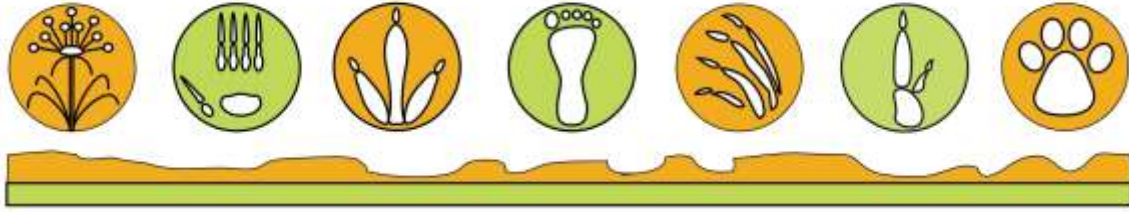


# BARKLY REGIONAL COUNCIL



## Vision

We are a progressive and sustainable Council who respects and listens to the people.

## The Way We Will Work

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.  
We are a responsible Council that meets all of its regulatory and social responsibilities.  
We will be a responsive Council.

## MINUTES

### ORDINARY COUNCIL MEETING THURSDAY, 20 NOVEMBER 2014 AMPILATWATJA

The Ordinary Council Meeting of the Barkly Regional Council was held in Ampilatwatja on Thursday, 20 November 2014 at 10:00am.

**Edwina Marks**  
**Chief Executive Officer**

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**1. OPENING AND ATTENDANCE**

Meeting commenced at 10:10am with President Barb Shaw as chair. "Welcome to Country" was provided by Cr. Ada Beasley and the Council prayer was read by President Barb Shaw.

**1.1 ELECTED MEMBERS PRESENT**

President Barb Shaw  
Deputy President Bob Bagnall  
Cr. Ray Aylett  
Cr. Ada Beasley  
Cr. Tony Boulter  
Cr. Pat Braun  
Cr. Noel Hayes  
Cr. Jennifer Mahoney  
Cr. Tim Price  
Cr. Hal Ruger

**1.2 STAFF MEMBERS AND VISITORS PRESENT**

Edwina Marks; Chief Executive Officer  
Courtney Barber; Executive Assistant to the CEO  
Regan Randle; Executive Assistant to the President  
Jill Kleiner; Department of Local Government and Regions  
David Curtis; Department of Local Government and Regions

**1.3 APOLOGIES**

Cr. Joyce Taylor  
Cr. Narelle Bremner  
Cr. Lucy Jackson

**1.4 ABSENT WITHOUT APOLOGIES**

Nil

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

Cr. Bagnall declared item 9.12  
Cr. Boulter declared item 9.12

**2. CONFIRMATION OF COUNCIL MEETING MINUTES**

**2.1 COUNCIL MEETING MINUTES - 16 OCTOBER 2014**

**RESOLVED** 241/14

That Council confirm the minutes of the Ordinary Council Meeting held on 16 October 2014 at Tennant Creek.

**Moved: Cr. Boulter**

**Seconded: Cr. Bagnall.....CARRIED**

### **3. BUSINESS ARISING REPORT**

#### **3.1 PAST MEETING DECISION/ACTION LIST - 16 OCTOBER 2014**

**RESOLVED** 242/14

That Council note the Past Meeting Decision/Action List from its Meeting on 16 October 2014

**Moved: Cr. Braun**

**Seconded: Cr. Price.....CARRIED**

### **4. LOCAL AUTHORITY MEETING MINUTES AND BUSINESS ARISING**

#### **4.1 ARLPARRA LOCAL AUTHORITY MEETING - 7 OCTOBER 2014**

**RESOLVED** 243/14

That Council

- a) Receive and note the Arlparra Local Authority meeting minutes of the 7<sup>th</sup> October 2014
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

#### **4.2 AMPILATWATJA LOCAL AUTHORITY MEETING - 8 OCTOBER 2014**

**RESOLVED** 244/14

That Council

- a) Receive and note the Ampilatwatja Local Authority meeting minutes of the 8<sup>th</sup> October 2014
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

#### **4.3 TENNANT CREEK LOCAL AUTHORITY MEETING - 13 OCTOBER 2014**

**RESOLVED** 245/14

That Council

- a) Receive and note the Tennant Creek Local Authority meeting minutes of the 13<sup>th</sup> October 2014
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

**4.4 ALPURRURULAM LOCAL AUTHORITY MEETING - 29 OCTOBER 2014**

**RESOLVED** 246/14

That Council

- a) Receive and note the Alpururulam Local Authority meeting minutes of the 29<sup>th</sup> October 2014
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

**4.5 ELLIOTT LOCAL AUTHORITY MEETING - 4 NOVEMBER 2014**

**RESOLVED** 247/14

That Council

- a) Receive and note the Elliott Local Authority meeting minutes of the 4<sup>th</sup> November 2014
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list
- d) Endorse the opening of Nominations to fill two (2) vacancies due to resignations commencing from 5 January 2015 and closing on 2 February 2015.

