



MINUTES OF THE ORDINARY MEETING #03 OF THE ROPER GULF REGIONAL  
COUNCIL MEETING HELD AT THE COUNCIL CHAMBERS  
ROPER GULF REGIONAL COUNCIL  
2 CRAWFORD STREET, KATHERINE ON WEDNESDAY, 26 JUNE 2019 AT 0830HRS

**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 Owen TURNER;
- Councillor Eric ROBERTS;
- Councillor Annabelle DAYLIGHT.

**1.2 Staff**

- Sharon HILLEN – Acting Chief Executive Officer;
- Marc GARDNER – Director Commercial Services;
- Lokesh ANAND – Acting Director Corporate Governance;
- Virginya BOON – Acting Director Council and Community Services;
- Cristian COMAN – Manager Governance and Corporate Planning;
- Purna RAMAWAT – Governance Officer (Minute Taker)

**1.3 Guests**

- Mr Phillip LUCK – Incoming Chief Executive Officer

**MEETING OPENED**

The Ordinary Meeting of Council opened at 0836hrs. The Mayor welcomed Members, Staff and Guests to the meeting and the Roper Gulf Regional Council pledge was read.

**WELCOME TO COUNTRY**



**APOLOGIES AND LEAVE OF ABSENCE**

**4.1 APOLOGIES AND LEAVE OF ABSENCE**

119/2019 RESOLVED (Eric ROBERTS/Annabelle DAYLIGHT)

CARRIED

- (a) That Council does not accept the apologies of Councillor David MURRONGUN;
- (b) That Council accepts apologies of Councillor Selina ASHLEY, Councillor Deanna KENNEDY; Councillor Ossie DAYLIGHT
- (c) That Council amends Resolution 119/2019 made at the Special Meeting of Council on 25 June 2019, to accept the apologies of Councillor Selina ASHLEY for that Meeting.

**CONFIRMATION OF PREVIOUS MINUTES**

**5.1 CONFIRMATION OF PREVIOUS MINUTES**

120/2019 RESOLVED (Donald GARNER/Helen LEE)

CARRIED

- (a) That Council confirms that the minutes of the previous meeting held on 17 April 2019 are a true and accurate record of that meeting and its decisions.

**DISCLOSURES OF INTEREST**

There were no declarations of interest at this Council.

**9. CONFIRMATION OF PREVIOUS FINANCE COMMITTEE MEETING MINUTES**

**10. BUSINESS ARISING FROM PREVIOUS MINUTES**

**10.1 ACTION LIST**

121/2019 RESOLVED (Owen TURNER/Donald GARNER)

CARRIED

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

**10.2 COMMITTEE MINUTES**

122/2019 RESOLVED (Donald GARNER/Eric ROBERTS)

CARRIED

- (a) That Council receives and notes the unconfirmed Roads Committee Minutes;
- (b) That Council requests Roads Projects summary as discussed by Roads Committee to be included in future Agendas.
- (c) That Council receives and notes the unconfirmed Finance Committee Minutes noting requirement for amendment at Resolution 60/2019 for the Common Seal to be affixed to the documents;

Deputy Mayor Helen LEE left the meeting, the time being 0905hrs

Deputy Mayor Helen LEE returned to the meeting, the time being 0907hrs

**INCOMING CORRESPONDENCE**

**11.1 INCOMING CORRESPONDENCE**

123/2019 RESOLVED (Helen LEE/Samuel EVANS)

CARRIED

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

**OUTGOING CORRESPONDENCE**

**12.1 OUTGOING CORRESPONDENCE**

124/2019 RESOLVED (Owen TURNER/Annabelle DAYLIGHT)

CARRIED

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

**WARD REPORTS**

**13.1 NYIRANNGULUNG WARD REPORT**

125/2019 RESOLVED (Helen LEE/Annabelle DAYLIGHT)

CARRIED

- (a) That the Council receives and notes the Nyiranglung Ward Report;
- (b) That Council approves the recommendations of the Beswick Local Authority from the minutes of 29 April 2019;
- (c) That Council approves the recommendations of the Manyallaluk Local Authority from the minutes of 29 April 2019;
- (d) That Council approves the recommendations of the Barunga Local Authority from the minutes of 29 April 2019;
- (e) That Council agrees to investigate options for water at the Beswick Cemetery as per item 12.4 of the Beswick Local Authority Minutes;
- (f) That Council calls for Nominations for the members for Manyallaluk Local Authority.

