



MINUTES OF THE ORDINARY MEETING HELD IN THE ALICE SPRINGS COUNCIL CHAMBERS, 1 BAGOT STREET, ALICE SPRINGS ON WEDNESDAY, 25 JANUARY 2017 AT 9:13AM

1 ATTENDANCE AND APOLOGIES

Present:

Councillors

Cr Adrian Dixon (President), Cr Norbert Patrick (Deputy President), Cr April Martin, Cr Cecilia Alfonso, Cr James Glenn, Cr Liz Bird, Cr William Johnson, Cr Sandra Peckham (via conference call).

Council Officers

Cathryn Hutton (CEO), Craig Catchlove (DCS), Glenn Marshall (DWI), John Gaynor (DCOM)

1.2 APOLOGIES AND ABSENCES

SUMMARY: That Council accept the apologies and note the absences.

OC001/2017 RESOLVED (Cr L Bird/Cr Dixon)

That Council:

- 1. Accept the apology from Cr Marlene Tilmouth.**
- 2. Note the absences of Cr Georgina Wilson, Cr Jacob Spencer and Cr Benedy Bird.**

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.

OC002/2017 RESOLVED (Cr Glenn/Cr Patrick)

That Council accept the agenda of the Council meeting with the amendment to postpone the New Cemetery Laws deputation until the next Council meeting on 30 March 2017.

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.

OC003/2017 **RESOLVED (Cr Glenn/Cr L Bird)**

That Council confirm their commitment to the Code of Conduct.

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.

OC004/2017 **RESOLVED (Cr Patrick/Cr Glenn)**

The attached minutes of the previous ordinary Council meeting held on 16 December 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.

OC005/2017 **RESOLVED (Cr Johnson/Cr L Bird)**

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

Nil

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.

OC006/2017 RESOLVED (Cr Dixon/Cr Martin)

That Council:

- 1. Appoint Noel Kunoth to the Yuelamu Local Authority.**
- 2. Note the Anmatjere nomination period for the Local Authority vacancy will be open between 16 February and 16 March; recommendation to be presented at the following Council Meeting.**

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.

OC007/2017 RESOLVED (Cr Glenn/Cr L Bird)

That Council receive and note the President's report.

10 CHIEF EXECUTIVE'S REPORT

10.1 CHIEF EXECUTIVE'S REPORT

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

OC008/2017 RESOLVED (Cr Dixon/Cr Alfonso)

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

10.2 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.

OC009/2017 RESOLVED (Cr L Bird/Cr Martin)

That Council ratify the use of the Common Seal for grants, as attached.

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.

OC010/2017 RESOLVED (Cr Patrick/Cr Alfonso)

That Council receive and note the report from the Director of

11.2 POLICY REVIEW

SUMMARY: The Council adopts policies to provide guidance to the community and or Council staff. Policies are reviewed to ensure that they reflect current circumstances, changes in terminology and changes in legislation.

OC011/2017 **RESOLVED (Cr Johnson/Cr Alfonso)**

That Council

1. Adopted the following revised policies:

- **P16 Donations Policy**
- **P18 External Complaints Policy**
- **P19 Complaints Against Elected Members Policy**
- **P21 School Attendance Policy**
- **P22 Procurement Policy**
- **P28 Rates Hardship Policy**
- **P48 Access to Information Policy**
- **P35 Working with Children Clearance Policy**
- **P39 Petitions Policy**

2. Adopted the following new policy:

- **P70 Assets and Portable and Attractive Items Policy**

11.3 SIX MONTHLY BUDGET REVIEW

SUMMARY: The Council sets a budget for a financial year prior to the commencement of that financial year. It is good practice to review the budget periodically to ensure that it takes into account changing circumstances.

OC012/2017 **RESOLVED (Cr Alfonso/Cr Martin)**

That Council adopt the budget variations as outlined in Attachment 1 to report 396298.

12 FINANCE REPORTS

12.1 FINANCE REPORT

SUMMARY: The financial reports provide Council with information on its financial position for the period ending 30 November 2016 and 31 December 2017.

OC013/2017 **RESOLVED (Cr L Bird/Cr Patrick)**

That Council receive and note the financial reports for the period ending 30 November 2016 and 31 December 2016.