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

**5. ADDRESSING THE MEETING**

**5.1 MEMBERS OF THE AMPILATWATJA COMMUNITY – 10AM**

Cr. Ada Beasley provided Council an update on behalf of the Ampilatwatja Local Authority on the outcome of their meeting yesterday (19 November). The Authority had establish their priorities on expending the Community Project Funding.

**6. NOTICES OF MOTION**

*Nil*

**7. RESCISSION MOTIONS**

*Nil*

**8. COMMITTEE REPORTS AND BUSINESS ARISING**

*Nil*

**RESOLVED** 248/14

That Council break for morning tea at 10:35am

**Moved: Cr. Braun**

**Seconded: Cr. Mahoney .....CARRIED**

**RESOLVED** 249/14

That Council resume the meeting at 10:55am

**Moved: Councillor Aylett**

**Seconded: Cr. Boulter .....CARRIED**

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

### **9.1 ALPURRURULAM LOCAL AUTHORITY - APPOINTMENT OF ADDITIONAL ORDINARY MEMBER**

**RESOLVED** 250/14

- a) That Council rescind its previous decision made at the 16 October 2014 meeting for one (1) additional Ordinary Member position on the Local Authority
- b) That Council resolve to have two (2) additional Ordinary membership positions on the Alpururulam Local Authority
- c) That Council receive and note all the nominations for the two (2) additional positions on the Alpururulam Local Authority.
- d) That Council accepts the recommendation from the selection panel and endorse the following nominations: Irene Toby and Natasha Long

**Moved: Cr. Ruger**

**Seconded: Cr. Hayes .....CARRIED**

### **9.2 ALI CURUNG LOCAL AUTHORITY - APPOINTMENT OF REPLACEMENT ORDINARY MEMBERS**

**RESOLVED** 251/14

That Council:

- a) Receive and note all the nominations for the two (2) replacement positions on the Ali Curung Local Authority.
- b) Accept the recommendations from the selection panel and endorse the following nominations: Zeza Egan and Graham Beasley bringing the total number of Ordinary Members to 10.

**Moved: Cr. Ruger**

**Seconded: Cr. Hayes .....CARRIED**

### **9.3 ARLPARRA LOCAL AUTHORITY - APPOINTMENT OF ADDITIONAL ORDINARY MEMBER**

**RESOLVED** 252/14

That Council:

- a) Receive and note the one (1) nomination for the three (3) additional positions on the Arlparra Local Authority.
- b) Accept the recommendations from the Local Authority and endorse the following nomination: Susan Chalmers
- c) Nominations to fill the two (2) remaining positions will reopen in mid 2015.

**Moved: Cr. Ruger**

**Seconded: Cr. Hayes .....CARRIED**

### **9.4 AMPILATWATJA LOCAL AUTHORITY - ADDITIONAL ORDINARY MEMBER NOMINATION**

**RESOLVED** 253/14

That Council

- (a) receive and note the need to reopen nominations to fill one (1) vacancy on the Ampilatwatja Local Authority that has arisen due to an administrative error.

**Moved: Cr. Ruger**

**Seconded: Cr. Hayes .....CARRIED**

**9.5 ALI CURUNG COMMUNITY MEETING - 22 OCTOBER 2014**

**RESOLVED** 254/14

That Council receive and note the minutes of the Ali Curung Community Meeting held on 22 October 2014

**Moved: Cr. Hayes**

**Seconded: Cr. Boulter .....CARRIED**

**9.6 POLICIES: CODE OF CONDUCT AND RATES CONCESSION**

**RESOLVED** 255/14

That Council

- (a) Defer the Rates Concession policy appended to this report to the February 2015 Meeting.
- (b) Re-adopt the Code of Conduct policy appended to this report and undertake a comprehensive review within the next three (3) months and improvements be made as warranted subject to legal advice.

**Moved: Cr. Boulter**

**Seconded: Cr. Ruger .....CARRIED**

**9.7 CODE OF MEETING PRACTICE POLICY**

**RESOLVED** 256/14

That Council

- (a) Defer the Code of Meeting Practice Policy as presented to the February 2015 Meeting.

