



**Victoria Daly**  
SHIRE COUNCIL

**SUPPLEMENTARY**  
**MEETING OF COUNCIL**

**TUESDAY, 19 OCTOBER 2010**



## **AGENDA**

### **Victoria Daly Shire Council Meeting**

**9:00AM, TUESDAY 19<sup>TH</sup> OCTOBER 2010.**

**VICTORIA DALY SHIRE COUNCIL HEAD OFFICE, 14  
KATHERINE TERRACE, KATHERINE**

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**VICTORIA DALY SHIRE COUNCIL**

**FOR THE MEETING OF COUNCIL OF  
19 OCTOBER 2010**

**Report for Agenda Item No 1**

**Prepared by Trevor Troy, Director, Infrastructure & Civil Services**

**Firearms Policy review regards to operational issues**

**Purpose**

To report back to Council as requested of 'how other Agencies maintain a firearms policy and it's financial impact.'

**Background**

The Shire as set out within a 'Memorandum of Understanding' between the NT Govt's Dept of Construction and Infrastructure and the Victoria Daly Shire Council to provide 'Wet Season Road Management'. This is in specific relation to Dorat Road Intersection of Daly River road including Wooliana Road.

**Requirements of MOU.**

Road Restriction signage:

Upon receiving the direction from the Territory pursuant to this agreement, VDSC must undertake part or all of the following, as appropriate:

- (a) - close the barrier located on the northern side of the Daly River Crossing,
- (b) - erect temporary warning signage on the approaches to the Daly River Crossing,

Where the water subsides to a trafficable level (nominally lower than 500mm over the road surface, considering flows, tidal influences and upstream/upper catchment rainfall, VDSC upon being directed must undertake part or all of the following, as appropriate:

- (a) – reopen the barrier located on the northern side of the Daly River Crossing,
- b) – remove the temporary warning signage on the approaches to the Daly River.

**Other Agencies Firearm requirements.**

Discussions with other Agencies regarding the Work Health & Safety requirements in an environment where Estuarine Crocodiles are a risk was held with NT Dept of NRETA 's Parks & Wildlife and NT Police.

Parks & Wildlife;

They are charged with crocodile management, which includes trapping, relocating and monitoring of crocodiles within the NT. Their staff are required to handle the animal and transport them when relocating to another site.

They utilise as a safety measure the preferred firearm is a rifle. The reason being they consider it to be safer than a side arm.

NT Police:

Currently the NT Police stationed at Daly River provide the 'cover' for VDSC Staff undertaking the opening and re-opening of the gates at the Daly River crossing.

NT Work Safe

The advice from Work safe NT was to recommend a review of the work practice by carrying out a Hierarchy of Risk assessment of current practice and reviewed practice/changes.

### **Advice Received**

The Shire has requested advice from the Insurance agent that provides our current Worker Cover and their advice was that a minimal cost would apply for the cover of a staff member trained in firearm safety in this type of activity.

The NT Police would not support the VDSC being granted a Corporate Firearms licence for a 'Side Arm/Pistol', and have minimal issues with the granting of a standard firearms licence.

Parks & Wildlife have advised that they would provide 'cover' for this type of work if NT Police are unavailable but a significant notification would need to be given.

Independently consideration of the need, requirement and practice is required to be reviewed,

1. Is this a service that VDSC should provide?
2. Should the VDSC notify the Dept of Construction & Infrastructure that they are unable to perform this task?
3. Review and revise work practice to ensure risks are managed!

### **Impact for Council**

The impact for Council is the current income received for this activity is minimal in regards to the risks associated with the activity.

The VDSC inherited Corporate Firearms licence's in July 2008, and it was impossible acquit the legal requirements of the firearms that related to the licence's. The Shire agreed to relinquish the licence and adopt the current firearms policy as the legal requirement for a Corporate Licence was a risk that none of the current Executive were prepared to accept. A Corporate licence requires a member of the Executive to hold the Corporate licence.

It is normal in other Local Government jurisdictions that most Council have a licence to destroy/ put down animals as required in a humane manner. The Shire is funded and engages a Veterinary practice to carry out this requirement, so there is no need for the Shire to have firearm licence in the traditional sense.

