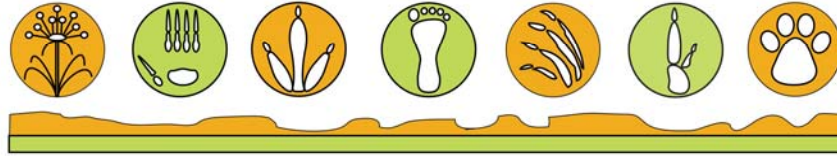


BARKLY REGIONAL COUNCIL



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 THURSDAY, 15 OCTOBER 2015

The Ordinary Council Meeting of the Barkly Regional Council was held in Tennant Creek on Thursday, 15 October 2015 at 9:30am.

Edwina Marks
Chief Executive Officer

1. OPENING AND ATTENDANCE

Meeting commenced at 9:42am with President Barb Shaw as chair. "Welcome to Country" was provided by Mr. Richard James of the 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. Tony Boulter
Cr. Narelle Bremner
Cr. Noel Hayes
Cr. Lucy Jackson
Cr. Jennifer Mahoney
Cr. Tim Price
Cr. Hal Ruger

1.2 STAFF MEMBERS PRESENT

Edwina Marks; Chief Executive Officer
Skye Price; Director Communities
Peter Ryan; Director People and Safety
Chris Wright; Director Corporate Services
Courtney Barber; Executive Assistant to the CEO

1.3 APOLOGIES

Cr. Ada Beasley
Cr. Pat Braun
Cr. Joyce Taylor

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 ORDINARY COUNCIL MEETING MINUTES - 17 SEPTEMBER 2015

MOTION

That Council

- a) Confirm the minutes of the Ordinary Council Meeting held on 17 September 2015 at Tennant Creek as a true and accurate record.

Moved: Cr. Hayes

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 293/15

3. BUSINESS ARISING REPORT

3.1 PAST MEETING DECISION/ACTION LIST - 17 SEPTEMBER 2015

MOTION

That Council

- a) Receive and note the past meeting Decision/Action List from its Meeting on 17 September 2015

Moved: Cr. Ruger

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 294/15

14. DECISION TO MOVE INTO CLOSED SESSION AT 9:47am

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. Boulter

Seconded: Cr. Bagnall

CARRIED UNAN.

Resolved 295/15

14.3 Code of Conduct Appeal Cr 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.

**Cr. Ray Aylett left the meeting, the time being 9:47am*

14.3 CODE OF CONDUCT APPEAL CR 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.

The item was resolved in confidential #296/15

RESUMPTION OF MEETING

MOTION

That Council move back into open session at 10:42am

Moved: Cr. Hayes

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 296/15

**Cr. Ray Aylett returned to the meeting, the time being 10:42am*

MOTION

That Council break for morning tea, the time being 10:42am

Moved: Cr. Jackson

Seconded: Cr. Price

CARRIED UNAN.

Resolved 297/15

MOTION

That Council return to session, the time being 10:53am

Moved: Cr. Hayes

Seconded: Cr. Price

CARRIED UNAN.

Resolved 298/15

4. ADDRESSING THE MEETING

4.1 10:30AM: IAN MCDONALD - AUDITOR

Ian McDonald, Council's external Auditor provided Council with an update on his interim audit and the current audit process underway including an overview of Council's financial position.

5. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

6. PETITIONS AND DEPUTATIONS

Nil

7. PRESIDENT REPORT

7.1 PRESIDENTS REPORT - AUGUST 2015

MOTION

That Council

- a) Receive and note the report of the Presidents activities for the month of September 2015.
- b) Endorse Cr. Noel Hayes to be the Presidents proxy at the upcoming LGANT General Meeting being held 12-13 November 2015.

Moved: Cr. Jackson

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 299/15

8. CHIEF EXECUTIVE OFFICER'S REPORTS

8.1 CHIEF EXECUTIVE OFFICER - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receive and note the report of the Chief Executive Officer for the month of September 2015.

Moved: Cr. Jackson
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 300/15

8.2 DIRECTOR COMMUNITIES - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receive and note the Communities Directorate activities report for the month of September 2015.

Moved: Cr. Jackson
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 301/15

8.3 DIRECTOR PEOPLE AND SAFETY - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receives and notes the report of the activities within the People and Safety Directorate for the month of September 2015.

Moved: Cr. Jackson
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 302/15

8.4 DIRECTOR CORPORATE SERVICES - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receive and note the report outlining the activities within the Corporate Services Directorate for the month of September 2015.

