

BARKLY REGIONAL COUNCIL



OUR VISION

We strive to be responsive, progressive, sustainable council which respects, listens and empowers the people to be strong.

The Way We Will Work

We will make it happen!

We will be engaged and have regular opportunities to listen.

We will have strong policy and budgets to ensure our programs and services are progressive and sustainable.

Respect is shown in everything we do and we have acceptance of all cultures in the Barkly Region and their practices through a culturally competent Council.

We are a responsible Council.

We will be a responsive Council.

We want to empower local decision making.

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

We want to be able to sustain our environment – our communities, our physical places, our people and our organisational culture.

We will aggressively pursue additional funding from both levels of government to improve the standard of living of people across the region.

We need to be realistic, transparent and accountable.

MINUTES ORDINARY COUNCIL MEETING

The meeting of the Ordinary Council Meeting of the Barkly Regional Council was held in Council Chambers on Thursday, 29 July 2021 at 8.30am.

**Steven Moore
Chief Executive Officer**

Meeting commenced at 8.32am with Mayor Jeffery McLaughlin as Chair.

1. OPENING AND ATTENDANCE

1.1 Elected Members Present

- Mayor Jeffrey McLaughlin
- Deputy Mayor Ronald Plummer
- Cr. Kris Civitarese
- Cr. Noel Hayes
- Cr. Ray Aylett
- Cr. Hal Ruger
- Cr. Ricky Holmes
- Cr. Sid Vashist
- Cr. Jane Evans
- Cr. Karan Hayward

1.2 Staff Members Present

- Steve Moore
- Damian Carter
- Sharen Lake
- Troy Koch
- Santosh Niraula
- Vanessa Goodworth
- Millicent Nhepera
- Steve Edgington (Visitor)

1.3 Apologies

- Cr. Lucy Jackson
- Cr. Jennifer Mahoney

1.4 Absent Without Apologies

1.5 Disclosure Of Interest – Councillors And Staff – Under Section 74(2) of the Local Government (Administration) Regulations 2008

- Mayor Jeffrey McLaughlin – Affiliations, Clubs, Organisations and Memberships
 - Barkly Regional Arts – Member
 - Tennant Creek Cricket Association – Member
 - Nundahraga Entertainment – Sound sub-contractor
 - Christmas Tree Committee – President
 - Tourism Central Australia - Board Member
- Deputy Mayor Ronald Plummer – Affiliations, Clubs, Organisations and Memberships
 - Purrutu Aboriginal Corporation – Board Member
 - Patta Aboriginal Corporation – Board Member
 - Papulu Apparr-Kari Aboriginal Corporation – Member

- Tennant Creek Mob Aboriginal Corporation
- Member for Barkly - Employee

CONTINUED

- Cr. Kris M. Civitarese – Affiliations, Clubs, Organisations and Memberships
 - The Returned and Service League of Australia, Tennant Creek Sub-Branch – President
 - Chamber of Commerce Northern Territory – Tennant Creek Committee Member
 - Rotary – Paul Harris Fellow Awarded
 - T & J Contractors
 - Barkly Art - Board Member
 - KNC (NT) – Managing Director
 - Senator for the Northern Territory - Employee

- Cr. Raymond E. Aylett – Affiliations, Clubs, Organisations and Memberships
 - Sporties Club, Tennant Creek – Member

- Cr. Siddhant Vashist – Affiliations, Clubs, Organisations and Memberships
 - Barkly Arts – Member
 - Tennant Creek High School - Member
 - Multicultural Association of Central Australia – Member
 - Australia-India Business Council – Member
 - Outback Stores – Employee

- Cr. Noel Hayes – Affiliations, Clubs, Organisations and Memberships
 - Anyinginyi Health Aboriginal Corporation, Tennant Creek – Board Member
 - Centre for Appropriate Technology, Alice Springs – Board Member
 - Housing Reference Group – Member

- Cr. Hal A. Ruger – Affiliations, Clubs, Organisations and Memberships
 - Territory Generation – Employee

- Cr. Jane Evans – Affiliations, Clubs, Organisations and Memberships
 - Puma Elliott – Store Manager

- Cr. Karan Hayward – Affiliations, Clubs, Organisations and Memberships
 - Papulu Apparr-Kari Aboriginal Corporation – Chief Executive Officer
 - Mark Gillard Painting – Director
 - Alcohol Reference Group – Chairperson
 - Combined Aboriginal Corporation – Member

- Steve Moore - Affiliations, Clubs, Organisations and Memberships
 - Battery Hill – Director
 - Tennant Creek Pistol Club – Secretary

There were no declarations of interest made at this Ordinary Council Meeting.

