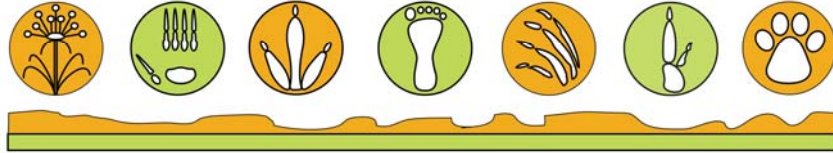


BARKLY REGIONAL COUNCIL



OUR VISION

We strive to be responsive, progressive, sustainable council which respects, listens and empowers the people to be strong.

The Way We Will Work

We will make it happen!

We will be engaged and have regular opportunities to listen.

We will have strong policy and budgets to ensure our programs and services are progressive and sustainable.

Respect is shown in everything we do and we have acceptance of all cultures in the Barkly Region and their practices through a culturally competent Council.

We are a responsible Council.

We will be a responsive Council.

We want to empower local decision making.

We want to ensure that our services are sustainable and that our region has a standard consistent level of services.

We want to be able to sustain our environment – our communities, our physical places, our people and our organisational culture.

We will aggressively pursue additional funding from both levels of government to improve the standard of living of people across the region.

We need to be realistic, transparent and accountable.

MINUTES

ORDINARY COUNCIL MEETING THURSDAY, 17 SEPTEMBER 2015

The Ordinary Council Meeting of the Barkly Regional Council was held in Tennant Creek on Thursday, 17 September 2015 at 9:30am.

Edwina Marks
Chief Executive Officer

1. **OPENING AND ATTENDANCE**

Meeting commenced at 9.37am with President Barb Shaw as chair.
“Acknowledgement of Country” was provided by President Barb Shaw and the Council prayer was read by President Barb Shaw.

President Barb Shaw paid respects and acknowledged the passing of Kumunjay Nabarula. Elected Members and staff held a minute silence in honour of Nabarula.

1.1 **ELECTED MEMBERS PRESENT**

President Barb Shaw
Cr. Ray Aylett
Cr. Bob Bagnall
Cr. Ada Beasley
Cr. Tony Boulter
Cr. Pat Braun
Cr. Narelle Bremner
Cr. Noel Hayes
Cr. Lucy Jackson
Cr. Jennifer Mahoney
Cr. Tim Price

1.2 **STAFF MEMBERS PRESENT**

Edwina Marks; Chief Executive Officer
Peter Ryan; Director People and Safety
Courtney Barber; Executive Assistant to the Chief Executive Officer

1.3 **APOLOGIES**

Cr. Hal Ruger
Cr. Joyce Taylor

1.4 **ABSENT WITHOUT APOLOGIES**

Nil

1.5 **DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF**

President Barb Shaw, Cr. Braun and Cr. Hayes regarding confidential item 14.4

2. **CONFIRMATION OF COUNCIL MEETING MINUTES**

2.1 **ORDINARY COUNCIL MEETING MINUTES - 20 AUGUST 2015**

MOTION

That Council

- a) Confirm the minutes of the Ordinary Council Meeting held on 20 August 2015 at Tennant Creek as a true and accurate record.

Moved: Cr. Price

Seconded: Cr. Braun

CARRIED UNAN.

Resolved 262/15

3. BUSINESS ARISING REPORT

3.1 PAST MEETING DECISION/ACTION LIST - 20 AUGUST 2015

MOTION

That Council

- a) Receive and note the past meeting Decision/Action List from its Meeting on 20 August 2015

Moved: Cr. Braun

Seconded: Cr. Price

CARRIED UNAN.

Resolved 263/15

4. LOCAL AUTHORITY MEETING MINUTES AND BUSINESS ARISING

4.1 ELLIOTT LOCAL AUTHORITY MEETING - 11 AUGUST 2015

MOTION

That Council

- a) Receive and note the Elliott Local Authority meeting minutes of the 11 August 2015
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

Moved: Cr. Bagnall

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 264/15

Cr. Bagnall commended Chris Neade, Chair of the Elliott Local Authority, who was re elected for a further 12 months as Chair. Cr. Bagnall also highlighted the significant capacity that has been grown at the local level with Chris Neade as Chair throughout the last 12 months.

MOTION

That Council

- a) Break for morning tea, the time being 10:37am

Moved: Cr. Aylett

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 265/15

MOTION

That Council

- a) Return to session, the time being 10:59am

Moved: Cr. Boulter

Seconded: Cr. Hayes

CARRIED UNAN.

