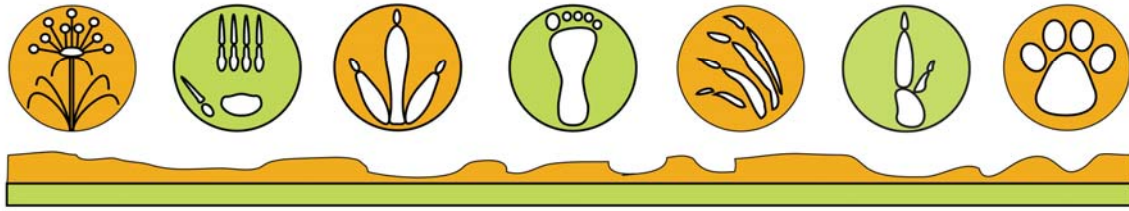


BARKLY REGIONAL COUNCIL



VISION

We are a progressive and sustainable Council who respects and listens to the people.

The Way We Will Work

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.
We are a responsible Council that meets all of its regulatory and social responsibilities.
We will be a responsive Council.

MINUTES

ORDINARY COUNCIL MEETING

MONDAY, 13 APRIL 2015

TENNANT CREEK

The Ordinary Council Meeting of the Barkly Regional Council was held in Tennant Creek on Monday, 13 April 2015 at 9:30am.

Edwina Marks
Chief Executive Officer

1. OPENING AND ATTENDANCE

Meeting commenced at 9:46am with President Barb Shaw as chair. "Welcome to Country" was provided by Ms. Francine McCarthy; Patta Group and the Council prayer was read by President Barb Shaw.

1.1 ELECTED MEMBERS PRESENT

President Barb Shaw
Cr. Ray Aylett
Cr. Bob Bagnall
Cr. Ada Beasley
Cr. Tony Boulter
Cr. Pat Braun
Cr. Narelle Bremner
Cr. Noel Hayes
Cr. Lucy Jackson
Cr. Tim Price
Cr. Hal Ruger
Cr. Joyce Taylor

1.2 STAFF MEMBERS PRESENT

Edwina Marks; Chief Executive Officer
Courtney Barber; Executive Assistant to the Chief Executive Officer
Regan Randle; Executive Assistant to the President

1.3 APOLOGIES

Cr. Jennifer Mahoney

1.4 ABSENT WITHOUT APOLOGIES

Nil

1.5 DISCLOSURE OF INTEREST – COUNCILLORS AND STAFF

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

2. CONFIRMATION OF COUNCIL MEETING MINUTES

2.1 COUNCIL MEETING MINUTES - 19 MARCH 2015

MOTION

That Council confirm the minutes of the Ordinary Council Meeting held on 19 March 2015 at Elliott

Moved: Cr. Boulter

Seconded: Cr. Price

CARRIED UNAN.

Resolved 78/15

3. BUSINESS ARISING REPORT

3.1 PAST MEETING DECISION/ACTION LIST - 19 MARCH 2015

MOTION

That Council receive note the past meeting Decision/Action List from its Meeting on 19 March 2015

Moved: Cr. Bagnall

Seconded: Cr Hayes

CARRIED UNAN.

Resolved 79/15

4. LOCAL AUTHORITY MEETING MINUTES AND BUSINESS ARISING

4.1 AMPILATWATJA COMMUNITY MEETING - 25 MARCH 2015

MOTION

That Council receive and note the meeting notes from the Ampilatwatja Community meeting held on 25 March 2015

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 80/15

4.2 ALI CURUNG LOCAL AUTHORITY MEETING - 31 MARCH 2015

MOTION

That Council

- a) Receive and note the Ali Curung Local Authority meeting minutes of the 31st March 2015
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 81/15

5. ADRESSING THE MEETING

Item attended to out of order.

6. NOTICES OF MOTION

Nil

7. RESCISSION MOTIONS

7.1 RECISION OF MOTION 28/15

MOTION

That Council

- a) Rescind Motion 28/15 - Kimberley Zone of WALGA and Regional Collaborative Group Forum that was resolved at the Ordinary Council Meeting held on 19 February 2015 reads below:

That Council

- a) *Endorse The President and Chief Executive Officer or their delegate to attend the Kimberley Zone of WALGA and Regional Collaborative Group Forum between 2 and 4 May 2015 in Darwin NT with a registration fee of \$650 per delegate.*

Moved: Cr. Bremner

Seconded: Cr. Taylor

CARRIED UNAN.

Resolved 82/15

8. COMMITTEE REPORTS AND BUSINESS ARISING

8.1 PURKISS RESERVE CONSULTATIVE COMMITTEE MEETING - 31 MARCH 2015

MOTION

That Council

- a) Receive and note the Minutes of the Purkiss Reserve Consultative Committee held 31 March 2015
- b) Receive and note the Action List of the Purkiss Reserve Consultative Committee held 31 March 2015; and
- c) Endorse the recommendation to investigate the options, costs and regulations to have a pedestrian crossing installed on Ambrose Street, frontage of the Anyinginyi Sport and Rec Facility.