2. **CONFIRMATION OF PREVIOUS MINUTES**

2.1 CONFIRMATION OF PREVIOUS MINUTES

MOTION

That Council

- a) Confirm the Minutes from the Ordinary Council Meeting held on 27 May 2021 and 24 June 2021 as a true and accurate record.

RESOLVED

Moved: Cr. Hal Ruger

Seconded: Cr. Ricky Holmes

CARRIED UNAN.

Resolved OC 104/21

3. ACTIONS FROM PREVIOUS MINUTES

3.1 ACTION ITEMS

MOTION

That Council:

- a) Receive and note the Action Items
- b) Remove the following completed items: 7 and 8

RESOLVED

Moved: Deputy Mayor Ronald Plummer

Seconded: Cr. Sid Vashist

CARRIED UNAN.

Resolved OC 105/21

The Mayor met with Julalikari Council, and had a productive meeting. They brought up the removal of cars around town. JACAL has the tender to do this and will be going ahead with doing so.

Suggestion was made that the BRC Night patrol manager and the Julalikari night patrol to meet regularly.

ACTION ITEM: To receive the minutes of the meeting with Julalikari and circulate them to Councillors.

Mayor and CEO met with the minister regarding the rise of sexual assault matters in the Barkly. The meeting went well.

It was alluded that the rise in cases is a national trend, not just within the Barkly. The minister stated that there would be money allocated to these matters.

4. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

5. MAYOR'S REPORT

6.1 MAYOR'S REPORT

MOTION

That Council:

- a) Receive and note the mayor's report for June 2021.

RESOLVED

Moved: Cr. Kris Civitarese

Seconded: Cr. Jane Evans

CARRIED UNAN.

Resolved OC 106/21

ACTION ITEM: Write a letter to NTG regarding educating tourists campervan drivers about road safety.

ACTION ITEM: Follow up with DIPL regarding traffic management in Elliott and driver safety.

6. CHIEF EXECUTIVE OFFICER REPORTS

7.1 RATIFICATION OF COMMON SEAL

MOTION

That Council:

a) Ratify the execution of the following documents under the Council's Common Seal:

1. Deed of Variation to National Aboriginal and Torres Strait Islander Flexible Aged Care Program from 2019 to 2023, between Department of Health and BRC;
2. Project Agreement Variation to Children and Schooling Programme for outside School Hours Care Program till 31 December 2021, between National Australian Indigenous Agency and BRC;
3. Memorandum of Understanding for the shared use of Carpark at Lot 50, 164 Patterson Street, Tennant Creek - Between SDA Properties Pty Ltd as Trustee for SD Anderson Property Trust and BRC;
4. Indigenous Land Use Agreement for Tennant Creek Waste Management Facility between, Central Land Council, Patta Aboriginal Corporation RNTBC and BRC;
5. National Agents and Access Points Program (NAAP) Invitation Pack for the financial year 2021-22 between Services Australia and BRC;
6. Provision of additional Funding Agreement for administration support of the Barkly Backbone Team till 30 June 2022 between, Northern Territory Government, Department of The Chief Minister and Cabinet and BRC;
7. Regional Youth Services Program for BRC Holiday Program, to extend Town Pool hours and the recreational activities in Town Camps from 1 April 2021 to 26 April 2021 between, Department of Territory Families, Housing and Communities and BRC;
8. Short Form Grant Agreement of Community Benefit Fund Major Community Organisation Grant for Tennant Creek Pool Cover till 30 June 2022 between, Northern Territory Government care of Department of Industry, Tourism and Trade and BRC;
9. Variable Term Funding Agreement Schedule of COVID-19 Domestic Family Violence Responses Tranche 3 for the Safe Houses in Ali Curung and Elliott till 30 June 2022 from 29 June 2021 between, NTG and BRC;

10. Grant Agreement of Regional Youth Service Program for Youthlinx School Holiday Program, between Department of Territory Families, Housing and Communities and BRC till 25 January 2021;
11. Individualised Grant Agreement of Stronger Places, Stronger Families Initiative for Children and Families Program by the Barkly Backbone Team, between Department of Social Services and BRC from 1 July 2021 to 30 November 2024; and
12. Project Schedule and Head Agreement of General Grants, Safety and Wellbeing Program for Youth Sports and Rec, from 31 July 2021 to 30 June 2023, between National Indigenous Australian Agency and BRC.

