



MINUTES OF THE COUNCIL MEETING HELD IN THE VICTORIA DALY SHIRE
HEAD OFFICE, 14 KATHERINE TERRACE, KATHERINE ON TUESDAY, 19 APRIL
2011 AT 9:10AM

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

APOLOGIES:

ABSENT: Cr. Luckan

Resignations: Moved Cr. Wooldridge
Seconded: Cr. Wegener

OFFICERS: Ms. Sandra Cannon, Chief Executive Officer
Mr. Greg Arnott, Director of Corporate & Community Services
Mr. Henry Higgins, Acting Director of Infrastructure & Civil Services
Mr. Mark Conroy, Governance Coordinator
Ms. Rose Peckham, Office Manager
Mr. Ben Window, Shire Service Manager Kalkaringi
Mr. Roger McIvor, Shire Services Manager, Yarralin
Mrs. Susanne Kimpton, 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

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 15 February 2011

116/2011 RECOMMENDATION:

That the minutes be taken as read and be accepted as a true record of the Meeting.

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

Minutes of the Finance Meeting held on 15 March 2011

117/2011 RECOMMENDATION:

That the minutes be taken as read and be accepted as a true record of the Meeting.

Moved: Cr. King

Seconded: Cr. Hennessy

Resolution: Carried Unanimously

CALL FOR ITEMS OF GENERAL BUSINESS

- Local Boards
- CDEP Audit
- HR Audit
- Audit Committee Update
- Insurance Policies audit
- Fireworks licence
- IT
- Media policy review
- Community Development Management review
- Timber Creek office
- Heavy plant & equipment update
- Traineeships / apprenticeships
- Next Council Meeting
- Appointment for electoral commission

MAYORAL REPORT

1) Mayoral Update

11 Motion:

8/2

01 That Council note the report.

11

19/ Moved: Cr. Hennessy

20 Seconded: Cr. Wooldridge

11 Resolution: Carried Unanimously

That council terminate our Freedom Of Information request from FaHCSIA.

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: Carried Unanimously

CEO REPORT

- Regional Shires Forum
 - Meeting with DLGHRS RE rates
 - Teleconference with CEO's & LGANT

MOTION:

That Victoria Daly Shire Council rejects the Northern Territory Governments linking of the continuation of rate capping and conditional rating to the offer of matching funding.

Moved: Cr. Wooldridge

Seconded: Cr. King

Resolution: Carried Unanimously

- Continuation of Leases
- Workforce Development Plans
- Housing
- Asset Management
- CouncilBiz
- CEO Forum / LGANT
- Katherine Regional Action Group
- Daguragu Election

REPORTS TO COUNCIL

2) Constitutional Recognition

12 **Motion:**

0/2

01

1

That the Victoria Daly Shire Council declares its support for financial recognition of Local Government in the Australian Constitution so that the Federal Government has the power to fund Local Government directly and also for inclusion in any Local Government in any new preamble to the constitution if one is proposed, and calls on the political parties to support a referendum by 2013 to change the constitution to achieve this recognition.

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

3) Local Government Manager's Association National Conference

12 **Motion:**

1/2

01

1

That Council endorse Cr. Murielle to attend the LGMA National Conference.

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

4) Developing Financial Models for Councils

12 **Motion:**

2/2

01

1

That Council endorse Cr. Hennessy to attend the Governance Essentials for Local Government course in Alice Springs.

And;

Council explore this governance course for induction of new councillors in April 2012.

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

5) Wadeye Local Board

12 **Motion:**

3/2

01

1

Deferred till the June meeting for further information.

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

6) Transfer of Kanamek-Yile Ngala Museum Wadeye

12 **Motion:**

4/2

01

1

That Council support in principle the transfer of the museum precinct to Thamarrurr Incorporated with financial details to be fully explored by the CEO on the condition:

- that no subsidy be provided by council
- access to training facility be free of charge and subject to a minimum days usage agreement
- conditional on satisfactory transfer of employment with no redundancy obligations on council

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: Unanimously

Adjourned 10:38am

Reconvened 10:59am

Councillor Wooldridge returned 11:00am

7) Wadeye Rubbish Tractor

12 **Motion:**

5/2

01

1

That Council approve the allocation of not more than \$50,000 for the purchase of a rubbish collection light tipping truck for Wadeye Service Centre in the budget for the 2011/2012 year.

Moved: Cr. Wooldridge

Seconded: Cr. Wegener

Resolution: Unanimously

8) TDC Charges

12 **Motion:**

6/2

01

1

1. Renegotiate with TDC to supply fuel at cost plus transport plus an agreed mark-up.
2. That Council endorses the change in procedures of grave digging at Wadeye cemetery and advise the community accordingly and this will now be a TDC responsibility.

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: Unanimously

9) Update on discussions regarding transfer of Kalkarindji Warnkurr Club as requested by Daguragu Local Board

12 **Motion:**

7/2

01

1

1. The Council Officers will continue to work with the Local Board, ALPA and the NT Licensing Commission to investigate feasible possibilities in improving the performance of the club in the hope that transfer is viable for the Local Board.

