



MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE WURRUMIYANGA BOARDROOM ON WEDNESDAY, 25 MARCH 2020 AT 9:00AM

Note: Due the COVID-19 pandemic, travel restriction to remote communities and social distancing rules to minimise the risk of coronavirus, the CEO has called for the Ordinary Council meeting to be held via teleconferencing.

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 9:40 am due to telecommunication setup.

The CEO welcomed elected members and staff.

The Mayor Leslie Tungatulum then took over chairing the meeting.

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

1.2 Apologies

Accepted: Cr Osmond Pangiraminni, Cr Valentine Intalui and Cr Wesley Kerinauia.

Not Accepted: Nil.

1.2 APOLOGIES - MEETING HELD 25 MARCH 2020

40 RESOLUTION

Moved: Lynette DeSantis

Seconded: Therese (Wokay) Bourke

That the apologies of Councillors Osmond Pangiraminni, Valentine Intalui and Wesley Kerinauia be accepted by Council.

CARRIED

1.3 Present

Mayor: Leslie Tungatulum

Councillors: Mary Dunn, Kevin Doolan and Francisco Babui.

Via Teleconference: Jennifer Clancy, Therese (Wokay) Bourke, Deputy Mayor Lynette De Santis, Pius Tipungwuti and Connell Tipiloura.

Officers: Valerie Rowland (Chief Executive Officer), Chris Smith (GM Infrastructure), and Maina Brown (Governance & Compliance Manager).

Via Teleconference: Bala Donepudi (Chief Financial Officer) and Bill Toy (GM Community Engagement).

Visitors via teleconference: Peter Wyatt, Peter Gamlin and Ethan Redshaw from the Department of Local Government, Housing and Community Development.

Minuter: Maina Brown (Governance & Compliance Manager).

1.4 Leave of Absence

Nil

1.5 Declaration of Interest of Members or Staff

There were three declaration of interests.

Mayor Leslie Tungatulum – Item 6.3

Cr Jennifer Clancy – Item 7.2

Cr Mary Dunn – Item 8.3

1.6 Confirmation of Previous Minutes

Ordinary Meeting - 26 February 2020

41 RESOLUTION

Moved: Mary Dunn

Seconded: Kevin Doolan

That the minutes of the Ordinary Meeting held on 26 February 2020 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED

2 VISITORS AND PRESENTATIONS

2.1 PRESENTATION ON THE DRAFT LOCAL GOVERNMENT REGULATIONS AND GUIDELINES

Council received a late request from the Department of Local Government, Housing and Community Development seeking opportunity to present the draft Local Government Regulations and Guidelines.

42 RESOLUTION

Moved: Kevin Doolan

Seconded: Mary Dunn

That Council receive and note the presentation regarding the draft Local Government Regulations and Guidelines and provide any feedback.

CARRIED

Action:

CEO request for the Department of Local Government, Housing and Community Development officer Peter Wyatt to follow up with the department regarding the regulations and guidelines feedback due date if it can be deferred to a later date due to the COVID-19 situation.

Governance and Compliance Manager to send the regulations and guidelines presentation and resources to all Councillors and the two office coordinators on Melville Island to print if required.

3 BUSINESS ARISING

3.1 BUSINESS ARISING FROM PREVIOUS MINUTES HELD ON 26 FEBRUARY 2020

Business arising from previous minutes (Ordinary Council Meeting 26 February 2020).

RECOMMENDATION:

That Council accepts these discussions and reports.

Item 5.1 PLA Projects

PLA-19/20-1 Easter break activities is now cancelled due to the COVID-19 pandemic.

PLA-19/20-3 Shade structures for main cemetery. Received quotes and currently in a process of raising purchase order.

PLA-19/20-4 Street signs and speed bumps. Posts has been cemented around town and required signs been installed. Currently chasing information on particular bitumen speed bumps.

Item 6.6 Upcoming Forums, Workshops, Conferences and Training

No staff or elected members will be attending until further notice due to the COVID-19 pandemic and travel restrictions.

4 CORRESPONDENCE

4.1 LETTER FROM DLGHCD - COMPLIANCE STANDARDS DURING COVID-19 ARRANGEMENTS

This report is presented to Council for members information regarding a recent correspondence received from the Department of Local Government, Housing and Community Development regarding compliance standards during COVID-19 arrangements.

