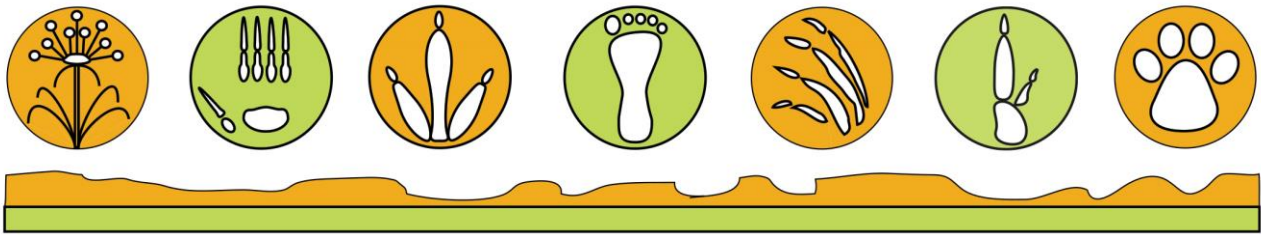


BARKLY REGIONAL COUNCIL



AGENDA ORDINARY COUNCIL MEETING

THURSDAY, 15 DECEMBER 2022

Barkly Regional Council's Ordinary Council Meeting will be held in Council Chambers, 41 Peko Road, Tennant Creek on Thursday, 15 December 2022 at 8:30am.

Emma Bradbury
Chief Executive Officer

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.

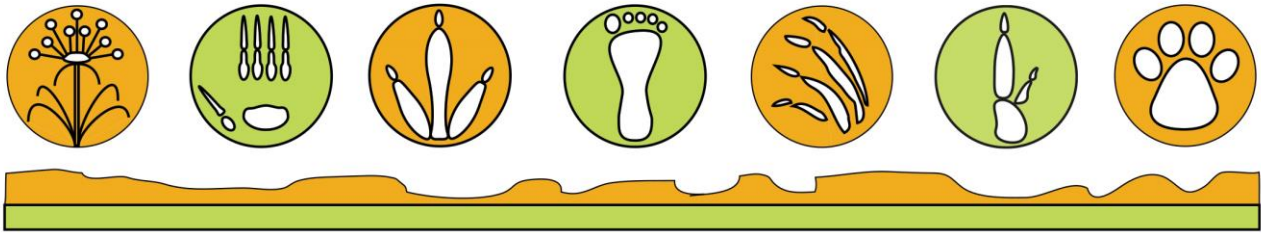
We want to ensure that our services are sustainable and that our region has a standard consistent level of services.

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.

BARKLY REGIONAL COUNCIL



ACKNOWLEDGEMENT TO COUNTRY

We acknowledge the Traditional Owners of Warumungu, Mudberra, Jingili, Wakaya, Wambaya, Waanyi, Walpiri, Warlmanpa, Alyawarr, Anmatyerre and Kaytetye Country on which Barkly Regional Council live and work, and recognise their continuing connection to land, waters and culture. We pay our respects to the ancestors and elders of these lands, past, present and emerging.

May we continue to work together to
Deliver sustainable outcomes through a process
Based on mutual respect and understanding.

COUNCIL PRAYER

Our Lord Jesus Christ, we trust you will guide and bless this meeting of the Barkly Regional Council. We pray that you will ensure that all discussions and decisions made today are just and fair as they will affect all people within the Barkly Region. We also pray for your guidance to ensure that all our dealings are appropriate to all those whom we represent and will reflect an equitable and honest approach to the issues to be discussed today.

Amen

AGENDA

| ITEM | SUBJECT | PAGE NO |
|-----------|---|---------|
| 1 | OPENING AND ATTENDANCE | |
| 1.1 | Elected Members Present | |
| 1.2 | Staff Members Present | |
| 1.3 | Visitors Present | |
| 1.4 | Apologies and Leave of Absence | |
| 1.5 | Absent Without Apology | |
| 1.6 | Disclosure of Interest | |
| 1.7 | Review of Disclosure of Interests Register | |
| 2 | CONFIRMATION OF PREVIOUS MINUTES | |
| 2.1 | Confirmation of Previous Minutes..... | 6 |
| 3 | ACTIONS FROM PREVIOUS MINUTES | |
| 3.1 | Operations Report | 18 |
| 3.2 | Table actions arising..... | 23 |
| 4 | ADDRESSING THE MEETING | |
| | <i>Nil</i> | |
| 5 | QUESTIONS FROM MEMBERS OF THE PUBLIC | |
| | <i>Nil</i> | |
| 6 | MAYOR'S REPORT | |
| 6.1 | Mayor's Report: December 2022..... | 24 |
| 7 | CHIEF EXECUTIVE OFFICER REPORTS | |
| 7.1 | Migration from Tech1 to replacement finance and business management system | 25 |
| 7.2 | Auditors analysis of current financial position | 34 |
| 8 | CORPORATE SERVICES DIRECTORATE REPORTS | |
| | <i>Nil</i> | |
| 9 | INFRASTRUCTURE DIRECTORATE REPORTS | |
| 9.1 | Barkly Regional Council membership - Nomination of Rag Upadhyaya for Northern Territory Planning commission | 50 |
| 10 | COMMUNITY DEVELOPMENT DIRECTORATE | |
| | <i>Nil</i> | |
| 11 | LOCAL AUTHORITY REPORTS | |
| | <i>Nil</i> | |
| 12 | COMMITTEE REPORTS | |
| | <i>Nil</i> | |
| 13 | NOTICES OF MOTION | |
| | <i>Nil</i> | |

14 RESCISSION MOTIONS

Nil

15 OPERATIONS

Nil

16 GENERAL BUSINESS

Nil

17 CORRESPONDENCE

Nil

18 DECISION TO MOVE INTO CONFIDENTIAL SESSION

18.1 2022 Auditor's Management Letter

The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51 (c(iv)) (c(iv)) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information that would, if publicly disclosed, be likely to subject to subregulation (3) – prejudice the interests of the council or some other person.

18.2 Business Process Review

The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51 (a) (a) of the Local Government (General) Regulations 2021. 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 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.

18.3 Confirmation of Previous Minutes

The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51 (c(iv)) (c(iv)) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information that would, if publicly disclosed, be likely to subject to subregulation (3) – prejudice the interests of the council or some other person.

18.4 Table actions arising

The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51 (c(iv)) (c(iv)) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person; AND information that would, if publicly disclosed, be likely to subject to subregulation (3) – prejudice the interests of the council or some other person.

19 THE REGIONAL COUNCIL'S PROPOSED REGIONAL PLAN

Nil

Next Meeting Date

20 CLOSE OF MEETING

CONFIRMATION OF PREVIOUS MINUTES

ITEM NUMBER 2.1
TITLE Confirmation of Previous Minutes
REFERENCE 379112
AUTHOR Emma Bradbury, Chief Executive Officer

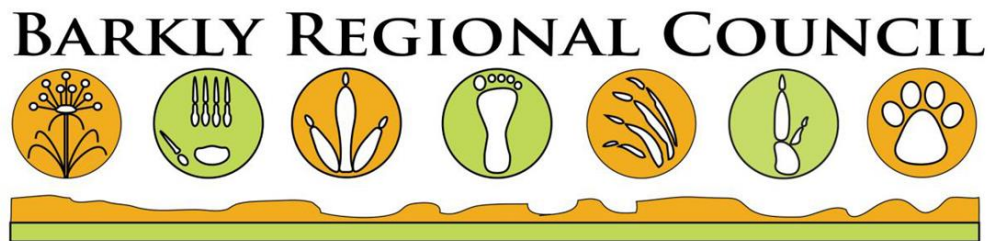
RECOMMENDATION

That Council receive and note the minutes of the November Ordinary Meeting of Council as a true and accurate record of that meeting.

SUMMARY:

ATTACHMENTS:

1 Ordinary Council Meeting Minutes - 24 November 2022.pdf



MINUTES ORDINARY COUNCIL MEETING

The meeting of the Ordinary Council Meeting of the Barkly Regional Council was held in Council Chambers, 41 Peko Road, Tennant Creek on Thursday, 24 November 2022 at 1.43pm.

Emma Bradbury
Chief Executive Officer

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.

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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.

Meeting commenced at 1.43 pm with Mayor Jeffrey McLaughlin as Chair.

