

MINUTES OF THE ORDINARY MEETING # 2 OF THE ROPER GULF REGIONAL  
COUNCIL MEETING HELD AT THE COUNCIL CHAMBERS  
ROPER GULF REGIONAL COUNCIL  
LOT 198, BARUNGA ON WEDNESDAY, 17 APRIL 2019 AT 08:30AM

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**PRESENT/STAFF/GUESTS**

**1.1 Elected Members**

- Mayor Judy MacFARLANE;
- Deputy Mayor Helen LEE;
- Councillor Donald GARNER;
- Councillor Samuel EVANS;
- Councillor Marlene KARKADOO;
- Councillor Edwin NUNGGUMAJBARR;
- Councillor David MURRUNGUN;
- Councillor Eric ROBERTS;
- Councillor Owen TURNER;
- Councillor Deanna KENNEDY;
- Councillor Selina ASHLEY;
- Councillor Ossie DAYLIGHT;
- Councillor Annabelle DAYLIGHT;

**1.2 Staff**

- Sharon HILLEN, Acting Chief Executive Officer;
- Marc GARDNER, Director Commercial Services;
- Cathryn HUTTON, Director Corporate Governance;
- Cristian COMAN, Manager Governance and Corporate Planning (Minute-Taker);

**1.3 Guests**

- Amanda HAIGH, Department of Local Government, Housing and Community Development.

**MEETING OPENED**

The Meeting was declared open at 0837hrs

**WELCOME TO COUNTRY AND SWEARING IN OF NEW COUNCILLOR**

- Mayor MacFARLANE formally welcomed everybody to Meeting;
- Mayor MacFARLANE formally swore-in Marlene KARKADOO into her position as Councillor on Roper Gulf Regional Council, representing the constituents of the South-West Gulf Ward (0848hrs)

## **APOLOGIES AND LEAVE OF ABSENCE**

*Nil*

## **CONFIRMATION OF PREVIOUS MINUTES**

### **5.1 CONFIRMATION OF PREVIOUS MINUTES**

**68/2019 RESOLVED (Donald GARNER/Edwin NUNGGUMAJBARR) CARRIED**

- (a) That Council confirms that the minutes of the previous Ordinary Meeting of Council held 27 February 2019 are a true and accurate record of that meeting and its decisions.

### **5.2 CONFIRMATION OF PREVIOUS ROADS COMMITTEE MINUTES**

**69/2019 RESOLVED (Donald GARNER/Eric ROBERTS) CARRIED**

- (a) That Council receives and notes the draft minutes of the Roads Committee Meeting held Tuesday 26 March 2019.

## **DISCLOSURES OF INTEREST**

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

## **CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES**

### **9.1 CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MINUTES**

**70/2019 RESOLVED (Deanna KENNEDY/Owen TURNER) CARRIED**

- (a) That Council receives and notes the draft minutes of the Finance Committee Meeting held Wednesday 27 March 2019.

## **BUSINESS ARISING FROM PREVIOUS MINUTES**

### **10.1 ACTION LIST**

**71/2019 RESOLVED (Deanna KENNEDY/David MURRUGUN) CARRIED**

- (a) That Council receives and notes the Action List.

## **INCOMING CORRESPONDENCE**

### **11.1 INCOMING CORRESPONDENCE**

**72/2019 RESOLVED (Owen TURNER/Annabelle DAYLIGHT) CARRIED**

- (a) That Council receives and notes the incoming correspondence, including the late correspondence tabled at this meeting.

## **OUTGOING CORRESPONDENCE**

### **12.1 OUTGOING CORRESPONDENCE**

**73/2019 RESOLVED (Deanna KENNEDY/Selina ASHLEY) CARRIED**

- (a) That Council receives and notes the outgoing correspondence.

## **WARD REPORTS**

### **13.1 SOUTH WEST GULF WARD REPORT**

**74/2019 RESOLVED (Edwin NUNGGUMAJBARR/Deanna KENNEDY) CARRIED**

- (a) That Council receives and notes the South West Gulf Ward Report with amendments to Action List's Cemeteries matter: Councillor EVANS to consult on matter.

### **13.2 NEVER NEVER WARD REPORT**

**75/2019 RESOLVED (Ossie DAYLIGHT/Donald GARNER) CARRIED**

- (a) That Council receives and notes the Never Never Ward Report;
- (b) That Council approves the recommendations of the Mataranka Local Authority from the minutes of 02 April 2019;

### **13.3 NYIRRANGGULUNG WARD REPORT**

**76/2019 RESOLVED (David MURRUNGUN/Samuel EVANS) CARRIED**

- (a) That Council receives and notes the Nyirranggulung Ward Report;

### **13.4 NUMBULWAR NUMBIRINDI WARD REPORT**

**77/2019 RESOLVED (Ossie DAYLIGHT/Selina ASHLEY) CARRIED**

- (a) That Council receives and notes the Numbulwar Numbirindi Ward Report.

