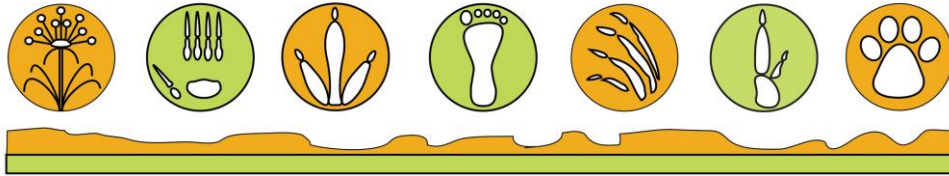


BARKLY REGIONAL COUNCIL



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

SPECIAL COUNCIL MEETING WEDNESDAY, 27 JULY 2016

The Special Council Meeting of the Barkly Regional Council was held in Tennant Creek on Wednesday, 27 July 2016 at 9:00am.

Chris Wright
Acting Chief Executive Officer

1. OPENING AND ATTENDANCE

Meeting commenced at 9:01am with Acting President Bob Bagnall as chair. "Welcome to Country" was provided by Mrs. Francine McCarthy of the Patta Group and the Council prayer was read by Cr. Pat Braun

1.1 ELECTED MEMBERS PRESENT

Cr. Ray Aylett
Cr. Bob Bagnall
Cr. Pat Braun
Cr. Narelle Bremner
Cr. Noel Hayes
Cr. Lucy Jackson
Cr. Jennifer Mahoney
Cr. Neil Price
Cr. Tim Price
Cr. Hal Ruger
Cr. Joyce Taylor

1.2 STAFF MEMBERS AND VISITORS PRESENT

Marion Smith; Chief Executive Officer
Chris Wright; Director Corporate Services
Elai Semisi; Acting Director Infrastructure
Michael Hummel; HR Manager
Courtney Barber; Executive Assistant to the CEO (Minute taker)
Sabrina Cadzow; Executive Assistant to the President
Mark Parsons; Area Manager, Ali Curung and Wutunugurra
Troy Koch; Area Manager, Alpururulam
Enock Menge; Area Manager, Ampilatwatja
Shelley McDonald; Acting Area Manager, Elliott
Christine Verbis; Acting Area Manager, Arlparra
Mr. Allan McGill; Representative of Local Government Association NT

1.3 APOLOGIES

President Barb Shaw (Leave of Absence)
Cr. Ada Beasley

1.4 ABSENT WITHOUT APOLOGIES

Nil

1.5 DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF

Cr. Joyce Taylor declared an interest on item 17.6
Cr. Pat Braun declared an interest on item 17.6

2. CONFIRMATION OF PREVIOUS MINUTES

Nil

3. ACTIONS FROM PREVIOUS MINUTES

Nil

4. ADDRESSING THE MEETING

4.1 OATH OF OFFICE - PATTAWARD VACANCY - MR. NEIL PRICE

Mr. Neil Price was sworn in and read the Oath of Office, to fill the vacant position within the Patta Ward for the remainder of the current term (ending August 2017).

18. DECISION TO MOVE INTO CLOSED SESSION AT 9:09am

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. Narelle Bremner

Seconded: Cr. Bob Bagnall

CARRIED UNAN.

Resolved OC 178/16

RESUMPTION OF MEETING

MOTION

That Council return to open session, the time being 10:15am. Break for morning tea 10:17am.

Moved: Cr. Joyce Taylor

Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 179/16

18.2 CHIEF EXECUTIVE OFFICER - PROBATIONARY REVIEW

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.

MOTION

That Council

- a) Having conducted a probation period performance assessment of Marion Smith the Council Chief Executive Officer, and having considered feedback received from Councillors, staff and external stakeholders and having considered responses to that feedback provided by the CEO, the Council, pursuant to Clause 2.3 (c) (11) of the employment contract hereby terminates the employment contract with Marion Adele Smith on the grounds that the CEO's performance has not been to the satisfaction of the Council
- b) In accordance with the employment contract the employee be given a payment of four (4) weeks entitlements in lieu of notice.
- c) As an interim measure, Mr. Chris Wright be appointed to Act as Chief Executive

Officer for the period to 31 August 2016 whilst the Council considers its options for the longer term.