2. A delegation of the local board of Daguragu comprising the Chairman and two Board Members be invited to the June 2011 Briefing Day.

3. Prepare a financial summary of the current financial position of the Kalkarindji Warnkurr Club for the next Council Meeting.

Moved: Cr. King

Seconded: Cr. Minjin

Resolution: Unanimously

10) Timber Creek Visitor Accommodation

12 **Motion:**

8/2

01

1

That all revenue generated by all visitor accommodation throughout the Shire be used to fund the repairs, maintenance and depreciation of these assets.

Moved: Cr. Hennessy

Seconded: Cr. Wegener

Resolution: Unanimously

11) Elected Member Allowances

12 **Motion:**

9/2

01

1

1. That Council accept the maximum allowances under the guidelines.

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: 7 Councillors for, 1 Councillor against.

Councillor Hennessy requested his vote be recorded as negative.

2. Develop a policy on meeting allowances.

Moved: Cr. Wooldridge

Seconded: Cr. Wegener

Resolution: Unanimously

12) Casual Vacancies

13 **Motion:**

0/2

01

1

That Council calls for expressions of interest from non-disqualified residents within the relevant Wards to fill vacancies of the Victoria Daly Shire Council. Short listing will occur via a panel of Councillors. Short listed applicants will then be interviewed by full Council.

The expressions of interests must demonstrate the following criteria:

(1) an understanding of the Code of Conduct and ability to adhere to it,

(2) community involvement and ability to represent your community.

Moved: Cr. Minjin

Seconded: Cr. Wooldridge

Resolution: Unanimously

Cr. King returned 11.58am

Cr. McTaggart left 11:58am

13) Finance Report Month Ending 31st March 2011

13 **Motion:**

1/2

01

1

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

Moved: Cr. Wooldridge

Seconded: Cr. Wegener

Resolution: Unanimously

14) Community Grants - reallocation of spending

13 Motion:

2/2

01

1

1. That Council allow the \$1,000 funding from round 1 2010/2011 Community Grants Program to be used to assist the Timber Creek AFL team to join the East Kimberley League.
2. That Council allow the \$1,000 funding from round 1 2010/2011 Community Grants Program to be used to pay for umpires, trophies and a BBQ for the Southern Communities Softball Competition.

Moved: Cr. Wegener

Seconded: Cr. Hennessy

Resolution: Unanimously

Cr. McTaggart returned 12:02pm

15) Chartering a Plane Policy

13 Motion:

3/2

01

1

1. That Council support and approve the Chartering a Plane Policy.
2. Tender for a Aircraft Charter service from Katherine.
3. Investigate whether Roper Gulf Shire Council or other organisations will join in a Joint Tender.

Moved: Cr. Wooldridge

Seconded: Cr. McTaggart

Resolution: Unanimously

16) Employee Induction Policy

13 Motion:

4/2

01

1

That Council support and approve the Employee Induction Policy with discussed changes.

Moved: Cr. Wooldridge

Seconded: Cr. King

Resolution: Unanimously

17) Dress Standards Policy

13 Motion:

5/2

01

1

That Council support and approve the Dress Standards Policy.

Moved: Cr. King

Seconded: Cr. Wegener

Resolution: Unanimously

18) Amended Uniform Policy

13 Motion:

6/2

01

1

That Council approve the amended policy to include the uniform for Sports and Recreation with discussed changes.

Moved: Cr. King

Seconded: Cr. Wegener

Resolution: Unanimously

19) Employee Discipline Policy

13 Motion:

7/2

01 That Council approve the Employee Discipline Policy.

1

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

20) Flooding and recovery report at Nauiyu Nambiyu Community

13 Motion:

8/2

01

1

1. That Council note and accept this report and,
2. Council formally write to the NT and Federal Govt. requesting that they consider funding the design and construct of a purpose built emergency evacuation building at the proposed Maranunga town site as soon as possible,
3. Council write to the NT Govt requesting that they fast track the proposed development of the Maranunga town site.
4. Council move a vote of Thanks to Cr. McTaggart for his excellent leadership through the floods.
5. Council also move a vote of Thanks to all staff who were involved in the flood recovery.

Moved: Cr. King
Seconded: Cr. Hennessy
Resolution: Unanimously

Cr. Minjin left meeting 12:27pm

Cr. Minjin returned 12:33pm

Cr. McTaggart left mtg 12:31pm

Break for lunch 12:36pm

Returned 1:20pm

21) Development options, implications and timeframes for Lot's 35 - 1 Lawler Court, Lot 104 - 10 Fitzer Road Timber Creek

13 Motion:

9/2

01

1

Defer this report to the next Council Meeting and a further report be prepared on staff housing and Council Accommodation throughout the Shire.