**Moved: Cr. Bagnall**

**Seconded: Cr. Boulter .....CARRIED**

**9.8 ALPURRURULAM LAUNDRY**

**RESOLVED** 257/14

That Council

- (a) Endorse the additional rectification costs of \$49,775 (incl GST) required to complete the Alpururulam laundry by the end of November 2014.
- (b) Provide an update to the Alpururulam Local Authority to its next meeting

**Moved: Cr. Hayes**

**Seconded: Cr. Price .....CARRIED**

## 9.9 REGIONAL WATER PARKS

**RESOLVED** 258/14

That Council

- a) Receive and note the report
- b) Allocate the amount of \$206,600 to complete the waterparks in Elliott and Ali Curung out of the 2014/15 budget
- c) Allocate the amount of \$76,134 for the ablution amenities for the waterparks out of the 2014/15 budget
- d) Place the report on the Local Authority agendas for Ali-Curung and Elliott to request additional financial support
- e) Instruct the CEO to provide a report back to Council about the impact of the variation to its next Council meeting
- f) Provide the amended project plan for the water parks as part of that report

**Moved: Cr. Boulter**

**Seconded: Cr. Ruger .....CARRIED**

## 9.10 TENNANT CREEK LANDFILL

**RESOLVED** 259/14

That Council

- a) Receive and note the report
- b) Endorse the expenditure of \$40,000 to engage Tonkin Consulting to complete a plan to address the management of the landfill.

**Moved: Cr. Boulter**

**Seconded: Cr. Hayes .....CARRIED**

## 9.11 BY-LAWS UPDATE

**RESOLVED** 260/14

That Council receive and note the report

**Moved: Cr. Braun**

**Seconded: Cr. Mahoney .....CARRIED**

*\*Cr. Bagnall declared a conflict of interest on the next item on the agenda (9.12) and left the meeting at 11:37am*

*\*Cr. Boulter declared a conflict of interest on the next item on the agenda (9.12) and left the meeting at 11:37am*

## 9.12 COMMUNITY BENEFITS GRANT - ROUND 1, 2014/15

**RESOLVED** 261/14

That Council approves funding as indicated to be supplied to the following applicants from the Barkly Regional Council Community Grants program Round 1 of 2014/15

- |   |         |
|---|---------|
| 1) Elliott and Newcastle Waters Sport & Rec Association | \$3,000 |
| 2) Little Athletics Club TC                             | \$1,000 |
| 3) RSL Tennant Creek                                    | \$2,000 |
| 4) Tennant Creek Craft Club                             | \$2,000 |
| 5) Tennant Creek Country Women's Association            | \$2,000 |
| 6) Tennant Creek Transport                              | \$4,000 |
| 7) Tennant Creek Women's Refuge                         | \$1,000 |

**Moved: Councillor Aylett**

**Seconded: Cr. Ruger .....CARRIED**

*\*Crs. Bagnall and Boulter returned to the meeting at 11:51am*

**9.13 AUSTRALIA DAY ANNUAL GENERAL MEETING AND TERRITORY TIDY TOWNS FORUM**

**RESOLVED** 262/14

That Council

- a) Receive and note the report
- b) Support the original motion of Council to not support Council's involvement in the Territory Tidy Towns Program
- c) Commence our own Barkly Regional Council Community Pride Campaign

**Moved: Cr. Bagnall**

**Seconded: Cr. Boulter .....CARRIED**

**9.14 TENNANT CREEK TOWN POOL 2014/15 SWIM SEASON PASS**

**RESOLVED** 263/14

That Council

- a) Endorse the amended fee of the yearly pool pass for individuals to \$120.00 and the pass for families (2 adults and 2 children) to \$238.00 for the short 22 week 2014/15 Swim Season.

**Moved: Cr. Ruger**

**Seconded: Cr. Boulter .....CARRIED**

**9.15 JOINT SELECT COMMITTEE ON CONSTITUTIONAL RECOGNITION OF ABORIGINAL AND TORRES STRAIT ISLANDER PEOPLES SUBMISSION**

**RESOLVED** 264/14

That Council

- a) Endorse the Submission appended to this report be lodged to the Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander peoples.