**13.2 NEVER NEVER WARD REPORT**

126/2019 RESOLVED (Annabelle DAYLIGHT/Eric ROBERTS)

CARRIED

- (a) That the Council receives and notes the Never Never Ward Report;
- (b) That Council approves the recommendations of the Hodgson Downs Local Authority from the minutes of 08 April 2019;
- (c) That Council approves the recommendations of the Hodgson Downs Local Authority from the minutes of 03 June 2019;
- (d) That Council rescheduled the Hodgson Downs Local Authority meeting on the 12 August 2019 to a suitable date in September;
- (e) That Council approves the recommendations of the Jilkminggan Local Authority from the minutes of 04 June 2019;
- (f) That Council approves the recommendations of the Mataranka Local Authority from the minutes of 04 June 2019.

**13.3 SOUTH WEST GULF WARD REPORT**

127/2019 RESOLVED (Donald GARNER/Marlene KARKADOO)

CARRIED

- (a) That the Council receives and notes the South West Gulf Ward Report;
- (b) That Council approves the recommendations of the Borroloola Local Authority from the minutes of 02 May 2019.

**13.4 NUMBULWAR NUMBURINDI WARD REPORT**

128/2019 RESOLVED (Owen TURNER/Edwin NUNGGUMAJBARR)

CARRIED

- (a) That Council receives and notes the Numbulwar Numburindi Ward Report;
- (b) That Council approves the recommendations of the Numbulwar Local Authority from the minutes of 12 June 2019;
- (c) That Council rescinds the membership of Kaheb NGALMI and Tanya WILFRED from the Numbulwar Local Authority on the grounds of lack of attendance;
- (d) That Council calls for nominations for the three (3) vacant positions on the Numbulwar Local Authority as per 6.2.5 of the Local Authority Policy;
- (e) That Council receives and notes concerns raised by Cr NUNGGUMAJBARR pertaining to tick (parasites) issue in Numbulwar, and associated public health considerations.

**13.5 YUGUL MANGI WARD REPORT**

129/2019 RESOLVED (Eric ROBERTS/Owen TURNER)

CARRIED

- (a) That Council receives and notes the Yugul Mangi Ward Report;
- (b) That Council approves the minutes of the Ngukurr Local Authority from the minutes of 11 June 2019;
- (c) That Council call for nominations for the Urapunga Local Authority.

**EXECUTIVE DIRECTORATE REPORTS**

**14.1 CEO REPORT MAY/ JUNE 2019**

130/2019 RESOLVED (Samuel EVANS/Donald GARNER)

CARRIED

- (a) That Council receives and notes the Chief Executive Officer Report for May and June of 2019 with amendments pertaining to Water Allocation Committee attendance and spelling.
- (b) Mayor apologizes to Council for the late Mayoral Report.

**15. CORPORATE GOVERNANCE DIRECTORATE REPORTS**

**15.1 GRANTS: COMMUNITY GRANTS PROGRAM**

131/2019 RESOLVED (Donald GARNER/Helen LEE)

CARRIED

- (a) That the Council receives and notes the update regarding Round 3 of the 2018-19 Community Grants Program.

Meeting adjourned for Morning Tea 0959-1029hrs

**15.2 COUNCIL FINANCIAL REPORT AS AT 31 MAY 2019**

132/2019 RESOLVED (Helen LEE/Samuel EVANS)

CARRIED

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

**15.3 GRANTS: ACQUITTAL OF SPECIAL PURPOSE GRANT FOR FRONT END LOADERS**

133/2019 RESOLVED (Marlene KARKADOO/Annabelle DAYLIGHT)

CARRIED

- (a) That the Council receives and notes acquittal of the Special Purpose Grant of \$322,500 (GST Exclusive) for the purchase of three (3) front end loaders.
- (b) That the Council acknowledge the funding received from the Northern Territory Government in respect of the project.

**15.4 REGIONAL PLAN 2019-20**

134/2019 RESOLVED (Owen TURNER/Marlene KARKADOO)

CARRIED

- (a) That the Council receives and notes Draft 2019-20 Regional Plan;
- (b) That Council resolves to put the Draft 2019-20 Regional Plan out for public consultation for 21 days as prescribed by applicable law;

Deputy Mayor Helen LEE left the meeting, the time being 1058hrs

Deputy Mayor Helen LEE returned to the meeting, the time being 1100hrs

**15.5 COMMUNITY SERVICES: 2019-20 NATIONAL AGENTS AND ACCESS POINTS PROGRAM**

135/2019 RESOLVED (Donald GARNER/Eric ROBERTS)

CARRIED

- (a) That the Council sign, date and seal one copy of the contract for National Agent and Access Point Services, valued at \$741,748 (GST Exclusive).

