



MINUTES OF THE ORDINARY MEETING HELD IN THE YUENDUMU
COUNCIL SERVICE OFFICE ON THURSDAY, 25 MAY 2017 AT
9:10AM

President Dixon opened the meeting at 9:10am at which point it was postponed to 9:50am to allow for the formation of quorum.

1 ATTENDANCE AND APOLOGIES

Councillors

Cr Adrian Dixon (President), Cr Norbert Patrick (Deputy President), Cr Cecilia Alfonso, Cr Georgina Wilson, Cr James Glenn, Cr Liz Bird (via phone), Cr Marlene Tilmouth (via phone), Cr Jacob Spencer (via phone)

Council Officers

Cathryn Hutton (CEO), Craig Catchlove (DFC), Greg Buxton (A/-DWI), John Gaynor (DCS)

1.2 APOLOGIES & ABSENCES

SUMMARY: The Council accept apologies and note absences

OC074/2017 RESOLVED (Cr Glenn/ Cr Dixon)

That the Council:

1. Accept the apology from Cr April Martin and Cr Benedy Bird
2. Note the absence of Cr Sandra Peckham and Cr Willie Johnson

2 ACCEPTANCE OF AGENDA

2.1 ACCEPTANCE OF AGENDA

SUMMARY: The agenda of this Council meeting is being tabled. Councillors decide whether they wish to accept the agenda as it stands or whether they wish to make changes to existing items or add new items.

OC075/2017 RESOLVED (Cr Dixon/ Cr Patrick)

That Council accept the agenda of the Council meeting.

3 DECLARATIONS OF CONFLICT OF INTEREST

Nil

4 CODE OF CONDUCT MATTERS

4.1 CONSIDERATION OF CODE OF CONDUCT

SUMMARY: The Council endorsed a revised Code of Conduct at its May 2016 meeting. To ensure that the Council is familiar with the code of conduct it is presented at every meeting. The Council can use this item as an opportunity to discuss any concerns.

OC076/2017 **RESOLVED (Cr Alfonso/ Cr Glenn)**

That Council confirm their commitment to the Code of Conduct.

Cr Jacob Spenser joined the meeting, the time being 10:07AM

5 CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS MINUTES

SUMMARY: Council reviews the minutes of the previous Council meeting to confirm that they are true and correct record of what occurred at the meeting.

OC077/2017 **RESOLVED (Cr Patrick/ Cr Wilson)**

That the attached minutes of the previous ordinary Council meeting held on 30 March 2017 be received and confirmed as a true and correct record of the proceedings of that meeting.

6 ACTIONS FROM PREVIOUS MINUTES

6.1 ACTIONS FROM PREVIOUS MINUTES

SUMMARY: The action item report is presented to the Council so that it can monitor progress against resolutions from previous meetings.

OC078/2017 **RESOLVED (Cr Glenn/ Cr Dixon)**

That Council:

- 1. Note progress reports on outstanding actions from the minutes of previous Ordinary Council meetings.**
- 2. Approve removal of completed action items.**

7 LOCAL AUTHORITY MINUTES

7.1 LOCAL AUTHORITY MEETING MINUTES

SUMMARY: This report tables the minutes of local authority meetings since the last ordinary Council meeting. Any action items that arise from these minutes are raised at the following ordinary Council meeting.

OC079/2017 RESOLVED (Cr Wilson/ Cr Spencer)

That Council receive and note the tabled minutes of Local Authority meetings that have occurred since the last the Ordinary Council meeting on 30 March 2017.

8 LOCAL AUTHORITY REPORTS

8.1 LOCAL AUTHORITY MEMBERSHIP CHANGES

SUMMARY: Nominations have taken place for vacant positions in Local Authorities across the region. In accordance with the Council's Local Authority Policy and government legislation, some members' positions have been revoked and others appointed to fill vacant positions.

OC080/2017 RESOLVED (Cr Wilson/ Cr Patrick)

That the Council:

- 1. Appoint William Liddle to the Atitjere Local Authority.**
- 2. Appoint Enid Gallagher to the Yuendumu Local Authority.**

8.2 YUELAMU HEALTH CLINIC

SUMMARY: The Yuendumu Local Authority are seeking the confirmation from the Chief Minister for the health services in Yuelamu to be permanently restored.

