

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, 30 June 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.

Meeting commenced at 8:30 AM with Mayor Jeffrey McLaughlin as Chair.

1. OPENING AND ATTENDANCE

1.1 Elected Members Present

- Mayor Jeffrey McLaughlin
- Deputy Mayor Dianne Seri Stokes
- Cr Ronald Plummer
- Cr Jack Clubb
- Cr Greg Marlow
- Cr Anita Bailey
- Cr Lennie Barton
- Cr Russell O'Donnell

1.2 Staff Members Present

- Emma Bradbury – Chief Executive Officer
- Sid Vashist – Director of Corporate Services
- Stanley – Acting Director of Infrastructure
- Troy Koch – Director of Operations
- Sharen Lake – Director of Community Development

1.3 Visitors Present

Nil

1.4 Apologies

- Cr Noel Hayes
- Cr Hal Ruger
- Cr Pam Corbett
- Cr Heather Wilson

1.5 Absent Without Apologies

- Cr Derek Walker

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

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: confirm the Minutes from the Ordinary Council Meeting held on 26th May 2022

RESOLVED

Moved: Cr Lennie Barton

Seconded: Cr Russell O'Donnell

CARRIED UNAN.

Resolved OC 99/22

3. ACTIONS FROM PREVIOUS MINUTES

3.1 ACTION ITEMS

MOTION

That Council: lay this item on the table until the July Council Meeting.

RESOLVED

Moved: Cr Russell O'Donnell

Seconded: Deputy Mayor Dianne Stokes

CARRIED UNAN.

Resolved OC 100/22

3.2 MOTION

That Council:

- a) consider all items pertaining to the Annual Regional Plan together; and
- b) supplementary Agenda items 7.5, 7.6, 7.7, 7.8 and 8.2 becomes 4.1 to 4.5 items respectively.

RESOLVED

Moved: Cr Lennie Barton

Seconded: Deputy Mayor Dianne Stokes

CARRIED UNAN.

Resolved OC 101/22

4. ANNUAL REGIONAL PLAN

4.1 CERIFICATION OF ASSESSMENT RECORDS

MOTION

That Council: acknowledges the certification of the Assessment Record for ratable property in the Barkly Regional Council provided by the Chief Executive Officer.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 102/22

4.2 ELECTED MEMBER ALLOWANCES

MOTION

That Council:

Resolves to fix the Elected Member Allowances for 2022-23 to those published in Guideline 2A issued by the Department of Chief Minister and Cabinet and approved by the Council in 26th May 2022 meeting **OC87/22**.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Ronald Plummer

CARRIED UNAN.

Resolved OC 103/22

4.3 DECLARATION OF RATES 2022-2023

MOTION

That Council:

Declares its Rates and Charges for the 2022-2023 financial year as per the schedule of rates, fees & charges for Barkly Regional Council in accordance with sections 237(1) and 237(2) of the Local Government Act 2019.

RESOLVED

Moved: Cr Russell O'Donnell

Seconded: Cr Greg Marlow

CARRIED UNAN.

Resolved OC 104/22

4.4 ADOPTION OF BUDGET 2022-23

MOTION

That Council:

- a) Notes that no submissions were received from the public, in relation to the budget; and
- b) adopts the Barkly Regional Council for 2022-23 in accordance with Section 203 (1) of

the Local Government Act 2019.

RESOLVED

Moved: Cr Lennie Barton

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 105/22

4.5 ADOPTION OF DRAFT REGIONAL PLAN 2022-23

MOTION

That the council:

- a) notes that all submissions received from the public regarding the Regional Plan; where practicable to do so, have been incorporated into the plan
- b) adopts the 2022-23 Regional Plan and all contents contained therein in accordance with Section 35 (1) of the Local Government Act 2019 (the Act) and its statutory instruments, including:
 - i) Elected Member Allowances in accordance with Clause 7 of Ministerial Guideline 2A;
 - ii) Declared Rates in accordance with Sections 237 and 238 of the Act, having been certified by the Chief Executive Officer in accordance with Regulation 29 of the Local Government (General) Regulations 2021;
 - iii) Budget for Financial Year 2022-23 in accordance with Section 203 of the Act; and
 - (iv) the following additional amendments:
 - i) Addition of a separate introduction from the Mayor, and
 - ii) Addition of responsibilities for Workplace Health, Safety, and Wellbeing
 - iii) Amend goal 5.7 to be a standing agenda item on all LA meetings
- c) adopts the Barkly Regional Council authorises the Chief Executive Officer to submit the finalised, adopted version of the Regional Plan 2022-23 to the Minister for Local Government.