Moved: Cr. Narelle Bremner

Seconded: Cr. Hal Ruger

Resolved OCCS 34/16

For: Crs Aylett, Bagnall, Bremner, Hayes, Jackson, Mahoney, T. Price, N. Price, Ruger and Taylor

Against: Cr Braun

CARRIED

MOTION

That Council return to the meeting, the time being 10:51am

Moved: Cr. Lucy Jackson

Seconded: Cr. Pat Braun

CARRIED UNAN.

Resolved OC 180/16

5. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

6. PETITIONS AND DEPUTATIONS

Nil

7. COUNCIL PRESIDENT REPORT

Nil

8. CHIEF EXECUTIVE OFFICER REPORTS

Nil

9. CORPORATE SERVICES DIRECTORATE REPORTS

Nil

10. INFRASTRUCTURE DIRECTORATE REPORTS

Nil

11. COMMUNITIES DIRECTORATE REPORTS

Nil

12. PEOPLE AND SAFETY DIRECTORATE REPORTS

Nil

13. LOCAL AUTHORITY REPORTS

Nil

14. COMMITTEE REPORTS

Nil

15. NOTICES OF MOTION

Nil

16. RESCISSION MOTIONS

Nil

17. GENERAL BUSINESS

17.1 DECLARATION OF RATES 2016/17

MOTION

That Council

- a) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone C – Commercial with a multiplier of 0.06191715

Moved: Cr. Hal Ruger

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 181/16

MOTION

- b) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone CL – Community Living with a multiplier of 0.08394094

Moved: Cr. Noel Hayes

Seconded: Cr. Pat Braun

CARRIED UNAN.

Resolved OC 182/16

MOTION

- c) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone CP – Community Purpose with a multiplier of 0.04228814

Moved: Cr. Joyce Taylor

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 183/16

MOTION

- d) Adopt the Differential Rates Allotments in the Town of Tennant Creek classified as for Zone GI – General Industry with a multiplier of 0.12854079

Moved: Cr. Ray Aylett

Seconded: Cr. Neil Price

CARRIED UNAN.

Resolved OC 184/16

MOTION

- e) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone LI – Light Industry with a multiplier of 0.12693856

Moved: Cr. Lucy Jackson

Seconded: Cr. Ray Aylett

CARRIED UNAN.

Resolved OC 185/16

MOTION

- f) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone MD – Multiple Dwelling with a multiplier of 0.02489957

Moved: Cr. Joyce Taylor

Seconded: Cr. Hal Ruger

CARRIED UNAN.

Resolved OC 186/16

MOTION

- g) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone MR – Medium Density Residential with a multiplier of 0.01503846

Moved: Cr. Noel Hayes

Seconded: Cr. Lucy Jackson

CARRIED UNAN.

Resolved OC 187/16

MOTION

- h) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone OR – Organised Recreation with a multiplier of 0.02879886

Moved: Cr. Neil Price

Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 188/16

MOTION

- i) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone RL – Rural Living with a multiplier of 0.01341316

Moved: Cr. Jennifer Mahoney

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 189/16

MOTION

- j) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone SC – Service Commercial with a multiplier of 0.05703371

Moved: Cr. Ray Aylett
Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 190/16

MOTION

- k) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone SD – Single Dwelling with a multiplier of 0.02498156

Moved: Cr. Jennifer Mahoney
Seconded: Cr. Hal Ruger

CARRIED UNAN.

Resolved OC 191/16

MOTION

- l) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone TC – Tourist Commercial with a multiplier of 0.06646564

Moved: Cr. Joyce Taylor
Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 192/16

MOTION

- m) Adopt the Differential Rates for Allotments in the Town of Tennant Creek classified as Zone UF – Urban Farmland 0.00652895

Moved: Cr. Lucy Jackson
Seconded: Cr. Jennifer Mahoney

CARRIED UNAN.

Resolved OC 193/16

MOTION

- n) Adopt the Differential Rates for Allotments in the Town of Elliott used principally for commercial or business purposes with a multiplier of 0.00893262

Moved: Cr. Tim Price
Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 194/16

MOTION

- o) Adopt the Differential Rates Allotments in the Town of Elliott for all other allotments not included in point 'n' above with a multiplier of 0.00517763

Moved: Cr. Tim Price
Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 195/16

MOTION

- p) Adopt the Differential Rates for Condition Rateable Land (approved rating proposal 2016/17 pursuant to section 142 *Local Government Act*) Land held under pastoral lease with a multiplier of 0.00029900 and a minimum rate of \$368.31

Moved: Cr. Tim Price
Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 196/16

MOTION

- q) Adopt the Differential Rates for Condition Rateable Land (approved rating proposal 2016/17 pursuant to section 142 *Local Government Act*) Land occupied under a mining tenement with a multiplier of 0.00340000 and a minimum rate of \$871.31

Moved: Cr. Ray Aylett

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 197/16

MOTION

- r) Adopt the Fixed Charges of \$935.00 for allotments in Newcastle Waters used principally for commercial or business purposes

Moved: Cr. Narelle Bremner

Seconded: Cr. Joyce Taylor

CARRIED UNAN.