Resolved 266/15

5. ADDRESSING THE MEETING

Nil

6. NOTICES OF MOTION

Nil

7. **RESCISSION MOTIONS**

Nil

8. **COMMITTEE REPORTS AND BUSINESS ARISING**

Nil

9. **GENERAL BUSINESS AND MATTERS FOR NOTING REPORTS**

9.1 APPOINTMENT OF WUTUNUGURRA LOCAL AUTHORITY MEMBERSHIP

MOTION

That Council

- a) Receive and note nominations for the Wutunugurra Local Authority
- b) Accept the recommendations from the selection panel and endorse the following nomination; Owen Torres
- c) Advertise for a further 28 days for the remaining three (3) positions

Moved: Cr. Boulter

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 267/15

9.2 TENNANT CREEK SWIMMING POOL LIGHTING

MOTION

That Council

- a) Endorse the application to the Northern Territory's Capital and Equipment upgrade funding round
- b) Endorse the additional expenditure of \$26,905 plus gst for the replacement of the lighting poles as part of the Purkiss Reserve Swimming Pool upgrade.

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 268/15

9.3 LOT 17, PEKO ROAD, TENNANT CREEK (TENNANT CREEK BOWLING CLUB)

MOTION

That Council

- a) Support in principal the transfer of the Club and grounds across to a community incorporated committee
- b) Delegate to the CEO to investigate the transfer of the lease and commence discussions with the Crown
- c) Report back to Council with all relevant documents for endorsement and execution.

Moved: Cr. Bremner

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 269/15

9.4 AUSTRALIA DAY NT 2015 CONFERENCE

MOTION

That Council

- a) Endorse the attendance of one (1) Elected Member and one (1) staff member to attend the 2015 Australia Day NT Conference in Katherine between 22 October and 23 October 2015
- b) Endorse a Council supported Australia Day Committee

Moved: Cr. Price

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 270/15

9.5 LGANT CALL FOR POLICY AND ACTION MOTIONS

MOTION

That Council

- a) Forward motions to LGANT for consideration at its General meeting being held in November 2015

Moved: Cr. Boulter

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 271/15

9.6 LOW AROMATIC FUEL CONSULTATIONS TENNANT CREEK

MOTION

That Council

- a) Receive and note the draft policy developed during 2014
- b) Provide support for the Caylus submission as requested
- c) Provide a short submission to the Australian Government in relation to the issue, including our draft policy.

Moved: Cr. Bremner

Seconded: Cr. Mahoney

CARRIED UNAN.

Resolved 272/15

9.7 AMPILATWATJA SPECIAL PURPOSE GRANT

MOTION

That Council

- a) Receive and note the report.

Moved: Cr. Bremner

Seconded: Cr. Bagnall

CARRIED UNAN.

Resolved 273/15

9.8 COLLECTIVE PROCUREMENT AGREEMENT

MOTION

That Council

- a) Receive and note the report.

Moved: Cr. Boulter

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 274/15

9.9 STRONG SOCIETY, CONFIDENT CULTURE CONSULTATION

MOTION

That Council

- a) Receive and note the report.
- b) Circulate a draft to Councillors for comment, with feedback to be returned to the CEO by 22 September 2015, to enable submission by 30 September 2015.

Moved: Cr. Boulter

Seconded: Cr. Braun

CARRIED UNAN.

Resolved 275/15

9.10 RATIFICATION OF THE COMMON SEAL

MOTION

That Council ratify the execution of the following document under Council's Common Seal between 9 September 2015 and 11 September 2015.

- 18/08/2015 – Department Children and Families – Elliott Safe house 2015/16
- 18/08/2015 – Department Children and Families – Ali Curung Safe House 2015/16

Moved: Cr. Bremner

Seconded: Cr. Bagnall

CARRIED UNAN.

Resolved 276/15

10. PRESIDENT REPORT

10.1 PRESIDENTS REPORT - AUGUST 2015

MOTION

That Council

- a) Receive and note the report of the Presidents activities for the month of August 2015.

Moved: Cr. Braun

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 277/15

**It was noted that Cr. Bremner will be the next Deputy President from 1 October 2015 through to 31 January 2016 as per the rotating Deputy President Schedule.*

11. CHIEF EXECUTIVE OFFICER'S REPORTS

11.1 CHIEF EXECUTIVE OFFICER - AUGUST 2015 REPORT

MOTION

That Council

- a) Receive and note the report of the Chief Executive Officer for the month of August 2015.

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 278/15

11.2 DIRECTOR COMMUNITIES - AUGUST 2015 REPORT

MOTION

That Council

- a) Receives and notes the Communities Directorate activities report, for the month of August 2015.

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 279/15

11.3 DIRECTOR PEOPLE AND SAFETY - AUGUST 2015 REPORT

MOTION

That Council

- a) Receives and notes the report of the activities within the People and Safety Directorate for the month of August 2015

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 280/15

11.4 DIRECTOR OPERATIONS - AUGUST 2015 REPORT

MOTION

That Council

- a) Receive and note the report of the activities within the Operations Directorate for the month of August 2015.