43 RESOLUTION

Moved: Kevin Doolan

Seconded: Francisco Babui

1. That Council receive and note this report 232436.
2. That Council note the letter from the Department of Local Government, Housing and Community Development date 20 March 2020 to the Mayor and copied to the CEO, regarding the Compliance standards during COVID-19 arrangements.
3. That the Tiwi Islands Regional Council meeting arrangements to run as usual and allow teleconference when required.
4. That Council put in place a meeting via telecommunication policy and table at the next Ordinary Council Meeting as recommended on the letter received from the Department of Local Government, Housing and Community Development.

CARRIED

LT

5 GENERAL BUSINESS

5.1 MLA PROJECTS

At its Milikapiti Local Authority meeting held on 24 March 2020, members have recommended for an additional funds of \$15,000 upper limit to assist with MLA project MLA18/19-6 for extra bitumen speed bumps and foot bridge near crèche.

44 RESOLUTION

Moved: Mary Dunn
Seconded: Francisco Babui

That Council approves the variation to project number MLA 18/19-6 as per below table to proceed.

Project Description	Project ID	Upper Limit	Action Officer	Comments
Traffic Management - Bitumen speed bumps - Foot bridge near crèche	MLA18/19-6	\$15,000	GM Infrastructure	

CARRIED

6 REPORTS FOR DECISION

6.1 FINANCE END OF MONTH REPORT - FEBRUARY 2020

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

45 RESOLUTION

Moved: Mary Dunn
Seconded: Francisco Babui

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

CARRIED

At this point of the meeting a break was called at 11:12 am.

The meeting recommenced at 11:29 am.

6.2 COUNCIL & LOCAL AUTHORITY ALLOWANCES FOR 2020/21

Review of Councillor & Local Authority Member Allowances for 2020/21 Financial Year for draft budget purposes.

46 RESOLUTION

Moved: Lynette DeSantis
Seconded: Therese (Wokay) Bourke

That Council adopts the 2020/21 recommended Council and Local Authority Member

LT

Allowances as per the Category 3 Council and Ministerial Guideline 8 listing to apply for the 2020/21 year from 1 July 2020.

CARRIED

6.3 PIRLANGIMPI SUBLEASE LOT 241 AND LOT 346 COMMON SEAL APPLIED

OTL request to execute subleases to council buildings in Pirlangimpi subject to 99 year Lease and to apply common seal on each lease.

47 RESOLUTION

Moved: *Francisco Babui*

Seconded: *Kevin Doolan*

1. That Council execute the Pirlangimpi sublease Lot 241 and apply the common seal to this document.
2. That Council execute the Pirlangimpi sublease Lot 346 and apply the common seal to this document.

CARRIED

6.4 AMENDED TIRC MEETING DATES AND LOCATION FOR YEAR 2020

This report is presented to Council to review, discuss and approve the proposed amended TIRC meeting dates and location for year 2020.

48 RESOLUTION

Moved: *Therese (Wokay) Bourke*

Seconded: *Kevin Doolan*

That Council:

1. Receive and note report reference 232251.
2. Approved the amended TIRC Council meeting dates and location for the year of 2020 as Attachment A.

CARRIED

6.5 UPDATED COUNCILLORS PORTFOLIO

Councillors are allocated portfolios so they can focus on particular areas of service delivery and enhance their knowledge in that area to allow them to report back to the community. Following a by-election held in June 2019, it is recommended that Council allocates councillors to their area of responsibility (portfolio).

49 RESOLUTION

Moved: *Pius Tipungwuti*

Seconded: *Connell Tipiloura*

That Council note and receive this report and approve the recommended changes to the Councillors Portfolios.