Resolved OC 198/16

MOTION

- s) Adopt the Fixed Charges of \$207.00 for allotments in Newcastle Waters for all other allotments not included in point 'r' above

Moved: Cr. Lucy Jackson

Seconded: Cr. Neil Price

CARRIED UNAN.

Resolved OC 199/16

MOTION

- t) Adopt the Fixed Charges of \$1114.00 for allotments in the Community and surrounding Living Areas of Ali Curung, Alpurrurulam, Ampilatwatja, Imangara and Wutunugurra for allotments used principally for commercial or business purposes

Moved: Cr. Lucy Jackson

Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 200/16

MOTION

- u) Adopt the Fixed Charges of \$940.00 for allotments in the Community and surrounding Living Areas of Ali Curung, Alpurrurulam, Ampilatwatja, Imangara and Wutunugurra for allotments not included in point 't' above

Moved: Cr. Tim Price

Seconded: Cr. Lucy Jackson

CARRIED UNAN.

Resolved OC 201/16

MOTION

- v) Adopt the Fixed Charges of \$1114.00 for allotments in the Council Area (excluding those comprised in other parts of the schedule) Allotments used principally for commercial or business purposes

Moved: Cr. Joyce Taylor

Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 202/16

MOTION

w) Adopt the Fixed Charges of \$940.00 for allotments in the Council Area (excluding those comprised in other parts of the schedule) All other allotments not included in point 'w' above

Moved: Cr. Narelle Bremner

Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 203/16

MOTION

x) Adopt fixed charges of \$329.00 for collection of 240 Litre Garbage Bin, Additional 240 Litre Garbage Bins and Elliott Garbage Charge

Moved: Cr. Lucy Jackson

Seconded: Cr. Jennifer Mahoney

CARRIED UNAN.

Resolved OC 204/16

MOTION

y) Adopt fixed charges of \$953.00 for Daily Garbage Service

Moved: Cr. Noel Hayes

Seconded: Cr. Ray Aylett

CARRIED UNAN.

Resolved OC 205/16

MOTION

z) Adopt fixed charges of \$854.00 for Rural Garbage Charge

Moved: Cr. Ray Aylett

Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 206/16

MOTION

aa) Adopt fixed charges of \$427.00 for Additional Rural Garbage Charge

Moved: Cr. Hal Ruger

Seconded: Cr. Ray Aylett

CARRIED UNAN.

Resolved OC 207/16

MOTION

bb) Adopt payment by installment with the due dates of:

Installment 1: Friday 2nd September 2016

Installment 2: Friday 25th November 2016

Installment 3: Friday 17th February 2017

Installment 4: Friday 28th April 2017

Moved: Cr. Joyce Taylor

Seconded: Cr. Lucy Jackson

CARRIED UNAN.

Resolved OC 208/16

17.2 2016/17 BUDGET

MOTION

That Council

- a) Adopt the budget for 2016/17 as proposed in the amended budget contained in the draft Regional Plan

Moved: Cr. Hal Ruger

Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 209/16

17.3 2016/17 FEES AND CHARGES

MOTION

That Council

- a) Endorse the draft Fees and Charges for the 2016/2017 year, not including the Purkiss Reserve Fees and Charges
- b) Pertaining to the Purkiss Reserve Fees and Charges; Council has instructed its managers to arrange consultation with the Purkiss Reserve user groups with the objective that a Fees and Charges regime is arrived at that is equitable with the primary users of the reserve
- c) Seek community feedback and input regarding to the Draft Purkiss Reserve Fees and Charges 2016/17
- c) Pertaining to the Tennant Creek swimming pool entry fees; Council instructs that the pool pass fees are reviewed to account for the fact that the pool is opened for six months and closed for six months of each year. Accordingly:
\$500 for a family season pass
\$270 for an adult season pass and
50% of the adult season for children.

