



**MINUTES OF THE ORDINARY MEETING HELD IN THE NGUIU OFFICE ON
WEDNESDAY, 26 AUGUST 2009 AT 10:00AM**

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 10.29am.
The Mayor welcomed councillors and guests.

1.2 Present

Mayor: Lynette De Santis
Councillors: Henry Dunn, Terisita Puruntatameri, Barry Puruntatameri – (11.56am),
Maralampuwi Kurrupuwu, Richard Tungatalum, Walter Kerinauia, Marius
Puruntatameri - (10.35am) and Kathleen Tipungwuti – (11.24am).
Officers: David Bond (Acting-CEO), Maurice Rioli (Director), Gregory Stephens
(Director), Craig Rutherford (Director), David Boyd (Director), Carl Burke/Pauline
Corpus (Minute Takers).
Guests: Kevin Wanganeen Des Harris, Giovina D'Alessandro (DLGH), Suzanne
Stratton, John Ramsey (GBM), Sarah Jaggard, Natalie Bellew, Michelle Bonner
(THS) and Neil Hays (NT Police).

1.3 Apologies

Emmanual Rioli

1.4 Leave of Absence

NIL

1 Minute silence for recently deceased

1.5 Confirmation of Previous Minutes

Ordinary Meeting - 29 July 2009

61 RESOLUTION

Moved: Maralampuwi Kurrupuwu
Seconded: David Boyd

That the minutes of the Ordinary Meeting on 29 July 2009 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED

2 CORRESPONDENCE

2.1 CORRESPONDENCE IN DLGHS RESPONSE TO COUNCIL FINANCE SYSTEM

Correspondence relating to significant liaisons with other agencies is provided to

RECOMMENDATION

- (a) **That Council note this correspondence.**

2.2 CORRESPONDENCE IN - LETTER FROM MINISTER R KNIGHT

Correspondence relating to significant liaisons with other agencies is provided to Council for information

RECOMMENDATION

- (a) **That Council note the correspondence**

Correspondence read out and noted.

3 GENERAL BUSINESS

3.1 COMMUNITY ROADS NAMING PROJECT - KEVIN WANGANEEN - DLGH

This presentation is about the community consultation process

RECOMMENDATION

- (a) **That Council receive and note this report.**

General Discussion: Kevin Wanganeen advised the Council that he has commence consultation with Traditional Owners to get them to start thinking about road names. This consultation is expected to be completed by the end of the September and a report submitted to place names committee.

3.2 MANDATORY REPORTING OF DOMESTIC AND FAMILY VIOLENCE - SARAH JAGGARD

The Northern Territory Families & Children Domestic and Family Violence Policy Team are delivering information sessions about the new provisions across the NT's five main regional centre's, which has included over 100 information sessions involving over 1000 people.

RECOMMENDATION

- (a) **That Council receive and note report.**

General Discussion: Natalie Bellew addressed the council – The team was established on the 12 March 2009, the role is to roll out the new legislation, mainly to regional centres. They aim is to get the message out (re: legislation) in the most effective ways possible and aim to changing the attitudes towards domestic violence. They would like to consult community service provides such as Strong Women's groups, and assist health centres is providing guidance to the public. Minister Macklin has allocated 1.5 million dollars to implement the new legislations. The policy team will report and evaluate the implementation of the legislation.

Questions from the floor: Maralampuwu commented on providing information to children on DV and was concerned about children's lack of recreational facilities and walking the streets late at night.

3.3 DEPT OF PLANNING AND INFRASTRUCTURE (DPI) - PRESENTER MARK

KLOPPER

This presentation is to explain the Town Plan process to be undertaken in Milikapiti and Pirlangimpi in the coming months and to advise Council of the Town Plan for Nguiu that will be formally submitted for comment following the meeting.

RECOMMENDATION

- (a) **That Council receive and note the presentation**

General Discussion: Senior Planner – Martin will commence community consultations inconjunction with Kevin Wanganeen’s project as mentioned in item 3.1. DPI will require a working parties to be established for Milikapiti and Pirlangimpi. The finalised Nguiu town plan will be formally submitted to TISC Council for formal comment, then the formal comments from TISC and final town plan documents will be submitted to the Tiwi Land Council for final endorsement. All expected dates for consultation will be provided to the Department of the Chief Minister – Growth Town Policy area as this group is monitoring community consultation.