## **Recommendation**

- 1. That Council accept this report, and note the advice.**
- 2. Council endorse the action to review the work activity practice to minimise the level of risk for our Civil staff in undertaking this commercial related activity,**
- 3. Council note that this activity will be redundant as soon as the proposed Daly River Bridge is operational,**
- 4. Council endorse the current Firearms Policy as it stands and that it will be reviewed as all Policies are on a annual basis.**

## **Attachments**

There are no attachments for this report.



## VICTORIA DALY SHIRE COUNCIL

### FOR THE MEETING OF COUNCIL OF 19 OCTOBER 2010

#### Report for Agenda Item No 2

Prepared by **Greg Arnott, Director, Corporate & Community Services**

#### Garbage Collection Charge 2010/2011

##### **Purpose**

For Council to address a request by Councillor Hennessy for a “Reduction of private landowner Shire rubbish collection charges to reasonable and equitable levels” and to consider objections raised by The Northern Territory Cattleman’s Association and other landholders within the Shire in respect to the waste management charge.

##### **Background**

At the Extraordinary Meeting of Council on the 20<sup>th</sup> of July 2010 Council Declared its Rates and Charges for the 2010/2011 financial year.

The purpose of rates and charges is for Council to raise sufficient funds to ensure effective service delivery in the Shire.

The Rates and Charges for 2010/2011 are summarised below:

Property Type (per lot)	Rates	Charges	Total
Pine Creek rateable land	\$254.21	\$510.00	\$764.21
Timber Creek rateable land	\$167.69	\$510.00	\$677.69
Aboriginal Land Trust Land – Residential lots	\$640.87	\$510.00	\$1150.87
Aboriginal Land Trust Land - Commercial	\$758.36	\$924.50	\$1682.86
Pastoral Lease	Min \$320.43	\$420.00	\$740.43
Mining lease	Min \$758.36	\$420.00	\$1178.36
Other Residential rateable land	\$640.87	\$420.00	\$1060.87
Other Residential rateable land - vacant	\$640.87	\$160.00	\$800.87
Other Commercial Land	\$758.36	\$924.50	\$1682.86

The table below provides totals for charges in specific locations or property types:

Property Type (all lots)	Total Charges
Pastoral Leases	\$16280.00
Other Commercial Land	\$2940.00
Daly River and Wooliana (standard)	\$6560.00
Pine Creek residential charge	\$47476.00
Pine Creek residential additional	\$7040.00
Timber Creek residential charge	\$21200.00
Timber Creek residential additional	\$800.00
Timber Creek other	\$4041.60
<b>Total of all</b>	<b>\$106337.60</b>

The 2010/2011 Financial Year Budget passed by council at the Extraordinary Council meeting on the 20<sup>th</sup> of July 2010 provided \$320000 for waste management services across the shire and the 2010/2011 Shire Plan passed at the same meeting contained the following:

**Goal 3.3 Make sure that communities manage their waste properly without damage to the environment**

- Action            Develop and implement safe and proper ways to manage waste collection
- Apply for enough funds to make necessary capital improvements to waste management facilities

**Strategy 4 To provide high quality services within financial resources**

**Goal 4.1 Make sure all communities and residents receive the Shire Council services they are entitled to**

- Action            Properly manage the Shire’s core services to make sure that all residents get the services they should get
- To advocate for non core services to be available for all communities
- To ensure standards of service are appropriate
- To develop service levels and performance measures

The Local Government Act Chapter 11 specifically deals with the rates and charges. Section 141 provides Council with the ability to rate land and section 157 provides council with the ability to impose charges. Part 11.8 sections 164-167 allows council to make concessions in respect to rates in certain circumstances including financial hardship however section 157(4)3 states; “The provision for rate concessions do not apply to charges”

The table below provides a comparison between Local Government rates and charges within the Northern Territory.