RESOLVED

Moved: Cr. Noel Hayes

Seconded: Cr. Karan Hayward

CARRIED UNAN.

Resolved OC 107/21

7.2 REPRESENTATION ON THE BRD INTERIM GOVERNANCE TABLE

MOTION

That Council

- a) Receive and note the report
- b) Appoint the Director of Community Development to the Barkly Regional Deal Interim Governance Table

RESOLVED

Moved: Cr. Kris Civitarese

Seconded: Cr. Ricky Holmes

CARRIED UNAN.

Resolved OC 108/21

7.3 COUNCILOR RESIGNATION

MOTION

That Council

- a) Receive and note the report

RESOLVED

Moved: Cr. Jane Evans

Seconded: Cr. Sid Vashist

CARRIED UNAN.

Resolved OC 109/21

Cr. Aylett was commended for his 12 years of service to Barkly Regional Council.

7.4 CHIEF EXECUTIVE OFFICER UPDATE

MOTION

That Council

- a) Receive and note the report

RESOLVED

Moved: Cr.Sid Vashist

Seconded:Cr. Hal Ruger

CARRIED UNAN.

Resolved OC 110/21

ACTION ITEM: Circulate to Councillors the email that was sent to NTG with the grievance points raised regarding the 2030 strategy.
CEO was commended for his good work and consistency to Barkly Regional Council- as the longest serving CEO

4. ADDRESSING THE MEETING

4.2 SCHOOL INCENTIVES

MOTION

That Council

- a) Receive and note a report
- b) Receive and not the presentation from Maisie Floyd
- c) Recommended the incoming Council to have a select committee working group to work with Maisee Floyd for decisions for school incentives.

RESOLVED

Moved: Cr. Kris Civitarese

Seconded:Cr.Sid Vashist

CARRIED UNAN.

Resolved OC 111/21

Schools to nominate a recipient of the money from council. This would be decided proportionally based on the school and area.
The schools would nominate a student who is interested in continuing education to receive the prize.
Cr's suggested to include Canteen creek as one of the beneficiaries.
Cr's recommended the next Council to have a select committee working group to work with the school in deciding the recipients of the prize.

4.1 BARKLY REGIONAL DEAL UPDATE

MOTION

That Council

- a) Receive and note the report

RESOLVED

Moved: Cr. Karan Hayward

Seconded:Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 112/21

There are two new members on the Interim Governance table.
Cr. Hayes raised that the community members need to be involved and engaged in the decision made by the Regional deal, and decisions affecting the communities. Trauma informed care model was endorsed- this will include bringing training on this to the area.
Traffic light report will be published in the regional deal website.

MOTION

That Council:

a)Break for morning tea at 1013am

RESOLVED

Moved: Deputy Mayor Ronald Plummer

Seconded:Cr. Noel Hayes

CARRIED UNAN.

Resolved OC 113/21

MOTION

That Council

a)Resume the meeting at 1034am.

RESOLVED

Moved: Deputy Mayor Ronald Plummer

Seconded:Cr. Hal Ruger

CARRIED UNAN.

Resolved OC 114/21

Cr.Clubb arrived at 10.14am

7. CORPORATE SERVICES DIRECTORATE REPORTS

8.4 GRANTS REPORT - JULY 2021

MOTION

That Council

(a) Receive and note the Grants Report for the eleven months ended 31 June 2021.

RESOLVED

Moved: Cr. Hal Ruger

Seconded:Deputy Mayor Ronald Plummer

CARRIED UNAN.

Resolved OC 115/21

8.5 FINANCE REPORT - MAY 2021

MOTION

That Council

a) Receive and note the Finance Report for the ten months ended 31 May 2021.

RESOLVED

Moved: Deputy Mayor Ronald Plummer

Seconded: Cr. Ricky Holmes

CARRIED UNAN.

Resolved OC 116/21

8.6 EXPENDITURE SUMMARY: MONTH OF JUNE 2021

MOTION

That Council

(a) Receive and note the Expenditure Summary for the month ended 30 June 2021.

RESOLVED

Moved: Cr. Noel Hayes

Seconded: Cr. Ricky Holmes

CARRIED UNAN.

Resolved OC 117/21

8.1 CORPORATE SERVICES DIRECTORATE REPORT

MOTION

That Council:

a) Receive and note the report

RESOLVED

Moved: Cr. Hal Ruger

Seconded: Cr. Ricky Holmes

CARRIED UNAN.