DIRECTORATE

Wurrumiyanga

Pirlangimpi

Milikapiti

LT

Infrastructure & Asset Services			
Fleet & Trade	Jennifer Clancy	Mary Dunn	Pius Tipungwuti
Civil	Jennifer Clancy	Mary Dunn	Pius Tipungwuti
Town Services / Outstations	Wesley Kerinauia	Mary Dunn	Lynette De Santis
Homelands	Wesley Kerinauia	Mary Dunn	Lynette De Santis
DIRECTORATE	Wurrumiyanga	Pirlangimpi	Milikapiti
Community Development & Services			
Children's Services	Kevin Doolan Valentine Intalui	Osmond Pangiraminni	Connell Tipiloura
Sport & Rec and Libraries	Kevin Doolan Valentine Intalui	Osmond Pangiraminni	Connell Tipiloura
Youth & Community	Kevin Doolan Francisco Babui	Osmond Pangiraminni	Connell Tipiloura
Community Safety	Kevin Doolan Francisco Babui	Osmond Pangiraminni	Connell Tipiloura
DIRECTORATE	Wurrumiyanga	Pirlangimpi	Milikapiti
Corporate & Finance Services			
ICT & Systems	Leslie Tungatum	Therese (Wokay) Bourke	Lynette De Santis
Finance	Leslie Tungatum	Therese (Wokay) Bourke	Lynette De Santis
Governance & Compliance	Leslie Tungatum	Therese (Wokay) Bourke	Lynette De Santis
Human Resources	Leslie Tungatum	Therese (Wokay) Bourke	Lynette De Santis

CARRIED

6.6 2020 AUSTRALIAN WOMEN'S LEADERSHIP SYMPOSIUM

The 2020 NT Women's Leadership Symposium will take place in Darwin on 19 August, with a record number of seats being allocated pre-Christmas.

Showcasing celebrated and respected women from every field of endeavour, the Australian Women's Leadership Symposium is synonymous with excellence and achievement across all facets of business and community leadership.

50 RESOLUTION

Moved: Mary Dunn

Seconded: Lynette DeSantis

That Council receives and notes report number 232119 and provide any feedback for discussion and decision-making.

That all attendees to this forum is now cancelled until further notice due to the COVID-19 pandemic and travel restrictions.

CARRIED

LT

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.

51 RESOLUTION

Moved: Mary Dunn
Seconded: Francisco Babui

That Council receives and notes report number 231968 and provide any feedback for discussion and decision making.

CARRIED

At this point of the meeting a lunch break was called at 12:29 pm.

The meeting recommenced at 1:22 pm.

6.8 POLICIES FOR APPROVAL FLEXIBLE WORKING ARRANGEMENTS, CHILDREN AT THE WORKPLACE AND STAFF CODE OF CONDUCT

This report seeks Council approval of the new policies Flexible working arrangements, Children's at work and Code for Conduct for staff.

52 RESOLUTION

Moved: Francisco Babui
Seconded: Kevin Doolan

That Council adopt and approve the following policies:-

- Flexible working arrangements Policy
- Children in the Workplace Policy
- Staff Code of Conduct Policy

CARRIED

7 REPORTS FOR INFORMATION

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

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

53 RESOLUTION

Moved: Mary Dunn
Seconded: Lynette DeSantis

That Council receive this report for information.

CARRIED

7.2 THE MANTIYUPWI FAMILY TRUST - RE RUBBISH DUMP

TIRC to lodge a Section 19 application to establish a rubbish dump on Mantiyupwi

land.

54 RESOLUTION

Moved: Mary Dunn
Seconded: Francisco Babui

That Council receive this report for information.

Action:

CARRIED

Cr Clancy request for TIRC, TLC and Mantiyupwi to meet as families and members of the Mantiyupwi are seeking updates and outcome regarding the rubbish dump.

Deputy Mayor request for TIRC to write a letter for an exemption.

7.3 AUGUST 2020 LEGISLATIVE ASSEMBLY ELECTIONS

This report is presented for member's information and a reminder regarding the August 2020 Legislative Assembly Elections, as part of its member's 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 or local authority.

55 RESOLUTION

Moved: Francisco Babui
Seconded: Mary Dunn

That the Council receive and note Report 232296.

That the 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.

CARRIED

7.4 NATIONAL INDIGENOUS AUSTRALIAN AGENCY - FUNDING CONCERNS

Discussion were held with Tim Scott and Kerrie Oxley regards the underspend funding for TIRC programs.

- Bathurst Island Stage Project 2017/2018 \$37,005.00
- Milikapiti Creche \$7,263.00
- Indigenous Sports and Recreation Program \$12,961.00
- OSHC \$42,473.00
- Community Safety \$551,224.00

As the CEO I will be monitoring funding and communicating closely as we go forward.

56 RESOLUTION

Moved: Kevin Doolan
Seconded: Connell Tipiloura

That Council receive this report for information.

CARRIED

7.5 DEPARTMENT OF LOCAL GOVERNMENT HOUSING AND COMMUNITY DEVELOPMENT - THE NORTHERN TERRITORY HOUSING STRATEGY 2020-2025

LT

The Strategy was officially launched in December 2019. It recognises the fundamental role that housing plays as an enabler of social and economic wellbeing and strong communities.

