

MINUTES OF THE ROPER GULF REGIONAL COUNCIL, ORDINARY MEETING  
OF COUNCIL HELD AT THE COUNCIL CHAMBERS ROPER GULF REGIONAL  
COUNCIL SUPPORT CENTRE  
2 CRAWFORD STREET, KATHERINE, NT  
ON WEDNESDAY, 21 JUNE 2023 AT 08:30AM

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**1 PRESENT MEMBERS/STAFF/GUESTS**

**1.1 Elected Members**

- Mayor Tony JACK;
- Councillor Edwin NUNGGUMAJBARR;
- Councillor Helen LEE;
- Councillor Patricia FARREL;
- Councillor Annabelle DAYLIGHT;
- Councillor Gadrian HOOSAN;
- Councillor Jana DANIELS; and
- Councillor John DALYWATER.

**1.2 Staff**

- Marc GARDNER, Chief Executive Officer;
- Cindy HADDOW, General Manager Corporate Services and Sustainability;
- David HURST, General Manager Corporate Services and Engagement;
- Chloe IRLAM, Governance Engagement Coordinator;
- Bethany O’SULLIVAN, Communications Coordinator;
- Molly PLESE, Program Communications Officer; and
- Bhumika ADHIKARI, Governance Officer (minute secretary).

**1.3 Guests**

- Karen HOCKING, Project Manager, Department of the Chief Minister and Cabinet; and
- Doreen ALUSA, Manager Legislation and Policy Local Government, Department of the Chief Minister and Cabinet (via video conference).

**2 MEETING OPENED**

The Ordinary Meeting of Council Meeting opened at 8:51am. 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**

**81/2023 RESOLVED (John DALYWATER/Edwin NUNGGUMAJBARR) CARRIED**

That Council:

- (a) accepts the tendered apologies from Deputy Mayor Judy MacFARLANE, Councillor Samuel EVANS, Councillor Kathy-Anne NUMAMURDIRDI; and
- (b) does not accept the absence with no tendered apologies from Councillor Owen TURNER and Councillor Selina ASHLEY.

## **5 QUESTIONS FROM THE PUBLIC**

Nil.

## **6 CONFIRMATION OF PREVIOUS MINUTES**

### **6.1 CONFIRMATION OF PREVIOUS MINUTES**

**82/2023 RESOLVED (Helen LEE/Edwin NUNGGUMAJBARR) CARRIED**

That Council confirms the minutes from its Ordinary Meeting held on 27 April 2023 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**

**83/2023 RESOLVED (Annabelle DAYLIGHT/John DALYWATER) 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**

- Barunga Festival- (Councillor Helen LEE);
- Deed of Variation – Community Child Care Fund- Restricted (CCCFR) Grant Agreement (Chief Executive Officer); and
- Update in relation to Numburindi Corporation (Councillor Edwin NUNGGUMAJBARR).

## **9 DISCLOSURES OF INTEREST**

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

## **10 PREVIOUS COMMITTEE MEETING MINUTES**

### **10.1 PREVIOUS COMMITTEE MEETING MINUTES**

**84/2023 RESOLVED (Patricia FARRELL/Helen LEE) CARRIED**

That Council:

- (a) receives and notes the previous Committee Meeting minutes report; and
- (b) approves the date change of Audit and Risk Committee Meeting from 16 August 2023 to 15 August 2023.

## **11 INCOMING CORRESPONDENCE**

### **11.1 INCOMING CORRESPONDENCE**

**85/2023 RESOLVED (Patricia FARRELL/Annabelle DAYLIGHT)**

**CARRIED**

That Council accepts the incoming correspondence.

*Cr Edwin NUNGGUMAJBARR left the meeting, the time being 09:42 am.*

## **12 OUTGOING CORRESPONDENCE**

### **12.1 OUTGOING CORRESPONDENCE**

**86/2023 RESOLVED (Helen LEE/Jana DANIELS)**

**CARRIED**

That Council:

- (a) notes the outgoing correspondence; and
- (b) requests the amendment of spelling error for Esther BULUMBARA in the report.

*Cr Edwin NUNGGUMAJBARR returned to the meeting, the time being 09:44 am.*

## **13 WARD REPORTS**

### **13.1 YUGUL MANGI WARD REPORT**

**87/2023 RESOLVED (Jana DANIELS/Patricia FARRELL)**

**CARRIED**

That Council:

- (a) receives and notes the Yugul Mangi Ward Report; and
- (b) requests the Chief Executive Officer calls for a 21 day nomination period to fill the two (2) vacancies on the Ngukurr Local Authority.