Resolved OC 118/21

Cr Hayward raised the matter of creating employment opportunities with young/school age people. Including apprenticeships and training opportunities in administration.

8.3 ENDORSEMENT OF THE ALLOCATION OF THE WARM GRANT

MOTION

That Council:

- 1) Receive and note the report
- 2) Endorse the allocation of the WaRM grant money of \$148,800 (Excl. GST) to partially fund the implement the Tennant Creek Waste Management Facility Infrastructure upgrade project.

RESOLVED

Moved: Cr. Noel Hayes

Seconded: Cr. Karan Hayward

CARRIED UNAN.

Resolved OC 119/21

8. INFRASTRUCTURE DIRECTORATE REPORTS

9.1 INFRASTRUCTURE DIRECTORATE REPORT

MOTION

That Council

- a) Receive and note the report

RESOLVED

Moved: Cr. Karan Hayward

Seconded: Cr. Sid Vashist

CARRIED UNAN.

Resolved OC 120/21

ACTION ITEM: Write to the relevant minister about the shortage of water capacity at Ampilatwatja.

ACTION ITEM: Distribute benches from Lake Mary-Anne: to be given to Elliott.

Cr. Vashist noted that there are some issues with the Tennant Creek basketball court, including chipping paint and slab not being level.

He also noted that there is an issue with the new roads in Tennant Creek cracking on the edges.

9. COMMUNITY DEVELOPMENT DIRECTORATE

10.1 COMMUNITY DEVELOPMENT JUNE 2021 REPORT

MOTION

That Council

- a) receive and note the Community Development June 2021 Report

RESOLVED

Moved: Cr. Jack Clubb

Seconded: Cr. Kris Civitarese

CARRIED UNAN.

Resolved OC 121/21

Cr Vashist pointed out the need to share good news story on NDIS to social media, and also share these kinds of good news stories on social media generally.

10. LOCAL AUTHORITY REPORTS

11.1 LOCAL AUTHORITY MINUTES

MOTION

That Council

- a) Receive and note the report;
- b) Receive and note the minutes from the Tennant Creek Local Authority June meeting.
- c) Note the security issue of items missing from graves at the Tennant Creek cemetery.
- d) Recommend that the LA members advise people who have had items stolen from the cemetery to report the matter to police.
- e) Receive and note the minutes from the Ali Curung Local Authority July Meeting.
- f) Send a letter to PAWA inviting them to attend the next meeting at Ali Curung in regards to explaining use of the generator.
- g) Receive and note the minutes from the Alpurrurulam Local Authority July Meeting
- h) Receive and note the minutes from the Elliott Local Authority July meeting.

RESOLVED

Moved: Cr. Noel Noel Hayes

Seconded: Cr. Kris Kris Civitarese

CARRIED UNAN.

Resolved OC 122/21

MOTION

That council

- a) Break for lunch at 1208

RESOLVED

Moved: Cr. Ricky Holmes

Seconded: Cr. Jack Clubb

CARRIED UNAN.

Resolved OC 123/21

MOTION

That Council

- a) Return from lunch at 1248

RESOLVED

Moved: Cr. Sid Vashist

Seconded: Deputy Mayor Ronald Plummer

CARRIED UNAN.

Resolved OC 124/21

11. COMMITTEE REPORTS

Nil

12. NOTICES OF MOTION

Nil

13. RESCISSION MOTIONS

Nil

14. OPERATIONS

15.1 DIRECTOR OF OPERATIONS REPORT

MOTION

That Council

- A) Receive and note the Operations Directors Report

RESOLVED

Moved: Cr. Karan Hayward

Seconded: Cr. Kris Civitarese

CARRIED UNAN.

Resolved OC 125/21

15. GENERAL BUSINESS

16.1 LGANT CALL FOR MOTIONS

MOTION

That Council

- a) Receive and note the report
- b) Recommend any motions to put forward to the LGANT General meeting in November 2021
- c) **That LGANT** Lobby the Northern Territory Government to amend section 222 of the Local Government Act 2019 to reflect that the decision to grant rates waivers to Not of Profit organisations is solely at each Council's discretion.

RESOLVED

Moved: Cr. Kris Civitarese

Seconded: Cr. Karan Hayward

CARRIED UNAN.

Resolved OC 126/21

16.2 CARETAKER PERIOD AND ELECTION INFORMATION

MOTION

That Council

- a) Receive and note the report.

RESOLVED

Moved: Cr. Ricky Holmes

Seconded: Cr. Jack Clubb

CARRIED UNAN.