RESOLVED

Moved: Cr Anita Bailey

Seconded: Deputy Mayor Dianne Stokes

CARRIED UNAN.

Resolved OC 106/22

Supplementary report to Council

Re: feedback received on the draft Regional Plan during public exhibition period

- The initial report included in the Business Paper noted two written submissions and five Survey Monkey responses.
- Since then, an additional two written submissions have been received, both from NT Government agencies.
- The table below summarises the feedback received, and Council's response in finalising the Regional Plan for 2022-23.

Feedback received	Council's response
Goal 1: Services, facilities and programs	
Targets set for some activities were too 'safe'	Target intended to be about unique individuals, not total number of people through the door. Wording adjusted to make that clearer
Goal 2: Council and community infrastructure	
Activities seem to be focused on Tennant Creek; concern that Local Authorities will not be adequately consulted when determining needs and activities in other communities	Council is committed to providing services across the Barkly. This has been more fully described where appropriate. Council is very committed to proper community engagement with Local Authorities
Goal 3: Leadership and governance	
No feedback received	
Goal 4: Tourism and economic development	
Concern that appropriate consultation will occur with communities outside Tennant Creek	Council is very committed to proper community engagement across the Barkly
Desire that Council works in partnership with Traditional Owners to initiate and grow economic and social imperatives	Council is committed to working closely with all community stakeholders in achieving community outcomes
Suggestion to develop a 'Pride in our Place' program to support local business and others to enhance our streetscapes.	These ideas will be considered in the development and implementation of programs and activities that work towards enhancing our streetscapes
Recommend a general statement endorsing Council's support of the Barkly Region Destination Management Plan be included	This will be part of the Council's tourism strategy
Specific tourism initiatives identified for inclusion	The detailed activities will be described in Council's tourism plan
In relation to publishing a calendar of community and regional events, suggestion that NT and Australian tourism marketing teams be included in calendar distribution	Noted Council is committed to working closely with Tourism NT, Investment NT and other partners in delivering tourism and economic development activities and outcomes across the Barkly
Suggest deleting action relating to	Noted. Council's intent is to develop a plan

development of a Barkly Region Tourism Strategy as two currently exist	for implementing its responsibilities under these existing plans. Text has been edited to better reflect this intent
Concern about Visitor Information Centre feasibility study	Concerns noted, and will be taken into account. Tourism NT will be closely consulted in this activity
Suggested text change to streetscape enhancement program as it is already a designed program in implementation stage (within budget constraints)	Noted
There is an opportunity for a bigger project at Lake Mary Anne based on improved accommodation/camping experiences and event creation	Noted. This will be considered in the development of Council's strategic plan
Opportunities to consider are the development of a formal tourism MOU between Council and Tourism Central Australia, and Tourism NT's engagement around Council's tourism policy development	Noted
Goal 5: Culture, environment and heritage	
Concern that the animal management activities will apply across the region, and not just in Tennant Creek. Suggestions made for actions to be included in the Animal Management Plan	This feedback will be considered during the development of the Animal Management Plan
Concern that Waste Management Strategy be applied across the region, and specifically address waste capacity and infrastructure issues in Elliott	This feedback will inform the development of the Waste Management Strategy
Concern that actions of a re-established Environmental & Sustainability Advisory Committee be reasonable and fit within the community's goals	This feedback will be considered in the development of a Terms of Reference for the re-established Committee
Goal 6: Progressive stakeholder relationships	
Broad agreement with the activities related to support of Local Authorities, but concern that significant change will be required	Council is committed to working effectively with Local Authorities to support enhanced local outcomes
Desire that Council's Communications Strategy focuses on engagement, transparency and openness.	Council is committed to proper community engagement

