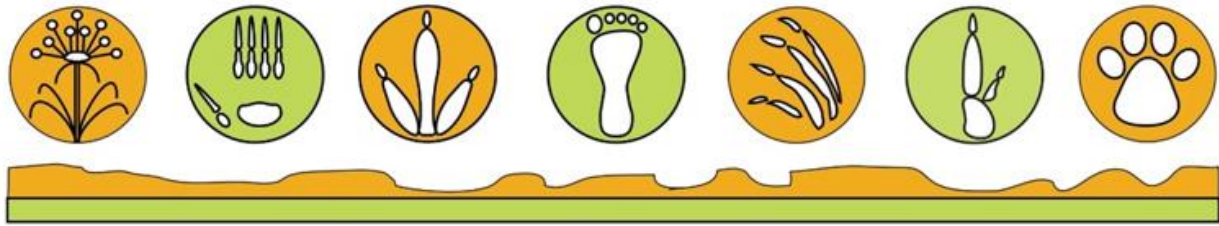


BARKLY REGIONAL COUNCIL



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 27 July 2023 at 8:30 am.

Russell Anderson

Acting 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.

1 OPENING AND ATTENDANCE

1.1 Elected Members Present

Meeting commenced at 8.35am Mayor Jeffrey McLaughlin as Chair

Elected Members Present

- Mayor Jeffrey McLaughlin
- Cr. Russell O'Donnell
- Cr. Dianne Seri Stokes
- Cr. Anita Bailey
- Cr. Lennie Barton
- Cr. Pam Corbett
- Cr. Heather Wilson
- Cr. Elliott McAdam
- Cr. Sharen Lake
- Cr. Mark Peterson
- Cr. Lucy Jackson
- Cr. Greg Marlow
- Cr. Jack Clubb

1.2 Staff Members Present

Staff Members Present

- Russell Anderson - Acting Chief Executive Officer
- Romeo Mutsago - Chief Financial Officer
- Tash Adams - Council Secretary
- Grant Hanson - ICT Coordinator

1.3 Visitors Present

Visitors Present

- Linda Weatherhead - Department of Chief Minister & Cabinet Local Government Unit
Director of Policy & Projects

MOTION

That within a month:

- a) The CEO and Rates Officer meet with concerned ratepayers as a delegation and report back to Patta Ward Councillors.
- b) Release a communique about the rates issues and to include an invitation to the affected ratepayers to meet with Patta Ward Councillors and to individually meet with the CEO and Rates Officer.

RESOLVED

Moved: Cr Elliot McAdam

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/51

A delegation of concerned ratepayers presented a petition regarding issues and lack of engagement on the rates issues.

The petition comprised of 30 signatures from ratepayers.

The petition, from spokesperson Glen Barber, to the Mayor and Councillors reads:

"Many of the signatures attached met with you on 8 September and 24 November 2022. The Barkly Regional Council failed to respond to complaints of the above meetings, our concerns remain outstanding and not resolved. I understand Councillor McAdam wrote to you in June 2023 requesting that you and the Councillors meet with us to discuss our concerns. Many of the concerns and unacceptable costs of rates and charges remain valid. Accordingly we would like to meet with you and Patta Ward Councillors to discuss as a matter of urgency, preferably after 5pm due to work commitments."

Cr McAdam tabled a document from John McDonnell
(<https://www.barkly.nt.gov.au/uploads/agendas/Tabled-Documents/John-McDonnell.jpg>)

Cr Wilson and Cr Barton entered the meeting 9.25am.

1.4 Apologies and Leave of Absence

Apologies

Nil

1.5 Disclosure of Interest

Councillor Marlow declared a conflict of interest in items 12.1, 12.2, 12.3 as an auditor of the three clubs requesting sponsorship.

1.6 Review of Disclosure of Interest

2 CONFIRMATION OF PREVIOUS MINUTES

Confirmation of previous Minutes

2.1 Confirmation of Previous Minutes from OCM 29 June 2023

MOTION

That Council receive and note the Minutes of the previous minutes of the Ordinary Meeting of Council as a true and accurate record on that Meeting.

