential session, the time being 10:59am.

21 CONFIDENTIAL SESSION

DECISION TO MOVE TO CONFIDENTIAL SESSION

34/2021 RESOLVED (Samuel EVANS/Clifford DUNCAN)

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 Ordinary Meeting of Council - 11 December 2020** - *The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(iv).*
- 21.2 Barunga - Bagala Road Cul-de-sac project** - *The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(ii) (c)(iii) (d) (e).*
- 21.3 Outstanding Rates** - *The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(b).*
- 21.4 Revised Code of Conduct (Staff)** - *The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(iv).*
- 21.5 Road Projects Tender Updates** - *The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(ii) (c)(iii) (d) (e).*
- 21.6 Local Government Act 2019 Statutory Instrument Review** - *The report will*

conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(iv) (e).

20.7 Big Rivers Regional Coordination Committee - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(iii) (c)(iv) (d) (e).

21.8 CouncilBiz Report - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(ii) (c)(iii) (d) (e).

21.9 Council Projects Status - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(iv) (e).

21.10 Borroloola Sports Courts Project Funding and Project Status (Stage 1) - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (c)(ii) (c)(iv) (d) (e).

21.11 Ngukurr Oval (Lot 340 Ngukurr) - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(c)(i) (e).

The Ordinary Meeting of Council resumed at 1:05pm.

RESUMPTION OF MEETING

35/2021 RESOLVED (Helen LEE/Owen TURNER)

CARRIED

That Council moved to return to the open session of the Ordinary Meeting of Council and declared the resolutions made in the confidential session not be available to the public in accordance with the *Local Government Act 2008*, section 201.

The meeting stopped for lunch, the time being 1:05pm.

The meeting returned from lunch, the time being 1:45pm

It was noted Council moved into the confidential session, the time being 1:46pm.

21.12 DECISION TO MOVE TO CONFIDENTIAL SESSION

36/2021 RESOLVED (Marlene KARKADOO/Clifford DUNCAN)

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.

The Ordinary Meeting of Council resumed at 1:47pm.

RESUMPTION OF MEETING

37/2021 RESOLVED (Owen TURNER/Clifford DUNCAN)

CARRIED

That Council moved to return to the open session of the Ordinary Meeting of Council and declared the resolutions made in the confidential session not be available to the public in accordance with the *Local Government Act 2008*, section 201.

20.5 COMMUNITY GRANTS COMMITTEE UPDATE

38/2021 RESOLVED (Donald GARNER/Edwin NUNGGUMAJBARR)

CARRIED

That Council received and noted the approved the Funding Applications - Community

Grants Committee 2020-21 Round 2 including:

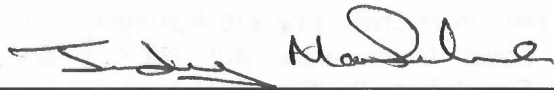
- (a) Mataranka School;**
- (b) School of the Air; and**
- (c) Animal Management In Rural and Remote Indigenous Communities (AMRRIC).**

It was noted the Community Grants 3rd Round is opened from 1 March 2021 - 11 April 2021.

20 CLOSE OF MEETING

The meeting terminated at 2:08pm.

This page and the preceding pages are the minutes of the Ordinary Meeting of Council held on Wednesday, 24 February 2021 and will be confirmed at the next meeting.



Mayor Judy MacFARLANE

Confirmed on Wednesday, 28 April 2021.