Concern that Council is seeking to take on more responsibility and encroach on others' actions within the Barkly Regional Deal	Council's focus is on improving its response to those Deal activities that it has responsibility for leading or contributing to.
Goal 7: Employer of choice	
Desire that Council develop a specific Indigenous Employment Training Strategy with local Traditional Owners	Opportunities to enhance Indigenous employment and training options within Council will be included in the development of the Workforce Management Plan
General feedback	
If we want to create a 'Better Barkly' we need to look back to see what has been lost and how that might be addressed (particularly in relation to services in Elliott)	The Elliott community (and all communities) will be engaged in the development of the Better Barkly strategic plan
Council's decision to develop plans and strategies to deliver a range of services is applauded	These subject-specific plans will enable Council to be clear about what it will deliver over the coming years
A number of our communities have lower levels of service now than in the past. Encourage Council to pursue grants to address this imbalance (bias towards Tennant Creek)	Council will pursue all avenues for increasing resource availability to address community needs across the region
Would like to see an independent review of service delivery to regional communities	A review of service delivery across the region will be part of the development of the Better Barkly strategic plan
The Barkly Regional Deal belongs to the community, and Council should not hijack the process	Council's focus is on effectively delivering the Deal activities it has been charged with delivering (responsible lead or partner agency)
Look at 'Snap, send, solve' submissions and then act on them	A customer service review is underway and this will be considered as part of that review
The Local Government Act describes this plan as a "regional plan", so suggest the title be changed from "operating plan" to "regional plan"	Noted. Final published plan will be re-titled
Some legislative and other references are out of date	Draft updated accordingly
Miscalculation noted re Elected Member Allowances	Noted, and updated accordingly

Feedback on Budget	
Lack of budget for animal control	This is addressed in the Animal Management Plan
Budget for bike paths, but not footpaths	Usually it is the same infrastructure used for pedestrians and cyclists
Question about employee costs	Council is undertaking a review of its organisational structure
Suggest freeze all new positions until economic conditions improve	Council staff contribute to the local economy; It is a priority of Council to fill roles in order that planned activities can be delivered to our communities across the region

5. ADDRESSING THE MEETING

5.1 NORTHERN INTERESTS - TRANSFER OF LAND IN ELLIOTT

MOTION

That Council:

- a) Receive and note the presentation from Northern Interests representatives
 - a. Michael Harrington – Chairman
 - b. Ben Seekamp – CEO
 - c. Prof. Phil Harris – Principle, Troppo Architects
- b) Approve an amendment to item (b) only of resolution OCCS 94/20 to commence construction on the project on or before 30 December 2024, and complete construction within 18 months of commencement. Within 2 years;
- c) Provide 6 monthly to Council and quarterly to community via Local Authority; and
- d) Move into ordinary

RESOLVED

Moved: Cr Lennie Barton

Seconded: Cr Russell O'Donnell

CARRIED UNAN.

Resolved OC 107/22

MOTION

That Council: Break for Morning Tea

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 108/22

MOTION

That Council: Resume from Morning Tea

RESOLVED

Moved: Cr Ronald Plummer

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 109/22

5.2 DIPL PRESENTATION ON ACTIVITIES UPDATES TO COUNCIL

MOTION

That Council:

receives and notes the presentation from the Department of Planning Infrastructure and Logistics (DIPL).

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Ronald Plummer

CARRIED UNAN.

Resolved OC 110/22

6. MAYOR'S REPORT

6.1 MAYOR'S REPORT

MOTION

That Council:

- a) Receives and notes the report from Mayor Jeffrey McLaughlin for the month of June; and
- b) Receive and note the report from the deputy Mayor Dianne Stokes from her June AGLA trip.

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Ronald Plummer

CARRIED UNAN.

Resolved OC 111/22

7. EXECUTIVE OFFICER REPORTS

7.1 RATIFICATION OF COMMON SEAL

MOTION

That Council:

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

1. Deed of variation to funding activities of the Aged Care Services Agreement between the Department of Health (DoH) and BRC and to extent until the end of 2022-23 financial year;
2. Remote Infrastructure Grant - Remote Community Sports Infrastructure Program – Ampliatwatja Capital Grant – Upgrade of the kitchen facilities \$40,000;
3. Remote Infrastructure Grant – CCTV for safe houses at Ali Curung and Elliott. \$56,675; and
4. Capital Grant Funding Agreement – Cyber spots, safe seating and solar lighting. \$300,000.