3.4 TIWI ISLANDS ECONOMIC DEVELOPMENT COMMITTEE - CAROL MCKENZIE - REGIONAL DEVELOPMENT OFFICER - DEPT REGIONAL DEVELOPMENT, PRIMARY INDUSTRY FISHERIES AND RESOURCES

To provide the elected community representatives with an update of the activities of the Tiwi Islands Economic Development Committee including the Plan on a Page, proposed Plan on a Page Review and discussion regarding representation on the committee

62 RESOLUTION

Moved: Teresita Puruntatameri

Seconded: Raelene Mungatopi

- (a) **That Council receive and note presentation**
(b) **That Council agree that a staff members on the TIEDC will not be penalised on leave or salary conditions whilst attending meetings.**

CARRIED

General Discussion: Regional Development Officer – Carol advised Council that the Tiwi Islands Economic Development Committee (TIEDC) was established in 2006. Appointments are via the Minister. Minister for Regional Development appointed Lynette De Santis as the Chair of TIEDC and the NT delegate for the Australian Government Regional Development Committee. A Road Show will commence mid October on the Tiwi Islands, the theme is called “Have a Go”. Hand-out were provided to Councillors – Plan on a Page – TIEDC Vision Statement – Working Future – Top End Region EDC – 4th Indigenous ED Forum – Indigenous Business Program. Next meeting for TIEDC will be held on the 3rd of September at 10.00 at Nguiu Council chamber. Carol invited the councillors to nominate 2 Tiwi representative’s to the join the TIEDC. The Department will reimburse the shire for costs related to committee members travel within the islands ie fuel per mileage and barge crossing. The council passed a resolution in relation to staff attending the TIEDC, that members will not be paid sitting fees and that no leave penalties will apply for staff/committee members to attend these meetings. Mayor asked if Henry Dunn would like to nominate for a member position and Henry Dunn accepted.

Action: TIEDC Chair Lynette De Santis is to identify one more person to be a member and advise Carol McKenize accordingly.

3.5 REPORT REQUESTING SMALL VARIATION TO SHIRE PLAN (TO DELETE REFERENCE TO MINISTER KNIGHT AND INSTEAD REFER TO "NT

GOVERNMENT"

Variation to Shire Plan 2009/10

63 RESOLUTION

Moved: Henry Dunn

Seconded: Walter Kerinauia

- (a) **That Council resolves to amend the Shire Plan to replace "Minister Knight" with "Northern Territory Government".**

CARRIED

3.6 SHIRE ACCOUNTS - AUTHORISED PERSONS

This report seeks a resolution from Council as to who may be appointed as Authorised Persons for the purposes of section 20 of the Local Government (Accounting) Regulations 2008 (Shire bank accounts).

64 RESOLUTION

Moved: Kathleen Tipungwuti

Seconded: Raelene Mungatopi

- (a) That Council resolves to authorise the 6 persons to make disbursements from the Tiwi Islands Shire Council bank accounts.

CARRIED

4 REPORTS FOR INFORMATION

4.1 HUMAN RESOURCES REPORT – MARILYN HARRIS

Tiwi Islands Shire Council – Human Resources Report

65 RESOLUTION

Moved: Henry Dunn

Seconded: David Boyd

- (a) **That Council adopts this report.**

CARRIED

General Discussions: Recruitment for the CEO position – 23 expression of interests. Proposed panel members for CEO recruitment (Lynette DeSantis/Barry Puruntatameri/Maralampuwi Kurrupuwu & Emmanuel Rioli). Also seek interest from 2 Independent members, either from Palmerston or Darwin City Council for the interview process. Mayor suggested that we invite potential CEO's to do a presentation to panel as well as attend a TISC Council meeting.

Action: Acting CEO/Lynette De Santis to make contact with either Robert McLeod (Palmerston Mayor) or Frank Crawley (Director of Corporate Services – Darwin City Council) and seek their interest and availability in being a External Panel Member.

4.2 YOUTH DIVERSIONARY - KEVIN DOOLAN

This report provides an update re: Youth Diversionary Programs

RECOMMENDATION

(a) **That Council note this report.**

General Discussion: Henry Dunn will follow up with NBC re: Creche Kitchen at Pirlangimpi.

4.3 STAFF FEE UPDATE

Staff Fee Responses Update

RECOMMENDATION

(a) **That Council receive and note this report for information**

General Discussion: Craig Rutherford advised that only 2 responses came back therefore there will be no voluntary staff fee's. Refer to Minister Knights letter – TISC will work with DLGH in examining the potential for greater flexibility in raising revenue.

