



MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE WURRUMIYANGA BOARDROOM ON WEDNESDAY, 26 FEBRUARY 2020 AT 9:00 AM

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 9:30 am.

The CEO welcomed elected members and staff.

The Mayor Leslie Tungatulum then took over chairing the meeting.

Note: Mayor Leslie Tungatulum and Cr Wesley Kerinauia advised members that they will be in and out attending another meeting.

1.2 Apologies

Accepted: Pius Tipungwuti and Anjali Palmer.

Not Accepted: Francisco Babui.

1.2 APOLOGIES ACCEPTED - MEETING HELD 26 FEBRUARY 2020

17 RESOLUTION

Moved: Wesley Kerinauia

Seconded: Kevin Doolan

That the apology of Councillor Pius Tipungwuti and Anjali Palmer (DLGHCD representative) be accepted by Council.

CARRIED

1.2 APOLOGIES NOT ACCEPTED - MEETING HELD ON 26 FEBRUARY 2020

18 RESOLUTION

Moved: Lynette DeSantis

Seconded: Jennifer Clancy

That the apology of Councillor Francisco Babui not be accepted by Council.

CARRIED

1.3 Present

Mayor: Leslie Tungatulum

Councillors: Deputy Mayor Lynette De Santis, Kevin Doolan, Therese Bourke, Wesley Kerinauia, Connell Tipiloura, Mary Dunn, Jennifer Clancy, Osmond Pangiraminni and Valentine Intalui (9:57am).

Officers: Valerie Rowland (Chief Executive Officer), Bala Donepudi (Chief Financial Officer), Bill Toy (GM Community Engagement) and Maina Brown (Governance & Compliance Manager).

Visitors: Nil

Minuter: Maina Brown (Governance & Compliance Manager).

At this point of the meeting, a one minute silent was held in respect of the recent passing.

1.4 Leave of Absence

Nil

1.5 Declaration of Interest of Members or Staff

There were two declaration of interests.

Mayor Leslie Tungatulum – Item 6.7

Cr Therese Bourke – Item 7.9

1.6 Confirmation of Previous Minutes

Ordinary Meeting - 22 January 2020

19 RESOLUTION

Moved: Lynette DeSantis

Seconded: Osmond Pangiraminni

That the minutes of the Ordinary Meeting held on 22 January 2020 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED

2 VISITORS AND PRESENTATIONS

Nil

3 BUSINESS ARISING

3.1 BUSINESS ARISING FROM PREVIOUS MINUTES HELD ON 22 JANUARY 2020

Business arising from previous minutes (Ordinary Council Meeting 22 January 2020).

20 RESOLUTION

Moved: Connell Tipiloura

Seconded: Lynette DeSantis

That Council accepts these discussions and reports.

CARRIED

4 CORRESPONDENCE

Nil

5 GENERAL BUSINESS

5.1 PLA PROJECT VARIATION AND PROPOSED NEW PROJECT

At its Pirlangimpi Local Authority meeting held on 25 February 2020, members have recommended to amend project description for project number PLA-19/20-1 from 2019 Christmas Community Event to Easter break activities and proposed two new PLA projects to Council for approval to proceed.

21 RESOLUTION

Moved: Lynette DeSantis

Seconded: Francisco Babui

That Council approved the variation to project number PLA-19/20-1 and two proposed new projects as per below table.

Project Description	Project ID	Upper Limit	Action Officer
2020 Easter break activities	PLA-19/20-1	\$2,500.00	Community Engagement and PLA Members
Shade structures for main cemetery	PLA-19/20-3	\$15,000.00	Manager Shire Services Melville Is and Carpenter
Street Signs and speed bumps	PLA-19/20-4	\$8,000.00	Manager Shire Services Melville Is

CARRIED

5.2 SURRENDER OF PIRLANGIMPI SUBLEASE LOT 331 AND COMMON SEAL APPLIED

OTL request to surrender of Township lease to Tiwi Islands Regional Council of Lot 331 Pirlangimpi.

22 RESOLUTION

Moved: Jennifer Clancy

Seconded: Valentine Intalui

That Council execute the deed of surrender of the Pirlangimpi Sublease Lot 331 and apply the common seal on this document.

