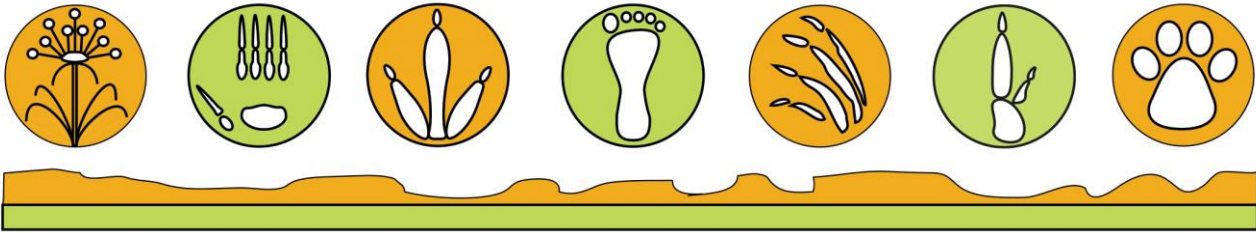


BARKLY REGIONAL COUNCIL



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.

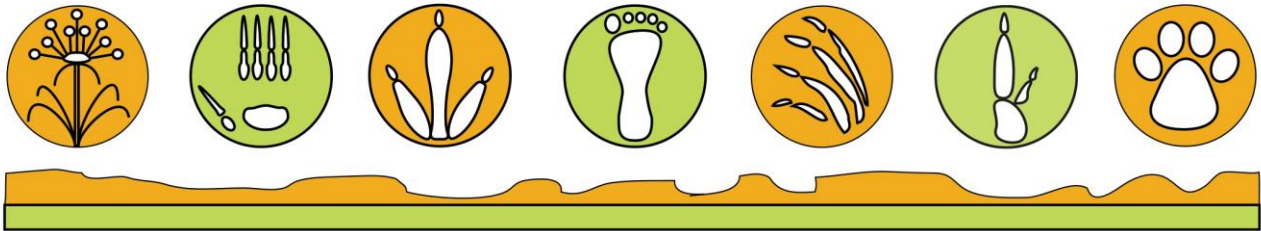
AGENDA SPECIAL COUNCIL MEETING

MONDAY, 14 SEPTEMBER 2020

Barkly Regional Council's Special Council Meeting will be held in on Monday, 14 September 2020 at 1500.

**Steven Moore
Chief Executive Officer**

BARKLY REGIONAL COUNCIL



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

WELCOME TO COUNTRY

I respectfully acknowledge the traditional owners past and present of this land on which we are meeting, the Warumungu people.

AGENDA

| ITEM | SUBJECT | PAGE NO |
|-----------|--|---------|
| | MEETING TO COMMENCE WITH PRAYER AND ACKNOWLEDGEMENT OF TRADITIONAL OWNERS | |
| 1 | OPENING AND ATTENDANCE | |
| 1.1 | Elected Members Present | |
| 1.2 | Staff Members Present | |
| 1.3 | Apologies and Leave of Absence | |
| 1.4 | Absent Without Apology | |
| 1.5 | Disclosure of Interest | |
| 2 | CONFIRMATION OF PREVIOUS MINUTES | |
| | <i>Nil</i> | |
| 3 | ACTIONS FROM PREVIOUS MINUTES | |
| | <i>Nil</i> | |
| 4 | ADDRESSING THE MEETING | |
| | <i>Nil</i> | |
| 5 | QUESTIONS FROM MEMBERS OF THE PUBLIC | |
| | <i>Nil</i> | |
| 6 | MAYOR'S REPORT | |
| | <i>Nil</i> | |
| 7 | CHIEF EXECUTIVE OFFICER REPORTS | |
| 7.1 | Elect a Mayor..... | 5 |
| 7.2 | Elect a Deputy Mayor | 6 |
| 7.3 | Elected Member Casual Vacancy | 8 |
| 8 | CORPORATE SERVICES DIRECTORATE REPORTS | |
| | <i>Nil</i> | |
| 9 | INFRASTRUCTURE DIRECTORATE REPORTS | |
| | <i>Nil</i> | |
| 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 THE REGIONAL COUNCIL'S PROPOSED REGIONAL PLAN

