

MINUTES OF THE ROPER GULF REGIONAL COUNCIL, ORDINARY MEETING
HELD AT THE COUNCIL CHAMBERS, ROPER GULF REGIONAL COUNCIL
2 CRAWFORD STREET, KATHERINE, NT
ON WEDNESDAY, 24 JUNE 2020 AT 8.30AM

1 PRESENT MEMBERS/STAFF/GUESTS

1.1 Elected Members

- Mayor Judy MacFARLANE;
- Deputy Mayor Helen LEE;
- Councillor Selina ASHLEY;
- Councillor Samuel EVANS;
- Councillor Deanna KENNEDY;
- Councillor Owen TURNER;
- Councillor Marlene KARKADOO;
- Councillor Don GARNER;
- Councillor Ossie DAYLIGHT (arrived late);
- Councillor Annabelle DAYLIGHT; and
- Councillor Edwin NUNGGUMAJBARR via teleconference

1.2 Staff

- Phillip LUCK, Chief Executive Officer; and
- Naomi HUNTER, Executive Manager.

1.3 Guests

Nil.

2 MEETING OPENED

The Ordinary Meeting of Council Meeting opened at 8:34am. The Mayor welcomed members and staff, 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

63/2020 RESOLVED (Annabelle DAYLIGHT/Selina ASHLEY)

CARRIED

That Council accepts the apologies of Councillor David MURRUGAN and Councillor Ossie DAYLIGHT.

5 QUESTIONS FROM THE PUBLIC

6 CONFIRMATION OF PREVIOUS MINUTES

6.1 ORDINARY MEETING OF COUNCIL - 29 APRIL 2020

64/2020 RESOLVED (Helen LEE/Samuel EVANS)

CARRIED

That Council confirms the minutes from the meeting held on 29 April 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

65/2020 RESOLVED (Selina ASHLEY/Donald GARNER)

CARRIED

That Council receives and notes the Action List.

8 CALL FOR ITEMS OF OTHER GENERAL BUSINESS

- Local Authority Project Funding Update (Late Paper)
- Local Authority Attendance
- Sport and Recreation
- LGANT Executive Committee Nomination
- Bulman Solar Light
- Date change for the July Ordinary Meeting of Council
- Food Nutrition at Bulman
- Sponsorship Letter – Arnhem Crows
- Sponsorship Letter – Ngukurr Bulldogs

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 OF PREVIOUS COMMITTEE MEETING MINUTES

66/2020 RESOLVED (Edwin NUNGGUMAJBARR/Owen TURNER)

CARRIED

That Council:

- (a) Receives and notes the minutes from the Audit Committee Meeting held on 17 June 2020;**
- (b) Receives and notes the minutes from the Roads Committee Meeting held on 27 May 2020; and**
- (c) Receives and notes the minutes from the Finance Committee Meeting held on 27 May 2020.**

11 INCOMING CORRESPONDENCE

11.1 INCOMING CORRESPONDENCE

67/2020 RESOLVED (Donald GARNER/Samuel EVANS)

CARRIED

That Council accepts the incoming correspondence.

12 OUTGOING CORRESPONDENCE

12.1 OUTGOING CORRESPONDENCE

68/2020 RESOLVED (Helen LEE/Annabelle DAYLIGHT)

CARRIED

That Council accepts the outgoing correspondence.

13 WARD REPORTS

13.1 NEVER NEVER WARD REPORT

69/2020 RESOLVED (Donald GARNER/Annabelle DAYLIGHT)

CARRIED

That Council:

- (a) Received and noted the Never Never Ward Report;**
- (b) Approved the recommendations contained in the minutes of the Hodgson Downs Local Authority Meeting held on 1 June 2020;**
- (c) Approved the recommendations contained in the minutes of the Mataranka Local Authority Meeting held on 2 June 2020;**
- (d) Approved the allocation of \$100,000 to match the Local Authority contribution to replace the statues at Stan Martin Park; and**
- (e) Agreed to amending the current agistment rates for Mataranka Rodeo Grounds to \$2.00 per day for Roper Gulf Residents and \$5.00 per day for visitors Minutes.**

The Mayor declared a potential Conflict of interest in regard to items 13.1 (d) and (e), as she is both the Chair of the Mataranka LA and a resident of Mataranka. The Mayor left the meeting whilst these matters were discussed. The Deputy Mayor presided. The Mayor did not participate in debate or voting on these issues.

