



MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE MILIKAPITI COUNCIL BOARDROOM ON WEDNESDAY, 19 JUNE 2019 AT 9:00 AM

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 9:34 am.

At this point of the meeting a minute silence was held in respect of the recent passing in Bathurst Island (9:35 am).

The Mayor Leslie Tungatulum welcomed councillors, staff and guests.

1.2 Apologies

Accepted: Mary Dunn, Therese Bourke, Jennifer Clancy, Valerie Rowland and Jocelyn Nathanael-Walters.

Not Accepted: Nil

1 RESOLUTION

Moved: Lynette DeSantis
Seconded: Osmond Pangiraminni

That an apology be received and accepted for the non-attendance of Councillor Dunn, Councillor Bourke, Councillor Jennifer Clancy, Chief Executive Officer Valerie Rowland and guest Jocelyn Nathanael-Walters.

CARRIED

1.3 Present

Mayor: Leslie Tungatulum

Councillors: Deputy Mayor Lynette De Santis, Kevin Doolan, Wesley Kerinaiaua, Francisco Babui, Pius Tipungwuti, Osmond Pangiraminni and Connell Tipiloura (9:50am).

Officers: Shane Whitten (Chief Financial Officer), Chris Smith (GM Infrastructure), Bill Toy (GM Community Engagement), Bala Donepudi (Finance Manager), Maina Brown (Governance & Compliance Manager), David Astalosh (Grant and Policies Manager) and Sally Ullungura (Governance Support Officer).

Visitors: Hugh King and Rob Lee (DLGHCD), Josefa Tchong and Richard Underhill (DIPL), Belinda Davidson and Isabella Marovich – Tadic (Menzies).

Minuter: Maina Brown (Governance & Compliance Manager).

LT

1.4 Leave of Absence

Nil

1.5 Declaration of Interest of Members or Staff

There were one declaration of interest.

Deputy Mayor Lynette De Santis – Item 6.8

1.6 Confirmation of Previous Minutes

Ordinary Meeting - 22 May 2019

2 RESOLUTION

Moved: Lynette DeSantis

Seconded: Kevin Doolan

That the minutes of the Ordinary Meeting held on 22 May 2019 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED

2 VISITORS AND PRESENTATIONS

2.1 DRAFT LOCAL GOVERNMENT BILL

Department of Local Government, Housing and Community Development has contacted Council and has requested an opportunity to present to the Council about the draft Local Government Bill for members information.

RECOMMENDATION:

That Council receive and note this report number 226419 for information and welcomes Hugh King and Robert Lee from the Department of Local Government, Housing and Community Development and provide any feedback.

2.2 UPDATE FROM DEPARTMENT OF INFRASTRUCTURE, PLANNING AND LOGISTICS

A representative from the Department of Infrastructure, Planning and Logistics will be providing a short briefing to Council of the Tiwi Islands roads upgrade.

RECOMMENDATION:

That Council receive and notes this report for information and welcomes Josepha Tchong and Richard Underhill from Department of Infrastructure, Planning and Logistics and listens to the short presentation.

2.3 PRESENTATION BY MENZIES - UPDATE ON ABORIGINAL BIRTH COHORT STUDY

The Menzies School of Health Research has contacted Council requesting an opportunity to present an update on aboriginal birth cohort study for members information.

3 RESOLUTION

Moved: Wesley Kerinaia

Seconded: Pius Tipungwuti

1. That Council receive and notes this report number 226413 for information and welcomes Belinda Davison from Menzies School of Research and listens to the short presentation.
2. That Council writes a letter to support the work being carried out in the community for the past 30 years and to continue the importance of this study.

CARRIED

3 BUSINESS ARISING

Nil

4 CORRESPONDENCE

Nil

5 GENERAL BUSINESS

5.1 MILIKAPITI LOCAL AUTHORITY NEW PROJECT

4 RESOLUTION

Moved: Wesley Kerinaia

Seconded: Francisco Babui

That Council approve for the new Milikapiti Local Authority project to proceed as per below table.

Project Description	Project ID	Upper limit amount	Action Officer
Traffic Management	MLA – 18/19-6	\$15,000	Shire Services Manager Melville Island

CARRIED

6 REPORTS FOR DECISION

6.1 DRAFT TIRC ANNUAL PLAN AND BUDGET 2019/20

This report includes the TIRC Regional Council Plan & Budget 2019/20 which is being prepared for the financial year.