Nil

19 CLOSE OF MEETING

CHIEF EXECUTIVE OFFICER REPORTS



| | |
|--------------------|---------------------------------------|
| ITEM NUMBER | 7.1 |
| TITLE | Elect a Mayor |
| REFERENCE | 303338 |
| AUTHOR | Millicent Nhepera, Governance Officer |

RECOMMENDATION**That Council**

- a) Receive and note the report
- b) Elect a new Barkly Regional Council Mayor to fill the casual vacancy created by the former Mayor's resignation.

SUMMARY:

Council is asked to fill the vacancy for Mayor according to Section 46(4)(a) of the Local Government Act.

BACKGROUND

The former Mayor of Barkly Regional Council has been elected to the Northern Territory Legislative Assembly, therefore, a casual vacancy has been created in the office of the Mayor.

Under section 46 (4) (a) of the Local Government Act, council may make any appointment necessary to fill a vacancy in the office of the Mayor. Section 46 (5) (b) (ii) adds that council may appoint any of its existing members to be its principal member. This will be done through a vote.

Voting Process

Under Section 61 (6) of the Local Government Act, and our Code of Meeting Practice Policy, each member has one vote and a decision carried by a majority of the votes of the members present at a meeting of a Council is a decision of the Council.

If more than one nomination is received a vote will need to be held, these have previously been carried out via secret ballot.

ORGANISATIONAL RISK ASSESSMENT

<<Enter Text>>

BUDGET IMPLICATION

<<Enter Text>>

ISSUE/OPTIONS/CONSEQUENCES

<<Enter Text>>

CONSULTATION & TIMING

<<Enter Text>>

ATTACHMENTS:

There are no attachments for this report.

CHIEF EXECUTIVE OFFICER REPORTS



| | |
|--------------------|---------------------------------------|
| ITEM NUMBER | 7.2 |
| TITLE | Elect a Deputy Mayor |
| REFERENCE | 303397 |
| AUTHOR | Millicent Nhepera, Governance Officer |

RECOMMENDATION**That Council**

- a) Receive and note the report
- b) Elect a Deputy mayor for remaining term of Council to take effect from 14th September 2020

SUMMARY:

This report seeks Council's approval for the election of a Deputy Mayor. If more than one nomination is received a vote will need to be held, this have previously been carried out via secret ballot.

BACKGROUND

As per Sec 45 of the NT Local Government Act:

Appointment or election of principal member (and deputy)

1. If appointment is the basis of filling the office of the principal member of a council, the council must, at the first meeting of a council to be held after a general election, appoint one of its members to be the principal member, and another to be deputy principal member, of the council.
2. If election is the basis of filling the office of the principal member:
 - a. the office is to be filled at each general election; and
 - b. the council must, at the first meeting of the council to be held after each general election, appoint one of its members to be deputy principal member

Voting Process

Under Section 61 (6) of the Local Government Act, and our Code of Meeting Practice Policy, each member has one vote and a decision carried by a majority of the votes of the members present at a meeting of a Council is a decision of the Council.

ORGANISATIONAL RISK ASSESSMENT

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BUDGET IMPLICATION

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ISSUE/OPTIONS/CONSEQUENCES

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CONSULTATION & TIMING

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ATTACHMENTS:

There are no attachments for this report.

CHIEF EXECUTIVE OFFICER REPORTS



| | |
|--------------------|---------------------------------------|
| ITEM NUMBER | 7.3 |
| TITLE | Elected Member Casual Vacancy |
| REFERENCE | 303398 |
| AUTHOR | Millicent Nhepera, Governance Officer |

RECOMMENDATION

That Council

- a) Receive and note the report
- b) Call for nominations from interested individuals from the relevant ward to fill Council's casual vacancy until the end of Council's term.