Moved: Cr. Jackson
Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 303/15

8.5 DIRECTOR OPERATIONS - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receive and note the report of the activities within the Operations Directorate for the month of September 2015.
- b) Endorse the expenditure for \$16,750 inc GST for the installation of new split systems in 41 Peko Road building on Work Health Safety grounds

Moved: Cr. Jackson

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 304/15

8.6 PUBLIC RELATIONS AND EVENTS - SEPTEMBER 2015 REPORT

MOTION

That Council

- a) Receive and note the report outlining the activities of the Public Relations and Events Directorate for September 2015

Moved: Cr. Jackson

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 305/15

9. LOCAL AUTHORITY MEETING MINUTES AND BUSINESS ARISING

9.1 ALI CURUNG LOCAL AUTHORITY MEETING - 29 SEPTEMBER 2015

MOTION

That Council

- a) Receive and note the minutes of the Community Meeting that was held in place of a Local Authority Meeting, 29 September 2015

Moved: Cr. Aylett

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 306/15

9.2 TENNANT CREEK LOCAL AUTHORITY MEETING - 5 OCTOBER 2015

MOTION

That Council

- a) Receive and note the Tennant Creek Local Authority meeting minutes of the 5 October 2015
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

Moved: Cr. Boulter

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 307/15

9.3 ELLIOTT LOCAL AUTHORITY MEETING - 6 OCTOBER 2015

MOTION

That Council

- a) Receive and note the Elliott Local Authority meeting minutes of the 6 October 2015
- b) Adopt the recommendations contained in the minutes.
- c) Note the continuing action list

Moved: Cr. Bagnall

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 308/15

5. COMMITTEE MEETING MINUTES AND BUSINESS ARISING

10.1 PURKISS RESERVE CONSULTATIVE COMMITTEE MEETING - 10 SEPTEMBER 2015

MOTION

That Council

- a) Receive and note the minutes of the Purkiss Reserve Consultative Committee held on 10 September 2015
- b) Endorse the recommendations contained within the minutes and;
- c) Receive and note the action list of the meeting held 10 September 2015

Moved: Cr. Ruger

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 309/15

6. NOTICES OF MOTION

Nil

7. RESCISSION MOTIONS

Nil

8. GENERAL BUSINESS AND MATTERS FOR NOTING REPORTS

13.1 ELLIOTT COMMUNITY MEETING - HOUSING CRISIS - 9 SEPTEMBER 2015

MOTION

That Council

- a) Receive and note the meeting notes from the Community Meeting held in Elliott on 9 September 2015, regarding the Housing Crisis.

Moved: Cr. Aylett

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 310/15

13.2 STRATEGIC ISSUES: URAPUNTJA ABORIGINAL CORPORATION SERVICE AGREEMENT

MOTION

That Council

- a) Receive and note the report
- b) Endorse the agreement for service delivery of the management role with the Urapuntja Aboriginal Corporation until 30 June 2016 at the agreed pro-rata rate of \$95,000 pa for 9 months totaling \$71,250
- c) Confirm exemption and deviation form supply with the Department of Local Government and Community Services on the basis that they are the peak representative body for that region

Moved: Cr. Jackson

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 311/15

13.3 STRATEGIC ISSUES: STREET LIGHTING - SECTOR POSITION

MOTION

That Council

- a) Receive and note the report.
- b) Endorse a contribution towards LGANT for legal fees to obtain advice.

Moved: Cr. Bremner

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 312/15

13.4 STRATEGIC ISSUES: OVERLANDER WAY MULTI REGIONAL COUNCIL AGREEMENT

MOTION

That Council

- a) Defer the item to the November Ordinary Council Meeting.

Moved: Cr. Boulter

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 313/15

13.5 STRATEGIC ISSUES: MEMORANDUM OF UNDERSTANDING CDP PROVIDERS

MOTION

That Council

- a) Receive and note the report
- b) Endorse the current draft Memorandum Of Understanding template for use with all CDP providers for 2015/16.

Moved: Cr. Bagnall

Seconded: Cr. Ruger

CARRIED UNAN.

Resolved 314/15

13.6 STRATEGIC ISSUES: TENNANT CREEK LANDFILL

MOTION

That Council

- A) Defer the item to the November Ordinary Council Meeting

Moved: Cr. Hayes

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 315/15

13.7 STRATEGIC ISSUES: REGIONAL DOG MANAGEMENT PLANS

MOTION

That Council

- a) Receive and note the report.

Moved: Cr. Aylett

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 316/15

13.8 POLICY: VERGES

MOTION

That Council

- A) Defer the item to the November Ordinary Council Meeting

Moved: Cr. Boulter

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 317/15

13.9 POLICY: LOCAL GOVERNMENT COMPLIANCE REVIEW UPDATE

MOTION

That Council

- a) Receive and note the report
- b) Endorse the updated draft Travel policy including Authority to Travel
- c) Endorse the revised draft Overtime policy
- d) Endorse the revised Purchasing and Procurement policy

Moved: Cr. Jackson

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 318/15

13.10 DRAFT REVIEW OF LOCAL AUTHORITY GUIDELINES

MOTION

That Council

- a) Receive and note the report

Moved: Cr. Ruger

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 319/15

MOTION

That Council

- a) Break for lunch, the time being 12:42pm

Moved: Cr. Hayes

Seconded: Cr. Price

CARRIED UNAN.