<b>Council</b>	<b>Property Type</b>	<b>Rate</b>	<b>Charge</b>	<b>Total</b>
Darwin CC	Residential Single	\$844	\$174	\$1018
	Residential Multiple	\$888	\$230	\$1118
Palmerston	Residential	\$999	\$349	\$1348
Katherine	Residential	\$657	\$212	\$869
	Residential Vacant	\$657	\$75	\$732
	Commercial	\$657	\$60 per tonne	
	Pastoral Lease	\$307	\$60 per tonne	
East Arnhem	Residential	\$640.87	\$1442	\$2082.87
Roper Gulf	Residential – Land Trust	\$640.86	\$160.22	\$801.08
	Residential - Borroloola	\$377.00	\$127.64 - \$10187.64	\$504.64 min
	Residential - Mataranka	\$257.41	\$42.72	\$300.13
	Residential – Daly Water	\$257.39	Nil declared	\$257.39
	Residential – Larimah	\$257.39	Nil declared	\$257.39
Barkley	Residential – Tennant Ck	\$801.55	\$224.44	\$1025.99
	Residential - Elliot	\$861.90	\$224.44	\$1086.34
	Residential - Other	\$640.87	\$269.33	\$910.20
McDonnell	Residential – Land Trust	\$640.87	\$160.22	\$801.09
	Commercial- Land Trust	\$758.36	\$309	\$1067.36

### **Identification of relevant legislation, Council policy and plans**

The rates outlined in the Rates and Charges declaration are in accordance with the following:

- Local Government Act 2008, Part 11, particularly s157;
- Local Government Act 2008 Guidelines particularly section 3.1 in relation to conditional rating of mining tenements and section 3.2 in relation to conditional rating of pastoral leases; and
- Shire Business Plan, Section 8 – Rating Policy. The draft Shire Business Plan (including section 8. Rate Policy) has been available for public consultation since May 2010.

### **Impact for Council**

Any change to the 2010/2011 Rates Declaration will have an impact on the General Revenue of council and will require a amendment to the current Shire Plan and 2010/2011 Budget. Additionally, any decrease in revenue will have an impact on the delivery of services.

### **Recommendation**

**That Council confirm its 2010/2011 Rates Declaration.**

### **Attachments**

- 1 Timber rate payers.pdf
- 2 Mayor's letter.pdf

06 Oct 2010 1:48PM

TIMBER#CREEK#AGED#CARE#SE 0889771068  
MURRAY MILLWOOD PTY LTD 08 91761149p.3  
P.02Murray Millwood  
P. O. Box 9  
Marble Bar WA 6760

27th September 2010

Mr Steve Hennessey  
Victoria Daly Shire Councillor  
Timber Creek NT

Dear Steve,

When I spoke to you last week I had not received the rate notices for my properties in Timber Creek. I have now received these notices and consequently am requesting you as our representative on the council to endeavour to have this unjust declaration of rates overturned.

The total cost of my rates has increased by \$358.00 in one year !!! - largely due to the new Refuse Management fee and an increase in the Refuse collection charge. I consider the Refuse Management fee grossly unfair - a service already paid for in the standard Refuse charge - which in itself is exorbitant.

I am at present working in the East Pilbara shire in WA - the largest shire in the world with the least population and here refuse collection is \$230.00 which incidentally includes 2 collections per week for 6 months of the year. How can the Victoria Daly Shire justify such a high rate ?

Presumably you are a rate payer - are you satisfied this gives value for money ?

Incidentally I pay rates in 2 shires in WA at present and with each rate notice I receive a copy of the budget for the coming year. This enables the rate payers to check how their money is being spent. Why do we not receive any such notification from the Victoria Daly Shire? We have no idea if the money is being wisely spent to benefit all rate payers or is it being spent as a private gratification fund for Council officers ?

Hoping you will give this serious consideration.

Yours sincerely,

*Murray Millwood*  
Murray Millwood

06 Oct 2010 1:48PM TIMBER#CREEK#AGED#CARE#SE 0889771068

p. 4

Mrs Sandra Cannon  
1-10-2010  
CEO  
Vic Daly Shire

Dear Sandra ,

We the undersigned ratepayers of Timber Creek would like to table through our Councillors our strong disappointment and displeasure at the exorbitant rise in charges that have been imposed on us, the residents of Timber Creek.

We have gone from \$175 per year two years ago to \$510 per year in this budget. This makes our collection rates by far the dearest fees for rubbish in the NT.

There seems to be no account taken to the level of service provided, as other Shires have multiple pick ups or provision of recycling services at a far cheaper fee.