### **13.2 SOUTH WEST GULF WARD REPORT**

**88/2023 RESOLVED (Gadrian HOOSAN/Edwin NUNGGUMAJBARR)**

**CARRIED**

That Council:

- (a) receives and notes the South West Gulf Ward Report;
- (b) approves the recommendations from the 18 May 2023 Borroloola Local Authority Minutes;
- (c) agrees to facilitate a Town Camp Roads forum in Borroloola in August;
- (d) discusses Councillor attendance at Local Authority Meetings; and
- (e) amends mover in item 14.4 from Councillor Gadrian HOOSAN to Councillor Samuel EVANS of Borroloola Local Authority minutes.

### **13.3 NUMBULWAR NUMBURINDI WARD REPORT**

**89/2023 RESOLVED (Edwin NUNGGUMAJBARR/John DALYWATER)**

**CARRIED**

That Council:

- (a) receives and notes the Numbulwar Numburindi Ward Report; and
- (b) confirms that the Numbulwar Local Authority is rescheduled to Thursday, 20 July 2023.

### **13.4 NEVER NEVER WARD REPORT**

**90/2023 RESOLVED (Annabelle DAYLIGHT/Patricia FARRELL)**

**CARRIED**

That Council:

- (a) receives and notes the Never Never Ward Report;
- (b) approves the recommendations from the Jilkminggan Local Authority Meeting held on 02 May 2023;
- (c) approves the recommendations from the Mataranka Local Authority Meeting held on

- 02 May 2023;
- (d) requests the Chief Executive Officer open a '21-day Nominations Period' to fill one (1) vacancy on the Jilkminggan Local Authority;
  - (e) requests the Chief Executive Officer open a '21-day Nominations Period' to fill two (2) vacancies on the Hodgson Downs (Minyerri) Local Authority; and
  - (f) confirms that the Hodgson Downs (Minyerri) Local Authority is rescheduled to Wednesday, 19 July 2023 for the

The Council conducted the Citizenship Ceremony starts and adjourned for morning tea at 10:00am.

### **13.5 NYIRANGGULUNG WARD REPORT**

**91/2023 RESOLVED (Helen LEE/John DALYWATER)**

**CARRIED**

That Council:

- (a) receives and notes the Nyirranggulung Ward Report; and
- (b) requests the Chief Executive Officer open a '21-day Nominations Period' to fill the two (2) vacancies on the Manyallaluk Local Authority.

## **14 GENERAL BUSINESS**

### **14.1 BARUNGA FESTIVAL**

**92/2023 RESOLVED (John DALYWATER/Jana DANIELS)**

**CARRIED**

That Council:

- (a) receives and notes the verbal report from Councillor Helen LEE in regards to the Barunga Festival;
- (b) acknowledges and express the gratitude to the Barunga, Wugularr (Beswick), Manyallauk, Mataranka and Katherine staff with the preparation and running of the event; and
- (c) thanking the Bagala Traditional Owners and Campaign Edge Sprout with organising a successful Festival in 2023.

### **14.2 DEED OF VARIATION – COMMUNITY CHILD CARE FUND- RESTRICTED (CCCFR) GRANT AGREEMENT**

**93/2023 RESOLVED (John DALYWATER/Helen LEE)**

**CARRIED**

That Council:

- (a) receives and notes the Deed of Variation – Community Child Care Fund – Restricted (CCCFR) Grant Agreement report; and
- (b) approves the execution (signing and use of common seal) of the document.

### **14.3 UPDATE IN RELATION TO NUMBURINDI CORPORATION**

**94/2023 RESOLVED (Patricia FARRELL/John DALYWATER)**

**CARRIED**

That Council receives and notes the verbal update in relation to the Numburindi Corporation and issues.

## **15 EXECUTIVE REPORTS**

### **15.1 MAYOR'S REPORT**

**95/2023 RESOLVED (Helen LEE/Jana DANIELS)**

**CARRIED**

That Council receives and notes the Mayoral Report.