OC081/2017 RESOLVED (Cr Alfonso/ Cr Glenn)

That the Council seek confirmation from the Chief Minister for the full time health services currently provided at the Yuelamu clinic to be ongoing, to prevent Yuendumu and Yuelamu communities from suffering.

8.3 ANMATJERE COMMUNITY WASHING MACHINES

SUMMARY: The Anmatjere community washing machines are not being respected and instead of using the tokens that cost \$4.00, community members are using 10c pieces to operate the machines.

OC082/2017 RESOLVED (Cr Glenn/ Cr Patrick)

That the Council approve trialing moving the community washing machines from Pmara Jujunta and Station to Ti Tree, with the addition of a clothesline, to prevent loss of profit and ensure the machines are being looked after.

8.4 LOCAL AUTHORITY MEMBERSHIP CHANGES

SUMMARY: The Anmatjere Local Authority have raised their concerns with the number of members on the Local Authority and the ongoing challenge of achieving successful meetings due to low attendance. It would be preferred for the number of appointed members be reduced to

seven.

OC083/2017 RESOLVED (Cr (Liz) Bird/ Cr Patrick)

That the Council acknowledges the concern from the Local Authority, but noting the imminent general election, defers to the September ordinary meeting the decision to reduce the Anmatjere Local Authority members from nine to seven so that quorum can be more successfully achieved.

8.5 UNALLOCATED CROWN LAND

SUMMARY: The discussion regarding who is responsible for unallocated Crown Land in Ti Tree has been ongoing in Anmatjere Local Authority meetings. The Local Authority would like to receive some answers as there are several concerns regarding this issue.

OC084/2017 RESOLVED (Cr Wilson/ Cr (Liz) Bird)

That the Council invite the Member for Housing and Community Development and the Member for Stuart to attend the next Anmatjere Local Authority meeting to discuss unallocated Crown Land in Ti Tree.

9 PRESIDENT'S REPORT

9.1 PRESIDENT'S REPORT

SUMMARY: The President reports to Council on his activity and any items of importance that have arisen since the last ordinary Council.

OC085/2017 RESOLVED (Cr Wilson/ Cr Glenn)

That Council receive and note the President's report.

10 CHIEF EXECUTIVE REPORTS

10.1 CHIEF EXECUTIVE'S REPORT

SUMMARY: The Chief Executive Officer reports on items of importance for the Council.

OC086/2017 RESOLVED (Cr Alfonso/ Cr Spencer)

That Council receive and note the report from the Chief Executive Officer.

10.2 PROGRESS ON 2016/17 CORPORATE PLAN

SUMMARY: The Corporate Plan progress report is tabled to the Council at every Council meeting to ensure that the Council is aware of progress, and any arising issues.

OC087/2017 RESOLVED (Cr Tilmouth/ Cr (Liz) Bird)

That Council note the progress against the 2016/17 Corporate Plan

as detailed in the tabled progress report 405237.

Cr Adrian Dixon left the meeting, the time being 10:32 AM

10.3 RATIFYING THE USE OF THE COMMON SEAL

SUMMARY: The Common Seal Register lists all agreements that have had the Common Seal applied since the last Council Meeting for the Council's approval.

OC088/2017 **RESOLVED (Cr Wilson/ Cr Spencer)**

That Council ratify the use of the Common Seal for the grant and s19 leases, as attached 405238.

Cr Adrian Dixon returned to the meeting, the time being 10:32 AM

10.4 FEDERAL BUDGET OVERVIEW

SUMMARY: The 2017-18 Federal Budget was announced on 9 May 2017. This report contains a summary of the impacts on local government.

OC089/2017 **RESOLVED (Cr (Liz) Bird/ Cr Dixon)**

That the Council note the overview of the 2017-18 Federal Budget as presented in the report.

Cr Georgina Wilson left the meeting, the time being 10:34 AM

10.5 ALGA DELEGATES

SUMMARY: The NGA provides an opportunity for the Council to learn and participate in local government business at a national level. Council is being asked to formally delegate the President and Deputy to attend this event.

OC090/2017 **RESOLVED (Cr (Liz) Bird/ Cr Glenn)**

That the Council:

- 1. Appoint President Adrian Dixon and Deputy President Norbert Patrick as delegates to the 2017 National General Assembly of Local Government in Canberra 18-21 June 2017.**
- 2. Schedule the Special Council meeting to "Adopt the 2017 Regional Council Plan" to occur on Thursday 22 June 2017 at 2PM.**

Cr Georgina Wilson returned to the meeting, the time being 10:36 AM

11 CORPORATE SERVICES

11.1 DIRECTOR CORPORATE SERVICES' REPORT

SUMMARY: This report provides information on the major activities and outcomes for the Corporate Services Directorate.