12.2 GRANTS RECEIVED

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

OC014/2017 **RESOLVED (Cr Dixon/Cr Glenn)**

That Council note the grants received since the previous Council meeting, held 16 December 2016, as attached, and approves expenditure in anticipation of a budget review.

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.

OC015/2017 **RESOLVED (Cr L Bird/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.

OC016/2017 **RESOLVED (Cr Johnson/Cr Patrick)**

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

14.2 ABOVE-AGREED S19 RENTAL CHARGE SOUGHT BY TRADITIONAL OWNERS AT YUENDUMU

SUMMARY: Traditional Owners at Yuendumu are seeking higher than agreed rates for two S19 leases at Yuendumu. This would set an unhealthy precedent and is likely to result in all future S19 leases having to be negotiated on a case-by-case basis.

OC017/2017 **RESOLVED (Cr L Bird/Cr Patrick)**

That Council reaffirm its commitment to a standard S19 lease fee of 7% UCV for residential properties and 10% UCV for commercial properties throughout the CDRC region as originally negotiated with Central Land Council and agreed in good faith.

Meeting adjourned for morning tea at 10:37am.

Meeting resumed at 11:03am.

15 FINANCE COMMITTEE REPORTS

Nil

16 AUDIT AND RISK COMMITTEE REPORTS

Nil

17 GENERAL BUSINESS

Nil

18 PETITIONS AND DEPUTATIONS

18.1 NEW CEMETERY LAWS

SUMMARY: Lee Williams and Solomon Gaturu from the Department of Housing and Community Development will give a presentation on the new Cemeteries laws. The new laws will give proper recognition to cemeteries on Aboriginal land.

Discussion welcome on what the new cemetery laws will mean for Council and Communities.

RECOMMENDATION:

This deputation was postponed until the 30 March Council Meeting.

19 QUESTIONS FROM MEMBERS

Nil

20 QUESTIONS FROM THE PUBLIC

Nil

21 DECISION TO MOVE TO CLOSED SESSION

OC018/2017 RESOLVED (Cr L Bird/Cr Glenn)

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).).

21.2 CDP Progress Report - *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.*

21.3 Delegation of contract approval for septic upgrades in outstations - *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.*

RESUMPTION OF MEETING

OC019/2017 RESOLVED (Cr Patrick/Cr Dixon)

That the meeting resumes back into an open session, members of the public are invited to re-join the meeting.

22 ALTERNATIVE CDP SERVICE MODEL

SUMMARY: Aboriginal Peak Organisation Northern Territory (APONT) convened a meeting of member organisations and CDP Service Providers in December 2016 to discuss the proposed amendments to Social Security legislation (CDP2). At that meeting it was resolved to oppose the introduction of the legislation amendments, develop an alternative model and lobby the Commonwealth Government and opposition politicians to accept that a changed approach is necessary.

OC020/2017 RESOLVED (Cr Dixon/Cr Johnson)

That Council:

- 1. Note the outcomes of the CDP APONT Forum from December 2016.**
- 2. Note and support the proposals detailed in the draft APONT document titles “Options for Short Term Reform of CDP and Response to the Proposed CDP2 Bill”.**
- 3. Note that some of the proposals raised in the December meeting have not yet been addressed in the Draft Short Term Options paper.**
- 4. Request that APONT and the CDP Working Group consider including proposals relating to the following:**
 - A review of the CDP Performance Framework to include broader long term benefits to the community (Net employment, net Income, wellbeing, improved**

infrastructure) and the performance of PM&C in administering the Program.

- The establishment of a mechanism for National oversight of the Program by an independent Aboriginal body.
- Increased community decision making in both planning and delivery of CDP Activities based on individual community priorities and a community driven planning process.
- Support for and engagement of young people aged 15 to 18 who have disengaged from school.
- Improved therapeutic support in remote communities for people assessed as having barriers to work.

23 CLOSE OF MEETING

The meeting terminated at 11:48 am.

THIS PAGE AND THE PRECEEDING 6 PAGES ARE THE MINUTES OF THE Ordinary Council HELD ON Wednesday, 25 January 2017 AND CONFIRMED Thursday, 30 March 2017.

President