### **13.5 YUGUL MANGI REPORT**

**78/2019 RESOLVED (Owen TURNER/Annabelle DAYLIGHT) CARRIED**

- (a) That Council receives and notes the Yugul Mangi Ward Report.

## **EXECUTIVE DIRECTORATE REPORTS**

### **14.1 MAYOR'S REPORT**

**79/2019 RESOLVED (Selina ASHLEY/Helen LEE) CARRIED**

- (a) That the Council receives and notes the report from Mayor.

### **14.2 CODE OF CONDUCT**

**80/2019 RESOLVED (Helen LEE/David MURRUNGUN) CARRIED**

- (a) That Council notes its obligations under the Council's Code of Conduct and that the Elected Members reaffirm their commitment to the Members' Code of Conduct (CL001).

### **14.3 CEO REPORT MARCH/APRIL 2019**

**81/2019 RESOLVED (Donald GARNER/Eric ROBERTS)**

*CARRIED*

- (a) That the Council receives and notes the CEO Report for March and April 2019.

### **CORPORATE GOVERNANCE DIRECTORATE REPORTS**

#### **15.1 CALLS FOR NOMINATIONS FOR MEMBERSHIP TO LGANT EXECUTIVE BOARD**

**82/2019 RESOLVED (Deanna KENNEDY/Helen LEE)**

*CARRIED*

- (a) That Council resolves to nominate Mayor Judy MacFARLANE for Membership on the LGANT Executive Board.

The Meeting was adjourned for morning tea at 1010 - 1038

#### **15.2 RATING METHODOLOGY FOR PROPERTIES IN LARRIMAH & DALYWATER**

**83/2019 RESOLVED (Eric ROBERTS/David MURRUNGUN)**

*CARRIED*

- (a) That Council receives and notes the rating methodology for properties in Larrimah and Dalywater;
- (b) The Council resolves to keep charging rates in line with adopted rating policy as per option two (2) as outlined in report;
- (c) Council requests a report on the ability to rate commercially leased Aboriginal Land Trust land such as: Woolagorang Station, Pungullenna, Calvert hills, Seven Emus, Green Bank, Manangoora, Bing Bong.

#### **15.3 GRANTS: NGUKURR PLAYGROUND AND SOFTFALL PROJECT**

**84/2019 RESOLVED (Ossie DAYLIGHT/Samuel EVANS)**

*CARRIED*

- (a) That Council approves in principle the allocation of the funds \$79,068 (GST Exclusive) to the Ngukurr Playground and Soft fall Project;
- (b) That Council source the funding from the Ngukurr Local Authority.

#### **15.4 NGUKURR LOCAL AUTHORITY**

**85/2019 RESOLVED (Donald GARNER/Ossie DAYLIGHT)**

*CARRIED*

- (a) That Council rescinds the Membership of the Appointed Members of the Ngukurr Local Authority;
- (b) That Council calls for nominations for six (6) Appointed Members for the Ngukurr Local Authority;
- (c) That Council receives and notes unallocated project funds for Ngukurr.

#### **15.5 COMMUNITY GRANTS PROGRAM**

**86/2019 RESOLVED (Selina ASHLEY/Eric ROBERTS)**

*CARRIED*

- (a) That Council approves Round 3 of the 2018-19 Community Grants Program, to be conducted from 29 April 2019 to 10 June 2019; and
- (b) That Council receives and notes the promotional pamphlets for Round 3 of the Program.

## 15.6 LOCAL AUTHORITIES

87/2019 RESOLVED (Donald GARNER/Deanna KENNEDY)

CARRIED

- (a) That Council receives and notes the report on the changes to Guideline report;
- (b) That Council adopts the revised LA001 Local Authority Policy;
- (c) That Council prescribes for each Local Authority the number of Appointed Members as:

Barunga	8
Beswick	6
Borrooloola	8
Bulman	6
Hodgson Downs	6
Jilkmिंगgan	6
Manyallaluk	6
Mataranka	7
Ngukurr	6
Numbulwar	7
Urapanga	6

## 15.7 COUNCIL FINANCIAL REPORT AS AT 31ST MARCH 2019

88/2019 RESOLVED (Selina ASHLEY/Eric ROBERTS)

CARRIED

- (a) That Council receives and notes the financial reports as at 31 March 2019.