OC091/2017 **RESOLVED (Cr Tilmouth/ Cr Patrick)**

That Council receive and note the report from the Director of Corporate Services.

11.2 COUNCILLOR EXTRA MEETING ALLOWANCE

SUMMARY: Councillors are provided with an allowance for their position on the Council. The payment of this allowance is controlled by the Elected and Appointed Member Facilities, Benefits, and Allowances Policy.

OC092/2017 **RESOLVED (Cr Wilson/ Cr Glenn)**

That the Council determine the Extra Meeting Allowance paid to Councillors as per *P23: Elected and Appointed Members Facilities, Benefits and Allowances Policy* be set at \$135 per approved meeting for the 2017/18 financial year.

11.3 REVIEWABLE DECISION - RATES

SUMMARY: Council has received an application from Central Australia Health Services in Ti Tree to exempt from rates their accommodation properties situated on the same lot as their dialysis unit.

OC093/2017 **RESOLVED (Cr (Liz) Bird/ Cr Dixon)**

That Council adopt the recommendation from the Administrative Review Committee and not agree to the application from Central Australia Health Services in Ti Tree to exempt their requirement to pay rates on their housing situated on the same lot as their dialysis unit.

12 FINANCE REPORTS

12.1 FINANCE REPORT

SUMMARY: The financial reports provide Council with information on its financial position for the period ending.

OC094/2017 **RESOLVED (Cr Spencer/ Cr Dixon)**

That Council receive and note the financial reports for the period ending 30 April 2017.

Cr Cecilia Alfonso left the meeting, the time being 10:45 AM

12.2 GRANTS RECEIVED

SUMMARY: The Council is provided with a list of grants received since the last Council meeting for their information.

OC095/2017 **RESOLVED (Cr Patrick/ Cr Glenn)**

That Council note the grants received since the previous Council meeting held 30 March 2017, attached to report 408247, and approves expenditure in anticipation of a budget review.

Cr Cecilia Alfonso returned to the meeting, the time being 10:46 AM

12.3 SPECIAL PURPOSE GRANT - FINANCIAL ACQUITTAL

SUMMARY: It is requirement of Northern Territory Government that Financial Acquittals for Special Purpose Grants be provided to Council

for its approval.

OC096/2017 RESOLVED (Cr Wilson/ Cr Dixon)

That Council ratify Department of Housing and Community Development Financial Acquittals for Special Purpose Grants.

13 COMMUNITY SERVICES REPORTS

13.1 DIRECTOR COMMUNITY SERVICES' REPORT

SUMMARY: The Director Community Services reports to Council about matters of significance since the last Council meeting.

OC097/2017 RESOLVED (Cr Glenn/ Cr Patrick)

That Council receive and note the report from the Director of Community Services.

14 WORKS AND INFRASTRUCTURE REPORTS

14.1 DIRECTOR WORKS AND INFRASTRUCTURE REPORT

SUMMARY: The report from the Director Works and Infrastructure provides information on the activities undertaken in the directorate since the last report to Council.

OC098/2017 RESOLVED (Cr Patrick/ Cr Wilson)

That Council receive and note the report from the Director Works and Infrastructure.

14.2 NDRRA APPLICATION

SUMMARY: The Central Australia Flash Flooding: December 2016 and January 2017 caused severe damage to the Council's road network. An independent roads surveyor has completed the assessment of the damage and the Council has submitted an application under the Natural Disaster Relief and Recovery Arrangements funding to NTG.

OC099/2017 RESOLVED (Cr Wilson/ Cr Alfonso)

That the Council note the NDRRA application related to the disaster referred to as the Central Australia Flash Flooding: December 2016 and January 2017 totalling \$57M.

14.5 ENTRY INTO CONTRACT FOR ATITJERE AND ENGAWALA ROAD RE-SEAL WORK

SUMMARY: A public tender for resealing work at Atitjere and Engawala closes on 02 June 2017. Council pre-approval is sought to enter into contract so works are not delayed.

OC100/2017 RESOLVED (Cr Wilson/ Cr Patrick)

That the Council pre-approves entry into contract with a

conforming tenderer for road resealing works at Engawala and Atitjere communities up to the value of \$541,720.