1. OPENING AND ATTENDANCE

1.1 Elected Members Present

- Cr. Jeffrey McLaughlin - Mayor
- Cr. Russell O'Donnell – Deputy Mayor
- Cr. Dianne Stokes
- Cr. Ronald Plummer
- Cr. Hal Ruger
- Cr. Greg Marlow
- Cr. Anita Bailey
- Cr. Lennie Barton
- Cr. Heather Wilson

1.2 Staff Members Present

- Emma Bradbury – Chief Executive Officer
- Troy Koch – Director of Operations
- Gillian Molloy – Acting Director of Community Development
- Rag Upadhyaya – Director Infrastructure
- Romeo Mutsago – Chief Financial Officer
- Karen Legge – Corporate & Community Planner
- Richard Bianco – Manager Information Services

1.3 Visitors Present

- Jo McPhee – Executive Officer, Barkly Regional Deal Backbone Team

1.4 Apologies

- Cr. Noel Hayes
- Cr. Pam Corbett

1.5 Absent Without Apologies

- Cr. Jack Clubb
- Cr. Derek Walker

1.6 Disclosure Of Interest – Councillors And Staff – Under Section 116(1) of the *Local Government Act 2019*

Mayor McLaughlin noted his interest in the Tennant Creek Christmas Tree Committee and Christmas Carols event.

1.7 Review of disclosure of interests – Councillors and Staff (to be done at each council meeting)

2. CONFIRMATION OF PREVIOUS MINUTES

2.1 MINUTES OF SPECIAL ORDINARY MEETING - 15 NOVEMBER 2022

MOTION

That Council:

- a) Confirm the Minutes of the Special Ordinary Meeting held on 15 November 2022 as a true and accurate record;
- b) Receive again and note the 2021-2022 Annual Report and audited General Purpose Financial Statements.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Hal Ruger

CARRIED UNAN.

Resolved OC 216/22

Deputy Mayor O'Donnell noted the contribution of staff to the collation and publication of the Annual Report, and noted that Council lodged the Annual Report to the Minister and met the statutory deadline.

Action: Councillor Marlow requested that the Auditor's Management Letter be provided to the Council.

2.2 CONFIRMATION OF PREVIOUS MINUTES (27 OCTOBER 2022)

MOTION

That Council confirm the Minutes of the Ordinary Council Meeting held on 27 October 2022 as a true and accurate record.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Anita Bailey

CARRIED UNAN.

Resolved OC 217/22

2.3 CONFIRMATION OF PREVIOUS CONFIDENTIAL MINUTES

MOTION

That Council carry forward the adoption of the previous Confidential Minutes to the December Council Meeting.

RESOLVED

Moved: Councillor Greg Marlow

Seconded: Deputy Mayor Russell O'Donnell

CARRIED UNAN.

Resolved OC 218/22

3. ACTIONS FROM PREVIOUS MINUTES

3.1 COUNCIL COMMITTEES - EXPRESSIONS OF INTEREST

MOTION

That Council move this item into Confidential session for further discussion.

RESOLVED

Moved: Councillor Lennie Barton

Seconded: Councillor Ronald Plummer

CARRIED UNAN.

Resolved OC 219/22

3.2 TENNANT CREEK POOL: SUNDAY FAMILY FUN DAYS

MOTION

That Council receive and note the Tennant Creek Pool: Sunday Family Fun Days report.

RESOLVED

Moved: Councillor Dianne Stokes

Seconded: Councillor Greg Marlow

CARRIED UNAN.

Resolved OC 220/22

Action: The updated Actions List will be considered at the December Council Meeting.

4. ADDRESSING THE MEETING

4.1 GOVERNANCE & RESPONSIBILITIES IN AGED CARE SERVICE PROVISION

Council received a presentation from Culturally Directed Care Solutions (CDCS) regarding its governance responsibilities related to Council's delivery of Aged Care services in the Barkly.

The Councillors and Executive Team received information about their obligations under the legislation, and were alerted to changes that have arisen from recent aged care inquiries.

4.2 TRIAL OF REDUCED HOURS AT BP SERVICE STATION

Council received a presentation from Chris Bettles from Tennant Creek BP service station to advise of a proposed trial to reduce opening hours. BP is proposing to close between 10pm and 6am overnight in a bid to address staff safety issues and difficulties in recruiting sufficient numbers of staff to cover the 24hour roster.

Mr Bettles is consulting broadly across the community to understand what the possible impacts of the reduced hours may be, and identify if there are other solutions to the issues that need to be addressed. If the trial proceeds, it will likely commence in January 2023.

5. QUESTIONS FROM MEMBERS OF THE PUBLIC

5.1 IMPACT OF VALUER GENERAL'S REVALUATION ON INDUSTRIAL AND COMMERCIAL RATES FOR 2022-23

Council acknowledged the members of the public who addressed Council during the morning's councillor workshop to express their continued dissatisfaction with the amount of the 2022-2023 rates for industrial and commercial land categories.

MOTION

That Council:

- a) invite the Valuer General and a rating specialist to present to Council as soon as possible
- b) notes the discrepancy between the published rate for penalty interest of 15% and the applied rate of 18%, and confirm the published rate as the correct penalty amount
- c) undertake a full review of Council's rating strategy prior to the calculation of the 2023-2024 rates
- d) explores options to minimise the adverse impacts of rate increases on affected ratepayers.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Greg Marlow

CARRIED UNAN.

Resolved OC 221/22

6. MAYOR'S REPORT

6.1 ACTING MAYOR'S REPORT: NOVEMBER 2022

MOTION

That Council receives and notes the report from Acting Mayor, Councillor Russell O'Donnell, for the month of November 2022.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Anita Bailey

CARRIED UNAN.

Resolved OC 222/22

The Mayor thanked Councillor Stokes and Councillor O'Donnell for filling in during his time of leave.

7. CHIEF EXECUTIVE OFFICER REPORTS

7.1 OPERATING ARRANGEMENTS FOR THE CHRISTMAS/NEW YEAR PERIOD

MOTION

That Council:

- a) Receive and note the operating arrangements for the 2022/2023 Christmas/New Year period.
- b) Schedule the December 2022 Council meeting for 15 December to consider Business Arising and the report of the Business Process Review.
- c) Schedule the January 2023 Council Meeting for Tuesday 31st January.

RESOLVED

Moved: Councillor Ronald Plummer

Seconded: Councillor Dianne Stokes

CARRIED UNAN.

Resolved OC 223/22

Councillor Marlow noted the effects of COVID over the last Christmas period and commended staff for their efforts under such circumstances. The meeting agreed that the staff had done Council proud.

7.2 VANDALISM AT LAKE MARY ANN

MOTION

That Council receive and note the report informing Council of actions taken in response to vandalism at Lake Mary Ann.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Dianne Stokes

CARRIED UNAN.

Resolved OC 224/22

Mayor McLaughlin noted that he had conveyed to Music NT his disgust at the vandalism inflicted by a touring band, and that the offenders had been banned from performing in the NT.

Councillor O'Donnell acknowledged fellow councillors and staff for their assistance with notifying the incident, liaising with police and preparing victim impact statements.

7.3 COUNCILLOR EXTRA MEETING ALLOWANCE

MOTION

That Council receive and note the report on Councillor meeting allowances.

RESOLVED

Moved: Councillor Greg Marlow

Seconded: Councillor Ronald Plummer

CARRIED UNAN.

Resolved OC 225/22

Action: Council requested that a review of the committees identified in this report, including confirming which are intended to be paid committees and to confirm Councillor nominations to these committees.

7.4 OPERATIONS REPORT**MOTION**

That Council Receive and note the Operations Report for the month of October.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Lennie Barton

CARRIED UNAN.

Resolved OC 226/22

7.5 AMENDMENT TO COUNCILLOR CODE OF CONDUCT**MOTION**

~~That Council amend the Code of Conduct Policy – Members/Councillors to include the following clause:~~

~~“Use of Council Motor Vehicle and other assets – Drivers must have zero alcohol and illicit drug levels when using a council motor vehicles and other assets.”~~

Amend the resolution:

That Council request further information about the application of the proposed amendments to the Code of Conduct be provided to a future meeting of Council.

RESOLVED

Moved: Mayor Jeffrey McLaughlin

Seconded: Deputy Mayor Russell O'Donnell

CARRIED UNAN.

Resolved OC 227/22

Councillor Plummer noted that it will be important to have all Councillors present for this discussion. This highlighted the need for all Councillors to endeavour to be at all meetings.