## **15.2 REGIONAL PLAN 2023-2024**

**96/2023 RESOLVED (Edwin NUNGGUMAJBARR/John DALYWATER) CARRIED**

That Council:

- (a) adopts the 2023-24 Regional Plan and all contents contained therein in accordance with Section 35 (1) of the Local Government Act 2019 (the Act) and its statutory instruments, including;
- (b) budget for Financial Year 2023-24 in accordance with Section 203 of the Act; and
- (c) authorises the Chief Executive Officer to submit the finalised, adopted version of the Regional Plan 2023-24 to the Minister for Local Government.

Doreen ALUSA, Manager Legislation and Policy Local Government – Department of the Chief Minister and Cabinet presented to Council on Cemeteries Act Guidelines at 11:00am and left the meeting at 12:08pm.

*Cr Patricia FARRELL left the meeting, the time being 11:48 am.*

*Cr Patricia FARRELL returned to the meeting, the time being 11:52 am.*

Meeting adjourned for Lunch at 12:08pm and reconvened at 12:53pm.

## **15.3 CITIZENSHIP CEREMONY**

**97/2023 RESOLVED (John DALYWATER/Patricia FARRELL) CARRIED**

That Council notes the report in relation to the conduct of a Citizenship Ceremony for Anh Thi Hai Tran.

## **15.4 SUPPORT FOR THE NATIONAL REFERENDUM FOR CONSTITUTIONAL RECOGNITION OF AN INDIGENOUS VOICE TO PARLIAMENT**

**98/2023 RESOLVED (Edwin NUNGGUMAJBARR/Helen LEE) CARRIED**

That Council:

- (a) recognises the history and significance of the Barunga Statement and a call for the National Treaty with Aboriginal and Torres Strait Islanders and the Constitutional Recognition of First Nations people; and
- (b) furthermore, supports a 'Yes' vote for the National Referendum for the Voice to Parliament.

## **15.5 COUNCIL MEETING ATTENDENCE REPORT**

**99/2023 RESOLVED (Patricia FARRELL/Gadrian HOOSAN) CARRIED**

That Council receives and notes the Council Meeting Attendance Report.

## **15.6 NORTHERN TERRITORY ELECTORAL BOUNDARY REDISTRIBUTION - FIRST PROPOSAL**

**100/2023 RESOLVED (John DALYWATER/Edwin NUNGGUMAJBARR) CARRIED**

That Council receives and notes the report in relation to the Northern Territory Electoral Boundary Redistribution – First Proposal.

## **16 DEPUTATIONS AND PETITIONS**

## **17 COMMUNITY SERVICES AND ENGAGEMENT DIVISIONAL REPORT**

### **17.1 NT HEALTH ENGAGEMENT & EDUCATION PROGRAM FUNDING**

#### **RECOMMENDATION**

##### ***REPEATED REPORT – NO RESOLUTION REQUIRED -1354236***

That Council:

- (a) receives and notes the NT Health Engagement & Education Program Funding report; and
- (b) the Common Seal is placed on this agreement.

## **18 CORPORATE SERVICES AND SUSTAINABILITY DIVISIONAL REPORT**

### **18.1 APPROVAL FOR DEED OF VARIATION - INDIGENOUS EMPLOYMENT INITIATIVE FOR RGRC AGED CARE SERVICES**

**101/2023 RESOLVED (John DALYWATER/Patricia FARRELL) CARRIED**

That Council approves the execution (signing and use of common seal) to the Deed of Variation with the Commonwealth Government extending their funding through 2023-24 for Approval for Deed of Variation - Indigenous Employment Initiative for Council's Aged Care Services.

### **18.2 FIN011 - INVESTMENT POLICY (REVIEWED)**

**102/2023 RESOLVED (Helen LEE/Jana DANIELS) CARRIED**

That Council approves the amendments to FIN011 Financial Investment Policy.

### **18.3 DEED OF VARIATION - 4-7ST90R8 - AGED CARE SERVICES**

**103/2023 RESOLVED (Edwin NUNGGUMAJBARR/Gadrian HOOSAN) CARRIED**

That Council:

- (a) receives and notes the Deed of Variation – Community and Home Support for Aged Care Services report; and
- (b) approves the Chief Executive Officer to sign the deed of variation of \$1,062,310.40 million.