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 112/22

7.2 PEOPLE & CULTURE REPORT - JUNE 2022

MOTION

That Council:

- a) Receive and Note the People & Culture Monthly Report for the month of June 2022

RESOLVED

Moved: Cr Russell O'Donnell

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 113/22

7.3 THE CHIEF EXECUTIVE OFFICER'S REPORT

MOTION

That Council:

- a) receive and note the Chief Executive Officer's Report for the month of June 2022.
- b) Approve the appointment of Karen Legge as a strategic planner on a fixed term contract to one of the three vacant positions under the existing organizational structure pending the creation of an enduring position.

RESOLVED

Moved: Cr Anita Bailey

Seconded: Cr Russell O'Donnell

CARRIED UNAN.

Resolved OC 114/22

MOTION

That Council: Break for Lunch

RESOLVED

Moved: Cr Greg Marlow

Seconded:Cr Lennie Barton

CARRIED UNAN.

Resolved OC 115/22

7.4 COMMUNITY DEVELOPMENT MAY REPORT

MOTION

That Council: receive and note the Community Development report for May 2022

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded:Cr Anita Bailey

CARRIED UNAN.

Resolved OC 116/22

7.5 GRANTS

MOTION

That Council: Receive and note the Grants Report for the reporting period of May 2022.

RESOLVED

Moved: Cr Russell O'Donnell

Seconded:Cr Ronald Plummer

CARRIED UNAN.

Resolved OC 117/22

7.6 CORPORATE SERVICES REPORT

MOTION

That Council: receives and notes the Corporate Services report.

After installation of Telstra tower at 58 Peko it was bought up that a upgrade to the power network is required, council would like to know who is responsible.

As of yet there has not been an Audit and Risk committee meeting held due to unable to meet quorum council is hoping to make regular schedule meetings to avoid this the proposal is – March, May/June, and October or Bi-monthly

RESOLVED

Moved: Cr Ronald Plummer

Seconded:Cr Greg Marlow

CARRIED UNAN.

Resolved OC 118/22

7.7 FINANCE REPORT

MOTION

That Council: review and accept the May 2022 Finance report

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded: Cr Russell O'Donnell

CARRIED UNAN.

Resolved OC 119/22

7.8 INFRASTRUCTURE DIRECTORATE REPORT

MOTION

That Council

a) Receive and note the Infrastructure Directorate Report for the month of June 2022. Pot holes in the back lane between Ambrose and Patterson street behind Wok's up, issue has been reported and they are awaiting an outcome. Council has been made aware that the street numbering on street verges are unreadable in places and missing in others, who is responsible for painting and upkeep

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 120/22

7.9 JUNE DIRECTOR OF OPERATIONS REPORT

MOTION

That Council

a) Receive and note the *Operations Director's* report

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 121/22

8. LOCAL AUTHORITY REPORTS

8.1 LOCAL AUTHORITY MINUTES

MOTION

That Council

- a)** Receive and note the Local Authority Report for the month of April;
- b)** Approve the listed schedule of meeting dates.

RESOLVED

Moved: Cr Anita Bailey

Local Authority	Next Meeting
Ali Curung	11 th July 12 th September 14 th November
Arparra	19th July 16th August 20th September 18th October 15 November 20th December
Alpurrurulam	12 th July 13 th September 15 th November
Elliott	14 th July 11 th August 15 th September 13 th October 10 th November 15 th December
Ampilatwatja	13 th July 10 th August 14 th September 12 th October 9 th November 14 th December
Wutunugurra	20 th July 17 th August 21 st September 19 th October 16 th November 21 st December

9. COMMITTEE REPORTS**9.1 CULTURAL COMPETENCY ADVISORY COMMITTEE MEETING MINUTES HELD ON 25 MAY 2022****MOTION****That Council**

- a) Receive and note the Cultural Competency Advisory Committee Meeting Minutes held on 25 May 2022 with the following amendments:

- (i) To the attendance list to include Mayor Jeffrey McLaughlin
- (ii) Invite representatives from Patta Aboriginal Corporation to attend the next council meeting to discuss matters of common interest.