TIRC is required to develop a regional plan under the Local Government Act section 23.

5 RESOLUTION

Moved: Lynette DeSantis

Seconded: Osmond Pangiraminni

That Council:

1. Approves the Draft TIRC Regional Council Plan and Budget 2019/20; and
2. Approve CEO to publicly advertise the Draft Plan and Budget for public comment (21 days) via the council website and NT News.

6.2 2019/2020 FINANCIAL BUDGET 2019

This report is to provide Council members with an update on the draft Budget for the year ended 30 June 2020. The paper seeks to explain key items included in the Budget and requests approval for the Budget to be released for public consultation.

6 RESOLUTION

Moved: *Francisco Babui*

Seconded: *Pius Tipungwuti*

That Council receive this report and approve the release of the Budget for public consultation.

CARRIED

At this point of the meeting a lunch break was called at 12:10 pm.

The meeting recommenced at 12:53 pm.

6.3 REQUEST TO USE COUNCIL COMMON SEAL ON HOMELANDS HOUSING EXTRA ALLOWANCE AGREEMENT

The Council Common Seal is required to execute a funding agreement variation between TIRC and the NTG Department of Local Government and Community Develop regarding Homelands Extra Allowance payments NR10030A-HEA – Round 3.

7 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: *Kevin Doolan*

That Council authorise the use of the Council Common Seal to execute the Homelands Housing Extra Allowance variation NR10030A-HEA.

CARRIED

6.4 PIRLANGIMPI SUBLEASES LOT 240 (A) AND COMMON SEAL APPLIED

OTL request to execute subleases to Council building in Pirlangimpi subject to 99 year lease and to apply common seal to each sublease.

8 RESOLUTION

Moved: *Wesley Kerinaia*

Seconded: *Osmond Pangiraminni*

That Council execute the Pirlangimpi sublease Lot 240 (A) and apply the common seal to the four sets of documents.

CARRIED

6.5 REQUESTS FOR CONFIRMATION OF ABORIGINAL DESCENT - SHAE HENRY AND DIONDRE MOOKA

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

9 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: Wesley Kerinaiaua

That Council approves and endorses the confirmation of Aboriginal and or Torres Strait Descent for Shae Henry approves for the Council Common Seal to be applied on the application. (Reference number 226398)

CARRIED

10 RESOLUTION

Moved: Kevin Doolan

Seconded: Connell Tipiloura

That Council approves and endorses the confirmation of Aboriginal and or Torres Strait Descent for Diondre Mooka approves for the Council Common Seal to be applied on the application. (Reference number 226398)

CARRIED

6.6 COUNCILBIZ - TIRC NOMINATED REPRESENTATIVES AND ALTERNATE PERSON

All Regional Councils are required seek approval from council for the nominated representative and the alternate must be appointed by a formal resolution of the Council.

11 RESOLUTION

Moved: Lynette DeSantis

Seconded: Francisco Babui

1. That the Tiwi Islands Regional Council's Nominated Representative on CouncilBIZ is the CEO; and
2. That the Tiwi Islands Regional Council's Alternative Nominated Representative on CouncilBIZ is the Deputy CEO.

CARRIED

6.7 NOMINATIONS FOR LGANT EXECUTIVE BOARD

Council received an email notice dated 20 May 2019 from LGANT advising of the call for nominations for election on the full LGANT Executive Board. These elections are to be held at the next LGANT Executive meeting 24 June 2019.

12 RESOLUTION

Moved: Wesley Kerinaiaua

Seconded: Lynette DeSantis

That Council notes the correspondence from LGANT and nominates Leslie Tungatulum to the LGANT Executive Board, and that the nomination must be accompanied by a short biography.

CARRIED

6.8 FINANCE END OF MONTH REPORT MAY 2019

This report provided finance information to the Council for year to date May 2019 for decision.

13 RESOLUTION

Moved: Francisco Babui

Seconded: Osmond Pangiraminni

That Council notes this report and accepts the Finance Report for the reporting period ending 31 May 2019.

CARRIED

6.9 MANAGERS REPORTING TO CEO END OF MONTH REPORTS FOR MAY 2019 TO EARLY JUNE 2019

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

14 RESOLUTION

Moved: Kevin Doolan
Seconded: Francisco Babui

That Council notes and agrees to report number 226399 for information.

