



MINUTES OF THE COUNCIL MEETING HELD IN THE VICTORIA DALY SHIRE
HEAD OFFICE, 14 KATHERINE TERRACE, KATHERINE ON TUESDAY, 15
FEBRUARY 2011 AT 9:00AM

PRESENT: Cr Wilson, Mayor
Cr. King, Deputy Mayor
Cr. Hennessy
Cr. Minjin
Cr. Wooldridge
Cr. Murielle
Cr. McTaggart
Cr. Newry

APOLOGIES: Cr. Dumoo
Cr. Wegener

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Motion: Carried Unanimously

ABSENT:

OFFICERS: Ms. Sandra Cannon, Chief Executive Officer
Mr. Greg Arnott, Director of Corporate & Community Services
Mr. Henry Higgins, Assets Manager
Mr. Mark Conroy, Governance Coordinator
Ms. Rose Peckham, Office Manager
Mr. Richard Watson,
Mr. Ben Window, Shire Service Manager Kalkaringi
Mr. Roger McIvor, Shire Services Manager, Yarralin
Mr. Canice Kinnane, Acting Shire Services Manager, Timber Creek
Ms. Angela Jager, Shire Services Manager, Pine Creek
Mr. Christopher Hill, Shire Services Manager, Nauiyu
Mr. David Hewitt, Shire Services Manager, Palumpa
Mr. Stephen Moore, Shire Services Manager, Peppimenarti
Mr. Dave Heron, Shire Services Manager, Wadeye

Motion:
That the meeting enter into confidential council, 9:05am
Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

Cr. Wegener returned to meeting the time being 9:07am

Motion:

That the meeting move back into open council.

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: Carried Unanimously

DISCLOSURES OF INTEREST – COUNCILLORS AND STAFF

There were no declarations of interest at this Council meeting.

CONFIRMATION OF MINUTES

Minutes of the Council Meeting held on 10 December 2010

116/2011 RECOMMENDATION:

That the minutes be accepted with amendments.

Moved: Cr. Wooldridge

Seconded: Cr. Hennessy

Resolution: Carried Unanimously

Minutes of the Finance Meeting held on 18 January 2011

117/2011 RECOMMENDATION:

That the minutes accepted with amendments.

Moved: Cr. King

Seconded: Cr. Wegener

Resolution: Carried Unanimously

CALL FOR ITEMS OF GENERAL BUSINESS

- Matching Funding – Cr. Wooldridge
- Amendments/Business Arising from Minutes – Cr. Wooldridge
- Donations to Floods, Cyclones and Bushfires – Cr. Wegener
- Vehicle Policy – Cr. Hennessy
- Proposed building division – Cr. Hennessy
- Fitzner Street House – Cr. Hennessy
- Update on borrowings – Cr. Hennessy
- Hino Bus – purchase of 2 Toyota Coasters – Cr. Hennessy
- Top Springs Meeting, June 2011 – Cr. Hennessy
- Community Reports – Cr. Hennessy
- LGMA Attendance – Cr. Hennessy
- Audit Resolution - CEO
- CEO PR

MAYORAL REPORT

1) Mayoral Report

11 Motion:

8/2

01 That Council note the report.

1

Moved: Cr. King

Seconded: Cr. Wegener

Resolution: Carried Unanimously

CEO REPORT

- LGANT Leases
- Shire Plan
- Joint HQ
- Tanami Regional Partnership
- Staff Housing Leases
- Australian School of Excellence
- By-laws / Authorised Officers