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

22) Update - Heritage Advisory Council - Wave Hill Walk Off - 1960 Circa Bedford Truck - Item of Significance

14 Motion:

0/2

01

1

That Council receive and note this report.

Moved: Cr. McTaggart
Seconded: Cr. Hennessy
Resolution: Unanimously

COMMUNITY REPORTS

23) Kalkaringi / Daguragu Community Update

14 Motion:

1/2

01 That Council take note the report.

1

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

24) Yarralin Community Update

14 Motion:

2/2

01 That Council note the report.

1

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

25) Timber Creek Community Update

14 Motion:

3/2

01 That Council note the report.

1

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

26) Pine Creek Community Update

14 Motion:

4/2

01 That Council note the report.

1

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

27) Nauiyu Community Update

14 Motion:

5/2

01 That Council note the report.

1

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

28) Peppimenarti Community Update

14 Motion:

6/2

01 That Council notes the report.

1

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

29) Palumpa Community Update

14 **Motion:**

7/2

01 That Council note the report.

1

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

30) Wadeye Community Update

14 **Motion:**

8/2

01 That Council note the report.

1

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

CORRESPONDENCE IN & OUT

31) Correspondence In & Out

14 **Motion:**

9/2

01 1. Council endorses the Statehood motion from Alice Springs Town Council.

1

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

2. Council notes the letter from Lionel & Paula Egan and is not willing to grant a concession in regards to rates and charges.

Moved: Cr. Wegener
Seconded: Cr. Minjin
Resolution: Unanimously

3. That Council formally write to Woolianna School and Batchelor College to Thank them for their support during the flood at Daly River.

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

4. That Council accept the correspondence.

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

LATE REPORTS

1) Amendment to Travel Policy

15 **Motion:**

0/2

01 That Council approve the amended travel policy.

1

Moved: Cr. King
Seconded: Cr. Hennessy
Resolution: Unanimously

2) Late Correspondence

15 Motion:

1/2

01

1

That Council acknowledge the letter, unfortunately funding will not allow Council to upgrade roads. Council will be providing its opening grade as soon as weather permits and will lobby on the Communities behalf to the NT Government in regards to the Port Keats Road.

Moved: Cr. McTaggart
Seconded: Cr. Minjin
Resolution: Unanimously

2. That Council investigates the cost of housing the vehicle and the set up of a static display to comply with the Communities request.

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

Cr. McTaggart left the meeting 2.30pm

Cr. McTaggart returned 2.33pm

GENERAL BUSINESS

1 **CDEP AUDIT** - *Councillor Steven Hennessy*

152/2011

Council requests the CEO table the Special Purpose Financial Report for CDEP once provided by the Auditors.

Moved: Cr. Hennessy
Seconded: Cr. King
Resolution: Unanimously

2 **AUDIT COMMITTEE** - *Councillor Steven Hennessy*

153/2011

Council requests the CEO to continue to attempt to source appropriate persons for the Audit Committee.

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

3 **IT** - *Councillor Steven Hennessy*

154/2011

Council requests report on how many Smart Phones have been purchased and the staff who have been provided with them.

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

4 MEDIA POLICY - Councillor Steven Hennessy

155/2011

Council requests that point 4 of the Media Policy will be changed to read 'if a request for a media response is received by the CEO he/she will refer the request to the Mayor and it is the Mayor who will decide who is the most appropriate person to speak to the Media. Under no circumstances is any non-elected member to make Media Statements unless authorised to do so. Under all normal circumstances this person will always be the Mayor or another Councillor. During times, such as emergencies etc, Council will nominate the officer(s) who may make such statements.'

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

Motion:
Meeting adjourned

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

Motion
Reconvene meeting at 5:10pm

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

5 FUNDING OF CONTRACTS MANAGER - Councillor Raymond Wooldridge

156/2011

1. Council commit to the allocation of funds and joint contract with Roper Gulf Shire for a Project Manager for the combined headquarters development.

2. Appointment to be the responsibility of both CEOs.

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

6 NT ELECTORAL COMMISSION - Councillor Raymond Wooldridge

157/2011

That the Council appoint NT Electoral Commission to conduct the 2012 Shire Elections.

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

7 NEXT COUNCIL MEETING DATES

That the June Council meeting be scheduled for Wednesday 29 and Thursday 30 June 2011.

DECISION TO MOVE TO CLOSED SESSION

158/2011 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. King
Seconded: Cr. Wegener
Resolution: Unanimously

- 32 Update of the Roll Out of the Light Fleet Fleet Replacement - *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 .***

RESUMPTION OF MEETING

RECOMMENDATION:

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

CONFIDENTIAL ITEMS

- 32) Update of the Roll Out of the Light Fleet Fleet Replacement**

The meeting terminated at pm.

This page and the preceeding ___ pages are the minutes of the Meeting of Council held on Tuesday, 19 April 2011 and are to be confirmed at the ordinary council meeting on Thursday, 16 June 2011.