15 FINANCE COMMITTEE REPORTS

15.1 FINANCE COMMITTEE REPORTS

SUMMARY: The Finance Committee convenes on a bimonthly basis to carry out the financial functions of the Council. The minutes of the Finance Committee meeting held on 28 April 2017 are attached for Council's consideration.

OC101/2017 RESOLVED (Cr Dixon/ Cr Wilson)
That Council receive and note the minutes of the Finance Committee meeting held on 28 April 2017.

16 AUDIT AND RISK COMMITTEE REPORTS

Nil

17 GENERAL BUSINESS

Nil

18 PETITIONS AND DEPUTATIONS

Nil

19 QUESTIONS FROM MEMBERS

Nil

20 QUESTIONS FROM THE PUBLIC

Council takes on notice the objection by Dianne Martin from Mt Denison Station that she raised in previous meetings around her concerns that Council caused damage to more than one section of the Willowra to Mt Denison Road.

Council Officers took on notice Ms Martin's concerns and will provide further evidence of the damage and the associated costs to Council.

Council also notes comments from Ms Martin that the Mt Dennison to Willowra Road is not a gazetted road and does not belong to either Council or the NT Government.

Council officers will investigate who owns the road and report back to Council.

The ordinary meeting was adjourned at 11:10am to move into a confidential session.

21 DECISION TO MOVE TO CLOSED SESSION

OC102/2017 RESOLVED (Cr Dixon/ Cr Patrick)

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 listed come within the following provisions:-

21.1 CONFIRMATION OF PREVIOUS CONFIDENTIAL MINUTES

The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ciii) 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 (Matters have been previously dealt with under Section 65(A).).

OC103/2017 RESOLVED (Elizabeth (Liz) Bird/Georgina Wilson)
That the attached minutes of the previous Closed Council session, held 30 March 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

CR ADRIAN DIXON RETURNED TO THE MEETING, THE TIME BEING 11:20 AM

21.2 CEO RECRUITMENT PROCESS

The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person.

OC104/2017 RESOLVED (Georgina Wilson/Elizabeth (Liz) Bird)
That the Council:

- 1. Note the resignation of Cathryn Hutton from the position of Chief Executive Officer with effect from 4th August 2017.**
- 2. Commence the recruitment of the new Chief Executive Officer immediately.**
- 3. Confirm that the CEO Performance Review Committee is the**

CEO Selection Panel with the addition of Cr Alfonso.

- 4. Confirm the recruitment process outlined within this report.**
- 5. Appoint Tony Tapsell (Chief Executive Officer of LGANT) as the external consultant to assist with short listing of candidates and the interview process.**
- 6. Appoint Craig Catchlove as Acting Chief Executive Officer for the period 1st July 2017 until 16th July 2017 and John Gaynor as Acting Chief Executive Officer from 17th July 2017 to 5th August 2017 (current Chief Executive Officer's period of leave).**

21.3 CDP PROGRESS REPORT

The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person (Sensitive financial information - commercial in confidence).

OC105/2017 RESOLVED (Norbert Patrick/Cecilia Alfonso)
That Council note the CDP Progress Report for March and April 2017.

21.4 STAFFING PLAN 2017-18

The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 (ci) of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person (Sensitive financial information - commercial in confidence).

OC106/2017 RESOLVED (Adrian Dixon/James Glenn)
That the Council approve the splitting of the Works and Infrastructure Directorate into two directorates (Municipal Services and Infrastructure Services) and incorporate this into the 2017-18 Regional Council Plan staffing structure.

22 MOVE TO OPEN

OC107/2017 RESOLVED (Cr Alfonso/ Cr Glenn)

The Council resolved to move the resolutions of the Closed session of Council to Open.

Cr Patrick thanked the CEO for her dedication and good work to the role.
Cr Liz Bird noted that it was a pleaser to work with Ms Hutton and wishes her the best in her future adventures.
Cr Dixon thanks Ms Hutton for her hard work over the last seven years.

21 CLOSE OF MEETING

The ordinary meeting was terminated at 11:47am.

THIS PAGE AND THE PRECEEDING 10 PAGES ARE THE MINUTES
OF THE Ordinary Council HELD ON Thursday, 25 May 2017 AND
CONFIRMED Thursday 27 July, 2017.

President