REPORTS TO COUNCIL

2) Economic Development Task Force

11 Motion:

9/2

01 That Council endorse the Mayors nomination to the Economic Development Task
1 Force.

Moved: Cr. Wooldridge
Seconded: Cr. Hennessy
Resolution: Carried Unanimously

3) Local Government Managers Association National Conference

12 Motion:

0/2

01 That Council endorse the Mayor, Deputy Mayor, Cr. Wegener & Cr. Minjin to attend
1 the LGMA National Conference.

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

4) LGANT Conference

12 Motion:

1/2

01 That the formal delegates, the Mayor, Deputy Mayor and any interested councillors
1 attend the LGANT Conference.

Moved: Cr. Hennessy
Seconded: Cr. Minjin
Resolution: Carried Unanimously

5) Media Policy

12 Motion:

2/2

01 That Council adopt the media policy.
1

Moved: Cr. Wooldridge
Seconded: Cr. Wegener
Resolution: Carried Unanimously

6) Art & Cultural Development Policy

12 Motion:

3/2

01 That Council endorse the policy and allocate a budget of \$24,000 for the 2011-12
1 financial year.

Moved: Cr. Wegener

Seconded: Cr. Hennessy
Resolution: Carried Unanimously

7) Conference Attendance

12 Motion:

4/2

01 That Council endorse Cr. Hennessy attendance at the NBN & EMA.

1

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

8) Cultural Liaison Update

12 Motion:

5/2

01 That Council note the report.

1

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

9) Letter from TDC re Ranger Vehicle

12 Motion:

6/2

01 That Council confirms it's previous resolution not to reinstate any assets and therefore not pay TDC the proceeds of the insurance claim.

1

Moved: Cr. Wooldridge
Seconded: Cr. Hennessy
Resolution: Carried Unanimously

10) Rating Proposal

12 Motion:

7/2

01 That Council submit a proposal to the Minister of Local Government on conditional rating based upon maintaining the NT Government % rate including the CPI increase and use the revised land values as provided by the Valuer General.

1

Moved: Cr. Wooldridge
Seconded: Cr. Wegener
Resolution: Carried Unanimously

11) Finance Report Month Ending 31st January 2011

12 Motion:

8/2

01 That Council receives and notes the Finance Report for the period ending 31st January.

1

Moved: Cr. Wooldridge
Seconded: Cr. King
Resolution: Carried Unanimously

12) Local Board Minutes

12 Motion:

9/2

01 1. That Council to investigate speed humps and street lighting for the community

- 1 of Nauiyu as requested by the Milngin Local Board.
2. That council begin discussions with the Kalkarindji/Daguragu community in regards to the Warnkurr Club as requested by the Daguragu Local Board.
3. That council endorse the location of the bus shelter with appropriate signage as requested by the Pine Creek Local Board.
4. The program of repairing pot holes and local roads as requested by the Pine Creek Local Board.
5. The information bay be relocated as requested by the Pine Creek Local Board.
6. A no through road sign be placed in the locatation requested by the Pine Creek Local Board.
7. All other issues will be noted for investigation by the Executive.

Moved: Cr. Wegener
Seconded: Cr. Wooldridge
Resolution: Carried Unanimously

13) Electoral Review

13 Motion:

0/2

01

1

That the ward of Timber Creek be reduced to one Councillor to ensure eleven Councillors and an popularly elected Mayor.

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

14) Freedom of Information Update

13 Motion:

1/2

01

1

That council continue the freedom of information process on both Territory and Federal FOI processes.

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

15) Tobacco (smoking), Alcohol and other Drugs Policy and Procedures

13 Motion:

2/2

01

1

That Council adopt the Tobacco (smoking), Alcohol and other Drugs Policy and Procedures as presented.

Moved: Cr. Wegener
Seconded: Cr. Hennessy
Resolution: Carried Unanimously

That the meeting be adjourned for morning tea, the time being 11am.
That the meeting reconvened the time being 11:20am.

16) Amended Official Travel Policy

13 Motion:

3/2

01
1 That Council approve the change to the Official Travel Policy to include new clause and allowance.

Moved: Cr. Wooldridge
Seconded: Cr. Wegener
Resolution: Carried Unanimously

17) Amendment to Information Technology Policy

13
4/2 **Motion:**

01 That Council approved the amended Information Technology Policy.
1

Moved: Cr. Wooldridge
Seconded: Cr. Minjin
Resolution: Carried Unanimously

18) Memorandum of Understanding between the Northern Territory Police and The Victoria Daly Shire Night Patrol

13
5/2 **Motion:**

01 That Council acknowledge and approve the Memorandum of Understanding between the Victoria Daly Shire and the Northern Territory Police, with the focus of community safety and the goal of building community relationships.
1

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

19) National Broadband Network. Inquiry Submission Supporting Improved Satellite Broadband.