**15.6 GRANTS: HEALTHY HOMES ENVIRONMENTAL HEALTH PROJECT**

136/2019 RESOLVED (Donald GARNER/Edwin NUNGGUMAJBARR)

CARRIED

- (a) That Council defers this matter to its next Ordinary Meeting on 24 July 2019.

**15.7 GRANTS: ENERGY EFFICIENCY AND SUSTAINABILITY GRANT**

137/2019 RESOLVED (Donald GARNER/Edwin NUNGGUMAJBARR)

CARRIED

- (a) That the Council approves the Energy Efficiency and Sustainability Grant of \$90,143 (GST Exclusive), provided by the Department of Local Government, Housing and Community Development, by signing and dating one copy of the agreement.
- (b) That the Council acknowledge the Department of Local Government, Housing and Community Development for its support in respect of the project.

CR Edwin NUNGGUMAJBARR left the meeting, the time being 1109hrs

**15.8 LOCAL AUTHORITY PROJECT UPDATE**

138/2019 RESOLVED (Donald GARNER/Eric ROBERTS)

CARRIED

- (a) That Council receives and notes the Local Authority Project updates as at June 2019.

CR Edwin NUNGGUMAJBARR returned to the meeting, the time being 1118hrs

**16. COUNCIL & COMMUNITY SERVICES DIRECTORATE REPORT**

**16.1 NGUKURR SWIMMING POOL SECTION 19 LEASE**

139/2019 RESOLVED (Owen TURNER/Edwin NUNGGUMAJBARR)

CARRIED

- (a) That the Council receives and notes the report on the Section 19 Lease for the Ngukurr Swimming Pool.
- (b) That Council ensures that the Ngukurr Pool remains a standing item on the Ngukurr Local Authority meeting agenda.

**16.2 BORROLOOLA SHOW DAY - PUBLIC HOLIDAY**

140/2019 RESOLVED (Donald GARNER/Marlene KARKADOO)

CARRIED

- (a) That the Council receives and notes the report on the issue with the Borroloola Show Day Public Holiday.
- (b) That the Council approve for all Roper Gulf Regional Council operations in Borroloola to work on the officially gazette Public Holiday, Friday 26 June 2019 and allow staff to close all operations in Borroloola on Friday 16 August 2019 and have this day off in lieu of working on the public holiday.

**16.3 BARUNGA FESTIVAL**

141/2019 RESOLVED (Donald GARNER/Samuel EVANS)

CARRIED

- (a) That the Council receives and notes the report on the Barunga Festival from the Barunga Council Services Coordinator and Acting Director of Council and Community Services.

**17. COMMERCIAL SERVICES DIRECTORATE REPORTS**

**17.1 NGUKURR - NEW SUBDIVISION ACCEPTANCE**

142/2019 RESOLVED (Eric ROBERTS/Donald GARNER)

CARRIED

- (a) That the Council defers this matter to its next Ordinary Meeting on 24 July 2019.

**17.2 REQUEST FOR PROCUREMENT EXEMPTION - WEEMOL INTERNAL ROAD UPGRADES PROJECT**

143/2019 RESOLVED (Edwin NUNGGUMAJBARR/Helen LEE) CARRIED

- (a) That the Council approve the request for procurement exemption regarding tender requirements to the Department of Local Government, Housing and Community Development for the Weemol Internal Road upgrades project; and
- (b) That the Council delegate authority to the Chief Executive Officer to approve the most desirable quotation for the project should exemption be approved by the Department.

**17.3 TENDER ASSESSMENT PANEL - MULGGAN CAMP UPGRADES PROJECT**

144/2019 RESOLVED (Samuel EVANS/Annabelle DAYLIGHT) CARRIED

- (a) That the Council approves the following staff for the tender assessment panel for the Mulggan Camp Upgrades Project:
  - Chief Executive Officer;
  - Director Commercial Services;
  - Manager Contracts;
  - Project Coordinator.