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 123/22

10. GENERAL BUSINESS

10.1 BARKLY FINAL INDIVIDUAL COUNCIL REPORT 2021 LOCAL GOVERNMENT ELECTIONS

MOTION

That Council

- a) Receive and note the report from Northern Territory Electoral Commission report finding.
- b) Encourage AEC to apply penalties for non-voters sufficient to encourage a higher voter turnout
- c) Advocate for the development of an App for secure electronic voting
- d) Bring back Sausage Sizzle
- e) Write a letter to the NTEC with the above recommendations

Council would like the NTECT to look into more sever fines as they believe this along with something akin to a phone app might encourage a greater voter turnout during election times

RESOLVED

Moved: Cr Russell O'Donnell

Seconded: Cr Greg Marlow

CARRIED UNAN.

Resolved OC 124/22

11. CORRESPONDENCE

11.1 PROFESSIONAL DEVELOPMENT FOR ELECTED MEMBERS LOCAL GOVERNMENT AND REGIONAL DEVELOPMENT DEPARTMENT OF THE CHIEF MINISTER AND CABINET

MOTION

That Council:

- a) receive and note the correspondence received from DCM&C
- b) Schedule the training to be held over two days for Wednesday 27th July and Wednesday 27th August,
or
- c) Schedule the training for a full day on either Wednesday 27th July and Wednesday 27th August,

RESOLVED

Moved: Cr Lennie Barton

Seconded: Cr Greg Marlow

CARRIED UNAN.

Resolved OC 125/22

**11.2 CALL FOR NOMINATIONS - POOL MEMBERS FOR INCLUSION IN THE
PRESCRIBED CORPORATION PANEL (PCP) - LGANT**

MOTION

That Council:

- a) receive and note the correspondence from LGANT; and
- b) appoint Cr Greg Marlow for inclusion in the LGANT Prescribed Corporation Panel:

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded: Cr Anita Bailey

CARRIED UNAN.

Resolved OC 126/22

11.3 REQUEST TO CONSIDER THE WAIVING OF CIVIC CENTRE HIRE

MOTION

That Council:

- a) receive and note the correspondence from the Australian Red Cross;
- b) Decline the request for the waiver of civic hall hire fees for the booking on the 16th of June by the Australian Red Cross

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Ronald Plummer

CARRIED UNAN.

Resolved OC 127/22

MOTION

That Council: Break for Afternoon Tea

RESOLVED

Moved: Cr Greg Marlow

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 128/22

MOTION

That Council: Close Ordinary

RESOLVED

Moved: Cr Russell O'Donnell

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 129/22

MOTION

That Council: Open Confidential

RESOLVED

Moved: Deputy Mayor Dianne Stokes

Seconded: Cr Lennie Barton

CARRIED UNAN.

Resolved OC 130/22

11.4 LOCAL AUTHORITY NOMINATIONS

The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51 (d) (d) of the Local Government (General) Regulations 2021. It contains information subject to an obligation of confidentiality at law, or in equity; AND information subject to an obligation of confidentiality at law, or in equity.

MOTION

That Council:

- a) Receive and note the report;
- b) Appoint the nominated local authority members:

- Julie Beasley
- Dianne Pompey
- Ada Beasley
- Tracey Peterson
- Rochelle Bonney
- Annette Nungala
- Jennifer Cudzow

- c) Move into ordinary

RESOLVED

Moved: Cr Greg Marlow

Seconded: Deputy Mayor Dianne Stokes

CARRIED UNAN.

Resolved OC 131/22

5. DECISION TO MOVE INTO CLOSED SESSION

RECOMMENDATION:

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 lists come within the following provisions:-

- (a) 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;
- (b) information about the personal circumstances of a resident or ratepayer;
- (c) information that would, if publicly disclosed, be likely to:
 - (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person; or
 - (ii) prejudice the maintenance or administration of the law; or
 - (iii) prejudice the security of the council, its members or staff; or
 - (iv) subject to subregulation (3) – prejudice the interests of the council or some other person;
- (d) information subject to an obligation of confidentiality at law, or in equity;
- (e) 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;
- (f) subject to subregulation (2) – information in relation to a complaint of a contravention of the code of conduct.

12. RESUMPTION OF MEETING

RECOMMENDATION:

That Council move back into open session at <<enter time>>

13. CLOSE OF MEETING

The meeting terminated at 4:30PM.

This page and the proceeding 18 pages are the minutes of the Ordinary Council Meeting held on Thursday, 30 June 2022 and are unconfirmed .

Jeffrey McLaughlin
Council Mayor

Emma Bradbury
Chief Executive Officer