13
6/2 **Motion:**

01 That Council endorse the NBN inquiry submission.
1

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

20) The Imparja Cup Competition

13
7/2 **Motion:**

01 That Council receive the information and note the report.
1

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

21) Acceptance of Funding Agreements - Youth in Communities

13
8/2 **Motion:**

01 That Council accept the variation on the funding agreement totalling \$16,676 for the Youth in Communities program at Nauiyu by affixing the seal and having a council member sign the agreement between Victoria Daly Shire Council and the Department of Families, Housing, Community Services and Indigenous Affairs.
1

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

22) Accessible Communities Grant - Opportunity

13 Motion:

9/2

01 That Council agree to fund up to \$100,000 as a matched contribution for the
1 Accessible Communities Grant in the 2011/2012 budget.

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

23) Update, Status report of Repairs to Culvert on Enterprise Road Pine Creek.

14 Motion:

0/2

01 That Council note and accept this update.
1

Moved: Cr. McTaggart
Seconded: Cr. King
Resolution: Carried Unanimously

24) Update of the Purchase and Operation of the Flocon Truck unit purchased by Council.

14 Motion:

1/2

01 That Council note and accept this report as information.
1

Moved: Cr. King
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

25) Community bus options for Kalkarindgi/Dagaragu.

14 Motion:

2/2

- 01
1
1. That Council approve the request by the local board to hand over the dollar bus to be run by a community run committee.
 2. That an exemption be granted that would allow non Shire employees to drive this bus on a basis that they are suitably endorsed and licensed to do so
 3. That Council allow the Executive to stop the use of the small club bus from being used by the community as the service is now available by a dedicated community bus.
 4. That Council delegate the Local Board to set a fee structure that allows the bus to operate at no cost to the Council.

Moved: Cr. Wooldridge
Seconded: Cr. Wegener
Resolution: Carried Unanimously

26) Heritage Advisory Council - Wave Hill Walk Off - 1960 circa Bedford Truck - item of Significance.

14 Motion:

3/2

01

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1. That Council seek feedback from the Gurindji elders and people on their ties with the vehicle via the Local board,
2. A letter be sent to the Chairman of the NT Heritage Advisory Council that the Victoria Daly Shire Council is investigating the possible relocation of the truck from the present location in Darwin to a suitable secure location at Dagaragu or Kalkarindji as a permanent static display,
3. Shire staff inspect the vehicle and report back to Council with a cost analysis plan indicating the cost of relocation, restoration level's, level of permanent storage area and ongoing cost of maintaining vehicle.
4. The availability of funding available to pay for the relocation, restoration and construction of a cover over the vehicle as a static display.

Moved: Cr. Newry

Seconded: Cr. Wegener

Resolution: Carried Unanimously

27) Update of the Raising and Upgrade of the Palumpa Causeway project by Shire staff

14 Motion:

4/2

01

1

That Council note and accept this report.

Moved: Cr. McTaggart

Seconded: Cr. Minjin

Resolution: Carried Unanimously

COMMUNITY REPORTS

28) Kalkaringi / Dagaragu Community Update

145/2011 **RESOLVED**

Motion:

That Council note the report.

Moved: Cr. Wegener

Seconded: Cr. McTaggart

Resolution: Carried Unanimously

29) Yarralin Community Update

146/2011 **RESOLVED**

Motion:

That Council note the report.

Moved: Cr. Wegener

Seconded: Cr. McTaggart

Resolution: Carried Unanimously

30) Timber Creek Community Update

147/2011 RESOLVED

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

31) Pine Creek Community Update

148/2011 RESOLVED

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

32) Nauiyu Community Update

149/2011 RESOLVED

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

33) Peppimenarti Community Update

150/2011 RESOLVED

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

34) Palumpa Community Update

151/2011 RESOLVED

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

35) Wadeye Community Update

152/2011 **RESOLVED**

Motion:

That Council note the report.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

CORRESPONDENCE IN & OUT

36) Correspondence In & Out

15 **Motion:**

3/2

01 That Council accept the correspondence.

1

Moved: Cr. King
Seconded: Cr. Wegener
Resolution: Carried Unanimously

GENERAL BUSINESS

43 MATCHING FUNDING - Councillor Raymond Wooldridge

That Victoria Daly shire approach the Territory Government regarding the Federal Governments breaching of the Inter-governmental Agreement and seek the Territory Governments support in pursuing the Federal Government through ALGA and COAG.