**17.4 REQUEST FOR PROCUREMENT EXEMPTION - MINYERRI LOCAL ROADS PROJECT**

145/2019 RESOLVED (Marlene KARKADOO/Owen TURNER) CARRIED

- (a) That the Council approve the request for procurement exemption regarding tender requirements to the Department of Local Government, Housing and Community Development for the Minyerri Local Roads project.

**18. GENERAL BUSINESS****18.1 LOCAL GOVERNMENT ACT REVIEW**

146/2019 RESOLVED (Edwin NUNGGUMAJBARR/Annabelle DAYLIGHT) CARRIED

- (a) That the Council receives and notes *Local Government Act Review* presentation.

Cr Edwin NUNGGUMAJBARR left the meeting, the time being 1200hrs  
Cr Edwin NUNGGUMAJBARR returned to the meeting, the time being 1353hrs  
Cr Marlene KARKADOO left the meeting, the time being 1340hrs  
Cr Marlene KARKADOO returned to the meeting, the time being 1342hrs



**18.2 BY-LAWS DEVELOPMENT**

147/2019 RESOLVED (Eric ROBERTS/Samuel EVANS)

CARRIED

- (a) That Council receives and notes update pertaining to By-Laws development;
- (b) That Council holds a workshop pertaining to By-Law development on Monday 22 July 2019 commencing at 1330hrs.

**18.3 BORROLOOLA OMC**

148/2019 RESOLVED (Donald GARNER/Samuel EVANS)

CARRIED

- (a) That Council changes the Borroloola OMC to Beswick on 30 October 2019.

**18.4 SOFTWARE MATTERS**

149/2019 RESOLVED (Owen TURNER/Samuel EVANS)

CARRIED

- (a) That Council receives and notes update on software issues.

**18.5 MAYORAL REPORT**

150/2019 RESOLVED (Owen TURNER/Annabelle DAYLIGHT)

CARRIED

- (a) That Council receives and notes the Mayor's verbal report on the National General Assembly.

**18.6 LGANT EXECUTIVE**

151/2019 RESOLVED (Helen LEE/Owen TURNER)

CARRIED

- (a) That Council receives and notes that the Mayor has been accepted as an executive of LGANT representing Regional Councils and Shires.

**18.7 GREEN PARK LARRIMAH**

152/2019 RESOLVED (Donald GARNER/Edwin NUNGGUMAJBARR)

CARRIED

- (a) That Council deals with the Green Park clean-up matter by way of a Regulatory Order.

**18.8 MATARANKA COMMUNITY HUB**

153/2019 RESOLVED (Helen LEE/Donald GARNER)

CARRIED

- (a) That Council commits \$1.3M towards the Mataranka Community Hub as co-contribution.
- (b) That Council receives and notes Cr GARNER's raising of the views of the Audit Committees's concerns pertaining to the use of Council reserves to fund major projects and infrastructure;

**18.9 NGUKURR OUTSTATIONS**

154/2019 RESOLVED (Annabelle DAYLIGHT/Owen TURNER)

CARRIED

- (a) That Council request from the Department of Local Government, Housing and Community Development information regarding the eligibility for homeland services to Jawa, Turkey Lagoon and Ganiyarrang (Rose Hill) and Lake Katherine.

**18.10 CERTIFICATE OF OCCUPANCY FOR HQ**

155/2019 RESOLVED (Donald GARNER/Marlene KARKADOO)

CARRIED

- (a) That Council receives and notes update from DCS pertaining to Certificate of Occupancy for 2 Crawford Street site.

**18.11 LOT 664 ENCROACHMENT**

156/2019 RESOLVED (Eric ROBERTS/Donald GARNER)

CARRIED

- (a) That Council sign and seal the deed of agreement regarding the Lot 664 Borrooloola Land Encroachment.

**18.12 CR ANNABELLE DAYLIGHT LEAVE OF ABSENCE**

157/2019 RESOLVED (Owen TURNER/Marlene KARKADOO)

CARRIED

- (a) That Council rescinds resolution pertaining to Cr DAYLIGHT's Leave of Absence.

Meeting adjourned for Lunch 1201-1310

**18.13 DEED FOR FUNDING**

158/2019 RESOLVED (Donald GARNER/Samuel EVANS)

CARRIED

- (a) That Council appoints the Chief Executive Officer as the authorised person to sign the deed of funding – cyclone shelter Ngukurr and Borrooloola sports courts.