7.6 CEO'S REPORT**MOTION**

That Council receive and note the Chief Executive Officer's report for the month of November 2022.

RESOLVED

Moved: Councillor Greg Marlow

Seconded: Councillor Dianne Stokes

CARRIED UNAN.

Resolved OC 228/22

7.7 UPDATE FROM THE BARKLY REGIONAL DEAL**MOTION**

That Council receive and note a report from the Barkly Regional Deal.

RESOLVED

Moved: Councillor Ronald Plummer

Seconded: Councillor Anita Bailey

CARRIED UNAN.

Resolved OC 229/22

Jo McPhee, Executive Officer, Barkly Regional Deal Backbone Team noted a current focus on building staff numbers and capacity and prioritising governance practice. A Project Manager has been employed to ensure document control and improve communication with the BRD Board, the community and Council. The BRD commits to providing regular updates to Council meetings.

7.8 FINANCE REPORT FOR THE MONTH OF OCTOBER 2022**MOTION**

That Council receive and note the finance statements for the month of October 2022.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Ronald Plummer

CARRIED UNAN.

Resolved OC 230/22

Action: Councillor Marlow requested that previous year comparisons be included in monthly financial reports.

Council acknowledged the work of Acting Finance Manager, Anupam (Frank) Singh, and noted Council's appreciation of his great work during his time at Council.

8. CORPORATE SERVICES DIRECTORATE REPORTS**8.1 ICT REPORT - OCTOBER & NOVEMBER 2022****MOTION**

That Council receive and note the report the ICT Report - October & November 2022.

RESOLVED

Moved: Councillor Heather Wilson

Seconded: Councillor Anita Bailey

CARRIED UNAN.

Resolved OC 231/22

Council noted the recent promotion of Grant Hanson to the role of ICT Coordinator, and acknowledged the value of growing our own staff and developing our leaders.

9. INFRASTRUCTURE DIRECTORATE REPORTS

9.1 INTRODUCING INFRASTRUCTURE DIRECTOR - REPORT FOR NOVEMBER 2022

MOTION

That Council receive and note the Infrastructure Directorate report for November 2022.

RESOLVED

Moved: Councillor Lennie Barton

Seconded: Deputy Mayor Russell O'Donnell

CARRIED UNAN.

Resolved OC 232/22

Clr Plummer left the meeting at 2.23pm

Clr Plummer returned to the meeting at 2.24pm

10. COMMUNITY DEVELOPMENT DIRECTORATE

10.1 COMMUNITY DEVELOPMENT - OCTOBER 2022 REPORT

MOTION

That Council receive and note the Community Development Directorate Report for the period October – November 2022.

RESOLVED

Moved: Councillor Greg Marlow

Seconded: Councillor Ronald Plummer

CARRIED UNAN.

Resolved OC 233/22

11. LOCAL AUTHORITY REPORTS

11.1 LOCAL AUTHORITY MINUTES

MOTION

That Council

- a) Receive and note the Local Authority Report for the month of November;
- b) Receive and note the Ali Curung Local Authority November meeting minutes;
- c) Receive and note the Alpururulam Local Authority November meeting minutes;
- d) Receive and note the Elliot Local Authority November meeting minutes.

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Councillor Dianne Stokes

CARRIED UNAN.

Resolved OC 234/22

Action: Mayor McLaughlin asked that Council consider how it might support the Local Authorities to promote attendance and achieve a quorum.

The CEO noted that Council is also seeking to streamline the process of bringing LA matters to Council for appropriate attention and resolution.

12. COMMITTEE REPORTS

Nil

13. NOTICES OF MOTION

Nil

14. RESCISSION MOTIONS

Nil

15. OPERATIONS

See Item 7.4

16. GENERAL BUSINESS

16.1 COMMUNITY CHRISTMAS EVENTS

MOTION

That Council

a) receive and note the following information:

- Public notice is given that the Christmas Tree Committee event will be held in the Civic Hall, with set up on 9th December and event on 10th December
- A request from the Combined Churches for a Christmas Carols event to be held in Purkiss Reserve (or the Civic Hall depending on weather) on 11th December has been received.

b) Approve the use of the requested venues for these community events.

RESOLVED

Moved: Councillor Greg Marlow

Seconded: Councillor Dianne Stokes

CARRIED UNAN.

Resolved OC 235/22

17. CORRESPONDENCE**17.1 OUTWARDS CORRESPONDENCE****MOTION**

That Council receive and note the report of outwards correspondence.

RESOLVED

Moved: Councillor Anita Bailey

Seconded: Deputy Mayor Russell O'Donnell

CARRIED UNAN.

Resolved OC 236/22

18. THE REGIONAL COUNCIL'S PROPOSED REGIONAL PLAN

Nil

19. CLOSE OF MEETING

The meeting terminated at 2.33 pm.

This page and the proceeding 10 pages are the minutes of the Ordinary Council Meeting held on Thursday, 24 November 2022 and are unconfirmed.

Jeffrey McLaughlin

Council Mayor

[Enter Date](#)

Emma Bradbury

Chief Executive Officer

[Enter Date](#)

ACTIONS FROM PREVIOUS MINUTES

| | |
|--------------------|-----------------------------------|
| ITEM NUMBER | 3.1 |
| TITLE | Operations Report |
| REFERENCE | 379102 |
| AUTHOR | Troy Koch, Director of Operations |

RECOMMENDATION

That Council receive and note the Operations Report for the month of October/November.

Letters to Minister Uibo and Minister Lawler re: Ali Curung power outages.

BACKGROUND

This report provides Councilors with a copy of the correspondence sent to Ministers Lawler and Uibo, advocating for a more practicable approach to management of backup power at Ali Curung, as resolved by Council.

ATTACHMENTS:

- 1** 0441_001.pdf
- 2** 0439_001.pdf



Hon Selena Uibo
Minister for Essential Services
GPO Box 3146
Darwin NT 0801

Dear Minister Uibo,

I'm writing this letter at the request of the Ali Curung Local Authority Board in reference to seeking clarity around use of the power generator during long power outages in the Ali Curung community.

Ali Curung over many years now, has experienced power surges and outages of which the majority of power is restored in a reasonable amount of time which they are happy to live with, most notably in recent times on several occasions Ali Curung Community lost power for 6 hours or more.

The Barkly Regional Council, the Ali Curung Local Authority Board and the Ali Curung Community believe that these times lines without power are extremely unreasonable in the knowledge that there is a functioning power generator onsite. The community have many sick and vulnerable people who rely on power to run air-conditioning, heaters in winter and some elderly also have ventilators-nebulisers set up in their homes. Having no ability to cook meals over a 7 hour power loss is also an unreasonable expectation not only for the community but for Community Care who cater for the Elderly and disabled community members.

These long extended power outages also had an adverse effect on the Telstra coverage. During the June 2021 power outage (6hrs) the Telstra Tower went down and Telstra couldn't restore coverage for a further 8 days which resulted in people unable to put power credit into their homes, draw cash out of the money machines or purchase supplies/food with their card as there was no eftpos. This became a serious issue in community. Long power outages will cause the Telstra Towers to fault out as the battery back-up only can keep the tower operating 3-4hrs.

Barkly Regional Council
41 Peko Road
Tennant Creek NT 0860

PO Box 821
Tennant Creek NT 0861

T: 08 8962 0000
E: reception@barkly.nt.gov.au
www.barkly.nt.gov.au



What we are requesting is a reasonable timeline to be without power agreed on, prior to the decision to start up the generator given. We recommend the 2-3hrs timeline as we don't want to risk losing Telstra coverage as well.

Many years ago the generator was automated and kicked in once the mains power went down. The reports Barkly Regional Council received was that the automatic switching unit at the time had a serious fault and that it was removed and never repaired or replaced. Is this something that could be considered to install again or alternately have the Essential Services Officers trained and qualified to Open/Close HV Circuits and activate the power generator which has normal practice in the past.

In Summary, having 6-7hr power outages in a remote community when there is a functioning power generator backup really is unacceptable. The smarter approach to this would be either to install an automatic switching system or cheaper option to train up the ESO's to activate generator combined with robust safety measures in place when doing so.

Thank you for your consideration for these measures to avoid future long power outages resulting in serious medical incidents or even fatalities in the community.

For further information, please contact myself Troy Koch, Director of Operations.