RESOLVED

Moved: Cr Sharen Lake

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/52

3 ACTIONS FROM PREVIOUS MINUTES

Actions from previous Minutes

3.1 Actions from Previous Minutes

MOTION

That Council receive and note the Action Register.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Mark Peterson

CARRIED UNANIMOUSLY

Resolved OM-23/53

13 DECISION TO MOVE INTO CONFIDENTIAL SESSION

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 99(2) of the Local Government Act 2019* and *Regulation 51 of the Local Government (General) Regulations 2021* as the items listed to be discussed come within the following provisions: -

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;

information about the personal circumstances of a resident or ratepayer;

information that would, if publicly disclosed, be likely to:

cause commercial prejudice to, or confer an unfair commercial advantage on, any person; or

prejudice the maintenance or administration of the law; or

prejudice the security of the council, its members or staff; or

subject to subregulation (3) – prejudice the interests of the council or some other person;

information subject to an obligation of confidentiality at law, or in equity;

subject to subregulation (3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest;

subject to subregulation (2) – information in relation to a complaint of a contravention of the code of conduct.

MOTION

That Council move into Confidential Session

RESOLVED

Moved: Deputy Mayor Russell O'Donnell

Seconded: Cr Pam Corbett

CARRIED UNANIMOUSLY

The meeting moved into confidential session at 9.37am

13.1 TCLA Nomination

REASONS FOR CONFIDENTIALITY

Status 51(1)(b) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(b) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information about the personal circumstances of a resident or ratepayer.*

13.2 CEO Recruitment Update and Panel information

REASONS FOR CONFIDENTIALITY

Status 51(1)(c)(iv) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(iv) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, Information that would, if publicly disclosed, be likely to: subject to subregulation (3) - prejudice the interests of the council or some other person.*

13.3 Justitia Report

REASONS FOR CONFIDENTIALITY

Status 51(1)(a) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, 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.*

13.4 CONFIDENTIAL Resolution of Council OMC-23/9 Animal Management

REASONS FOR CONFIDENTIALITY

Status 51(1)(c)(i) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(i) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to: cause commercial prejudice to, or confer an unfair commercial advantage on, any person.*

13.5 CEO response to Council Compliance Matters

REASONS FOR CONFIDENTIALITY

Status 51(1)(a) - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, 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.

13.6 Review of Confidential Items

REASONS FOR CONFIDENTIALITY

Status 51(1)(a) - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, 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.

That pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021 the meeting be re-opened to the public at 1.01pm.

MOTION

That Council re-open the meeting at 1.07pm.

RESOLVED

Moved: Cr Anita Bailey

Seconded: Cr Heather Wilson

CARRIED UNANIMOUSLY

Resolved OM-23/79

Actions from previous Minutes

3.2 OC 87/23 Action arising 8 June 2023 SCM- Request from Cr Lake as to why the NATSIFAC 2024-2024 funding is lower than that of 2023-2024

MOTION

That Council notes the request information OC 86/23 from the Special Ordinary Meeting of Council on 8 June 2023.

RESOLVED

Moved: Cr Sharen Lake

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/54

4 MAYOR'S REPORT

Mayor's Report

4.1 Mayor's July report

MOTION

That Council receives and notes the Mayor's July Report.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Lucy Jackson

CARRIED UNANIMOUSLY

Resolved OM-23/55

5 CHIEF EXECUTIVE OFFICERS REPORTS

Chief Executive Officers Reports

5.1 CEO July Report

MOTION

That Council receives and notes this report.

RESOLVED

Moved: Cr Lucy Jackson

Seconded: Cr Dianne Stokes

CARRIED UNANIMOUSLY

Resolved OM-23/56

Cr Marlow asked when is the next Bulk Rubbish collection due to occur.

ACTION: CEO to ask Director of Tennant Creek for a date for the Bulk Rubbish Collection.

ACTION: Enquire about the Community Grants program.

Chief Executive Officers Reports

5.2 Council Committees and Memberships

RECOMMENDATION:

The Council notes the Committees and Membership register and assess any necessary updates to committee memberships or the feasibility of the committees.

MOTION

That Council makes the amendments to the following Committees:

- a) **Cultural Competency Committee:** Remove former councillors Hayes, Walker and Kumanjayi. Add Councillors Peterson, Jackson, Lake and McAdam.
- b) **Purkiss Reserve Committee:** Remove former councillor Kumanjayi RP. Replace with Councillors Marlow and Corbett
- c) **Procurement Sub-Committee:** Remove former councillor Ruger. Replace with Councillor McAdam.
- d) **Human Resources:** Remove former councillors Ruger and Hayes. Replace with Councillor Lake and Bailey.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Mark Peterson