Cr Selina ASHLEY left the meeting, the time being 1127hrs  
Cr Selina ASHLEY returned to the meeting, the time being 1131hrs  
Cr Marlene KARKADOO left the meeting, the time being 1131hrs  
Cr Marlene KARKADOO returned to the meeting, the time being 1135hrs

## 15.8 DRAFT BY-LAW REVIEW

89/2019 RESOLVED (Marleen KARKADOO/Annabelle DAYLIGHT)

CARRIED

- (a) That Council reviews draft Roper Gulf By-Laws;
- (b) That Council receives and notes this report including concerns raised;
- (c) That Council resolves that its concerns pertaining to the draft By-Laws are put to the Territory as formal correspondence.

## 15.9 BIG RIVERS REGIONAL ECONOMIC DEVELOPMENT COMMITTEE - ROMA REPORT

90/2019 RESOLVED (Donald GARNER/Ossie DAYLIGHT)

CARRIED

- (a) That Council receives and notes the summary of the ROMA Report.

## 15.10 2019 CUSTOMER SATISFACTION SURVEY

91/2019 RESOLVED (Helen LEE/Owen TURNER)

CARRIED

- (a) That Council approves the 2019 Community Satisfaction Survey to be carried out.

## **15.11 CEMETERIES MANAGEMENT**

**92/2019 RESOLVED (Donald GARNER/Eric ROBERTS)**

*CARRIED*

- (a) That Council formally enters into licence agreements with the Northern Land Council for Cemeteries Management at Beswick, Barunga, Bulman and Weemol, by affixing its Common Seal to the documents;
- (b) That Council does not enter into a licence agreement with the Northern Land Council for Cemeteries Management at Robinson River.

## **COUNCIL & COMMUNITY SERVICES DIRECTORATE REPORT**

*Nil*

## **COMMERCIAL SERVICES DIRECTORATE REPORTS**

### **17.1 MATARANKA OVAL LIGHTS PROJECT - ANALYSIS**

**93/2019 RESOLVED (Judy MacFARLANE/Donald GARNER)**

*CARRIED*

- (a) That Council receives and notes the report in relation to the Mataranka Sports Ground Oval Lights;
- (b) That Council informs the Northern Territory Government that the Council is no longer interested in the old lights from the Katherine Sport and Recreation Club;
- (c) A report is presented to the Finance Committee and the Mataranka Local Authority that includes the previous consultation on the Mataranka Sports Grounds including the minutes and maps created at the Mataranka Sports Grounds Consultations, with costing estimates for priorities so as to inform the budget development;
- (d) Receives a comprehensive breakdown of the 2017-18 Budget Allocation for the Mataranka Sports Ground at the next meeting of the Finance Committee and the Mataranka Local Authority.

### **17.2 EVA VALLEY ACCESS ROAD MAINTENANCE PROGRAM**

**94/2019 RESOLVED (Selina ASHLEY/Helen LEE)**

*CARRIED*

- (a) That Council receives and notes the report on Eva Valley Access Road Maintenance.

## **SUPPLEMENTARY AGENDA**

## **CORPORATE GOVERNANCE DIRECTORATE REPORTS**

### **15.12 URAPUNGA ROADWORKS**

**95/2019 RESOLVED (Ossie DAYLIGHT/Owen TURNER)**

*CARRIED*

- (a) That Council approves the budget of \$66,000 from the \$2M allocated for the Roads Committee to carry out the road works required in Urupunga;
- (b) That Council approves the quote from Yugul Mangi to carry out works required to both the access road and internal roads of Urupunga.

### **15.13 LOCAL AUTHORITY PROJECT UPDATE**

**96/2019 RESOLVED (Helen LEE/Edwin NUNGGUMAJBARR)**

*CARRIED*

- (a) **That Council receives a report on the current status Local Authority projects as a standing item at Ordinary Meetings.**

### **COMMERCIAL SERVICES DIRECTORATE REPORTS**

#### **17.3 LATE REPORT - AIRPORT INFORMATION**

**97/2019 RESOLVED (Deanna KENNEDY/Donald GARNER)**

*CARRIED*

- (a) **That Council receives and notes the report in relation to airport management in the Council area.**

Cr Edwin NUNGGUMAJBARR left the meeting, the time being 1223hrs

Cr Annabelle DAYLIGHT left the meeting, the time being 1206hrs

Cr Annabelle DAYLIGHT returned to the meeting, the time being 1222hrs

#### **17.4 LATE REPORT - HOUSES FOR HEALTH PROGRAMME (NT GOVT).**

**98/2019 RESOLVED (Ossie DAYLIGHT/Donald GARNER)**

*CARRIED*

- (a) **That Council receives and notes the report on the Council's potential involvement in the Northern Territory Government's Houses for Health program.**