P: 08 8962 0079 M: 0459 957 938 E: troy.koch@barkly.nt.gov.au

Regards

Emma Bradbury
Chief Executive Officer
Barkly Regional Council

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Hon Eva Lawler
Minister for Infrastructure, Planning and Logistics
GPO Box 3146
Darwin NT 0801

Dear Minister Lawler,

I'm writing this letter at the request of the Ali Curung Local Authority Board in reference to seeking clarity around use of the power generator during long power outages in the Ali Curung community.

Ali Curung over many years now, has experienced power surges and outages of which the majority of power is restored in a reasonable amount of time which they are happy to live with, most notably in recent times on several occasions Ali Curung Community lost power for 6 hours or more.

The Barkly Regional Council, the Ali Curung Local Authority Board and the Ali Curung Community believe that these times lines without power are extremely unreasonable in the knowledge that there is a functioning power generator onsite. The community have many sick and vulnerable people who rely on power to run air-conditioning, heaters in winter and some elderly also have ventilators-nebulisers set up in their homes. Having no ability to cook meals over a 7 hour power loss is also an unreasonable expectation not only for the community but for Community Care who cater for the Elderly and disabled community members.

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Many years ago the generator was automated and kicked in once the mains power went down. The reports Barkly Regional Council received was that the automatic switching unit at the time had a serious fault and that it was removed and never repaired or replaced. Is this something that could be considered to install again or alternately have the Essential Services Officers trained and qualified to Open/Close HV Circuits and activate the power generator which after discussing with our team was a normal practice in the past.

In Summary, having 6-7hr power outages in a remote community when there is a functioning power generator backup really is unacceptable. The smarter approach to this would be either to install an automatic switching system or cheaper option to train up the ESO's to activate generator combined with robust safety measures in place when doing so.

Thank you for your consideration for these measures to avoid future long power outages resulting in serious medical incidents or even fatalities in the community.

For further information, please contact myself Troy Koch, Director of Operations.

P: 08 8962 0079 M: 0459 957 938 E: troy.koch@barkly.nt.gov.au

Regards

Emma Bradbury
Chief Executive Officer
Barkly Regional Council



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ACTIONS FROM PREVIOUS MINUTES

| | |
|--------------------|--|
| ITEM NUMBER | 3.2 |
| TITLE | Table actions arising |
| REFERENCE | 379114 |
| AUTHOR | Emma Bradbury, Chief Executive Officer |

RECOMMENDATION

That Council receive and note the actions arising update

SUMMARY:

This report will provide councillors with an update on the actions arising from resolutions of Council.

BACKGROUND

ORGANISATIONAL RISK ASSESSMENT

BUDGET IMPLICATION

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

There are no attachments for this report.

MAYOR'S REPORT

| | |
|--------------------|--|
| ITEM NUMBER | 6.1 |
| TITLE | Mayor's Report: December 2022 |
| REFERENCE | 379092 |
| AUTHOR | Karen Legge, Corporate and Community Planner |

RECOMMENDATION

That Council receive and note the Mayor's Report for the month of December 2022.

SUMMARY:

This report provides a summary of the activities undertaken during the month, and provides the final report for a year that has been marked by some terrific achievements and some significant challenges.

In the age-old truism, a smooth sea never made skilled sailors, and it would be fair to say that 2022 has seen our Council rise in skills and determination at a level to reflect a great abundance of opportunity.

Mayor Jeffrey McLaughlin returned from leave on 23 November 2022 in time to chair the November meeting of Council.

The Mayor spent a busy month preparing for the annual Christmas Tree event.

Despite a labyrinth of hurdles behind the scenes, from delays on the freight of all the kids' presents to changes in the way the insurance is provided, to the chief Fairy Floss spinner contracting Covid - in true events management style, is all went spectacularly on the night.

Deputy Mayor, Councillor Russell O'Donnell, accepted an invitation while Acting Mayor to attend a Justice Reform presentation at Government House, Darwin, on behalf of the Mayor.

Councillor O'Donnell met with the NT Administrator and colleagues to discuss social issues impacting the Barkly region. Councillor O'Donnell shared Barkly experiences through his own eyes, as well as experiences with youth offending, and relayed concerns from some local Elders who had spoken to him about the issue.

Councillor O'Donnell reports that he left the discussion at Government House feeling that the Barkly region had been heard, and demonstrating to Government and others that Barkly Regional Council is available for consultation and input into addressing community safety.

ATTACHMENTS:

There are no attachments for this report.

CHIEF EXECUTIVE OFFICER REPORTS

| | |
|--------------------|--|
| ITEM NUMBER | 7.1 |
| TITLE | Migration from Tech1 to replacement finance and business management system |
| REFERENCE | 378967 |
| AUTHOR | Romeo Mutsago, Chief Financial Officer |

RECOMMENDATION

That Council receive and note the report on the migration from Tech1 to a replacement finance and business management system.

SUMMARY:

This report is to inform Council of the steps being taken to prepare a business case and a program implementation plan for the migration of Council's business and finance operating system from Tech1 to a fit for purpose operating system.

Council will be presented with a recommendation on the preferred system, supported by a detailed business case, a business needs analysis and a program implementation plan at the January council meeting.

BACKGROUND

All CouncilBiz member councils are required to identify their preferred choice of financial operating system by 03/2023. BRC have yet to confirm our preferred alternative.

A properly informed determination on this issue requires a high degree of subject matter expertise and program planning from councils finance and information services departments respectively.

With the positions of CFO and Information Services Manager now staffed, it is imperative that this process becomes an immediate priority, as any further delays present significant risk to Council's business processes.

Risks include

- CouncilBiz's incapacity to provide user training for Tech1 is leaving BRC vulnerable to continuing risk of non-compliance with its financial reporting obligations.
- Low staffing levels in finance is contributing to this risk.
- Lack of capacity/vacancy within accounts receivable team resulting in unacceptable delays to preparation of monthly reconciliations as highlighted by the auditor in the 2022 Management Letter.
- Significant cost of using Tech1
- Inability to produce financial statements that have an acceptable level of integrity using Tech1
- Inability to produce simplified Business Activity Statement compatible with ATO prescriptions and regulations using Tech1, leading to outstanding lodgments and returns.

Council will receive a detailed recommendation to adopt an alternative finance and business management system, as recommended by Council's auditor in the management letter.

ORGANISATIONAL RISK ASSESSMENT

BUDGET IMPLICATION

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

- 1 CouncilBiz Chair letter to Minister for LG - Nov 2022.pdf



CHIEF EXECUTIVE OFFICER REPORTS

ITEM NUMBER 7.2
TITLE Auditors analysis of current financial position
REFERENCE 379108
AUTHOR Romeo Mutsago, Chief Financial Officer

RECOMMENDATION

That Council receive and note the presentation

SUMMARY:

Presented by Colin James of Lowry's Accounting and Auditors, this presentation will provide councillors with a more detailed insight into Council's current financial position following the recent publication of BRC's audited financial statements for year end 30 June 2022.

BACKGROUND

ORGANISATIONAL RISK ASSESSMENT

BUDGET IMPLICATION

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

<<Enter Text>>

ATTACHMENTS:

1 BRC 2022 Financial analysis presentation.pdf



BARKLY REGIONAL COUNCIL

Financial Analysis for the year ended 30 June 2022
Prepared for Council's Meeting to be held 15 December 2022

Introduction

- Colin James (FCA)
- Registered Company Auditor.
- I have been appointed auditor of Barkly Regional Council for FY 2022.
- I have completed Lowrys audit of the financial statements of Barkly Regional Council for FY 2022 and have issued an unqualified audit report.
- A unqualified audit reports means;
 1. The FY 2022 financial statements give a true and fair view of Council's financial position as at 30 June 2022 and of its financial performance for the year then ended.
 2. The FY 2022 financial statements comply with Australian Accounting Standards, the financial reporting requirements of the Local Government Act 2019 and the Local Government (Accounting) Regulations 2021.
 3. Barkly Regional Council does not have any significant issues relating to internal control and accounting procedures of which we become aware during the course of the audit.
 4. Barkly Regional Council is meeting its responsibilities for maintaining adequate accounting records and appropriate control over its financial transactions and assets.