Moved: Cr. Jackson
Seconded: Cr. Ruger

CARRIED UNAN.

Resolved 83/15

9. GENERAL BUSINESS AND MATTERS FOR NOTING REPORTS

9.1 APPOINTMENT OF TENNANT CREEK LOCAL AUTHORITY ORDINARY MEMBERS

MOTION

That Council

- a) Receive and note all the nominations for the Tennant Creek Local Authority
- b) That Council accept the recommendations from the selection panel and endorse the following nominations: Sally Forrest and Francine McCarthy.

Moved: Cr. Boulter
Seconded: Cr. Braun

CARRIED UNAN.

Resolved 84/15

9.2 APPOINTMENT OF AMPILATWATJA LOCAL AUTHORITY ORDINARY MEMBER

MOTION

That Council

- a) Receive and note the nomination for the Ampilatwatja Local Authority
- b) That Council accept the recommendations from the selection panel and endorse the following nominations: Patrick Ross

Moved: Cr. Boulter
Seconded: Cr. Braun

CARRIED UNAN.

Resolved 85/15

9.3 AMPILATWATJA LOCAL AUTHORITY - ADDITIONAL ORDINARY MEMBER NOMINATION

MOTION

That Council

- (a) Receive and note the need to open nominations to fill two (2) vacancies on the Ampilatwatja Local Authority.

Moved: Cr. Boulter
Seconded: Cr. Braun

CARRIED UNAN.

Resolved 86/15

MOTION

That Council break for morning tea at 10:15am

Moved: Cr. Braun

Seconded: Cr. Taylor

CARRIED UNAN.

Resolved 87/15

Ktima Heathcote; Public Relations Officer presented to Council and staff members within the morning tea break the new Barkly Regional Council website.

Cr. Hal Ruger left the meeting the time being 10:48am; quorum was still maintained.

MOTION

That Council return to session at 10:52am

Moved: Cr. Aylett

Seconded: Cr. Price

CARRIED UNAN.

Resolved 88/15

5. ADDRESSING THE MEETING**5.1 11:00AM - DEPARTMENT OF LOCAL GOVERNMENT AND REGIONS PRESENTATION**

Jill Kleiner; Regional Manager, Department of Local Government and Community Services made presentation to Council about current activities within the Departments business plan. The presentation also highlighted the recent merger and change of name from the Department of Local Government and Regions to the Department of Local Government and Community Services.

The presentation included the new departmental structure, current projects and goals for 2014/15.

9.7 REGIONAL LEASING NEGOTIATIONS - SECTION 19 CENTRAL LAND COUNCIL**MOTION**

That Council

- a) Follow the template lease process as set out by Central Land Council
- b) Make a one off minimum lump sum payment equivalent to 110% of the annual rental agreement, in recognition of the period of occupancy since the intervention prior to the lease commencement.
- c) Continue to provide annual allocations as part of the budgetary process, commencing 1 July 2014, regardless of whether executed agreements exist, demonstrating good faith in the lease negotiation process
- d) The CEO be delegated authority to represent Council at the Land Council negotiations and to prepare and execute the necessary lease documentation with the President and affix the Common Seal
- e) A final report be submitted to Council advising the outcomes of the lease negotiation process during 2015.

Moved: Cr. Taylor

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 89/15

9.4 LOCAL AUTHORITIES UPDATE - JANUARY TO MARCH 2015

MOTION

That Council

- a) Receive and note the report

Moved: Cr. Taylor

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 90/15

9.5 2016 ORDINARY COUNCIL MEETING DATES

MOTION

That Council

- a) Endorse the schedule for the 2016 Ordinary Council Meetings as per the proposed schedule.
- b) That no meetings are scheduled (held) for January 2016 for both Council and Local Authorities due to the impact of the Christmas new year season and associated regional cultural activity.

Moved: Cr. Price

Seconded: Cr. Braun

CARRIED UNAN.

Resolved 91/15

9.6 ELECTORAL REVIEW 2015

MOTION

That Council

- a) Receive and note the outcomes of the community consultation process summarised in the attached (draft) report ***Electoral Review Barkly Regional Council 2015***
- b) having had regard for the outcomes of the community consultation process, Council provide a copy of this Report to the Electoral Commissioner, advising the Commissioner of its provisional intent to recommend adoption of the following changes to its constitution and seeking comment from the Commissioner prior to making a final determination
- c) Having had regard for community input and the assessment criteria the following change is proposed: To rename the Yapakurlangu Ward: Yapakurlangu is a Warlpiri word and does not reflect the language groups in the Ward. The new name for this Ward will be determined in consultation with the local community and after adoption by Council will be included in the Report forwarded to the Minister.
- d) In the event the Electoral Commissioner does not object to the proposed change or make any substantive recommendation, that the CEO be authorised to ask the Minister for Local Government and Community Services to implement the proposed changes prior to the next general election.

Moved: Cr. Aylett

Seconded: Cr. Taylor

CARRIED UNAN.

Resolved 92/15

9.8 RATIFICATION OF THE COMMON SEAL

MOTION

That Council ratify the execution of the following document under Council's Common Seal between 12 March and 2 April 2015.