CARRIED UNANIMOUSLY

Resolved OM-23/57

Chief Executive Officers Reports

5.3 LGANT Membership 2023-2024

MOTION

That Council notes the request for payment of \$51,004.37 annual membership payment from the Local Government Association Northern Territory and:

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Sharen Lake

CARRIED UNANIMOUSLY

Resolved OM-23/58

MOTION

That Council writes to the NT Minister for Infrastructure Eva Lawler to advocate for the repair the roads:

- a) from Ampilatwatja to Ali Curung
- b) the Irrultja road (photos of flooding)
- c) Ampilatwatja right up to Lake Nash on the Sandover Highway.
- d) Alpururulam to Barkly Highway.
- e) Alpururulam to the Alpururulan air strip. (photos of flooding)

RESOLVED

Moved: Cr Pam Corbett

Seconded: Cr Anita Bailey

CARRIED UNANIMOUSLY

Resolved OM-23/76

The meeting paused at 2.25pm.

Barkly Regional Council Director of Operations Darren Lovett joined the meeting at 2.37pm to address Council about progress on road repairs in communities.

Mr Lovett left the meeting at 2.48pm.

MOTION

That Council move back into session at 2.35pm.

RESOLVED

Moved: Cr Sharen Lake

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/77

MOTION

That Council request the Director of Operations to report back on the condition of the Irrultja road for funding purposes and ideas how to move forward.

RESOLVED

Moved: Cr Anita Bailey

Seconded: Cr Pam Corbett

CARRIED UNANIMOUSLY

Resolved OM-23/78

The Director of Operations has a work crew heading out to the area in a week.



6 FINANCE REPORTS

Finance Reports

6.1 Finance Report for July

MOTION

That Council receives and notes the Finance Report for the year-to-date 30 June 2023

RESOLVED

Moved: Cr Anita Bailey

Seconded: Cr Dianne Stokes

CARRIED UNANIMOUSLY

Resolved OM-23/59

Finance Reports

6.2 Local Government Immediate Priority Grant Acquittal

MOTION

That Council receives and notes the acquittal of the the Local Government Immediate Priority Grant

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Anita Bailey

CARRIED UNANIMOUSLY

Resolved OM-23/60

7 CORPORATE SERVICES DIRECTORATE REPORTS

Corporate Services Directorate Reports

7.1 Outstanding Grant Reporting

MOTION

That Council note the outstanding overdue reporting, actions toward rectification of the overdue reporting and accept the report.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Mark Peterson

CARRIED UNANIMOUSLY

Resolved OM-23/61

8 COMMUNITY DEVELOPMENT DIRECTORATE REPORTS

Community Development Directorate Reports

8.1 RN Employment trial report

MOTION

That Council receives and notes this report.

RESOLVED

Moved: Cr Pam Corbett

Seconded: Cr Lucy Jackson

CARRIED UNANIMOUSLY

Resolved OM-23/62

Community Development Directorate Reports

8.2 Animal Management Advisory Committee

RECOMMENDATION

That Council reconvenes the Animal Management Advisory Committee.

MOTION

That Council stands this item down to the next meeting.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Elliot McAdam

CARRIED UNANIMOUSLY

Resolved OM-23/63

Cr Marlow left the meeting at 3.33pm.

NOTED: CEO suggested for Council to explore who should be on the Committee and it should cover the whole of the Barkly.

Community Development Directorate Reports

8.3 Request for the use of the Common Seal for NIAA Safety & Wellbeing Programme - Tennant Creek Youth Centre Funding Agreement

MOTION

That Council approves the request for the use of the Common Seal

RESOLVED

Moved: Cr Sharen Lake

Seconded: Cr Dianne Stokes

CARRIED UNANIMOUSLY

Resolved OM-23/64

Cr McAdam noted he received positive community feedback about the recent Youthlinx School Holiday Program.

9 OPERATIONS DIRECTORATE REPORTS

Operations Directorate Reports

9.1 Director Operations - Remote Communities report

MOTION

That Council receives and notes the Director Operations - Remote Communities report.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Pam Corbett

CARRIED UNANIMOUSLY

Resolved OM-23/65

Operations Directorate Reports

9.2 Wutungurra Local Authority Ride-on Lawnmower Procurement

MOTION

That Council receive and approve the procurement of a ride on lawn mower funded by the Wutungurra Local Authority

RESOLVED

Moved: Cr Mark Peterson

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/66

10 TENNANT CREEK DIRECTORATE REPORTS

Nil

11 CORRESPONDENCE

Correspondence

11.1 Letter from Minister McBain - Voice to Parliament

MOTION

That Council receives and notes Minister McBain's letter about the 2023 Referendum and the opportunity recognise Aboriginal and Torres Strait Islander Australians in our Constitution through a Voice.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Lucy Jackson

CARRIED UNANIMOUSLY

Resolved OM-23/67

Correspondence

11.2 Cities Power Partnership

MOTION

That Council receives and notes correspondence from the Cities Power Partnership and considers joining the free national program.