13.2 SOUTH WEST GULF WARD REPORT

70/2020 RESOLVED (Marlene KARKADOO/Donald GARNER)

CARRIED

That Council received and noted the South West Gulf Ward Report.

13.3 NUMBULWAR NUMBURINDI WARD REPORT

71/2020 RESOLVED (Edwin NUNGGUMAJBARR/Selina ASHLEY)

CARRIED

That Council received and noted the Numbulwar Numburindi Ward Report.

13.4 YUGUL MANGI WARD REPORT

72/2020 RESOLVED (Owen TURNER/Deanna KENNEDY)

CARRIED

That Council received and noted the Yugul Mangi Ward Report.

13.5 NYIRANGGULUNG WARD REPORT

73/2020 RESOLVED (Selina ASHLEY/Helen LEE)

CARRIED

That Council receives and notes the Nyiranggulung Ward Reports (including the supplementary report of past Beswick and Bulman Local Authority Minutes.)

14 GENERAL BUSINESS

14.1 CHANGES TO MINISTERIAL GUIDELINE 8: REGIONAL COUNCILS AND LOCAL AUTHORITIES

74/2020 RESOLVED (Selina ASHLEY/Helen LEE)

CARRIED

That Council received and noted the report on the changes to Ministerial Guideline 8 pertaining to Regional Councils and Local Authorities.

Councillor Deanna Kennedy left the room, the time being 9.19am.

15 EXECUTIVE REPORTS

15.1 MAYOR'S UPDATE

75/2020 RESOLVED (Helen LEE/Owen TURNER)

CARRIED

That Council accepted and noted the Mayor's update report.

Councillor Deanna Kennedy returned to the room 9.22am.

15.2 CHIEF EXECUTIVE OFFICER'S REPORT

76/2020 RESOLVED (Marlene KARKADOO/Donald GARNER)

CARRIED

That Council received and noted the Chief Executive Officer's Report.

15.3 CONSTITUTIONAL REVIEW

77/2020 RESOLVED (Helen LEE/Edwin NUNGGUMAJBARR)

CARRIED

That Council:

- (a) Received and noted the Assessment of the Effectiveness of Constitutional Arrangements for Electoral Representation of the Councils Area Discussion Paper; and
- (b) Endorsed the Discussion Paper to the Ordinary Meeting of Council for public consultation.

15.4 FUNDING ARRANGEMENTS

78/2020 RESOLVED (Deanna KENNEDY/Samuel EVANS)

CARRIED

That Council approved the use of the common seal on:

- (a) Deed of Variation - 2020-21 Indigenous Sport and Recreation Program from the National Indigenous Australians Agency; and
- (b) Deed of Agreement - 2020-21 Indigenous Broadcasting Program from the National Indigenous Australians Agency.

16 DEPUTATIONS AND PETITIONS

Nil.

17 COMMUNITY SERVICES AND ENGAGEMENT DIVISIONAL REPORT

Nil.

18 CORPORATE SERVICES AND SUSTAINABILITY DIVISIONAL REPORT

18.1 STATUTORY CHARGES

79/2020 RESOLVED (Samuel EVANS/Owen TURNER) CARRIED

That Council agreed to defer the recovery action on the properties under a Statutory Charge in accordance with Division 3 of the *Local Government Act (2008)* to the July Ordinary Meeting of Council to allow local members to discuss this matter with the affected landholders..