We cite as examples;

Litchfield \$202.00 operate 3 waste transfer stations

Palmerston \$349--\$279 twice weekly with recycling

Roper Gulf \$155.00

Barkly \$224.00

McDonnell \$155.00

The average- taking the highest for Palmerston = \$217.00

In our own Shire; Pine Creek businesses are charged \$923.00, but have up to 4 bins. This would equate to \$230.00 per bin per year, why are we expected to pay \$510.00 per year FOR ONE BIN?

We ask that Council reconsider these charges and give us parity with the rest of the remote councils. We believe \$250.00 per year is a fair figure, and is in fact higher than the average.

Our other major concern is that there does not appear to be consideration to the fact that all other residents rates and charges in our town are paid for by Government, it appears that if you take the risk of coming to these remote locations and pay your way you are penalized in the pocket.

During discussions with Government about the establishment of the regional shires we were given an assurance that we would not have an increase in rates for 3 years.

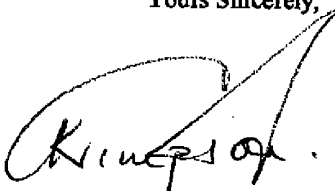

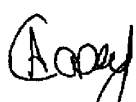

These charges are rate increases under another name, and cannot be justified.

What would you do to us once the three year hold on rates expires? On current performance it would appear that we may be rated out of existence. Why would anyone wish to take any initiative under such circumstances?

Is Local Government about US- the people who LIVE in these areas- or the budgetary aspirations of the administrative side of Council that do not even reside in our Shire?

We note with interest that your headquarters employees only pay \$212.00 pa for your rubbish collection.

Yours Sincerely,

-  Kinross. 23 Wilson St.  
M<sup>rs</sup> Fogarty lot 77, Vic Hwy. ~~Lot 77~~
- J Fogarty lot 29 WILSON ST
- Phelan 28 Wilson ST
-  Lot 32 WILSON ST.
- D Wey Lot 31 WILSON ST
- ~~Lot 22~~ Lot 22 Fitzee St, Timber Creek.
-  Lot 8 Fitzee Rd, Timber Creek.
- Haydn L. Fogarty Lot 76 Timber Ck
- ~~Lot 52~~ Lot 52 Timber Creek
-  Lot 94 Victoria Hwy Timber Creek.
- V. Fisher. 37 Lanter court, Timber creek.

25-08-10;11:09 ;VIC DALY SHIRE  
 25-08-10;10:37 ;Victoria Daly Shire  
 25-08-10;09:49 ;VIC DALY SHIRE

;61 8 89782370 # 2/ 2  
 ;01 8 89 /50978 # 2/ 3  
 ;61 8 89782370 # 1/ 4

Chief Executive Officer  
 Sandra Cannon  
 Victoria Daly Shire Council  
 PO Box 19  
 KATHERINE NT 0851



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 Ground Floor, Randazza Building  
 74 Katherine Terrace  
 Katherine NT 0850

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 KATHERINE NT 0851

Telephone 08 8978 0777  
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 admin@vicdalyshire.nt.gov.au  
 www.vicdalyshire.nt.gov.au

Dear Sandra

RE: AMENDMENT MOTION

I Harold Wilson according to Clause 21 of the Victoria Daly Shire Council meeting procedures wish to amend motion 4 of the council meeting on August 17<sup>th</sup>.

This motion is:

**4) Mayor's Vehicle**

**Motion:**

1. That council views the mayors position as a full time leader of the Shire, remaining an employee of the Shire impedes his ability to discharge his duties.
2. To enable the Mayor to carry out his duties in a full time capacity the council deems it appropriate that he is supplied with housing under the same terms and conditions as he is currently supplied as an employee of the Shire.
3. That the Mayor be provided with a new four wheel drive vehicle for Shire use, private use is deemed appropriate under the same terms and conditions that apply to the Shire Executive staff.

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

I wish to amend 4 (1) to:

"that council views the Mayors position as a leadership role and procedures are in place to ensure there is no conflict as a part-time employee of the Shire"

It is clear no where in the legislation or guidelines is the Mayor deemed to be a full-time position. I will carry out all duties requested of me as Mayor but when I return to my community I wish as a role model to continue working part-time. My official Mayoral duties will always come before my work duties. The guidelines clearly indicate that they are mayoral allowances in order to undertake duties and not a wage.