4.4 FLEET MANAGER REPORT - BJORN HERMSEN

Bjorn Hermsen (BJ) was appointed Fleet Manager and is based on Melville Island at Milikapiti, BJ is responsible for Heavy and light plant, fuel, and the running of mechanical workshops

RECOMMENDATION

(a) **That Council receive and note report**

General Discussion: TISC has sought interest from the Milikapiti Shop to manage fuel operations, they are interested however they wish TISC to provide the technical infrastructure.

Action: Greg Stephens to investigate the use of silver hilux currently issued to the Fleet Manager.

Question from the floor: Marius Puruntatameri asked if someone could authorise fuel purchases for the purpose of attending Council Meetings (Travel/Mileage Reimbursement).

4.5 HOUSING MANAGER REPORT

The following Report from the Housing Manager details works and activities 30th July – 19th August 2009.

RECOMMENDATION

(a) **That Council receive and note report for information**

General Discussion: There were comments made about fee's being charged to contractors per-cubic metre for waste disposal. They need to be enforced correctly. Director of Infrastructure is charging the Nguiu Contractors and will do so on the other communities.

4.6 ROAD WORK AND TOWN MAINTENANCE - GREG STEPHENS - DIRECTOR OF INFRASTRUCTURE

Projects – Road Work and town Maintenance

RECOMMENDATION

(a) **That Council receive and note report for information**

General Discussion: Note – dump site are identified and approved by the Tiwi Land Council.

4.7 MECHANICAL WORKSHOP REPORT - GREG STEPHENS - DIRECTOR OF

INFRASTRUCTURE

Mechanical works completed/in progress in Nguuu, Pirlangimpi and Milikapiti

RECOMMENDATION

- (a) **That Council receive and note report for information**

Note: No report available – CANCELLED.

4.8 FINANCE REPORT - JULY 2009

This report provides Council with an update on the Shire finances up to July 2009.
Finance Manager – Greg Molloy.

66 RESOLUTION

Moved: Henry Dunn

Seconded: David Boyd

- (a) **That Council adopt this report by resolution**

CARRIED

Action: Craig Rutherford to write a response to OTL re: Lease Agreement Payments.

4.9 COMMUNITY SERVICES REPORT - MAURICE RIOLI

Community Services Report August 2009

67 RESOLUTION

Moved: Raelene Mungatopi

Seconded: Kathleen Tipungwuti

- (a) **That Council receive and note the above report for information.**

CARRIED

5 REPORTS FOR DECISION

5.1 GARBAGE TRUCK REPORT - GREG STEPHENS - DIRECTOR OF INFRASTRUCTURE

International AC Garbage compactor, Registration 928052

68 RESOLUTION

Moved: Marius Puruntatameri

Seconded: Walter Kerinauia

1. That council instructs The Director Infrastructure Services to obtain quotes to purchase outright 1, 6 cubic meter garbage compactor unit to replace the existing machine based in Nguuu.
2. That council instructs The Director Infrastructure Services to obtain quotes to lease 1, 6 cubic meter garbage compactor unit to replace the existing machine based in Nguuu.
3. That council instructs The Director Infrastructure Services to obtain outright purchase and lease quotations as noted in points 1 and 2.
4. That council instructs The Director Infrastructure Services to rebuild/repair the existing garbage compactor to maintain the garbage service in Nguuu.

5. 3 Staff members to manage this tender process in accordance with section 29 (2) (b) Regulations

CARRIED

General Discussion: Acquisitions over \$100,000.00 must go through a tender process as per the Local Government Regulations.

6 NOTICES OF MOTION

Nil

7 RESCISSION MOTIONS

7.1 **TERRITORY HOUSING DEBT - NOTICE TO RESCIND ITEM 5.6 FROM PREVIOUS MEETING DATED 29 JULY 2009**

That the resolution passed at the Council meeting held on 29 July 2009 reading as follows:

(a) That Council do not write off the \$2,159,702.92 debt from Territory Housing from the financial year 2008/2009

(b) Provide details of this debt incurred to LGANT to follow up on a possible breach of the Interdepartmental Government Agreement (IGA) and seek reimbursement under this agreement.

BE AND IS HEREBY RESCINDED.