CARRIED

6.10 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.

15 RESOLUTION

Moved: Lynette DeSantis
Seconded: Wesley Kerinaia

That Council receives and notes report number 226662 and provide any feedback for discussion and decision making.

CARRIED

7 REPORTS FOR INFORMATION

7.1 INFRASTRUCTURE EOM REPORT - MAY 2019

Infrastructure report to Council for the month of May 2019, covering town services in Wurrumiyanga, Pirlangimpi and Milikapiti, civil works, workshops, fleet, interisland ferry and outstations.

RECOMMENDATION:

That Council accept this report for information.

7.2 CHIEF FINANCIAL OFFICER END OF MONTH REPORT - APRIL 2019

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 & Forecast
- Finance Department Capacity / Staffing
- Budget Year ended June 2020
- Year End Planning June 2019 (Including Interim Audit findings – Attachment 1)
- New Tech One Modules
- Grants and Policy Manager Report

RECOMMENDATION:

LT

That Council notes this report number 226741 for information.

7.3 SYDNEY UNIVERSITY SEMESTER ONE PRESENTATIONS JULY 2019

This report updates Council on the upcoming visit by Sydney University students to the Tiwi Islands as part of the Memorandum of Understanding.

RECOMMENDATION:

That Council receive and note this report for information.

7.4 COMMUNITY ENGAGEMENT END OF MONTH REPORT - MAY 2019

This report illustrates the business within units including; Children's Services, Youth and Community, Sports – Recreation and Libraries, Community Safety, Centrelink, Broadcasting, and Administration.

RECOMMENDATION:

That Council receive and note this report number 226771 for information.

7.5 COUNCILLORS MEETING ATTENDANCE REGISTER FROM JULY 2018 TO CURRENT

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 from July 2018 to May 2019.

7.6 DRAFT MINUTES - WURRUMIYANGA LOCAL AUTHORITY MEETING HELD ON 29 APRIL 2019 AND PIRLANGIMPI LOCAL AUTHORITY MEETING HELD ON 21 MAY 2019.

Minutes of the Wurrumiyanga Local Authority meeting held on 29 April 2019 and Pirlangimpi Local Authority meeting held on 21 May 2019 for member's information.

RECOMMENDATION:

That Council notes the draft minutes, Wurrumiyanga Local Authority meeting held on 29 April 2019 and Pirlangimpi Local Authority meeting held on 21 May 2019 for member's information.

7.7 DRAFT MINUTES - AUDIT AND RISK MANAGEMENT MEETING HELD ON 17 MAY 2019

Minutes of the Audit and Risk Management meeting held on 17 May 2019 for member's information.

RECOMMENDATION:

LT

That Council notes the minutes of Risk Management meeting held on 17 May 2019 for information.

7.1 - 7.7 REPORT FOR INFORMATION

16 RESOLUTION

Moved: *Osmond Pangiraminni*

Seconded: *Francisco Babui*

That the Council received and notes report 7.1 to 7.7 for information.

CARRIED

8 Confidential Items

2:28 pm

17 RESOLUTION

Moved: *Connell Tipiloura*

Seconded: *Kevin Doolan*

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.

18 RESOLUTION

Moved: *Lynette De Santis*

Seconded: *Francisco Babui*

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 MAY 2019

Confirmation of Confidential Ordinary Meeting Minutes held on 22 May 2019.

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 keep confidential.

8.2 CEO CONTRACT PROVISIONS

This report requires Council to consider contract terms within the employment contract for the CEO.

The report will be dealt with under Section 65(2) (a) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual.

8.3 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 (Administrations) Regulation 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 INTERIM AUDIT UPDATE - 2019

This report is to provide Council members with an update on the forthcoming financial audit by Merit Partners of Council's 2018/2019 financial statements and annual report.

RECOMMENDATION:

This report will be dealt with under Section 65(2) (ciii) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulation 2008. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.

8.5 RATES

The Purpose of this report is to provide an update to the council on steps being undertaken for the recovery of outstanding rates from Tiwi Islands Training & Employment Board (TITEB).

The report will be dealt with under Section 65(2) (ci) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administrations) Regulation 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.

9 Next Meeting

Wednesday, 24 July 2019

10 Closure

The meeting closed at 3:20 pm.

These Minutes were confirmed at the Ordinary Meeting of the Council held on 24 July 2019.

Signed: 

Mayor