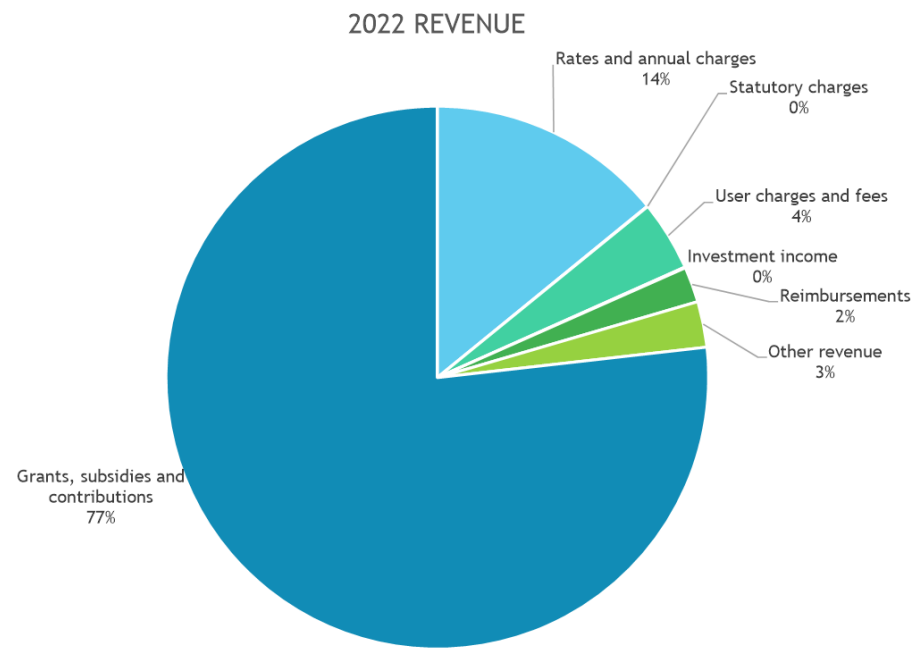


Profit and Loss

| | 2022 | | 2021 | | Change |
|---|---------------|-----|----------------|-----|--------------|
| | \$ 000 | % | \$ 000 | % | \$ 000 |
| Revenue | | | | | |
| Rates and annual charges | 3,902 | 14% | 3,812 | 15% | 90 |
| Statutory charges | 9 | 0% | 7 | 0% | 2 |
| User charges and fees | 1,156 | 4% | 1,110 | 4% | 46 |
| Investment income | 13 | 0% | 17 | 0% | (4) |
| Reimbursements | 585 | 2% | 797 | 3% | (212) |
| Other revenue | 753 | 3% | 506 | 2% | 247 |
| Grants, subsidies and contributions | 21,237 | 77% | 19,420 | 76% | 1,817 |
| Total revenue | 27,655 | | 25,669 | | 1,986 |
| Expenses | | | | | |
| Employee benefits expense | 15,072 | 56% | 14,549 | 54% | 523 |
| Materials, contracts and other expenses | 8,702 | 33% | 9,449 | 35% | (747) |
| Depreciation and amortisation | 2,869 | 11% | 2,929 | 11% | (60) |
| Finance costs | 13 | 0% | 20 | 0% | (7) |
| Other expenses | 68 | 0% | 10 | 0% | 58 |
| Total expenses | 26,724 | | 26,957 | | (233) |
| Net surplus/(deficit) from ordinary activities | 931 | | (1,288) | | 2,219 |

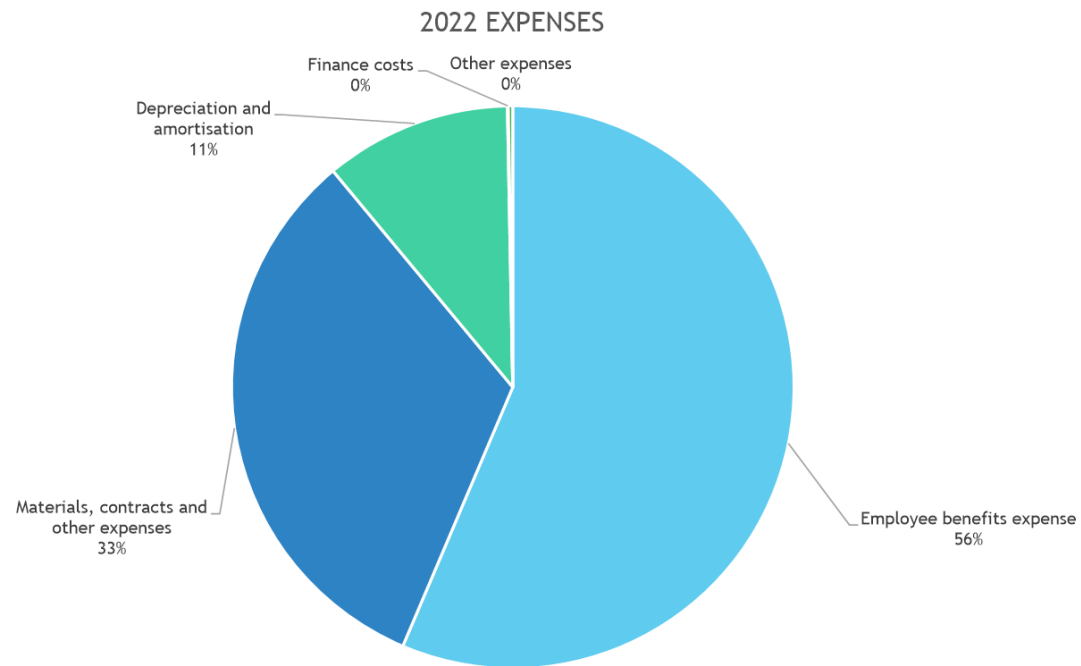
3

Where did the income come from?



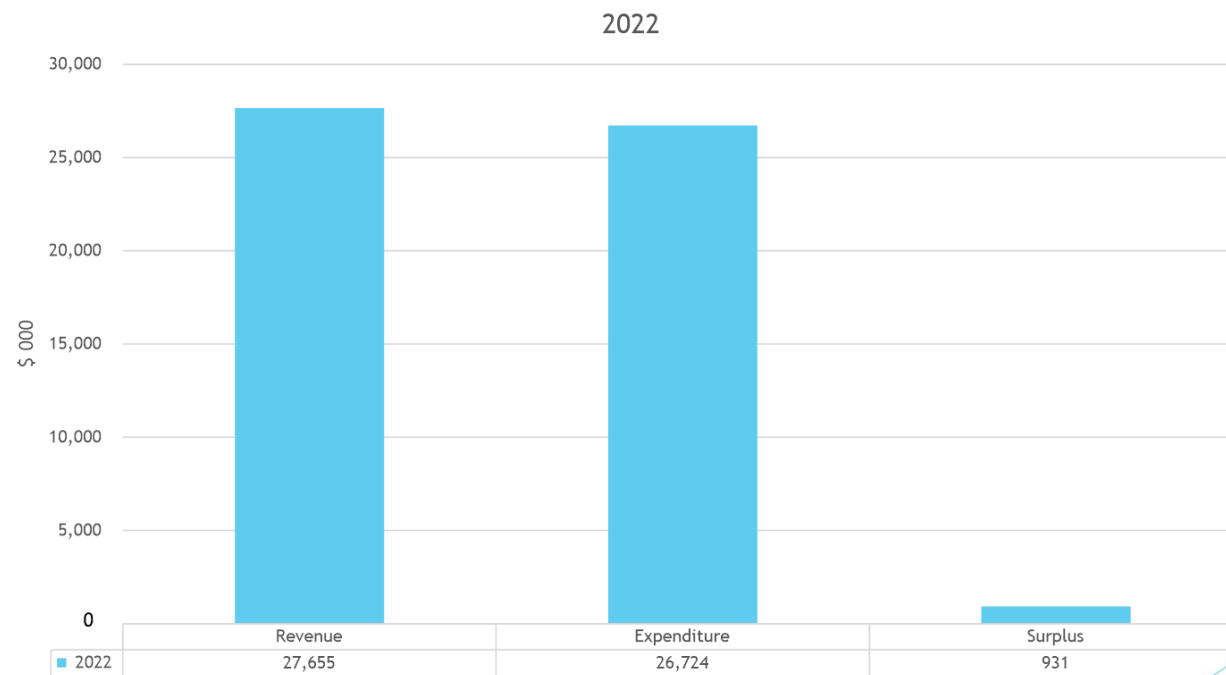
Total income = \$27,655,000

What were the expenses?