If the Rescission Motion is carried, it is intended to move the following motion:

(a) That Council approved the write off of \$2,159,702.92 in bad debts from Territory Housing from the financial year 2008/09.

69 RESOLUTION

Moved: Marius Puruntatameri

Seconded: Walter Kerinauia

The undersigned lodge the following motion of rescission:

That the recommendation to "Report requesting the write off of \$2,159,702.92 in debt invoiced to Territory Housing". be rescinded and that:-

(b) That Council approved the write off of \$2,159,702.92 in bad debts from Territory Housing from the financial year 2008/09.

Sgd: Craig Rutherford

Sgd: Lynette De Santis

Sgd: David Bond – Acting
CEO

Date: 19 August 2009

8 Confidential Items

RECOMMENDATION

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.

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

RECOMMENDATION

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

CONFIDENTIAL ITEM DECISIONS

8.1 ADOPTION OF MINUTES OF SPECIAL MEETING HELD 14TH AUGUST 2009

Minutes will be handed out at the meeting – all copies are to be returned at end of meeting.

70 RESOLUTION

Moved: Teresita Puruntatameri

Seconded: Kathleen Tipungwuti

- (a) **That Council resolves to adopt the minutes of the Special Meeting held at Nguiu on the 14th August 2009.**

CARRIED

9 Other Business

Rubbish Collectors / CDEP Participants: Councillor Henry Dunn brought up the issue of CDEP workers being paid full time wages due to the Garbage activities being a core function. Henry would like to see employees moved to full time salary .

Director Corporate Services – Craig Rutherford sought Councillors agreement to wait for a financial implications report of moving such employees to full salaries to be presented to Council for consideration at the next meeting.

Recruitment of the CEO – DLGH – Des Harris

Mr Harris noted that the Local Government Act 2008 - Ministerial Guideline pursuant to s 258 – section 3; Appointing a CEO, must be followed by elected panel members.

Mr Harris also reiterated the positive working relations with the Tiwi Shire and the Dept of Local Government and Housing. Des Harris is the first point of contact between agencies.

Government Business Managers – Update – Suzanne Stratton and John Ramsey.

- The consultation and workshop for the NTER Redesign are scheduled to be completed on 31 August 2009. Any community member who has not yet had an opportunity to have a voice in the NTER redesign has until 31 August to do this. The GBM are available at any time to discuss NTER redesign with the community. After 31 August the GBM will still record and forward any concerns the community has on the NTER redesign, however, this information may not be included in the considerations before Parliament this year.
- Ms Jenny Macklin, the Minister for FaHCSIA has restated the government's commitment that all of the SIHIP targets will be met. The total number of new houses to be constructed at Nguu under SIHIP is 90. There are 29 dwellings (in addition to the refurbishments) in the first phase and these are being constructed by Territory Alliance. The remaining 61 houses will be constructed in subsequent phases, but within the five year (2008-2013) SIHIP program.
- The Councillor for Ranku Ward has asked the GBM to examine the feasibility of a Telstra NextG facility for mobile phone coverage at Ranku. The GBM has written to Telstra and a representative visited Ranku on Friday 21 Aug 09 with the Regional and Indigenous Communications Branch of the [Department of Broadband, Communications](#) as part of the remote communications strategy visit. Telstra will submit a report on the feasibility when they have completed their assessment. Initial thought were that the cost of \$1.5 to \$2.0 m may be prohibitive.
- The GBMs will soon be working with the community to develop a Community Engagement Plan for Remote Services Delivery which is part of the government's Closing the Gap strategy agreed between the Australian and State / Territory Governments.
- Ms Suzanne Stratton, the GBM for Milikapiti and Pirlangimpi is being relocated to Gapuwiyak at the end of her current engagement. Suzanne will be departing around 11 Sep 09. The new GBM for the Melville communities will be Mr Peter Penley, currently at the Kintore community.
- TITEB and Money Business have advised that they are still experiencing difficulty with student attendance. They need the council's assistance to ensure that when employees are released to go to training that they are tuning up.
- The 2011 centenary is not far way, the GBM offered his assistance to work with the Centenary committee to plan the celebrations.
- The GBM has access to limited Local Priorities Funding again this FY and would be approaching organisations within the community to gather ideas on which (relatively low value) projects could be completed quickly with best benefit t the whole community.

10 Next Meeting

Wednesday, 30 September 2009

11 Closure

The meeting closed at 3.49pm.