Resolved 320/15

MOTION

That Council

- a) Return to session, the time being 1:18pm

Moved: Cr. Price

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 321/15

13.11 DELEGATIONS REGISTER LEGAL REVIEW

MOTION

That Council

- a) Endorse the legal review the Draft Delegations Register to ensure broad compliance.
- b) Select Option 2 and advise our legal counsel accordingly (*Generally reviewing for compliance with the provisions of the LGA and LGAR; and recommending any additional delegations that should be added and limitations that should be imposed on existing delegated authority*)

Moved: Cr. Bremner

Seconded: Cr. Jackson

CARRIED UNAN.

Resolved 322/15

13.12 COMMUNITY ENGAGEMENT SURVEYS TENNANT CREEK AND BROADER REGION.

MOTION

That Council

- a) Endorse the conduct of two surveys in relation to community engagement, one for the Tennant Creek township and one for the broader region
- b) Present the results back to Council once complete

Moved: Cr. Ruger

Seconded: Cr. Bagnall

CARRIED UNAN.

Resolved 323/15

13.13 COMMUNITY BENEFIT GRANTS - ROUND 1: 2015/16

MOTION

That Council

- a) Open Round 1 of the 2015/16 Community Benefits Grant for submissions

Moved: Cr. Bremner

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 324/15

13.14 TENNANT CREEK LOCAL AUTHORITY - VACANT POSITIONS - ORDINARY MEMBER NOMINATIONS

MOTION

That Council

- (a) Receive and note the need to reopen nominations to fill one (1) vacancy on the Tennant Creek Local Authority that has arisen due to a resignation.

Moved: Cr. Bremner

Seconded: Cr. Bagnall

CARRIED UNAN.

Resolved 325/15

13.15 RATIFICATION OF THE COMMON SEAL

MOTION

That Council ratify the execution of the following document under Council's Common Seal between 12 September 2015 and 8 October 2015.

- 22.09.2015 – Department Social Services – Aged Care Places

Moved: Cr. Aylett

Seconded: Cr. Bremner

CARRIED UNAN.

Resolved 326/15

13.16 CHRISTMAS NEW YEAR SHUTDOWN 2015/16

MOTION

That Council

- a) Support an annual shutdown between Christmas and New Year 2015/16 as part of overall efficiency strategy
- b) Give direction to the Chief Executive Officer to implement accordingly in line with any relevant industrial relation provisions such as notice.

Moved: Cr. Boulter

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 327/15

ITEM WITHOUT NOTICE

COUNCIL MEETING SCHEDULE TRIAL

MOTION

That Council

- a) Trial a two (2) day meeting for the February 2016 Ordinary Council Meeting.

Moved: Cr. Ruger

Seconded: Cr. Boulter

CARRIED UNAN.

Resolved 328/15

9. DECISION TO MOVE INTO CLOSED SESSION AT 1:35pm

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. Ruger

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 329/15

14.1 Confidential Session of Council Meeting - 17 September 2015

The report will be dealt with under Section 65(2) (ciii) 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.

14.2 Resignation of the CEO and recruitment to CEO vacancy

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

14.4 2000 CAT 816F Compactor Tennant Creek Landfill

The report will be dealt with under Section 65(2) (ci) 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 cause commercial prejudice to, or confer an unfair commercial advantage on any person.

14.1 CONFIDENTIAL SESSION OF COUNCIL MEETING - 17 SEPTEMBER 2015

The report will be dealt with under Section 65(2) (ciii) 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.

MOTION

That Council

- a) Receive and note the Minutes of the Confidential Session held on 17 September 2015 in Tennant Creek as a true and accurate record.

Moved: Cr. Price

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 330/15

14.2 RESIGNATION OF THE CEO AND RECRUITMENT TO CEO VACANCY

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

The report remain in confidential and the resolution to be public

MOTION

That Council

- a) Accept the resignation of the Chief Executive Officer
- b) Engage Local Government Association of Northern Territory (LGANT) to recruit an acting Chief Executive Officer
- c) Engage LGANT for the recruitment process of the Chief Executive Officer vacancy

Moved: Cr. Ruger

Seconded: Cr. Aylett

CARRIED UNAN.

Resolved 331/15

14.4 2000 CAT 816F COMPACTOR TENNANT CREEK LANDFILL

The report will be dealt with under Section 65(2) (ci) 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 cause commercial prejudice to, or confer an unfair commercial advantage on any person.

The item was resolved in confidential #333/15

10. RESUMPTION OF MEETING

MOTION

That Council move back into open session at 2.05pm

Moved: Cr. Aylett

Seconded: Cr. Ruger

CARRIED UNAN.

Resolved 332/15

11. CLOSE OF MEETING

President Barb Shaw closed the meeting at 2:10 pm
Next Ordinary meeting of Council to be held in Tennant Creek on Thursday 19
November 2015

Barb Shaw
Council President

Edwina Marks
Chief Executive Officer