Cr Edwin NUNGGUMAJBARR returned to the meeting, the time being 1225hrs

#### **17.5 LATE REPORT - ROADS COMMITTEE ACTION LIST UPDATE.**

**99/2019 RESOLVED (Edwin NUNGGUMAJBARR/Helen LEE)**

*CARRIED*

#### **That Council:**

- (a) **Receives and notes the report in relation to the Road's Committee Action List update;**
- (b) **Allocates \$120,000 towards the Weemol resealing project and \$45,000 towards the Bulman Road and Stormwater design project;**
- (c) **Allocates another \$30,000 towards the design, scoping, and costing for Jilkminggan, Mataranka and Urapunga projects; and**
- (d) **Receives a breakdown of funding allocated to the design, scoping, and costing for Jilkminggan, Mataranka and Urapunga projects at its next Ordinary Meeting.**

#### **17.6 LATE REPORT - AUCTION OF COUNCIL ITEMS**

**100/2019 RESOLVED (Ossie DAYLIGHT/Selina ASHLEY)**

*CARRIED*

- (a) **That Council receives and notes the report in relation to the upcoming disposal of assets auction process.**

## **GENERAL BUSINESS**

### **18.1 LOCAL AUTHORITY FOR ROBINSON RIVER**

**101/2019 RESOLVED (Donald GARNER/Samuel EVANS)**

**CARRIED**

- (a) That Council write to the Minister for Local Government, Housing and Community Development, requesting the gazettal of a Local Authority at Robinson River and an associated Local Authority Grant.

### **18.2 SUBMISSION TO LIQUOR BILL**

**102/2019 RESOLVED (Deanna KENNEDY/David MURRUGUN)**

**CARRIED**

- (a) That Council make a submission to the Exposure Draft of the Liquor Bill 2019, based on compilation of previous correspondence to the Territory pertaining to alcohol and its impact on Council operations.

### **18.3 NO-GO ZONES FOR ON-SHORE GAS DEVELOPMENT**

**103/2019 RESOLVED (Marleen KARKADOO/Donald GARNER) unanimous CARRIED**

- (a) That Council informs the Territory that it wants a 20km exclusion zone around all Communities prohibiting on-shore gas exploration or production activities.

### **18.4 WORK HEALTH AND SAFETY REPORT**

**104/2019 RESOLVED (Deanna KENNEDY/Edwin NUNGGUMAJBARR)**

**CARRIED**

- (a) That Council receives and notes the Work Health and Safety report.

### **18.6 SCHOOL HOLIDAY PROGRAMME**

**105/2019 RESOLVED (David MURRUGUN/Marleen KARKADOO)**

**CARRIED**

- (a) That Council receives and notes School Holiday Programme.

### **18.7 CYCLONE TREVOR**

**106/2019 RESOLVED (Donald GARNER/Owen TURNER)**

**CARRIED**

- (a) That Council receives and notes Elected Members' concerns and discussions pertaining to Tropical Cyclone Trevor.

### **18.8 TOURISM GROUPS**

**107/2019 RESOLVED (Ossie DAYLIGHT/Eric ROBERTS)**

**CARRIED**

- (a) That Council defers the decision for Council to become a Member of NT Tourism and Top End Tourism as requested by the Mataranka Local Authority to the Finance Committee.



## 18.9 RESCINDMENT OF LOCAL AUTHORITY MEMBERSHIP

108/2019 RESOLVED (Donald GARNER/Deanna KENNEDY)

CARRIED

- (a) That Council rescinds the Membership of Margaret LINDSAY from the Bulman Local Authority due to lack of attendance.

The Meeting adjourned for Lunch 1246 -1337hrs

### QUESTIONS FROM THE PUBLIC

### CLOSED SESSION

#### 20.1 DECISION TO MOVE TO CLOSED SESSION

109/2019 RESOLVED (David MURRUNGUN/Samuel EVANS)