SUMMARY:

With the resignation of the former Mayor of Barkly Regional Council, a casual vacancy has been created within council. Council is therefore asked to put names forward for candidates from the relevant ward.

Council will select a new member to fill the vacancy, according to Council's Casual Vacancy policy.

BACKGROUND

Before Council can select an individual to fill the vacancy, the below procedure must be followed:

If a casual vacancy occurs with more than six months and less than eighteen months until the next general election, Council will co-opt a person to fill the vacancy until the next general election. As the next election is no August 28 2021, it is more than six months and less than 18 months away, therefore the vacancy *has* to be filled.

To co-opt a person Council shall:

- a) Ask the relevant Local Authority where the vacancy is created, to submit a list of potential persons, without preference, to the Council within four weeks of the request being made;
- b) Council shall consider the list of persons, plus any further names added by Council, and select one person.
- c) Advertise in the local paper for expressions of interest for the vacancy.

In selecting a person Council shall give due consideration to:

- a. The eligibility for membership as per Section 36 of the Act; - that is, whether the person is enrolled as an elector and lives within the council area,
- b. The length of residence in the Ward;
- c. Demonstrated interest in community affairs.

Council may, at its discretion, ask potential persons to make a short presentation to Council as part of the selection process.

ORGANISATIONAL RISK ASSESSMENT

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BUDGET IMPLICATION

<<Enter Text>>

ISSUE/OPTIONS/CONSEQUENCES

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CONSULTATION & TIMING

<<Enter Text>>

ATTACHMENTS:

1 [↓](#) CP000047-Policy-Elected-Member-Casual-Vacancy-21.04.2016.pdf

POLICY



| | | | |
|--------------------------|-------------------------------|------------------------|--------------|
| TITLE: | Elected Member Casual Vacancy | | |
| DIVISION: | Council | | |
| ADOPTED BY: | Council | | |
| DATE OF ADOPTION: | 21 April 2016 | DATE OF REVIEW: | January 2018 |
| MOTION NUMBER: | OC 75/16 | | |
| POLICY NUMBER: | CP000047 | | |
| AUTHORISED: | Chief Executive Officer | | |

THIS POLICY APPLIES TO:

All employees of the Barkly Regional Council and Elected Members

PREAMBLE

The aim of all policy is for Councillors to provide strategic input into the effective operational framework of the organisation under S.11 of the Local Government Act

SUMMARY

Section 39 of the *Local Government Act (the Act)* stipulates that Council shall have a policy on the filling of a casual vacancy that occurs within 18 months of the next general election.

DEFINITIONS

“**Casual Vacancy**” is defined as per section 39(1) of the *Local Government Act*.

POLICY STATEMENT

1. If a casual vacancy occurs within six months of the next general election Council shall not co-opt a person, provided the casual vacancy has not reduced membership of Council below four members.
2. If a casual vacancy occurs with more than six months and less than eighteen months until the next general election, Council will co-opt a person to fill the vacancy until the next general election.
3. To co-opt a person Council shall:
 - a) Ask the relevant Local Authority to submit a list of potential persons, without preference, to the Council within four weeks of the request being made;
 - b) Council shall consider the list of persons, plus any further names added by Council, and select one person.
 - c) Advertise in the local paper for expressions of interest for the vacancy.
- i. In selecting a person Council shall give due consideration to:
 - a. The eligibility for membership as per Section 36 of the *Act*;
 - b. The length of residence in the Ward;
 - c. Demonstrated interest in community affairs.
- ii. Council may at its discretion ask potential persons to make a short presentation to Council as part of the selection process.

BRC Elected Members Casual Vacancy Policy – 21.04.2016

Review Date: January 2018

Page 1 of 2

POLICY



LEGISLATION, TERMINOLOGY AND REFERENCES

Local Government Act
Local Government Electoral Regulations

EVALUATION AND REVIEW

Within six (6) months of new term of Council