I have included four signatures from Councillors including myself according to Clause 21 (3).

I am happy for this to wait our council meeting in October rather than calling a special meeting.

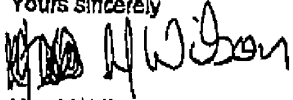
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VICTORIA DALY SHIRE - "Moving Forward Together"

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25-08-10:10:37 :VICTORIA DALY SHIRE  
25-08-10:08:49 :VIC DALY SHIRE

:61 8 89782370 # 1/ 2  
:61 8 89 7509/8 # 3/ 5  
:61 8 89782370 # 2/ 4

Yours sincerely



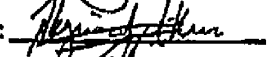
Harold Wilson  
**MAYOR**  
24<sup>th</sup> August 2010

Signature: 

Name: Wally Mingin

Signature: 

Name: Timothy Dumco

Signature: 

Name: Reginald Henry



## VICTORIA DALY SHIRE COUNCIL

### FOR THE MEETING OF COUNCIL OF 19 OCTOBER 2010

#### Report for Agenda Item No 40

Prepared by **Mark Conroy, Governance Coordinator**

#### **Local Board Minutes**

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##### **Purpose**

To present to Council the minutes of Local Board meetings held since the last meeting of the Shire Council

##### **Background**

The Council as part of its commitment to wide ranging community consultation and engagement as outlined in the Shire Plan has established a network of local boards so as to have a systematic approach to community input on issues that effect a particular community or region.

Local Boards are local committees that allow for community representation in local government and a stronger governance framework, in addition to promoting leadership and providing the basis for input into local government policy, planning and service delivery.

Because of the importance council has placed on community consultation and engagement and the role local board's play in that process, it is considered appropriate that the minutes of all local board meetings are presented to Council for its consideration.

##### **Impact for Council**

Council through its Shire Plan has committed itself to community consultation and engagement and its continued support for and the input from local boards are an important part of that process.

The Council has received a request from the Milgin Ward Local Board

##### **MOTION**

The Local Board request the support of the Victoria Daly Shire Council for a petition requesting the Minister for NT housing visit the Nauiyu community, Daly River, to see the housing situation and to hold community discussions.

##### **Recommendation**

##### **For the decision of Council**

##### **Attachments**

- 1 pine creek Minutes of meeting 23 Sept 2010.doc
- 2 Milngin\_Local\_board 11-10-10 minutes.doc



## MINUTES OF THE MEETING HELD IN THE PINE CREEK SERVICE CENTRE ON THURSDAY 23 SEPTEMBER 2010

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Meeting opened at 5.45 pm

### **1. WELCOME AND MEETING ARRANGEMENTS**

#### **1.1 Welcome by the chair**

Chairperson Gay Lawrence welcomed Patrick Moriarty (Governance trainer) and everyone to the meeting

#### **1.2 Shire staff introductions**

Sue Valentine SSM introduced visiting staff Angela Jager and Peter Moloney from Katherine.

### **2. PRESENT, APOLOGIES AND MINUTES**

#### **2.1 Present:**

Chair Gaye Lawrence  
Deputy Chair Jocelyn Moir  
Sue Valentine - Shire Service Manager  
Leonie Ruig  
Nellie Unstead  
Kim Fountain  
Kayleen Stevens

**Guests:** Alannah Gordge  
Ellen Fielder

#### **2.2 Apologies**

Cr. Ray Wooldridge  
Edward Ahtoy  
Shannon Wooldridge

#### **2.3 Confirmation of Minutes**

##### **MOTION**

That the minutes of the meeting of 3 August be accepted  
Moved Jocelyn Moir  
Seconded Leonie Ruig  
Carried unanimously

#### **2.4 Resignations**

Bruce Jenkins

### **3. SHIRE SERVICES**

#### **3.1 Shire Service Managers Report**

The Shire Service Manager reported to the board on  
Core Service Delivery  
Library  
Aged Care – Transport Service  
Vacation Care/After School Activities  
Night Patrol

#### **3.2 Local Board Feed Back**

Members discussed the increased fee of \$5.50 per half hour for public internet access – this is quite high compared to other public libraries.