**QUESTIONS FROM THE PUBLIC***Nil***20. DECISION TO MOVE TO CLOSED SESSION**

159/2019 RESOLVED (Helen LEE/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) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008.*
- 20.2 Late Ngukurr Local Authority Nomination** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (d) (of the Local Government (Administration) Regulations 2008..*
- 20.3 Local Authority Member Resignation** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (d) of the Local Government (Administration) Regulations 2008.*
- 20.4 Memorandum of Understanding** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (c) (iv) of the Local Government (Administration) Regulations 2008.*
- 20.5 Local Authority Chairperson** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (d) of the Local Government (Administration) Regulations 2008.*
- 20.6 Big Rivers Regional Waste Management Working Group - Support For The Multipurpose Portable Shredder** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (e) of the Local Government (Administration) Regulations 2008.*

**RESUMPTION OF MEETING**

160/2019 RESOLVED (Donald GARNER/Owen TURNER)

CARRIED

- (a) That Council moves out of Closed Session and that the decisions of Closed session be made publicly available:-

**20.1 CONFIRMATION OF PREVIOUS CONFIDENTIAL MINUTES**

161/2019 RESOLVED (Helen LEE/Eric ROBERTS)

- (a) That Council confirms the draft minutes of the Confidential Session of the Ordinary Meeting of Council held on 17 April 2019 as a true and accurate record of that Meeting.
- (b) That Council confirms the draft minutes of the Confidential Session of the Special Meeting of Council held on 28 May 2019 as a true and accurate record of that Meeting.

## 20.2 LATE NGUKURR LOCAL AUTHORITY NOMINATION

161/2019 RESOLVED (Eric ROBERTS/Samuel EVANS)

- (a) That the Council approves the late nomination and appoints Michelle FARRELL to the Ngukurr Local Authority.

## 20.3 LOCAL AUTHORITY MEMBER RESIGNATION

162/2019 RESOLVED (Owen TURNER/Donald GARNER)

- (a) That Council accepts the resignation of Robert WILLIRI from the Manyallaluk Local Authority;
- (b) That Council accepts the resignation of Richard COLLINS from the Urapunga Local Authority;
- (c) That Council accepts the resignation of Annie DANIELS from the Urapunga Local Authority;
- (d) That Council rescinds the appointment of Cleven WOODS from the Urapunga Local Authority as he no longer resides in that Community;
- (e) Council accepts resignation of Symeon BULUMBARA and Denni BARMA (Barunga);

## 20.4 MEMORANDUM OF UNDERSTANDING

163/2019 RESOLVED (Donald GARNER/Marlene KARKADOO)

- (a) That the Council receives and notes the proposed Memorandum of Understanding between Roper Gulf Regional Council and North Australia Aboriginal Justice Agency (NAAJA);
- (b) That Council notes that a Memorandum of Understanding is unnecessary, and that the Chief Executive Officer will work with NAAJA on standard services available to their visiting officers.

## 20.5 LOCAL AUTHORITY CHAIRPERSON

164/2019 RESOLVED (Eric ROBERTS/Helen LEE)

- (a) That the Council receives and notes the report regarding Local Authority Chairperson appointment in accordance with the *Local Government Act* s.64(1)(a).
- (b) That Council requests each Local Authority nominate a Chairperson for a period of twelve (12) months.

**20.6 BIG RIVERS REGIONAL WASTE MANAGEMENT WORKING GROUP - SUPPORT FOR THE MULTIPURPOSE PORTABLE SHREDDER**

165/2019 RESOLVED (Donald GARNER/Helen LEE)

- (a) That the Council receives and notes the report on the request for support for the Multipurpose Portable Shredder.
- (b) That the Council is committed to supporting and participating in the Big Rivers Waste Management Working Group.
- (c) That the Council agrees to participate in the required business planning and Expression of Interest process and supports that and EOI will be developed for capital funding from the \$3.5m package for the relevant project.
- (d) That the Council agrees that the Big Rivers Regional Waste Management Working Group will be responsible for drafting an EOI on behalf of Roper Gulf Regional Council.
- (e) That Council is to receive a report of the final business plan and EOI before submission.

**CLOSE OF MEETING**

The meeting was terminated at 1445hrs

THIS PAGE AND THE PRECEEDING PAGES ARE THE MINUTES OF THE Ordinary Meeting of Council HELD ON Wednesday, 26 June 2019 AND CONFIRMED Wednesday, 24 July 2019.

  
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Mayor Judy MacFARLANE