Resolved OC 127/21

16.3 COUNCIL MEETING DATES

MOTION

That Council

- a) Receive and note the report
- b) Approve the September Council meeting date as Thursday the 23rd of September 2021 commencing at 8.30am

RESOLVED

Moved: Cr. Kris Civitarese

Seconded: Cr. Sid Vashist

CARRIED UNAN.

Resolved OC 128/21

16. CORRESPONDENCE

17.1 CORRESPONDENCE

MOTION

That Council:

- a) Receive and Note the Correspondence.
- b) Recommend to submit Mayor McLaughlin to be on the Western Davenport and Ti Tree Water Advisory Committee

RESOLVED

Moved: Cr. Kris Civitarese

Seconded: Cr. Sid Vashist

CARRIED UNAN.

Resolved OC 129/21

17. THE REGIONAL COUNCIL'S PROPOSED REGIONAL PLAN

Nil

18. DECISION TO MOVE INTO CLOSED SESSION

RECOMMENDATION:

- a) That council close the ordination session and move into confidential at 1314.

MOTION (Civitarese/Hayward)

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:-

19. RESUMPTION OF MEETING

RECOMMENDATION:

That Council move back into open session at 1438pm

MOTION

RESOLVED

Moved: Cr. Kris Kris Civitarese

Seconded: Cr. Noel Noel Hayes

CARRIED UNAN.

Resolved OC 130/21

18.3 LOCAL AUTHORITY UPDATE

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 kept confidential.

MOTION

That Council

- a) Receive and Note the Report
- b) Approve the expansion of the trial of bi-monthly LA meetings as the discretion of the Local Authority.
- c) Approve the amended Local Authority Operations Policy to allow bi-monthly meetings.
- d) Move item into ordinary

RESOLVED

Moved: Cr. Ricky Holmes

Seconded: Cr. Jack Clubb

CARRIED UNAN.

Resolved OCCS 131/21

18.4 BARKLY REGIONAL COUNCIL COMMUNITY BENEFIT FUND

The report will be dealt with under Section 65(2) (ciii) (d) 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 subject to an obligation of confidentiality at law, or in equity.

MOTION

That Council

- a) Receive and note the report
- b) Approve the application from Barkly Regional Arts Inc for \$3000
- c) Approve the application from the Tennant Creek Christmas Tree Committee for \$1077
- d) Approve the late application from Barkly Rodeo for \$5000
- e) Move to ordinary.

RESOLVED

Moved: Cr. Sid Vashist

Seconded: Cr. Kris Civitarese

CARRIED UNAN.

Resolved OCCS 132/21

18.5 CIVIC HALL HIRE REQUESTS

The report will be dealt with under Section 65(2) (b) (d) 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 subject to an obligation of confidentiality at law, or in equity.

MOTION

That Council

- a) Receive and note the report
- b) Approve/reject application for civic hall hire fees waiver by Barkly Regional Arts. BRA to be responsible for cleaning the hall during the hire period
- c) Move to ordinary

RESOLVED

Moved: Cr. Karan Hayward

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OCCS 133/21

18.6 OUTSTANDING COUNCILLOR ALLOWANCES OVERPAYMENTS

The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.

MOTION

That Council:

- a) Receive and note the report
- b) Recommends to suspend any recovery action and write-off the amounts as specified in Table 1 outstanding
- c) Move to Ordinary

RESOLVED

Moved: Cr. Ricky Holmes

Seconded: Cr. Noel Hayes

CARRIED UNAN.

Resolved OCCS 134/21

18.10 CONFIDENTIAL CORRESPONDANCE

The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.

MOTION

That Council

- a) Receive and note the confidential correspondence
- b) Recommend that after the CEO's meeting next week, Council to obtain independent legal advice regarding the rates exemption matter.
- c) Move to ordinary

RESOLVED

Moved: Cr. Noel Hayes

Seconded: Deputy Mayor Ronald Plummer

CARRIED UNAN.

Resolved OCCS 135/21

Councillors stated that this can be reconsidered after the CEO's meetings to be held next week. After which, obtain independent legal advice must be sought on the matter.

RECOMMENDATION:

That Council move back into open session at <<1438>>

20. CLOSE OF MEETING

The meeting terminated at 1438.

This page and the preceding 15 pages are the minutes of the Ordinary Council Meeting held on Thursday, 29 July 2021 and are unconfirmed .

Jeffrey McLaughlin
Council Mayor

Steve Moore
Chief Executive Officer