**Moved: Cr. Boulter**

**Seconded: Cr. Braun .....CARRIED**

**9.16 TENNANT CREEK AND BARKLY REGION STRATEGIC PLAN**

**RESOLVED** 265/14

That Council

- a) Receive and note the report
- b) Provide a quarterly status report against the Tennant Creek Regional Economic Development Committee plan to Council

**Moved: Cr. Braun**

**Seconded: Cr. Hayes .....CARRIED**



### 9.17 TENNANT CREEK COMMUNITY SAFETY ACTION PLAN

**RESOLVED** 266/14

That Council

- a) Receive and note the report
- b) Nominate the CEO or their delegate to be the representative for the Tennant Creek Community Safety Committee
- c) Where Councillors have been formally invited as part of Ministerial appointments to Committees, cover any relevant costs of those Barkly Regional Council representatives.

**Moved: Cr. Ruger**

**Seconded: Cr. Aylett.....CARRIED**

### 9.18 BARKLY REGION BOUNDARY SIGNS

**RESOLVED** 267/14

That Council

- a) Receive and note the report
- b) Agree to the Barkly Regional Council boundary and language group signage proposed concepts as outlined in their feedback session as part of the November Ordinary meeting
- c) Consult with the relevant community stakeholders, especially in relation to the cultural elements and language use, of the Barkly Region boundary signage as outlined in their feedback session at the November Ordinary meeting.

**Moved: Cr. Ruger**

**Seconded: Cr. Price.....CARRIED**

**RESOLVED** 268/14

That Council break for lunch at 12:30pm

**Moved: Cr. Bagnall**

**Seconded: Cr. Braun.....CARRIED**

**RESOLVED** 269/14

That Council resume the meeting at 12:56pm

**Moved: Cr. Ruger**

**Seconded: Cr. Bagnall.....CARRIED**

### 9.19 HEPP - WHOLE OF COMMUNITY ENGAGEMENT PROJECT

**RESOLVED** 270/14

That Council

- (a) Provide in-principal support to the HEPP whole of Community Engagement project conducted by Charles Darwin University.
- (b) Facilitate community access accordingly
- (c) Confirm our participation in writing to the Charles Darwin University project team.

**Moved: Cr. Hayes**

**Seconded: Cr. Aylett.....CARRIED**

### 9.20 YOUTH ART PROJECT

**RESOLVED** 271/14

That Council

- a) Temporarily donate four (4) bins to the total of \$440.00 to the Youth Art Project

**Moved: Cr. Boulter**

**Seconded: Cr. Braun .....CARRIED**

### 9.21 NOMINATION FOR RDA NT EXECUTIVE

**RESOLVED** 272/14

That Council

- a) Support President Barb Shaw to submit an expression of interest to the Regional Development Australia NT (RDA NT) Executive
- b) Resource support from Council where relevant

**Moved: Cr. Bagnall**

**Seconded: Cr. Boulter .....CARRIED**

### 9.22 CAROLS BY CANDLELIGHT SPONSORSHIP REQUEST

**RESOLVED** 273/14

That Council

- a) Endorse that the Carols by Candlelight event to be covered by Barkly Regional Councils community insurance.
- b) The event to be held at Peko Park, 7 December 2014, 7:00pm and;
- c) Nominate Cr. Boulter to open the event

**Moved: Cr. Ruger**

**Seconded: Cr. Boulter .....CARRIED**

### 9.23 LIBRARY CLOSURE OF CHRISTMAS

**RESOLVED** 274/14

That Council endorses the library closure for the 28<sup>th</sup>, 29<sup>th</sup> and 30<sup>th</sup> December 2014 for carpet cleaning.

**Moved: Cr. Braun**

**Seconded: Cr. Aylett.....CARRIED**

### 9.24 LGANT CONFERENCE AND AGM

**RESOLVED** 275/14

That Council

- a) Receive and note the report
- b) Support the recognition of Aboriginal and Torres Strait Islanders as part of the Australian Constitution.
- c) Write to the local Members of the Legislative Assembly, Senators and the Minister requesting them to reverse the decision not to index Federal Assistance Grants.

**Moved: Cr. Hayes**

**Seconded: Cr. Boulter .....CARRIED**

## 9.25 COUNCIL ELECTIONS

**RESOLVED** 276/14

That Council

- a) Receive and note the report
- b) Accept the changes to the arrangements leading into the next Council election and update our records accordingly.

**Moved: Cr. Price**

**Seconded: Cr. Boulter** .....**CARRIED**

## 9.26 THE DA VINCI EXHIBITION 2016 – SUPPLEMENTARY ITEM

**RESOLVED** 277/14

That Council

- a) Receive and note the report
- b) Formally advise the Da Vinci Exhibition that Barkly Regional Council will not proceed with the Exhibition in Tennant Creek during 2016 due to lack of community support.