CARRIED

6 REPORTS FOR DECISION

6.1 FINANCE END OF MONTH REPORT - JANUARY 2020

This report provided finance information to the Council for year to date January 2020.

23 RESOLUTION

Moved: Therese (Wokay) Bourke

Seconded: Valentine Intalui

That Council notes this report and accepts the Finance Report for the reporting period January 2020.

CARRIED

Action:

CEO and CFO to follow up with Human Resources Manager regarding the Christmas Saving Account as the balance is zero and deductions has been made.

Cr Leslie Tungatulum left the meeting, the time being 10:59 am.
Cr Wesley Kerinaiaua left the meeting, the time being 10:59 am.
Cr Connell Tipiloura left the meeting, the time being 10:46 am.

At this point of the meeting a break was called at 10:46 am.

The meeting recommenced at 11:04 am.

6.2 RECOMMENDATION TO APPOINT TENDER ASSESSMENT PANEL MEMBERS FOR APPROVAL

The purpose of this memo is to recommend a list of panel members to open, undertake tender assessment and report to the council on the tenders.

24 RESOLUTION

Moved: Kevin Doolan

Seconded: Therese (Wokay) Bourke

That Council recommends the following staff members for the period from 1 January 2020 to 31 December 2020 to open and consider the tenders and report to the council on the tenders:

**Mr Bala Donepudi, Chief Financial Officer
Mr Chris Smith, GM Infrastructure
Mr David Ciosmak, Fleet and Building Services Manager
Mr Andrew Bush, Civil Works Team Leader**

If any of the above members is absence from the duties due to leave or other reasons, one of the following staff members will replace the vacant position:

**Ms Valerie Rowland, Chief Executive Officer
Mr Joseph Bourke, Town Services Coordinator
Mr Michael Taylor, Manager Shire Service Wurrumiyanga
Mr Mark Mahon, Manager Shire Service Melville Island**

CARRIED

6.3 REQUEST FOR COUNCIL TO APPROVE POLICY - TIRC POLICY 59 INVESTMENT POLICY

This report requests Council to approve the new TIRC 59 Policy Investment Policy. TIRC policies provide guidelines for appropriate workplace conduct, Council processes and procedures.

25 RESOLUTION

Moved: Lynette DeSantis

Seconded: Jennifer Clancy

That Council adopts TIRC Policy 59 Investment Policy.

CARRIED

6.4 REQUEST OF CHANGE OF PLA AND OCM MEETINGS IN AUGUST 2020

This report is seeking approval from Council to change the PLA and OCM meeting dates in August to accommodate for TIRC female elected members to attend Women's Leadership Symposium as part of their professional development on the 19 August 2020 in Darwin.

26 RESOLUTION

Moved: Kevin Doolan
Seconded: Valentine Intalui

1. That Council receive and note Report No. 231119.
2. That Council approve the change of dates for August meetings to accommodate for female elected members to attend the Women's Leadership Symposium as part of their professional development.

New dates as follow:

Pirlangimpi Local Authority Meeting – Tuesday 25 August 2020

Ordinary Council Meeting – Wednesday 26 August 2020

CARRIED

Action:

Governance and Compliance Manager to re-send out new meeting dates to all stakeholders on the Tiwi Islands.

6.5 CHANGES TO THE LOCAL AUTHORITY MEMBERSHIP

Due to changes to the *Local Government Act 2019*, in particular under Section 77 (1) (a), will require council to discuss, nominate and appoint at least one elected member (a member for a relevant ward) to each local authority.

27 RESOLUTION

Moved: Mary Dunn
Seconded: Lynette DeSantis

That Council appoint the following elected members to the relevant Local Authorities.

Wurrumiyanga Local Authority	Pirlangimpi Local Authority	Milikapiti Local Authority
Mayor Leslie Tungatulum	Cr Therese Wokay Bourke	Deputy Mayor Lynette De Santis
Cr Jennifer Clancy	Cr Mary Dunn	Cr Pius Tipungwuti
Cr Valentine Intalui	Cr Osmond	Cr Connell Tipiloura

CARRIED

6.6 UPCOMING FORUMS, WORKSHOPS, CONFERENCES AND TRAINING FOR 2020

This report is put before council regarding the upcoming 2020 forums, workshops, conferences and training for members to discuss and to nominate names to attend.