57 RESOLUTION

Moved: Francisco Babui
Seconded: Connell Tipiloura

That Council receive this report for information.

CARRIED

7.6 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - PROGRAMS AND DATES RELEASED FOR ALGA 2020 EVENTS

The Australia Local Government Association releasing the 2020 National General Assembly and Regional Forum Programs.

Along with these programs, ALGA has confirmed the dates and location for the 2020 National Local Roads and Transport Congress – Wrest Point Hobart Tasmania 16 – 18 November 2020.

We have listened to councils' feedback and tailored our national events so they continue to meet delegates' needs and deliver key outcomes for Councils across Australia.

58 RESOLUTION

Moved: Lynette DeSantis
Seconded: Therese (Wokay) Bourke

That Council notes this report for information.

Recommendation to Council to make note of the 2020 National Local Roads and Transport Congress 16-18 November 2020, Tasmania.

That Council receive and note the late correspondence received via email dated 19 March 2020 and tabled on the day of the meeting regarding the 2020 National General Assembly being cancelled.

CARRIED

7.7 WIDE ANGLE FILM FESTIVAL

The Bardic Studio is pleased to offer the Wide Angle Film Festival, free of charge to services for people with disability, local governments and community organisations for screening in accessible venues.

Wide Angle Film Festival is offering free of charge, along with a comprehensive package of marketing collateral and access for people with disability, to organisations wishing to offer inclusive events to their community. Free phone support is available for marketing and access delivery.

59 RESOLUTION

Moved: Kevin Doolan
Seconded: Lynette DeSantis

That Council receive this report for information.

CARRIED

7.8 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.

60 RESOLUTION

Moved: *Francisco Babui*
Seconded: *Lynette DeSantis*

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

CARRIED

7.9 UPDATE ON TIRC ANNUAL PLAN 2020/21

This report for information is provided to members to update them about the progress of the TIRC Regional Plan and Budget 2020/21.

61 RESOLUTION

Moved: *Therese (Wokay) Bourke*
Seconded: *Kevin Doolan*

That Council receive and note this report for information.

CARRIED

7.10 CHIEF FINANCIAL OFFICER END OF MONTH REPORT - FEBRUARY 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
- Budget Year Ended June 2021
- Year End Planning June 2020
- Insurance
- Grants and Policy Manager Report

62 RESOLUTION

Moved: *Lynette DeSantis*
Seconded: *Pius Tipungwuti*

That Council receive and note this report number 231975 for information.

CARRIED

7.11 COMMUNITY ENGAGEMENT END OF MONTH REPORT - FEBRUARY 2020

This report illustrates the business within units including; Youth Diversion, Sports and Recreation, Libraries, Community Safety, Centrelink, Broadcasting, Animal Management, By laws and Administration.

63 RESOLUTION

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

That Council receive and note this report for information.

CARRIED

7.12 INFRASTRUCTURE EOM REPORT - FEBRUARY 2020

Infrastructure report to Council for the month of February 2020, covering fleet, housing, assets, fuel, town services in Wurrumiyanga, Pirlangimpi and Milikapiti, civil works, interisland ferry, aerodromes and outstations.

Standout for the month was the successful launch of the \$500,000 two car ferry.

64 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: *Francisco Babui*

That Council accept this report for information.

CARRIED

At this point of the meeting a break was called at 2:48 pm.

The meeting recommenced at 3:39 pm.

8 Confidential Items

3:39 pm.

65 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.

66 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: *Therese (Wokay) Bourke*

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 26 FEBRUARY 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 keep confidential

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

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.

8.3 THREE REQUESTS FOR CONFIRMATION OF ABORIGINAL DESCENT

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.

8.4 STRATEGIC RISK REVIEW MARCH 2020

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.

8.5 EMPLOYEES ISOLATION - 14-15 DAYS

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 (Discuss the progress of senior officer in the portfolio of Infrastructure.).

8.6 HARDY'S LAND FEE REQUEST

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 (Discuss the progress of senior officer in the portfolio of Infrastructure.).

8.7 SECURITY SCREEN TENDER T07-19-20

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.

9 Next Meeting

Wednesday, 29 April 2020

10 Closure

The meeting closed at 4:45 pm.

These Minutes were confirmed at the Ordinary Meeting of the Council held on 29 April 2020.

Signed: 

Mayor