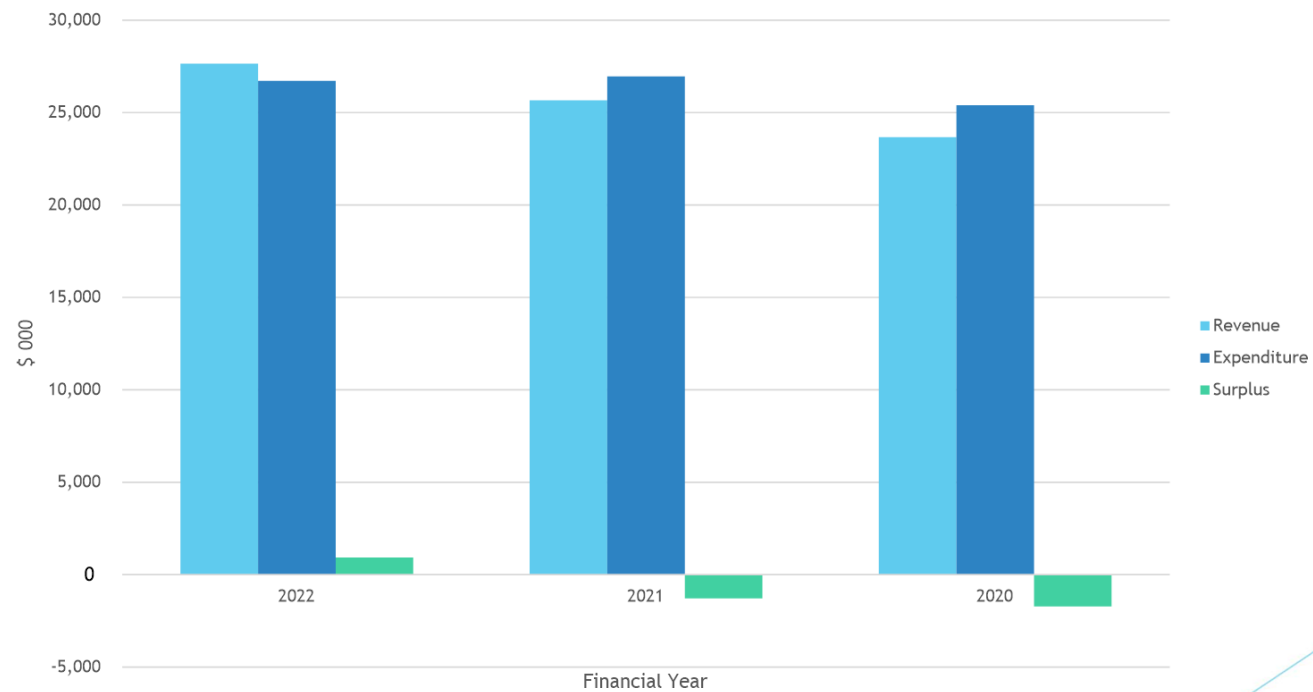


Total expenses = \$26,724,000

Results of operation



Profit and loss trends



Balance Sheet

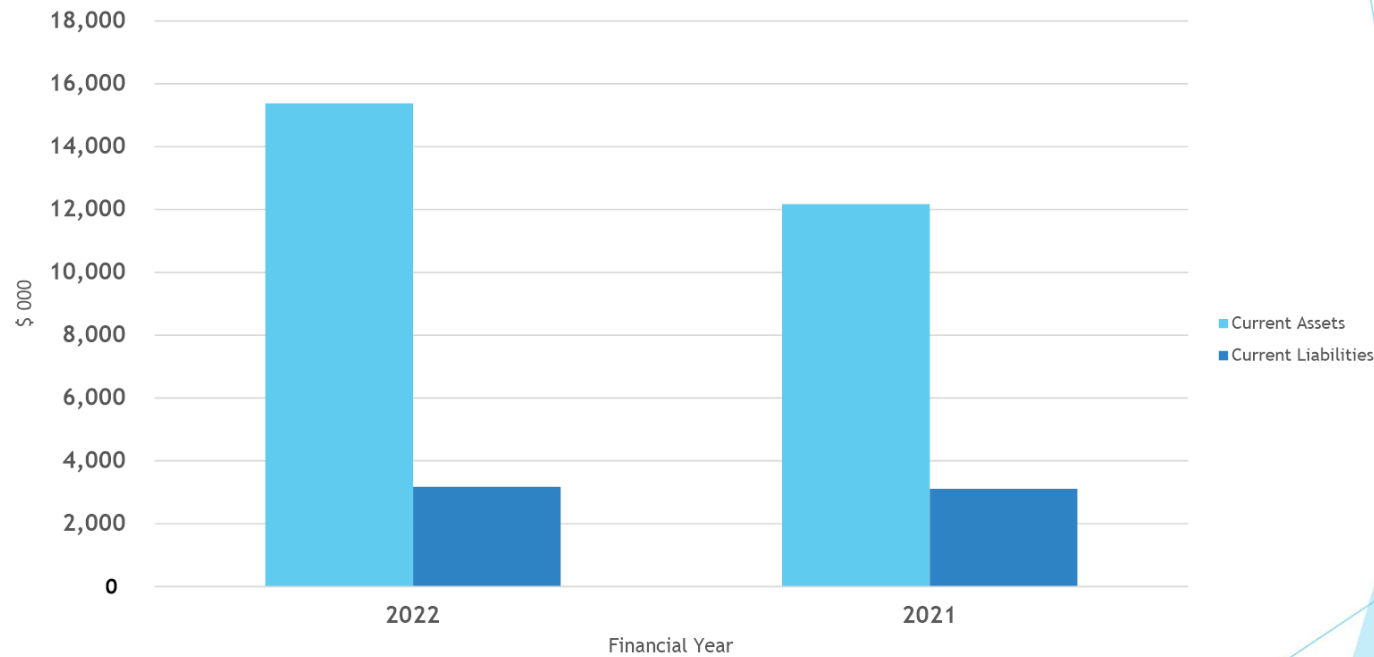
| | 2022 | 2021 | Change |
|--|---------------|---------------|--------------|
| | \$ 000 | \$ 000 | \$ 000 |
| ASSETS | | | |
| Current assets | | | |
| Cash and cash equivalents | 12,429 | 10,572 | 1,857 |
| Trade and other receivables | 2,921 | 1,585 | 1,336 |
| Inventories | 32 | 17 | 15 |
| Total current assets | 15,382 | 12,174 | 3,208 |
| Non-current assets | | | |
| Land, Buildings - including structures and site improvements, infrastructure, property and plant and equipment (refer to note) | 40,852 | 38,143 | 2,709 |
| Total non-current assets | 40,852 | 38,143 | 2,709 |
| Total assets | 56,234 | 50,317 | 5,917 |

Note: Council is required to conduct a fair value valuation of its non-current assets prior to 30 June 2023. This valuation is likely to be significantly higher than the \$40,852,000 recorded in the FY2022 balance sheet.