**Moved: Cr. Braun**

**Seconded: Cr. Bagnall** .....**CARRIED**

## 10. PRESIDENT REPORT

### 10.1 PRESIDENTS REPORT

**RESOLVED** 278/14

That Council

- a) Receive and note the activities of the President for the month of October 2014.

**Moved: Cr. Aylett**

**Seconded: Cr. Hayes** .....**CARRIED**

## 11. CHIEF EXECUTIVE OFFICER'S REPORTS

### 11.1 RATIFICATION OF THE COMMON SEAL

**RESOLVED** 279/14

That Council ratify the execution of the following document under Council's Common Seal.

- 31.10.2014 – 2014/15 Municipal and Essential Services Special Purpose Grant - \$54,164.00. Project: Full maintenance road grading throughout the Arlparra Region.
- 01.11.2014 – Application to Register Statutory Charge on the Land of Tennant Creek

**Moved: Cr. Boulter**

**Seconded: Cr. Aylett** .....**CARRIED**

### 11.2 CHIEF EXECUTIVE OFFICERS REPORT - OCTOBER

**RESOLVED** 280/14

That Council

- a) Receive and note the report of the activities of the Chief Executive Officer for the month of October 2014.

**Moved: Cr. Hayes**

**Seconded: Cr. Bagnall** .....**CARRIED**

**11.3 EXECUTIVE DIRECTOR OPERATIONS REPORT - OCTOBER**

**RESOLVED** 281/14

That Council

- a) Receive and note the report of the activities of the Operations Directorate for the month of October 2014

**Moved: Cr. Boulter**

**Seconded: Cr. Aylett.....CARRIED**

**11.4 CORPORATE SERVICES REPORT - OCTOBER**

**RESOLVED** 282/14

That Council

- a) Receive and note the report of the activities of the Corporate Services Directorate for the month of October 2014

**Moved: Cr. Boulter**

**Seconded: Cr. Braun .....CARRIED**

**11.5 COMMUNITIES DIRECTORATE REPORT - OCTOBER**

**RESOLVED** 283/14

That Council

- a) Receive and note the report of the activities of the Communities Directorate for the month of October 2014

**Moved: Cr. Boulter**

**Seconded: Cr. Price.....CARRIED**

**11.6 DIRECTOR HUMAN RESOURCES REPORT - OCTOBER**

**RESOLVED** 284/14

That Council

- a) Receive and note the report of the activities of the Human Resources Directorate for the month of October 2014.

**Moved: Cr. Braun**

**Seconded: Cr. Mahoney .....CARRIED**

**12. QUESTIONS FROM MEMBERS OF THE PUBLIC**

Nil

**13. PETITIONS AND DEPUTATIONS**

Nil

#### 14. DECISION TO MOVE INTO CLOSED SESSION AT 1:54pm

**RESOLVED** 285/14

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. Price**

**Seconded: Cr. Braun**

**CARRIED**

##### **14.1 COUNCILLOR BREACH OF CODE OF CONDUCT**

*The report will be dealt with under Section 65(2) (a) (ciii) (e) 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; AND information provided to the council on condition that it be keep confidential.*

**Resolved in Confidential 286/14**

##### **14.2 TENNANT CREEK TRAFFIC MANAGEMENT**

*The report will be dealt with under Section 65(2) (ciii) (e) 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; AND information provided to the council on condition that it be keep confidential.*

**Resolved in Confidential 287/14**

##### **14.3 WAIVER OF BANK FEES**

*The report will be dealt with under Section 65(2) (b) (e) 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; AND information provided to the council on condition that it be keep confidential.*

**Resolved in Confidential 288/14**

##### **14.4 CONFIDENTIAL MINUTES - 18 SEPTEMBER 2014**

*The report will be dealt with under Section 65(2) (e) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information provided to the council on condition that it be keep confidential.*

**Resolved in Confidential 289/14**

##### **14.5 CONFIDENTIAL MINUTES - 16 OCTOBER 2014**

*The report will be dealt with under Section 65(2) (e) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information provided to the council on condition that it be keep confidential.*

**Resolved in Confidential 290/14**

**15. RESUMPTION OF MEETING**

**RESOLVED** 291/14

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

**Moved: Cr. Braun**

**Seconded: Cr. Ruger**

**CARRIED**

**16. CLOSE OF MEETING**

President Barb Shaw closed the meeting at 2:17pm.

Next Ordinary meeting of Council to be held in Tennant Creek on Thursday December 11<sup>th</sup>, 2014

\_\_\_\_\_  
Barb Shaw  
Council President

\_\_\_\_\_  
Edwina Marks  
Chief Executive Officer