44 DONATIONS - Councillor Don Wegener

154/2011 That the CEO is to investigate the allocation of \$12,000 to the relevant states/agencies emergencies including the Gascoyne floods, WA fires, Victorian floods, NSW floods, QLD floods & cyclone.

Moved: Cr. Wegener
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

45 VEHICLE POLICY - Councillor Steven Hennessy

Noted.

46 FITZER STREET HOUSE - Councillor Steven Hennessy

155/2011 That Cr. Hennessy requests a report on social fees from Fitzer Street being returned to Timber Creek.

Moved: Cr. Hennessy
Seconded: Cr. Minjin
Resolution: Carried Unanimously

47 PROPOSED BUILDING DIVISION - Councillor Steven Hennessy

Noted.

48 UPDATE ON BORROWINGS - Councillor Steven Hennessy

156/2011 Council start the tender process for the purchase of 30 vehicles as previously determined over the next 12 months.

Moved: Cr. Wooldridge
Seconded: Cr. Wegener
Resolution: Carried Unanimously

49 TOP SPRINGS MEETING, JUNE 2011 - Councillor Steven Hennessy

157/2011 That the June council meeting scheduled at Top Springs be held in Katherine.

Moved: Cr. Wooldridge
Seconded: Cr. Hennessy
Resolution: Carried Unanimously

50 COMMUNITY REPORTS - Councillor Steven Hennessy

Noted.

51 AUDIT RESOLUTION - CEO

158/2011 That council go to select tendering for the Shires auditor for the next two years.

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

52 CEO'S PERFORMANCE REVIEW - Councillor Harold Wilson

159/2011 That council ask LGANT to facilitate the review along with Cr.'s Wilson, Wegener, Wooldridge, Newry & Murielle

Moved: Cr. Wooldridge
Seconded: Cr. Newry
Resolution: Carried Unanimously

That the meeting be adjourned for lunch, the time being 1:19pm.
That the meeting reconvened at 2:08pm

That council agree to the variation agreement for CDEP
Moved: Cr Wegener
Seconded: Cr Minjin
Carried: Unanimously

DECISION TO MOVE TO CLOSED SESSION

160/2011 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 65(2) of the Local Government Act, 2008 as the items lists come within the following provisions:-

Moved: Cr. Wooldridge
Seconded: Cr. McTaggart
Resolution: Carried Unanimously

37 Organisational Structure - The report will be dealt with under Section 65(2) (e) of the Local Government Act 2008 and Regulation 8 of the Local Government

(Administration) Regulations 2008. It contains information provided to the council on condition that it be kept confidential.

- 38 Bob Judges Block - Daly river** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains .*
- 39 Commercial Refuse Charge** - *The report will be dealt with under Section 65(2) (b) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the personal circumstances of a resident or ratepayer.*
- 40 Palumpa Store** - *The report will be dealt with under Section 65(2) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains .*
- 41 Confidential Correspondence** - *The report will be dealt with under Section 65(2) (e) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information provided to the council on condition that it be kept confidential.*

RESUMPTION OF MEETING

RECOMMENDATION:

That the decisions of Closed Session be noted as follows:-

CONFIDENTIAL ITEMS

- 37) Organisational Structure**
- 38) Bob Judges Block - Daly river**
- 39) Commercial Refuse Charge**
- 40) Palumpa Store**
- 41) Confidential Correspondence**

The meeting finished at 2:10pm.

This page and the preceding 11 pages are the minutes of the Meeting of Council held on Tuesday, 15 February 2011 and are to be confirmed on Tuesday, 19 April 2011.