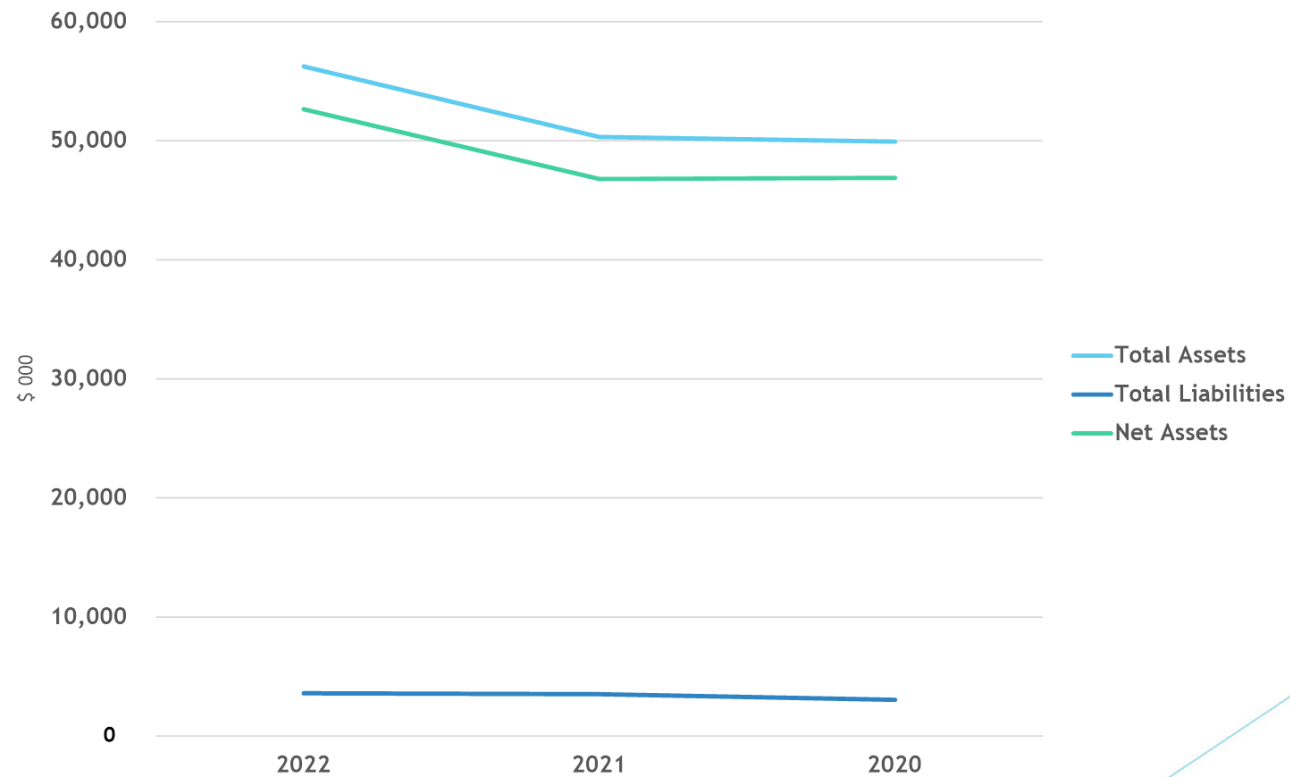
Balance Sheet

| | 2022 | 2021 | Change |
|--------------------------------------|---------------|---------------|--------------|
| | \$ 000 | \$ 000 | \$ 000 |
| LIABILITIES | | | |
| Current liabilities | | | |
| Trade and other payables | 2,049 | 1,733 | 316 |
| Provisions | 1,127 | 1,379 | (252) |
| Total current liabilities | <u>3,176</u> | <u>3,112</u> | <u>64</u> |
| Non-current liabilities | | | |
| Provisions | 417 | 417 | - |
| Total non-current liabilities | <u>417</u> | <u>417</u> | <u>-</u> |
| Total liabilities | <u>3,593</u> | <u>3,529</u> | <u>64</u> |
| Net Assets | <u>52,641</u> | <u>46,788</u> | <u>5,853</u> |

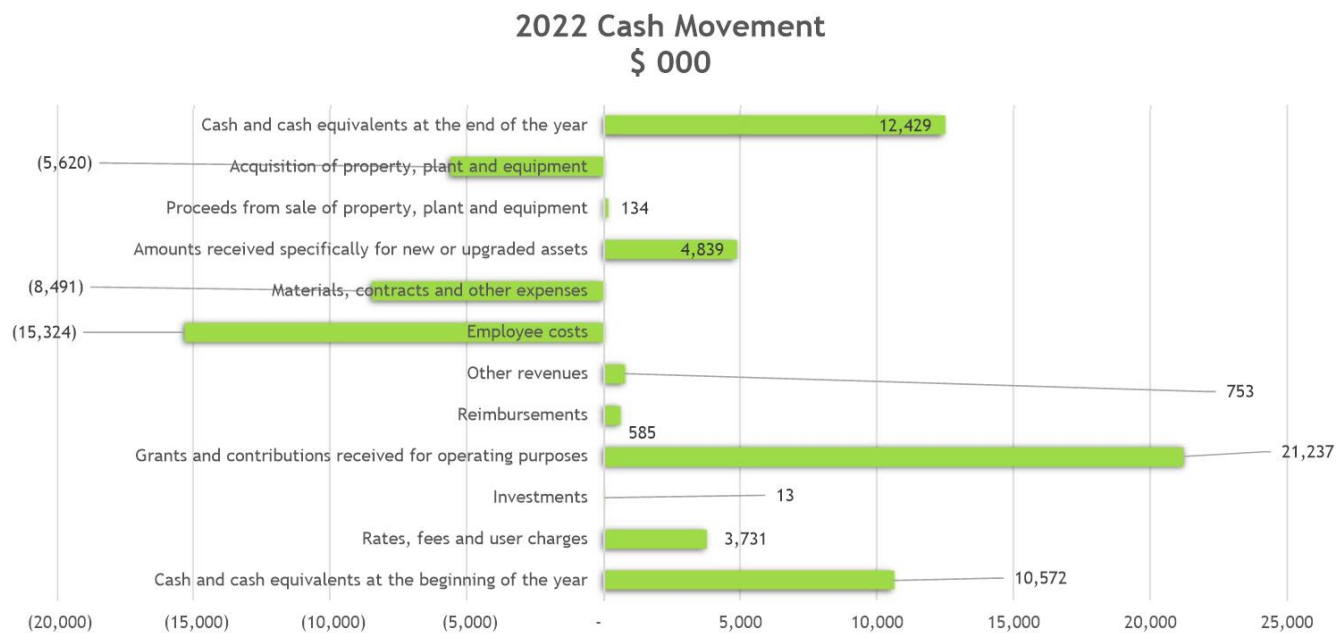
Able to pay its debts?



Balance sheet trend



Summary of cash in and cash out



Key performance indicators

Liquidity Test (Working Capital Ratio)

Current assets: \$ 15,382,000

Current liabilities: \$ 3,176,000

Liquidity ratio: 4.8

2021: 3.9

(Liquidity issue when less than 1)



Key performance indicators

Cash to Unexpended Grants Reserve Ratio

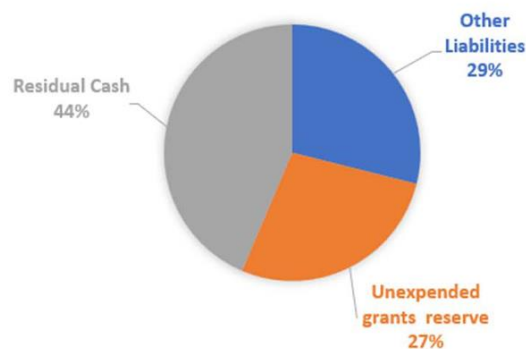
| | | |
|----------------------------|----|------------|
| Cash balance: | \$ | 12,429,000 |
| Unexpended grants reserve: | \$ | 3,418,000 |
| Percentage: | | 28% |
| 2021: | | 32% |



Cash Holding

| | | |
|----------------------------|----|-------------|
| Cash balance: | \$ | 12,429,000 |
| Unexpended grants reserve: | \$ | (3,418,000) |
| Other Liabilities: | \$ | (3,593,000) |
| Residual Cash: | \$ | 5,418,000 |

CASH HOLDING



INFRASTRUCTURE DIRECTORATE REPORTS

| | |
|--------------------|---|
| ITEM NUMBER | 9.1 |
| TITLE | Barkly Regional Council membership - Nomination of Rag Upadhyaya for Northern Territory Planning commission |
| REFERENCE | 378919 |
| AUTHOR | Raghavendra Upadhyaya, Director Infrastructure |

RECOMMENDATION

That Council endorses the nomination of Raghavendra Vasudeva Upadhyaya, Director Infrastructure as BRC representative for Northern Territory Planning Commission.

SUMMARY:

The Minister for Infrastructure, Planning and Logistics has sent an email to BRC's CEO (Emma Bradbury) on 24th of November seeking nomination for a representative of the Local Government Association to be a part of the Northern Territory Planning Commission (NTPC) board.

The NTPC board consists of seven members who provide planning leadership and deliver professional, independent advice on the aspirations of infrastructure development within BRC and Northern Territory in general.

It is a requirement that the BRC representative should be approved by resolution of Council to be nominated as a member of the NTPC through a council meeting held prior to 1st of February 2023.

BACKGROUND

The Northern Territory Planning Commission is an independent statutory authority established under the *Planning Act 1999* and plays an important role in setting the strategic framework for integrated land use, transport and infrastructure in the Territory; while working to deliver more sustainable and cost-effective outcomes for the community which reflect environmental and heritage values.

The LGANT representative of the Northern Territory to the Board of the Northern Territory Planning Commission should comply to the following conditions.