18.2 DECLARATION OF RATES

80/2020 RESOLVED (Selina ASHLEY/Deanna KENNEDY) CARRIED

That Council:

- a) Approved the proposed Rates as per the Budget in the Regional Plan; and
- b) Approved the CEO to issue the Declaration of Rates 2020-21.

18.3 COUNCIL FINANCIAL REPORTS 31.05.2020

81/2020 RESOLVED (Donald GARNER/Selina ASHLEY) CARRIED

That Council received and noted the financial reports as at 31 May 2020.

18.4 AMENDMENTS TO 2020/21 BUDGET

82/2020 RESOLVED (Donald GARNER/Annabelle DAYLIGHT) CARRIED

That Council approved the Budget for 2020/2021.

19 INFRASTRUCTURE SERVICES AND PLANNING DIVISIONAL REPORT

19.1 ACQUISITION OF LAND - LARRIMAH WASTE MANAGEMENT FACILITY

83/2020 RESOLVED (Helen LEE/Marlene KARKADOO) CARRIED

That Council:

- (a) Received and noted the report on the Acquisition of Land for the Larrimah Waste Management facility from the Northern Territory Land Corporation;
- (b) Approved the acquisition of a five (5) hectare lot from the NT Land Corporation, as displayed in this report, for the Larrimah Waste Management facility; and
- (c) Approved in principle to a 'road opening' for the access road to the Larrimah Waste Management facility, to allow the commencement of the public consultation as is required in the *Local Government Act*.

19.2 MAJOR PROJECTS UPDATES

84/2020 RESOLVED (Donald GARNER/Samuel EVANS) CARRIED

That Council received and noted the Major Projects Updates Report.

ACTION: CEO will call a Local Authority meeting at Borroloola at 10am on 02 July 2020 to discuss the Rocky Creek Bridge, Multi Courts and other matters.

19.3 FLEET DISPOSAL REQUEST

85/2020 RESOLVED (Deanna KENNEDY/Annabelle DAYLIGHT)

CARRIED

That Council:

- (a) Approved the disposal of the following Fleet assets via auction –
- a. FL-70556 Polaris Quad Bike 2011 (15.14.160) – replaced by ATV.
 - b. FL-70617 Yamaha Quad Bike 2011 (15.14.160) – replaced by ATV.
 - c. FL-70858 Polaris Quad Bike 2011 (15.20.244) – replaced by ATV.
 - d. FL-70137 Ford Tractor 1983 (15.14.160) - replaced 2019/20.
 - e. FL-70104 Caterpillar Grader 1993 (11.14.160) - underutilized, aged.
 - f. FL-70658 Hustler Zero Turn Mower (12.14.160) - replaced 2018/19.
 - g. FL-70649 Polaris Quad Bike 2010 (14.14.160) – replaced by ATV.
 - h. FL-70747 Case Scout ATV (14.14.160) – beyond economic repair.
 - i. FL-70744 Polaris Quad Bike 2011 (18.26.314) - surplus.
 - j. FL-70353 Kubota Tractor 2001 (16.14.160) – beyond economic repair.
 - k. FL-70940 Kubota Ride on mower 2017 (20.14.160) – unsuitable.
 - l. FL-70504 Kubota RTV Buggy 2010 (20.14.160) - replaced 2019/20.
 - m. FL-70304 Polaris Quad Bike 2007 (13.14.160) – replaced by ATV.
 - n. FL-70816 Toyota Land Cruiser Prado 2014 (10.10.104) - replaced 2019/20.
 - o. FL-70918 Toyota Land Cruiser Prado 2017 (10.10.102) - replaced 2019/20.
 - p. Kubota Tractor (37.28.323) – Beyond economic repair.
 - q. FL-70532 Toyota Land Cruiser Ute 2010 (20.18.220) - replaced 2019/20, and
- (b) Approved the use of Orange County Auctions (based in Katherine) to undertake the public auction sale.

19.4 BULMAN ROADS UPGRADE

86/2020 RESOLVED (Selina ASHLEY/Deanna KENNEDY)

CARRIED

That Council received and noted the report on upgrades to Bulman Roads where a Restricted Work Area exists.