### **18.4 INDIGENOUS YOUTH RECONNECT PROJECT - GRANT FUNDING FOR CONTINUATION OF SCHOOLING SUPPORT SERVICES TO 2024-25**

**104/2023 RESOLVED (John DALYWATER/Annabelle DAYLIGHT) CARRIED**

That Council receives and notes the extension of this contract and approves the Acting Chief Executive Officer signing and execution of the funding agreement.

### **18.5 NIAA FUNDING FOR RGRC CDP STAFF TO COMPLETE CERTIV TRAINING AND ASSESSMENT QUALIFICATION AND DELIVER BACK ON TRACK COURSES FOR CDP CLIENTS**

**105/2023 RESOLVED (Gadrian HOOSAN/Jana DANIELS) CARRIED**

That Council notes the Acting Chief Executive Officer signing of the contract with the National Indigenous Australians Agency (NIAA) funding for Community Development Programme (CDP) staff training and the delivery of 'Back on Track' courses through 2023-24.

## **18.6 YOUTH ENGAGEMENT AND EDUCATION - SCHEDULE A - 5 YEAR AGREEMENT**

**106/2023 RESOLVED (John DALYWATER/Annabelle DAYLIGHT) CARRIED**

That Council:

- (a) receives and notes the Schedule A for 5 years Engagement and Education Program from 01/07/2023 – 30/06/2028; and
- (b) approves the Chief Executive Officer to sign the agreement of \$328,273.00.

## **18.7 LOCAL AUTHORITY PROJECTS UPDATE**

**107/2023 RESOLVED (Jana DANIELS/Patricia FARRELL) CARRIED**

That Council receives and notes the Local Authority Projects Update report.

## **18.8 HUMAN RESOURCES AND TRAINING**

**108/2023 RESOLVED (Edwin NUNGGUMAJBARR/Gadrian HOOSAN) CARRIED**

That Council:

- (a) receives and notes the Human Resources and Training report; and
- (b) requests that training is organised for Councilors for Strategic Planning and Community Engagement.

## **18.9 COUNCIL'S FINANCIAL REPORT AS AT 31 MAY 2023**

**109/2023 RESOLVED (Jana DANIELS/Edwin NUNGGUMAJBARR) CARRIED**

That Council receives and notes the Council's Financial Report as at 31 May 2023.

*Cr Helen LEE left the meeting, the time being 01:48pm.*

## **19 INFRASTRUCTURE SERVICES AND PLANNING DIVISIONAL REPORT**

### **19.1 MAJOR PROJECTS REPORT**

**110/2023 RESOLVED (Annabelle DAYLIGHT/Patricia FARRELL) CARRIED**

That Council:

- (a) receives and notes the Major Projects Report; and
- (b) are notified of the completion of the Jilkmिंगgan Crèche softfall and shade project and the status of the Numbulwar Clinic Road projects.

*Cr Helen LEE returned to the meeting, the time being 01:50 pm.*

### **S.1 DEPARTMENT OF CHIEF MINISTER - FEEDBACK ON COUNCIL'S DRAFT 2023-24 REGIONAL PLAN.**

**111/2023 RESOLVED (Edwin NUNGGUMAJBARR/Helen LEE) CARRIED**

That Council receives and notes the feedback from the Department of the Chief Minister and Cabinet on the Council's 2023-24 Regional Plan.

### **S.2 CERTIFICATION OF ASSESSMENT RECORDS**

**112/2023 RESOLVED (Jana DANIELS/Annabelle DAYLIGHT) CARRIED**

That Council acknowledges the Chief Executive Officer certification of the Assessment Record for rateable property in the Roper Gulf Regional Council.

### S.3 DECLARATION OF RATES 2023/24

113/2023 RESOLVED (Edwin NUNGGUMAJBARR/John DALYWATER)

**CARRIED**

That Council:

(a) declares the General Rates, Charges and Special Rates as

Zone/Class	2022-23	2023-24
Residential Rate 1 – Aboriginal Land	\$1,296.97	\$1,335.88
Residential Rate 2 – Borroloola, Mataranka, Larrimah & Daly Waters	\$1,230.05	\$1,266.95
Residential Rate 3 – Vacant on Aboriginal Land	\$1,230.05	\$1,266.95
Commercial Rate 1 – Aboriginal Land	\$1,487.99	\$1,532.63
Commercial Rate 2 – Borroloola, Mataranka, Larrimah & Daly Waters	\$1,448.28	\$1,491.73
Commercial Rate – Tourist Commercial/Caravan Parks	7.4853% UCV	7.710% UCV
Rural Rate 1 – Under 200 hectares	\$1,239.50	\$1,276.69
Rural Rate 2 – Over 200 hectares	\$1,271.69	\$1,309.84
Conditional Rate 1 – Pastoral Leases valued	\$511.97	\$527.33
< \$ 1,230,000		\$0.00
Conditional Rate 2 – Pastoral Leases valued	0.0416.% UCV	0.0428 % UCV
< \$ 1,230,000		
Conditional Rate 3 – Mining Leases valued < \$ 255,100	\$1,211.71	\$1,248.06
Conditional Rate 4 – Mining Leases valued > \$ 255,100	0.4726% UCV	0.486778
Other – All other properties	\$1,269.97	\$1,308.07
Special Rate – Animal Control	\$132.50	\$136.48
Waste Management Charge – per standard rubbish bin multiplied by the number of collections per week	\$447.91	\$461.35

- (b) Rates and Charges are payable in two (2) installments due by 30 September 2023 and 31 January 2024; and
- (c) interest charge of 18% for late payment.

### 20.3 COMMUNITY DEVELOPMENT PROGRAMME (CDP) UPDATE

114/2023 RESOLVED (John DALYWATER/Gadrian HOOSAN)

**CARRIED**

That Council:

- (a) receives and notes the Community Development Programme (CDP) Update report; and
- (b) makes public the resolution from this report in the open minutes of this Council meeting.



## 20.5 TENDER FOR HOMELANDS WATER TANKS

115/2023 RESOLVED (John DALYWATER/Edwin NUNGGUMAJBARR) **CARRIED**

That Council:

- (a) receives and notes the Tender for Homelands Water Tanks report;
- (b) approves the award of \$533,266.80 (including GST) to Hoar Co for the supply and install of water tanks on stands and upgrade of water supply systems in Kewulyi and Mount Catt, thereby affixing the Council seal on the Major Works Contract; and
- (c) makes public the resolution from this report in the open minutes of this Council meeting.

## 20.6 REMOTE POOLS PROJECT

116/2023 RESOLVED (Patricia FARRELL/Annabelle DAYLIGHT) **CARRIED**

That Council:

- (a) receives and notes this report;
- (b) considers entering into an agreement with YMCA of the Northern Territory & Community Services Ltd for the management of swimming pools in the communities of Ngukurr and Borroloola;
- (c) requests that the YMCA NT present further proposal at the July Finance and Infrastructure Committee Meeting; and
- (d) makes public the resolution from this report in the open minutes of this Council meeting.

## 20 CONFIDENTIAL ITEMS

### DECISION TO MOVE TO CLOSED SESSION

117/2023 RESOLVED (John DALYWATER/Annabelle DAYLIGHT) **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** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(e), 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** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(e), 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.*
- 20.3 Community Development Programme (CDP) Update** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(c)(i) (c)(iii) (c)(iv) (e) (f), 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 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 kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest; AND information in relation to a complaint of a contravention of the code of conduct.*
- 20.4 Waste Management Strategy Consultation Report** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(c)(i), information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person.*
- 20.5 Tender for Homelands Water Tanks** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(c)(i), information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person.*

**20.6 Remote Pools Project** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(a) (b) (c)(i) (c)(ii) (c)(iii) (c)(iv) (d) (e), 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 about the personal circumstances of a resident or ratepayer; 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 maintenance or administration of the law; AND information that would, if publicly disclosed, be likely to prejudice the security of the council, its members or staff; AND information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information subject to an obligation of confidentiality at law, or in equity; AND 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 CEO Review Committee** - *The report will conducted in accordance with the Local Government Act 2019 and Local Government (General) Regulations 2021 s51(1)(a) (d), 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 subject to an obligation of confidentiality at law, or in equity.*

*The meeting moved to the Confidential Session at 2:19 pm.*

#### **RETURN TO OPEN**

**118/2023 RESOLVED (Helen LEE/Patricia FARRELL)**

**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 re-opened to the public at 3:00 pm.*

#### **21 CLOSE OF MEETING**

The meeting closed at 3:01 pm.

This page and the preceding pages are the minutes of the Ordinary Meeting of Council held on Wednesday, 21 June 2023 and will be confirmed at the next meeting.

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Mayor Tony JACK

Confirmed on Wednesday, 23 August 2023.