- The Government's policy for members of the NTPC is to be non-elected representatives.
- The *Planning Act 1999* does not prevent the reappointment of the current representative who is Mr Robert Jennings (Alice Springs Town Council), who's current term of appointment to the NTPC is due to expire on 11 July 2023.
- The appointment is for a two-year term.
- In accordance with the *Planning Act 1999*, the Planning Commission is to meet as often as necessary; however, must meet at least five times per year.

The Commission strengthens links between the Northern Territory Environment Protection Authority, Development Consent Authority, Heritage Council and Local Government Associations.

The Planning Commission comprises:

- Chairperson
- Chairpersons of the Development Consent Authority, Heritage Council and NT Environment Protection Authority
- a representative of the Local Government Association

- up to five additional members with appropriate qualifications and expertise appointed by the Minister.

The Commission membership includes the chairpersons of three bodies with statutory decision-making powers for development, providing for a greater shared understanding of the aspirations of the planning system in delivering outcomes.

More information on current members: <https://planningcommission.nt.gov.au/about-members>

ORGANISATIONAL RISK ASSESSMENT

The Commission membership includes the chairpersons of three bodies with statutory decision-making powers for development, providing for a greater shared understanding of the aspirations of the planning system in delivering outcomes. If there is no LGANT representative nominated for Barkly Regional Council before the deadline (1 February 2023), there is a risk where we might not participate in NTPC meetings and contribute proactively towards future infrastructure development projects within the Barkly region.

More information on current members: <https://planningcommission.nt.gov.au/about-members>

BUDGET IMPLICATION

NTPC Board meetings are proposed to be held five times a year. There will be travel expenses required for BRC representative to attend these meetings. Apart from that, there is no budget implication for being a nominee or registering for the membership.

ISSUE/OPTIONS/CONSEQUENCES

Nil

CONSULTATION & TIMING

Nil

ATTACHMENTS:

- 1 2023 Nomination Form - Northern Territory Planning Commission_Rag Vasudeva_BRC.pdf



LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY
NOMINATION FORM

Northern Territory Planning Commission (NTPC)
LGANT Nominations Close: 1 February 2023

Council Name:

1. Agreement to be nominated

I, Raghavendra Vasudeva Upadhyaya agree to be nominated as a member
(Name in full)

of the **Northern Territory Planning Commission**.

Signature: _____ Date: _____

2. Council Confirmation of Nomination

I, Emma Bradbury the Chief Executive Officer

hereby confirm that Raghavendra Vasudeva Upadhyaya

was approved by resolution of Council to be nominated as a member of the **Northern Territory Planning Commission** at a meeting held on / /

Signature: _____ Date: _____

3. Nominee's Contact Details

Email address: rag.vasudeva@barkly.nt.gov.au

Phone No: [08 8962 0041](tel:0889620041)

4. Nominee Information

The following information is required to enable the LGANT Board to make an informed decision. If you want to submit further information, please attach it to this form.

4.1 What is your current council position? Director of Infrastructure

4.2 How long have you held your current council position? Since 16 November 2022

4.3 Please list your educational qualifications:

Doctor of Philosophy in Civil Engineering

Master of Technology in Structural Engineering

Bachelor of Technology (with Honours) in Civil Engineering

Cert IV in Work Health and Safety

Cert III in Mining (Surface Extraction) Operations

4.4 What experience do you have that is relevant to this committee?

I have been accredited as ANZSCO 233914 Engineering Technologist (Skill Level-1) and ANZSCO 233211 Professional Civil Engineer (Skill Level-1) by Engineers Australia with NER, RPEQ and RPEV statuses. I have successfully delivered 200+ LGA capital and grant-funded projects previously up to \$45 million worth towards Road safety projects, NHVR Route upgrade, Road Maintenance Performance Contract (RMPC), Transport Infrastructure Development Scheme (TIDS), Local Roads and Community Infrastructure (LRCI) and Roads to Recovery (RTR) Program in Queensland and Victoria for up to 6000kms of road network. I have worked in several leadership roles where I have worked extensively with strategic planning teams to undertake feasibility studies and develop infrastructure designs for community assets including transport infrastructure, storm water management (including Water Sensitive Urban Design), sports precinct, CBD Masterplan, foreshore and township plans, smart parking, footpath and street lighting, open spaces strategy, sub-division utility upgrades, etc. which would add value to this committee.

4.6 Apart from your current position what other experience have you had in local government?

In my previous role at Charters Towers Regional Council (QLD) as the Manager of Operations, I was responsible in managing council's infrastructure services covering Open spaces, Environmental management (flying fox relocation, heritage listed trees removal, land protection, 1080 baiting program), Roads, Business Administration and Asset Management for strategic development and delivery of Council's capital works and state-funded projects in arterial roads (street sweeper, kerb & channel, bridges & culverts, RACAS defect logging, slashing, tree trimming, signage replacement), water & wastewater, garbage collection (including EPA concerns, illegal dumping, weighbridge operations and waste levy), flood work packages (with PDM contractors), airport management (including airstrip maintenance, magpie relocation, facilities maintenance – donga relocation), cemetery operations, etc. Likewise, during my tenure at Mornington Peninsula Shire Council (VIC), I was responsible for delivering high-level conceptual solutions traffic engineering problems with high BCR and applying for funding opportunities from State and Federal Government (DoT, RRV, VicRoads, TAC, PTV, etc.) to ensure that traffic management schemes are implemented. I was also overseeing the priority projects and delivering value-for-money projects endorsed by the Traffic & Transport Team, LATM Studies, Blackspot Program and the Council, and implement in accordance with approved works progress and budget. I provided expert recommendations on the Council's Resident Parking Scheme and responsible for developing and implementing the Integrated Transport Strategy, Bike trail in foreshore, Smart parking in CBD, decked parking in Sorrento and strategic Rye Township Plan costing over 60 million dollars.

As Infrastructure Development team Leader in Mildura Rural City Council (VIC), I was responsible for cradle-to-gate project management in Council's capital works programs including conceptualizing, planning, data collection, in-situ investigations, contract administration, budget forecasting, scheduling, managing and offering strategic expert recommendations on sustainable construction activities. I was working with the local community, contractors, stakeholder management, etc. by effective consultation to prioritize

capital works & road safety projects within the council. I was managing Engineering Team for reviewing sub-division applications, liaising with statutory authorities and providing consent for Build over Easement (BoE), Legal Point of Discharge (LPoD), corner fence height, secondary crossovers, streetlight requests and assessing routes for heavy vehicle access (NHVR process). I was also contributing towards various Council strategies including Emergency response requirements, Asset renewal policy using LCAT (capitalization and disposal).

5. You agree to supply the LGANT with reports on the committee meetings you attend for inclusion in the LGANT General Meeting agendas?

I agree ☒ I Disagree ☐

6. Have you read and agree to the Outside Committee procedures

Yes ☒

The Minister for Infrastructure, Planning and Logistics is seeking nomination for a representative of the Local Government Association of the Northern Territory to the Board of the Northern Territory Planning Commission (NTPC).

- The Government's policy for members of the NTPC is to be non-elected representatives.
- The *Planning Act 1999* does not prevent the reappointment of the current representative who is Mr Robert Jennings (Alice Springs Town Council), who's current term of appointment to the NTPC is due to expire on 11 July 2023.
- The appointment is for a two-year term.
- In accordance with the *Planning Act 1999*, the Planning Commission is to meet as often as necessary; however, must meet at least five times per year.

The Northern Territory Planning Commission is an independent statutory authority established under the *Planning Act 1999* and plays an important role in setting the strategic framework for integrated land use, transport and infrastructure in the Territory; while working to deliver more sustainable and cost-effective outcomes for the community which reflect environmental and heritage values.

The Planning Commission currently has seven members who provide planning leadership and deliver professional, independent advice. The Commission strengthens links between the Northern Territory Environment Protection Authority, Development Consent Authority, Heritage Council and Local Government Associations.

The Planning Commission comprises:

- Chairperson
- Chairpersons of the Development Consent Authority, Heritage Council and NT Environment Protection Authority
- a representative of the Local Government Association
- up to five additional members with appropriate qualifications and expertise appointed by the Minister.

The Commission membership includes the chairpersons of three bodies with statutory decision-making powers for development, providing for a greater shared understanding of the aspirations of the planning system in delivering outcomes.

More information on current members: <https://planningcommission.nt.gov.au/about-members>

Please send completed nomination forms by email to: info@lgant.asn.au by **COB Wednesday 1 February 2023**.