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 281/15

MOTION

That Council

- a) Break for lunch, the time being 12:56pm

Moved: Cr. Aylett

Seconded: Cr. Braun

CARRIED UNAN.

Resolved 282/15

MOTION

That Council

- a) Return to session, the time being 1:29pm

Moved: Cr. Bremner
Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 283/15

11.5 DIRECTOR CORPORATE SERVICES - AUGUST 2015 REPORT**MOTION**

That Council

- a) Receive and note the report outlining the activities within the Corporate Services Directorate for the month of August 2015.

Moved: Cr. Boulter
Seconded: Cr. Price

CARRIED UNAN.

Resolved 284/15

11.6 PUBLIC RELATIONS AND EVENTS - AUGUST 2015 REPORT**MOTION**

That Council

- a) Receive and note the report of the activities within Public Relations for the month of August 2015

Moved: Cr. Braun
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 285/15

12. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

13. PETITIONS AND DEPUTATIONS

Nil

9. GENERAL BUSINESS – *SUPPLEMENTARY ITEM**9.11 LOT 106 BUCHANAN STREET ELLIOTT, WATER PARK DEVELOPMENT****MOTION**

That Council

- a) Receive and note the report.
- b) Endorse that the development proceed accordingly.

Moved: Cr. Bagnall
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 286/15

14. DECISION TO MOVE INTO CLOSED SESSION AT 2:18pm

MOTION

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:-

Moved: Cr. Boulter

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 287/15

14.1 Confidential Council Meeting - 20 August 2015

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.

14.2 CEO Review - August 2015

The report will be dealt with under Section 65(2) (a) 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.

14.3 Councillor Court Hearing Code of Conduct Appeal

The report will be dealt with under Section 65(2) (a) (ciii) 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 prejudice the interests of council or some other person.

14.4 Rates Exemption

The report will be dealt with under Section 65(2) (b) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the personal circumstances of a resident or ratepayer.

4.1 CONFIDENTIAL COUNCIL MEETING - 20 AUGUST 2015

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.

MOTION

That Council

- a) Receive and note the Minutes of the Confidential Session held on 20 August 2015 in Tennant Creek as a true and accurate record.

Moved: Cr. Jackson

Seconded: Cr. Beasley

CARRIED UNAN.

Resolved 288/15

President Shaw, Cr. Braun and Cr. Hayes declared an interest in the next item (14.4) and left the meeting, the time being 2:31pm

Cr. Bremner presided as chair

Cr. Mahoney left the meeting, the time being 2:32pm

14.4 RATES EXEMPTION

The report will be dealt with under Section 65(2) (b) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the personal circumstances of a resident or ratepayer.

MOTION

That Council

- a) Support an exemption status on public benevolence grounds for the property located at 68 Schmidt Street, Tennant Creek, owned and operation by Anyinginyi Aboriginal Health Corporation.
- b) Not support an exemption for the properties located at 5 Paterson Street, Tennant Creek and 1 Irvine Street, Tennant Creek as these do not provide direct public benevolence.
- c) Not support a concession for the properties located at 5 Paterson Street, Tennant Creek and 1 Irvine Street, Tennant Creek on financial grounds for the 2015/16 year.
- d) Invite the consideration of applications for concession during the 2016/17 year
- e) That the levies, and any interest pertaining to those levies charged, for the 2015/16 period for the property located at 68 Schmidt Street, Tennant Creek be reversed and our records noted that they are exempt for this year and future years
- f) Note that service and user charges will continue to be levied on all properties
- g) Confirm the resolution be moved to open session with the report to remain in confidential

Moved: Cr. Boulter

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 289/15

Cr. Mahoney returned to the meeting, the time being 2:45pm

President Shaw, Cr. Braun and Cr. Hayes returned to the meeting, the time being 2:45pm

President Shaw resumed her position as chair, the time being 2:45pm

Cr. Aylett left the meeting, the time being 2:47pm

14.3 COUNCILLOR COURT HEARING CODE OF CONDUCT APPEAL

The report will be dealt with under Section 65(2) (a) (ciii) 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 prejudice the interests of council or some other person.

The item was resolved in confidential 290/15

Cr. Aylett returned to the meeting, the time being 3:07pm

14.2 CEO REVIEW - AUGUST 2015

The report will be dealt with under Section 65(2) (a) 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.

The item was resolved in confidential 291/15

15. RESUMPTION OF MEETING

MOTION

That Council move back into open session at 4:22pm

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 292/15

16. CLOSE OF MEETING

President Barb Shaw closed the meeting at 4:23pm

Next Ordinary meeting of Council to be held in Tennant Creek on Thursday 15 October 2015

Barb Shaw
Council President

Edwina Marks
Chief Executive Officer