28 RESOLUTION

Moved: Valentine Intalui
Seconded: Lynette DeSantis

That Council approve for the list of elected members to attend the following workshops, conferences, forums and training as part of their portfolio and professional development.

Description	Dates	Location	Attendees
No woman left behind conference	6 March 2020	Darwin	Deputy Mayor Lynette De Santis, Cr Clancy, Cr Dunn and Cr Bourke
LGANT Forum	15 – 16 April 2020	City of Darwin	CEO Valerie

			Rowland and Mayor Leslie Tungatulum
Australian Institute of Company Directors (AICD) Course	14 – 15 May 2020	Darwin	Mayor Leslie Tungatulum, Cr Bourke, Cr Tipiloura, Cr Clancy, Cr Kerinauia, Cr Intalui, Cr Pangiraminni
Indigenous Economic Development	26 – 28 May 2020	Darwin	CEO Valerie Rowland, Mayor Leslie Tungatulum and Deputy Mayor Lynette De Santis
Waste Symposium	3 – 5 June 2020	Darwin	Deputy Mayor Lynette De Santis, Cr Dunn, Cr Tipungwuti, Cr Clancy and Cr Kerinauia
Women's Leadership Symposium	19 August 2020	Darwin	Deputy Mayor Lynette De Santis, Cr Clancy, Cr Dunn and Cr Bourke
			CARRIED

6.7 WARD UPDATE

This report is to provide an opportunity to each Councillors from each ward to bring up matter for discussion and decision on issues in their ward/community.

29 RESOLUTION

Moved: Mary Dunn

Seconded: Lynette DeSantis

That Council did not accept this report.

CARRIED

At this point of the meeting a lunch break was called at 12:00 pm.

The meeting recommenced at 12:53pm.

Cr Leslie Tungatulum returned to the meeting, the time being 12:53 pm.

7 REPORTS FOR INFORMATION

7.1 MANAGERS REPORTING TO CEO END OF MONTH REPORTS FOR JANUARY 2020

This report includes all Managers report who currently report direct to the CEO. It also reports on the CEO activities for the month.

RECOMMENDATION:

That Council receive this report for information.

7.2 UPDATE ON THE LOCAL GOVERNMENT ACT 2019

This report provides elected members with information regarding the new *Local Government Act* and some important matters that take effect from 1 July 2020.

RECOMMENDATION:

That Council receive and note Report No.231175

7.3 AUGUST 2020 LEGISLATIVE ASSEMBLY ELECTIONS

This report is presented to Council for information regarding the August 2020 Legislative Assembly Elections and its legal requirements by disclosing a personal or financial interest that may arise to a conflict of interest in a question before the council, council committee and local authority.

RECOMMENDATION:

That Council receive and note Report 230973 for information.

That Council note the letter from the Department of Local Government, Housing and Community Development date 20 December 2019 to the Mayor regarding August 2020 Legislative Assembly Election.

7.4 TIRC PLAN AND BUDGET 2020/21 TIMELINE

This report outline the Tiwi Islands Regional Council Plan and Budget 2020/21 timeline for member's information.

RECOMMENDATION:

That Council receive and note Report 231261 and Attachments A and B for information.

That Council supports the TIRC Plan and Budget 2020/21 Timeline.

7.5 COUNCILLORS MEETING ATTENDANCE REGISTER FOR 2019/2020

As an ongoing record keeping requirement, members will be provided with an updated meeting attendance listing at the beginning of each meeting. Member's attendance is based on the official minutes of each Local Authority, Ordinary and Special Council meetings.

RECOMMENDATION:

That the Council note the updated meeting attendance register for 2019/2020.

7.6 DRAFT MINUTES - AUDIT AND RISK MANAGEMENT COMMITTEE MEETING HELD ON 03 FEBRUARY 2020

Minutes of the Audit and Risk Management meeting held on 3 February 2020 for member's information.