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 Confidential Minutes** - *The report will be dealt with under Section 65(2) (ciii) 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 prejudice the interests of council or some other person.*
- 20.2 Confirmation of Previous Confidential Finance Committee Minutes** - *The report will be dealt with under Section 65(2) (ciii) 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 prejudice the interests of council or some other person.*
- 20.3 Finance Committee Independent Member** - *The report will be dealt with under Section 65(2) (ciii) (e) 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 prejudice the interests of council or some other person; AND information provided to the council on condition that it be keep confidential.*
- 20.4 Audit Committee - Independent Member** - *The report will be dealt with under Section 65(2) (ciii) (e) 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 prejudice the interests of council or some other person; AND information provided to the council on condition that it be keep confidential.*
- 20.5 Community Development Programme - contract changes and impacts to Council** - *The report will be dealt with under Section 65(2) (a) (ci) (ciii) (e) of the Local Government Act 2008 and Regulation 8 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 that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person; AND information that would, if publicly disclosed, be likely to prejudice the security of the council, its members or staff; AND information provided to the council on condition that it be keep confidential.*
- 20.6 Larrimah and Daly Waters Road Upgrade Project - Tender Assessment and Award** - *The report will be dealt with under Section 65(2) (ci) (ciii) (e) 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; AND information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information provided to the council on condition that it be keep confidential.*

- 20.7 Ngukurr Playground and Soft fall Project - Tender Assessment and Award - The report will be dealt with under Section 65(2) (ci) (ciii) (e) 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; AND information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information provided to the council on condition that it be keep confidential.**

### **RESUMPTION OF MEETING**

#### **22 END OF CLOSED SESSION**

**110/2019 RESOLVED (Owen TURNER/David MURRUNGUN) CARRIED**

- (a) **That Council moves out of Closed Session and the Resolutions of that Closed Session be formally read.**

#### **20.1 CONFIRMATION OF PREVIOUS CONFIDENTIAL MINUTES**

**110/2019 RESOLVED (Owen TURNER/Samuel EVANS) CARRIED**

- (a) **That Council confirms the previous confidential minutes of its previous Ordinary Meeting on 27 February 2019 as a true and accurate record of the confidential session and its decisions.**

#### **20.2 CONFIRMATION OF PREVIOUS CONFIDENTIAL FINANCE COMMITTEE MINUTES**

**111/2019 RESOLVED (Deanna KENNEDY/Owen TURNER) CARRIED**

- (a) **That Council receives and notes the draft minutes of the Finance Committee Meeting Confidential Session.**

#### **20.3 FINANCE COMMITTEE INDEPENDENT MEMBER**

**112/2019 RESOLVED (David MURRUNGUN/Donald GARNER) CARRIED**

- (a) **That Council appoints Mr Awais Ur Rehman to the Finance Committee as its Independent Member.**

#### **20.4 AUDIT COMMITTEE - INDEPENDENT MEMBER**

**113/2019 RESOLVED (Donald GARNER/Deanna KENNEDY) CARRIED**

- (a) **That Council appoints Mr. Sheldon Smith as an Independent Member on the Audit Committee.**

**20.5 COMMUNITY DEVELOPMENT PROGRAMME - CONTRACT CHANGES AND IMPACTS TO COUNCIL**

114/2019 RESOLVED (David MURRUNGUN/Annabelle DAYLIGHT) *CARRIED*

- (a) That Council receives and notes the report in relation to the Community Development Program.

**20.6 LARRIMAH AND DALY WATERS ROAD UPGRADE PROJECT - TENDER ASSESSMENT AND AWARD**

115/2019 RESOLVED (Judy MacFARLANE/Donald GARNER) *CARRIED*

- (a) That Council awards the contract for the Larrimah and Daly Waters Roads Resealing project to Gibson Civil Contracting for the value of \$83,723.60 (GST EXCL) or \$92,095.96 (GST INCL).

**20.7 NGUKURR PLAYGROUND AND SOFTFALL PROJECT - TENDER ASSESSMENT AND AWARD**

116/2019 RESOLVED (Eric ROBERTS/Selina ASHLEY) *CARRIED*

- (a) That Council awards the contract for the Ngukurr Playground project to Allstyle Sheetmetal P/L for the amount of \$158,706.00 GST EXCL (\$174,576.60 GST INCL).

**21 ORGANISATIONAL REVIEW**

117/2019 RESOLVED (Helen LEE/Donald GARNER) *CARRIED*

- (a) That Council resolves to hold a Special Meeting to discuss Organisational review, Regional Plan and budget on 29 and 30 May 2019.

**21.1 ELECTED MEMBER LEAVE OF ABSENCE**

118/2019 RESOLVED (Donald GARNER/Owen TURNER) *CARRIED*

- (a) That Council grants Leave of Absence for Cr Annabelle DAYLIGHT until 23 September 2019.

**CLOSE OF MEETING**

The meeting terminated at 1630hrs

THIS PAGE AND THE PRECEEDING PAGES ARE THE MINUTES OF THE Ordinary Meeting of Council HELD ON Wednesday, 17 April 2019 AND CONFIRMED Wednesday, 26 June 2019.

  
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Mayor Judy MacFARLANE

