



**MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN THE WURRUMIYANGA
OFFICE ON TUESDAY, 22 SEPTEMBER 2015 AT 10:00 AM**

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 10:10 am.

The A / CEO Garry Lambert welcomed Councillors, staff and visitors to this the first official Council Meeting following the reinstatement of the Council members. The Mayor, Lynette De Santis then took over chairing the meeting.

1.2 Present

Mayor: Lynette De Santis

Councillors: John Naden, Gawin Tipiloura, Barry Puruntatameri, Leslie Tungutalum, Crystal Johnson, Therese Bourke, Venard Pilakui, Anita Moreen.

Officers: Garry Lambert (A/Chief Executive Officer), Rosanna De Santis (Director Community Support), Brenton Baillie (A/Director Infrastructure), Lesley Palmer (Corporate Services Director), Bill Toy (Deputy Director Community Support), Selvan Supramaniam (Senior Accountant), Marcelo Costi (Systems & Quality Officer).

Visitors: David Willing (DLGCS), Shaun Hardy (DLGCS), Colvin Crowe (DLGCS), Tony Tapsell (LGANT), David Jan (LGANT), Angela Pattison (LGANT).

Minutes: Bruce Moller (Governance & Compliance Manager).

1.3 Apologies

Accepted : Councillors - Deputy Mayor Pirrawayingi, Emmanuel Rioli, Irene Tipiloura.

Not Accepted – Nil.

1.4 Leave of Absence

Nil

1.5 Declaration of Interest of Members or Staff

Nil

1.6 Confirmation of Previous Minutes

Special Meeting - 11 September 2015

1 RESOLUTION

Moved: John Naden

Seconded: Crystal Johnson

That the minutes of the Special Meeting held on 11 September 2015 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED



2 BUSINESS ARISING

Nil

3 CORRESPONDENCE

Nil

4 GENERAL BUSINESS

Nil

5 REPORTS FOR DECISION

Nil

6 REPORTS FOR INFORMATION

6.1 BRIEFING BY THE DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITY SERVICES ON POST OFFICIAL MANAGEMENT

This report provides an introduction to the recently re-appointed Council Members from senior officers from the Department of Local Government and Community Services who will be providing a briefing session on matters relating to the post Official Management.

2 RESOLUTION

Moved: Gawin Tipiloura

Seconded: Crystal Johnson

That Council:

Move into Open Session to invite the representatives from the Dept. Local Government & Community Services and LGANT to provide a briefing session on matters relating to the post Official Management.

CARRIED

3 RESOLUTION

Moved: John Naden

Seconded: Venard Pilakui

That Council:

A. Welcomes the visitors from DLGCS and LGANT and notes the briefing session for information following the period of Official Management.

B. That Council seeks Financial Management Training from LGANT

CARRIED

RESUMPTION OF MEETING

4 RESOLUTION

Moved: Lynette De Santis

Seconded: Crystal Johnson

That Council:

Closes the Open Session following the briefing by representatives from the Dept. Local Government & Community Services and LGANT and continues on with the balance of the meeting.

CARRIED



6.2 15/16 TIWI ISLANDS REGIONAL COUNCIL PLAN

Tiwi Islands Regional Council Plan 2015/16.

5 RESOLUTION

That Council:

- A. Notes the briefing provided on the 15/16 Council Plan and Budget adopted previously at the Ordinary Council Meeting held on 29 July 2015.**

ALL IN FAVOUR

CARRIED

6 RESOLUTION

- B. That a copy of the Ordinary Council Financial Reports be forwarded to the Dept. Local Government & Community Services prior to each Council Meeting for comment in writing to Council.**

ALL IN FAVOUR

AGAINST Cr Gawin Tipiloura

CARRIED

At this point of the meeting the Mayor stepped out at 11:25 am and John Naden took over as acting chairperson of the meeting.

The Mayor returned to the meeting at 11:30 am.

6.3 TIWI ISLANDS REGIONAL COUNCIL RATES DECLARATION FOR 2015/16 FINANCIAL YEAR

Tiwi Islands Regional Council Rates Declaration for 2015/16 Financial Year.

7 RESOLUTION

Moved: Crystal Johnson

Seconded: Anita Moreen

That Council notes the briefing on the Rates Declaration for the 2015/16 Financial Year.

CARRIED



6.4 CONSIDERATION OF THE LEADERSHIP OF THE COUNCIL

Following the re-instatement of the Tiwi Islands Regional Council by Minister Bess Price on the 14th September 2015 the matter of consideration of the leadership of Council was raised and was requested to be put on the Agenda of the first available meeting of Council.

A letter was tabled addressed to the Mayor (dated 16th September 2015) signed by Cr John Naden and Cr Barry Puruntatameri. This letter raised the question of a vote for the Mayor and Deputy Mayor leadership positions.

The Deputy Mayor (Apology provided) also tabled a letter (dated 21st September 2015) addressed to the full Council recommending that the office of Mayor and Deputy Mayor become vacant allowing these two positions open for re-election.

The Mayor outlined her response to both letters:

1. The Official Manager (Allan McGill) has clearly identified Council was not at fault for the compliance issues, but management were.
2. The Minister had two options (re-instate or dismiss the Council) – the Minister decided to re-instate the Council from 14th September 2015.
3. The Deputy Mayor has chosen not to resign his position.

For the above reasons the Mayor confirmed that she would not be resigning from her position as Mayor, or as the Ward Member for Milikapiti.

The Mayor stated that the Minister may call a General Election for an area subject to Section 84 of the Act but those reasons are not relevant where Elected Members may threaten to resign to force a vote. Should any Councillors wish to resign then the rules governing casual vacancies would apply.

Tiwi Islands Regional Council now has an opportunity to move forward and make a fresh start with many compliance issues having been resolved over the last six months.

8 RESOLUTION

Moved: Anita Moreen
Seconded: Crystal Johnson

That Council notes the above report for information and considers leadership of the Council at today's meeting.

CARRIED

The Mayor adjourned the meeting for a lunch break at 12:10 pm.

The Meeting recommenced at 1:02 pm.



6.5 OVERVIEW OF POLICY AND RELATED DECISIONS DURING THE PERIOD OF OFFICIAL MANAGEMENT.

At the request of the Official Manager on Monday 14th September this report item was included for information at today's Special Meeting.

9 RESOLUTION

Moved: Anita Moreen
Seconded: Crystal Johnson

That Council notes this report for information.

CARRIED

7 Confidential Items

1:35 pm

10 RESOLUTION

Moved: Anita Moreen
Seconded: Crystal Johnson

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

ADJOURNMENT OF OPEN MEETING

1:35 pm

11 RESOLUTION

Moved: Anita Moreen
Seconded: Crystal Johnson

That the open section of the meeting be adjourned to allow the confidential section of the meeting to commence.

CARRIED

The Closed Session of Council was completed at 1:45 pm, and the Mayor re-opened the Special Council Meeting to record those resolutions that may be made public as follows:

It was confirmed that at the conclusion of the discussion on the confidential item(s), the meeting was reopened and the decision on the item(s) noted.



CONFIDENTIAL ITEM DECISIONS

7.1 BREACH OF CONTRACT - COURT ACTION

An update will be provided by the A / CEO at the Special Council Meeting during the (Closed Session) on this confidential matter.

12 RESOLUTION

Moved: John Naden
Seconded: Gawin Tipiloura

That Council:

A. Confidential

B. Confidential.

CARRIED

8 Closure

The meeting closed at 1:45 pm.

These Minutes were confirmed at the Ordinary Meeting of the Council held on 28th October 2015.

Signed: 

Mayor