Moved: Cr. Hal Ruger

Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 210/16

17.4 2016/17 COUNCIL MEMBER ALLOWANCES

MOTION

That Council

- a) Receives the report
- b) Accepts the allowances for Elected members and Local Authority members for the financial year 2016-2017 in accordance with *Section 71(2) of the Act* as shown in the Regional Plan

Moved: Cr. Joyce Taylor

Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 211/16

MOTION

That Council

- a) Invite Mr. Darren Johnson, Director Homelands, Outstations and Town Camps from the Department of Local Government and Community Services to present to Council at the next Ordinary Council Meeting, regarding clarification pertaining to the recent

contract of the Municipal Essential Services based in Arlparra. Specifically, why the contract did not go through a Tender process.

Moved: Cr. Pat Braun
Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 212/16

MOTION

That Council break for lunch the time being, 12.24pm

Moved: Cr. Narelle Bremner
Seconded: Cr. Joyce Taylor

CARRIED UNAN.

Resolved OC 213/16

MOTION

That Council return to session, the time being, 1:16pm

Moved: Cr. Lucy Jackson
Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 214/16

Council discussed the Governance Manager and Governance Officer positions that had been proposed within the Draft 2016/17 Regional Plan and Budget. The new position of Governance Manager had been advertised, without the endorsement of Council. Interviews had taken place, with the HR Manager confirming that a verbal offer had been extended to the preferred candidate, and that it can be retracted. Council requested that the position be pulled, additionally changing the establishment list, within the Regional Plan that the positions should be filled subject to government funding. A note will be affixed to the list within the final version of the 2016/17 Regional Plan and Budget, that reflects this change.

Council agreed with all proposed "track changes" as presented and the following motion was put and carried.

17.5 2016-2017 DRAFT REGIONAL PLAN AND BUDGET

MOTION

That Council

- a) Receives and notes the report 2016-2017 Draft Regional Plan and Budget
- b) Adopts the Regional Plan as amended in accordance with *Section 24(1) of the Act*
- c) Adopts the 2016/17 Budget in accordance with *Section 128 (1) of the Act (refer to resolution OC 211/16)*
- d) Makes the Declaration of Rates in accordance with *Section 155 (1) of the Act (refer to resolutions OC 183/16 to 210/16)*
- e) Accepts the Elected Members and Local Authorities Allowances in accordance with *Section 71(2) of the Act (refer to resolution OC 213/16)*
- f) Instructs Managers and Officers to develop procedures that will deliver on the strategic measures, listed on page 10, heading one (1) (Strategic Directions) of the Regional Plan.
- g) Accept the late submission from Jennifer Kennedy regarding the Regional Plan and provide a formal response to the resident.
- h) Accepts all submissions, including Council Officer's recommendations/responses

pertaining to actions to be taken.

Moved: Cr. Noel Hayes
Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 215/16

Crs. Taylor and Braun declared an interest on item 17.6 and left the meeting, the time being 1:45pm

17.6 2016 INDIGENOUS WOMEN'S LEADERSHIP SUMMIT

MOTION

That Council

- a) Receive and note the report
- b) Accept the offer of Elected members to allocate funds from their Professional Development allowance, to make up the shortfall (approximately \$230 per Councillor), to enable the attendance of Crs. Taylor and Braun at the 2016 Indigenous Women's Leadership Summit

Moved: Cr. Hal Ruger
Seconded: Cr. Narelle Bremner

CARRIED UNAN.

Resolved OC 216/16

Crs. Taylor and Braun returned to the meeting, the time being 1:55pm

18. DECISION TO MOVE INTO CLOSED SESSION AT 1:57pm

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. Joyce Taylor
Seconded: Cr. Lucy Jackson

CARRIED UNAN.

Resolved OC 217/16

18.1 SPECIAL PURPOSE GRANT - ANIMAL MANAGEMENT

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

Resolved in confidential OCCS 35/16

RESUMPTION OF MEETING

MOTION

That Council move back into open session at 2:17pm

Moved: Cr. Narelle Bremner

Seconded: Cr. Tim Price

CARRIED UNAN.

Resolved OC 218/16

19. CLOSE OF MEETING

Acting President Bob Bagnall closed the meeting, the time being 2:18pm

Bob Bagnall
Acting Council President

Chris Wright
Acting Chief Executive Officer

CONFIRMED