RESOLVED

Moved: Cr Anita Bailey

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/68

ACTION: Councillors Stokes, Corbett and Wilson to attend the Climate Summit for Local Government in Melbourne in September.

Correspondence

11.3 Invitation to 2023 National Local Roads, Transport & Infrastructure Congress

MOTION

That Council note the invitation to the National Local Roads, Transport & Infrastructure Congress.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Elliot McAdam

CARRIED UNANIMOUSLY

Resolved OM-23/69

ACTION: Cr Bailey and Cr Lake attend the 2023 National Local Roads, Transport and Infrastructure Congress in Canberra from 6-7 in Canberra.

Correspondence

11.4 Australia Day Council NT 2023 Conference Registrations now open

MOTION

That Council receives and notes the correspondence regarding the Australia Day Council NT's 2023 Conference.

RESOLVED

Moved: Cr Mark Peterson

Seconded: Cr Pam Corbett

CARRIED UNANIMOUSLY

Resolved OM-23/70

For Events Organiser of Australia Day, Tash Adams, to attend the Conference.

Correspondence

11.5 Senator Malarndirri McCarthy reply about recent visit

MOTION

That Council receive and note Senator McCarthy's letter of reply.

RESOLVED

Moved: Cr Lucy Jackson

Seconded: Cr Greg Marlow

CARRIED UNANIMOUSLY

Resolved OM-23/71

12 GENERAL BUSINESS

General Business

12.1 Sponsorship request - TC Speedway

MOTION

That Council considers the request for sponsorship from the Tennant Creek Speedway Club and;

a) Sponsors the Speedway Club \$1,000.

RESOLVED

Moved: Cr Sharen Lake

Seconded: Cr Pam Corbett

CARRIED UNANIMOUSLY

Resolved OM-23/72

General Business

12.2 Sponsorship Request - Fishing Club

MOTION

That Council considers the request for sponsorship from the Tennant Creek Fishing Club and;

a) Sponsors the Fishing Club \$1,000.

RESOLVED

Moved: Cr Lucy Jackson

Seconded: Cr Elliot McAdam

CARRIED UNANIMOUSLY

Resolved OM-23/73

Cr Marlow declared a conflict of interest in regards to auditing the clubs.

General Business

12.3 Sponsorship request - Barkly Rodeo

MOTION

That Council considers the request for sponsorship from the Barkly Rodeo Association's annual Rodeo and;

a) Sponsors the Rodeo \$1,000.

RESOLVED

Moved: Cr Pam Corbett

Seconded: Cr Anita Bailey

CARRIED UNANIMOUSLY

Resolved OM-23/74

General Business

12.4 Uni SA research into LGA employee retention and wellbeing

MOTION

That Council approves a \$3,000 support payment for the University of South Australia's research into the staff retention and wellbeing in local governments.

RESOLVED

Moved: Cr Dianne Stokes

Seconded: Cr Pam Corbett

LOST

Resolved OM-23/75

NOTICE OF MOTION

Councillor Elliot McAdam gave notice of items to be considered at the next Ordinary Council Meeting on Thursday 31 August 2023:

1. Recognition of Councillors Noel Hayes, Hal Ruger, Derek Walker and the late Kumanjayi RP with a plaque of appreciation including an event to recognise their services.
2. Utilisation of interpreters during Council meetings and as required at meetings of Council.
3. Review of the conduct/governance/management principals ensuring best practices and an independent review of Council meetings.
4. Dispersal of confidential information including conflicts of interests.

14 NEXT MEETING AND MEETING CLOSE

MOTION

The Council closes the meeting at 4:21 pm

RESOLVED

Moved: Cr Elliot McAdam

Seconded: Cr Mark Peterson

CARRIED UNANIMOUSLY

Resolved OM-23/81

The next Ordinary Council Meeting of Barkly Regional Council will be held on Thursday 31 August 2023.

The meeting closed at 4:21 pm

This page and the preceding pages are the minutes of the meeting of the Ordinary Council Meeting held on 26 July 2023 and are confirmed.