##### **Motion**

That Cr. Wooldridge enquire whether the Pine Creek Library can maintain its original fee of \$3 per half hour.  
Moved Gaye Lawrence  
Seconded Jocelyn Moir  
Carried Unanimously

### **4. ITEMS FOR DISCUSSION/GENERAL BUSINESS**

#### **4.1 Correspondence from Drifffield Engineering (re attached)**

##### **Motion**

That the local board has no objection to Drifffield Engineering relocating the old stamp battery to The Railway resort on the condition that Dave Peters finds out where it originally came from and that it is suitably identified with a plaque.  
Moved Kayleen Stevens  
Seconded Kim Fountain  
Carried unanimously

#### **4.2 Goldrush Festival Committee**

The Board and any other interested residents will meet in October to discuss new/different ideas and available grant funding for the next Goldrush Festival in 2011. The \$2000 art prize is separate and Cr. Wooldridge is discussing this matter with the Shire.

#### **4.3 General items**

SSM is following up on quote for train driver, available grants for Walk through time project and installation of bus shelter.

### **5. GOVERNANCE**

#### **5.1 Governance Training – Meeting, Motions and Lobbying**

Patrick tabled a hand book relating to community meetings and gave an informative talk on many different aspects of meeting/lobbying procedures and gave members constructive feedback on how this meeting was conducted.

### **6.2 DATE AND TIME OF NEXT MEETING**

Next meeting will be on October 28 2010 at 5.30pm

### **7. MEETING CLOSE**

The meeting terminated at 7pm

This page and the preceding pages are the minutes of the Meeting of Pine Creek Local Board held on Thursday 23 September 2010 .

**MILNGIN LOCAL BOARD MEETING (INFORMAL)  
HELD IN THE BOARD ROOM  
ADMINISTRATION OFFICES  
NAUIYU  
MONDAY 11.10.2010**

Attending members: Wilfred Harris, Rose Rowlings (D.C), Mark Casey, Ryder Salzgeber, Darryl Knapp, Ken Baumann.

Apologies: Aaron McTaggart , Richard Fitowski, Councillor Andrew McTaggart  
Guests: Gayle Zammit, Mike Calvert  
VDSC representative Chris Hill

Introductions:

Meeting opened by Rose Rowlings Deputy Chairperson at 3.10pm.

Minutes from last Meeting: Nil

Business arising: Nil

Shire Services Manager report: Tabled for comment as per attachment

Items on agenda: As per attachment

Nominations and Resignations:

Nomination for Gayle Zammit to become member of Milgin Local Board

Moved: Mark Casey. Seconded Darryl Knapp. Unanimously passed.

Nominations were called for Chairperson of Milngin Local Board, following resignation of W.Harris who gave his resignation 10 September 2009.

Rose Rowlings was nominated by Gayle Zammit, Seconded by Mark Casey, Passed unanimously.

Motions.

1. That the Local Board request a meeting with the Management and Board of the Daly River Roadside Inn and to include NN Inc. Committee, to discuss issues in relation to future trading plans of Roadside Inn.

Moved: Gayle Zammit. Seconded: Wilfred Harris. Passed unanimously.

2. That the Local Board write to NN Inc. in regard to holding a meeting for discussions on litter issues within the community, and to request the local retail outlets to attend meeting also.

Moved: Ryder Salzgeber. Seconded: Darryl Knapp. Passed unanimously.

3. That the Shire Services manager ascertain the feasibility of supplying a second 'Wheelie Bin' to overcrowded Nauiyu Community houses.  
Moved: Ryder Salzgeber. Seconded: Darryl Knapp. Passed unanimously.
  
4. The Local Board request the support of Victoria Daly Shire Council for a partition requesting the Minister for N.T Housing to visit Nauiyu Community, Daly River, to see the housing situation and to hold community discussions. Nominated Wilfred Harris 2<sup>nd</sup> Gayle Zammit Passed Unanimously.

Meeting closed at 4.40pm

Next meeting to be held one week prior to VDSC Council meeting.