ACTION: CEO to work with the LA to identify if Council should approach the Traditional Owners and custodians about the benefit of obtaining an AAPA certificate for undertaking these works.

19.5 VARIATION OF CONTRACT - EXTEND CURRENT CONTRACT SK5892/14 PROVISION OF TENANCY MANAGEMENT SERVICES IN SPECIFIED REMOTE COMMUNITIES

87/2020 RESOLVED (Owen TURNER/Deanna KENNEDY)

CARRIED

That Council approved the 12 month extension of current Provision of Tenancy Management Services in Specified Remote Communities Contract.

19.6 VARIATION OF CONTRACT - EXTEND CURRENT CONTRACT SK5863/14 PROVISION OF HOUSING MAINTENANCE COORDINATION SERVICES IN SPECIFIED REMOTE COMMUNITIES FOR A PERIOD OF 55 MONTHS

88/2020 RESOLVED (Helen LEE/Annabelle DAYLIGHT)

CARRIED

That Council approved the 12 month extension of current Provision of Housing Maintenance Coordination Services Contract in specific remote communities.

**19.7 AGED CARE REGIONAL, RURAL AND REMOTE INFRASTRUCTURE GRANT
(SCHEDULE ID 4-AI69422) - \$500,000**

89/2020 RESOLVED (Marlene KARKADOO/Donald GARNER)

CARRIED

That Council:

- a) **Noted the information in this report;**
- b) **Approved to absorb the cost of design works for the proposed new aged care facility at Mataranka, as they were incorrectly funded from the \$500,000 Aged Care Regional, Rural and Remote Infrastructure Grant (ACRRRIG); and**
- c) **Approved \$59,000 increase in the 2019/20 Capital expenditure to cover these costs.**

19.8 LOCAL AUTHORITY PROJECT FUNDING UPDATE

90/2020 RESOLVED (Donald GARNER/Deanna KENNEDY)

CARRIED

That Council received and noted the Local Authority Projects Update.

ACTION: CEO to write to the appropriate Ministers about the cyclone shelters in the region.

19.9 LOCAL AUTHORITY ATTENDANCE

91/2020 RESOLVED (Marlene KARKADOO/Samuel EVANS)

CARRIED

That Council received and noted that each Local Authority will meet and work out how to improve the attendance.

19.10 SPORT AND RECREATION

The Community Safety Manager gave a brief update of the Sport and Recreation activities in the communities. This included but not limited to; the funding arrangements for shifts scheduled, staff arrangements, recruitment roster opportunities, ceremony details (such as no activities being organised after 4pm were the ceremony is occurring in Ngukurr).

Mayor suggested Community Safety Manager and the Regional Sports and Recreation Coordinator to attend the next round of LAs to exchange information and explain forward planning.

The General Manager of Community Services and Engagement provided an update about what activities fit into each community, mapping a way forward and make the most out of all Council resources.

92/2020 RESOLVED (Samuel EVANS/Owen TURNER)

CARRIED

That Council received and noted the Sport and Recreation Update.

19.11 LGANT EXECUTIVE NOMINATION

93/2020 RESOLVED (Marlene KARKADOO/Donald GARNER)

CARRIED

That Council approved the Mayor as the Councils Representative on the LGANT Executive Committee.

19.12 BULMAN SOLAR LIGHT

94/2020 RESOLVED (Donald GARNER/Deanna KENNEDY)

CARRIED

That Council approved \$8000 funding to complete the Solar light project for the dark spot at Bulman.

19.13 DATE CHANGE FOR THE JULY ORDINARY MEETING OF COUNCIL

95/2020 RESOLVED (Helen LEE/Deanna KENNEDY)

CARRIED

That Council approved the change of dates for the July 2020 Ordinary Meeting of Council to 29 July 2020

19.14 FOOD NUTRITION AT BULMAN

96/2020 RESOLVED (Selina ASHLEY/Samuel EVANS)

CARRIED

That Council received and noted the concerns of the school nutrition and aged care program at Bulman and recommends the CEO investigate.