RECOMMENDATION:

That Council notes the draft minutes of Audit and Risk Management Committee meeting held on 3 February 2020 for information.

7.7 CHIEF FINANCIAL OFFICER END OF MONTH REPORT - JANUARY 2020

This report is to provide Council Members with an update on the activities of the broader finance team .It will cover several main areas being:

- Financial Position
- Finance Department Staffing
- Grants and Policy Manager Report

RECOMMENDATION:

That Council receive and note this report number 230926 for information.

7.8 INFRASTRUCTURE EOM REPORT - JANUARY 2020

Infrastructure report to Council for the month of January 2020, covering fleet, housing, assets, fuel, town services in Wurrumiyanga, Pirlangimpi and Milikapiti, civil works, interisland ferry, aerodromes and outstations. Standouts for the month include the imminent delivery of our new ferry, the delivery of the new generators for Ranku and the receipt of \$24,000 insurance for the stolen and destroyed civil car.

RECOMMENDATION:

That Council accept this report for information.

7.9 OLD CAR FERRY

The old car ferry has now been replaced with the new ferry. A decision needs to be made on the future of the old ferry.

30 RESOLUTION

Moved: Kevin Doolan

Seconded: Valentine Intalui

That Council:

- 1. Receive and note this report for information.**
- 2. Approve for the old car ferry to be tendered with specification information to be included.**

CARRIED

7.10 COMMUNITY ENGAGEMENT END OF MONTH REPORT - JANUARY 2020

This report illustrates the business within units including; Crèche Services, Outside School Hours Care, Pirlangimpi School Meals, Youth Diversion, Sports and Recreation, Libraries, Community Safety, Centrelink, Broadcasting, and Administration.

RECOMMENDATION:

That Council receive and note this report as information.

RESOLUTION

Moved: *Lynette DeSantis*
Seconded: *Therese (Wokay) Bourke*

That Council receive and note report Item 7.1 to 7.10 for information.

CARRIED

At this point of the meeting a break was called at 2:13 pm.

The meeting recommenced at 2:26 pm.

8 Confidential Items

2:30 pm.

31 RESOLUTION

Moved: *Lynette DeSantis*
Seconded: *Therese (Wokay) Bourke*

That pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider a Confidential matter.

CARRIED

At the conclusion of the discussion on the confidential item(s), the meeting was reopened and the decision on the item(s) noted.

32 RESOLUTION

Moved: *Jennifer Clancy*
Seconded: *Lynette DeSantis*

That the meeting be reopened and the decisions on the confidential item be noted.

CARRIED

CONFIDENTIAL ITEM DECISIONS

8.1 CONFIRMATION OF CONFIDENTIAL ORDINARY COUNCIL MEETING MINUTES HELD ON 22 JANUARY 2020

Confirmation of Confidential Ordinary Meeting Minutes held on 22 January 2020.

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.

8.2 DRAFT CONFIDENTIAL MINUTES - AUDIT AND RISK MANAGEMENT COMMITTEE MEETING HELD ON 03 FEBRUARY 2020 AND COMPLIANCE REVIEW REPORT 2019/20

Draft Confidential Minutes of the Audit and Risk Management Committee meeting held on 3 February 2020 for member's information.

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.

0.0 FOLLOW UP REVIEW OF ELECTORAL REPRESENTATION PROPOSED CHANGES TO THE PIRLANGIMPI AND BATHURST ISLAND WARDS

This report is put before Council for discussion and recommendation regarding the proposed changes to the Pirlangimpi and Bathurst Island wards as part of the review of the electoral representation. This report also includes a report received from the recommended consultant to be engaged for the review and its agreement outlining

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.

8.4 FOUR REQUESTS FOR CONFIRMATION OF ABORIGINAL DESCENT

A requests for Confirmation of Aboriginal Descent have recently been received. This application can be placed before Council for confirmation.

The report will be dealt with under Section 65(2) (d) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information subject to an obligation of confidentiality at law, or in equity.

9 Next Meeting

Wednesday, 25 March 2020

10 Closure

The meeting closed at 3:17 pm.