- 20.03.2015 – Department of Sport and Rec; TC Regional Sport and Rec Upgrade Master Plan (Purkiss Reserve) - \$20,000
- 20.03.2015 – Department of Local Government and Regions; 2014/15 Homelands Extra Allowance - \$5720 maximum each dwelling

Moved: Cr. Taylor

Seconded: Cr. Hayes

CARRIED UNAN.

Resolved 93/15

9.9 VENUE REQUEST - DESERT HARMONY FESTIVAL 'ARTS CULTURE EXPERIENCE DAY'

MOTION

That Council

- Provide the use of Lake Mary Anne to Barkly Regional Arts for the 'Arts Culture Experience Day' as part of the 2015 Desert Harmony Festival on Monday 3 August 2015 as part of Councils contribution to the event (no cost). Barkly Regional Arts to take responsibility for post event clean up and any damage rectification should it occur.
- Provide the use of traffic bollards to assist in traffic management and area management for the "Arts Culture Experience Day" event being held on Monday 3 August 2015 as part of Councils contribution to the event..

Moved: Cr. Aylett

Seconded: Cr. Price

CARRIED UNAN.

Resolved 94/15

9.10 SPONSORSHIP REQUEST - TENNANT CREEK FISHING CLUB INC

MOTION

That Council

- Provide sponsorship to the Tennant Creek Fishing Club Inc. for the Family Fishing Day being held on 31 May 2015 by purchasing four (4) major prizes to the value of \$350

Moved: Cr. Bremner

Seconded: Cr. Hayes

CARRIED

Resolved 95/15

For the Motion

President Shaw

Cr. Jackson

Cr. Beasley

Cr. Bagnall

Cr. Bremner

Cr. Hayes

Cr. Price

Cr. Aylett

Against the Motion

Cr. Taylor

Cr. Boulter

Cr. Braun

MOTION

That Council break for lunch at 12:58pm

Moved: Cr. Taylor

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 96/15

MOTION

That Council return to session at 1:31pm

Moved: Cr. Hayes

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 97/15

10. PRESIDENT REPORT

10.1 PRESIDENTS REPORT

MOTION

That Council receive and note the Presidents Report.

Moved: Cr. Jackson

Seconded: Cr. Beasley

CARRIED UNAN.

Resolved 98/15

11. CHIEF EXECUTIVE OFFICER'S REPORTS

11.1 CHIEF EXECUTIVE OFFICER - MARCH 2015 REPORT

MOTION

That Council receive and note the report.

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 99/15

11.2 DIRECTOR CORPORATE SERVICES - MARCH 2015 REPORT

MOTION

That Council receive and note the report outlining the activities within the Corporate Services Directorate for the month of March 2015.

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 100/15

11.3 DIRECTOR OPERATIONS - MARCH 2015 REPORT

MOTION

That Council

- a) Receive and note the report of the activities within the Operations Directorate for the month of March 2015.

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 101/15

11.4 DIRECTOR COMMUNITIES - MARCH 2015 REPORT

MOTION

That Council

Receives and notes the report of the activities of the communities directorate for the month of march 2015

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 102/15

11.5 DIRECTOR PEOPLE AND SAFETY - MARCH 2015 REPORT

MOTION

That Council

- a) Receive and note the activities of the People and Safety Directorate for the month of March 2015

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 103/15

11.6 WORK HEALTH AND SAFETY - MARCH 2015 REPORT

MOTION

That Council receives and accepts the Work Health and Safety report for March.

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 104/15

11.7 PUBLIC RELATIONS AND EVENTS MANAGER - MARCH 2015 REPORT

MOTION

That Council receive and note the report of the activities within the Public Relations and Events Directorate for the month of March 2015

Moved: Cr. Boulter

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 105/15

9.11 ROLE OF DEPUTY PRESIDENT – SUPPLEMENTARY ITEM

MOTION

That Council

- a) Receive and note the report
- b) Adopt the procedure for all Deputy President appointments

Moved: Cr. Bagnall

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 106/15

12. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

13. PETITIONS AND DEPUTATIONS

Nil

14. DECISION TO MOVE INTO CLOSED SESSION AT 2:07pm

MOTION

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:-

Moved: Cr. Jackson

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 107/15

14.1 DETERMINATION ON COMPLAINT FROM LOCAL GOVERNMENT DISCIPLINARY COMMITTEE - CR RAY AYLETT

The report will be dealt with under Section 65(2) (a) (ciii) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains 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; AND information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.

Resolved in Confidential 108/15

14.2 CEO REVIEW - FEBRUARY 2015

The report will be dealt with under Section 65(2) (a) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains 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.

Resolved in Confidential 109/15

15. RESUMPTION OF MEETING

MOTION

That Council move back into open session at 3:11pm

Moved: Cr. Taylor

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 110/15

16. CLOSE OF MEETING

President Barb Shaw closed the meeting at 3:12pm

Next Ordinary meeting of Council to be held in Ali Curung on Friday May 22nd 2015

Barb Shaw
Council President

Edwina Marks
Chief Executive Officer