ACTION: CEO to investigate the School and Aged Care Nutrition programs at Bulman.

19.15 SPONSORSHIP LETTER – ARNHEM CROWS

97/2020 RESOLVED (Owen TURNER/Ossie DAYLIGHT)

CARRIED

That Council:

- (a) Does not support the use of Council buses in community for private activity, including sporting activities of local clubs or associations;**
- (b) Recognised the short time frame that the Arnhem Crows has for the 2020 Women's season completion and the difficulty in arranging other transport options;**
- (c) Only supports the use of the Barunga MUNs bus for four (4) return trips to Katherine in the 2020 season based on the following conditions:
 - (i) Provide a RGRC employee as a driver (without pay)**
 - (ii) That the RGRC use of Vehicle Policy is adhered to;**
 - (iii) That the Arnhem Crows supplies fuel and other operational expenses for each trip; and****
- (d) Requires the Arnhem Crows to find an alternative form of transport for future seasons.**

The Deputy Mayor declared a potential Conflict of interest in regard to items 19.15, as she is the Chair of the Barunga LA, a member of the Arnhem Crows and a resident of Barunga. The Deputy Mayor left the meeting whilst these matters were discussed and as such did not participate in debate or voting on these issues.

Councillor Ossie DAYLIGHT arrived to the meeting, the time being 2:11pm.

19.16 SPONSORSHIP LETTER – NGUKURR BULLDOGS

98/2020 RESOLVED (Deanna KENNEDY/Samuel EVANS)

CARRIED

That Council:

- (a) Received and noted the letter from the Ngukurr Bulldogs; and**
- (b) Declined to provide sponsorship on the basis that the Community Grants has been awarded.**

Councillor Turner declared a potential Conflict of interest in regard to items 19.16, as he is coach of the Ngukurr Bulldogs, a Board Member of Yugul Mangi and a resident of Ngukurr. Councillor Turner left the meeting whilst these matters were discussed and as such did not participate in debate or voting on these issues.

Council reinforced that it stopped providing Sponsorship as it could not vouch for the governance of the recipient spending the funds in accordance with the application. Council set up the Community Grants to move away from sponsorship.

ACTION: CEO to write to the Ngukurr Bulldogs and explain Council's position on Sponsorship..

20 CLOSED SESSION

DECISION TO MOVE TO CLOSED SESSION

99/2020 RESOLVED (Samuel EVANS/Selina ASHLEY)

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 Ordinary Meeting of Council - 29 April 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).
- 20.2 Avdata Accounts Receivable** - 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).
- 20.3 Robinson River Nominations** - 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).
- 20.4 29 Crawford Street Property Investment Options** - 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).
- 20.5 Telstra TBS Update** - 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).
- 20.6 Robinson River Oval Upgrade - Tender Evaluation** - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(a).
- 20.7 Confirmation of Previous Emergency Management Arrangement Meeting Minutes (confidential) - 18 and 22 June 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).
- 20.8 Confirmation of Previous Committee Meeting Confidential Session Minutes** - 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).
- 20.9 Audit Committee Meeting Elected Member Appointment** - The report will conducted in accordance with the Local Government Act 2008 s 65(2) and Local Government (Administration) Regulations 2008 reg 8(e).

RESUMPTION OF MEETING

78/2020 **RESOLVED** (Samuel EVANS/Marlene KARKADOO)

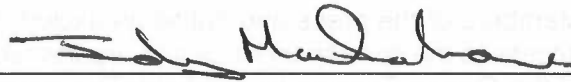
CARRIED

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

21 CLOSE OF MEETING

The meeting terminated at 3.06pm.

This page and the preceding pages are the minutes of the Ordinary Meeting of Council held on Wednesday, 24 June 2020 and will be confirmed at the next meeting.



Mayor Judy MacFARLANE

Confirmed on 29 July 2020