

MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE WURRUMIYANGA  
BOARDROOM ON WEDNESDAY, 29 APRIL 2020 AT 9:00 AM  
VIA TELECONFERENCE (0393606160)

**1 Welcome & Apologies**

**1.1 Welcome**

The meeting opened at 9:49 am due to telecommunication setup.

The CEO welcomed elected members and staff.

The Mayor Leslie Tungatulum then took over chairing the meeting.

**1.2 Apologies**

**Accepted:** Cr Jennifer Clancy

**Not Accepted:** Nil

**1.2 APOLOGIES - MEETING HELD 29 APRIL 2020**

**76 RESOLUTION**

*Moved:* Lynette DeSantis

*Seconded:* Francisco Babui

**That the apology of Councillor Jennifer Clancy be accepted by Council.**

**CARRIED**

**1.3 Present**

**Mayor:** Leslie Tungatulum

**Councillors:** Kevin Doolan, Francisco Babui, Wesley Kerinauia, Mary Dunn and Valentine Intalui.

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

**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 from the Department of Local Government, Housing and Community Development.

**Minuter:** Maina Brown (Governance & Compliance Manager).

**1.4 Leave of Absence**

Nil

LT

At this point of the meeting, a one minute silent was held in respect of the recent passing at 9:51 am.

### **1.5 Declaration of Interest of Members or Staff**

There were four declaration of interests.

Mayor Leslie Tungatulum – Item 6.6

Deputy Mayor Lynette De Santis – Item 8.4

Cr Mary Dunn – Item 8.4

Cr Wesley Kerinauia – 8.4

Due to the financial year ending coming up, CEO have informed and reminded elected members to review and re-sign their conflict of interest of any changes. Governance and Compliance unit to coordinate with members.

### **1.6 Confirmation of Previous Minutes**

#### **Ordinary Meeting - 25 March 2020**

#### **77 RESOLUTION**

Moved: Francisco Babui

Seconded: Kevin Doolan

That the minutes of the Ordinary Meeting held on 25 March 2020 as circulated, be confirmed as a true and correct record of that meeting.

**CARRIED**

## **2 BUSINESS ARISING**

### **2.1 BUSINESS ARISING FROM PREVIOUS MINUTES HELD ON 25 MARCH 2020**

Business arising from previous minutes (Ordinary Council Meeting 25 March 2020).

#### **RECOMMENDATION:**

**That Council accepts these discussions and reports.**

Update on actions regarding the following agenda items:

#### Item 2.1 - Presentation on the Draft Local Government Regulations and Guidelines

Draft Regulations and Guidelines has been deferred until further advice and due to the Local Government Act 2019 been deferred until July 2021. However members can still contact Peter Wyatt from the Department of Local Government, Housing and Community Development. Governance unit have sent presentations and related documents to all members for information and provide feedback to Peter Wyatt. CEO request for any members contacting the department to make sure that she is also involved and part of the discussions.

#### Item 7.2 – Rubbish Dump

Council have:

- Surveyed the existing tip
- Sent the survey and map to TLC
- Completed the Section 19 application
- Land Council indicated that they would accept 5% of unimproved capital value, equivalent to rates however the Valuer General tells us that they cannot set an UCV to au surveyed block outside existing town allotments.

**3 GENERAL BUSINESS**

Nil

**4 VISITORS AND PRESENTATIONS**

Nil

**5 CORRESPONDENCE**

Nil

**6 REPORTS FOR DECISION**

**6.1 FINANCE END OF MONTH REPORT - MARCH 2020**

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

**78 RESOLUTION**

*Moved: Valentine Intalui*

*Seconded: Francisco Babui*

**That Council notes this report and accepts the Finance Report for the reporting period to 31 March 2020.**

**CARRIED**

**6.2 REVIEW OF ELECTORAL REPRESENTATION**

This report is to provide an update on the review of electoral representation and seek approval on the draft constitutional report using the report template from Department of Housing and Community Development to advise the Minister accordingly.

**79 RESOLUTION**

*Moved: Francisco Babui*

*Seconded: Valentine Intalui*

- 1. That Council receive and note this report number 232881.**
- 2. That Council defer recommending any changes to the electoral arrangements until after the 2021 Election.**
- 3. That Council is satisfied with the current constitutional and electoral arrangements and that the status quo is to remain.**
- 4. That Council approve the draft electoral review constitutional electoral assessment for Tiwi Islands Regional Council.**
- 5. Authorise the CEO to sign the draft review constitutional electoral assessment for Tiwi Islands Regional Council.**
- 6. That Council authorise the Governance and Compliance Manager to submit the constitutional assessment to the Department of Local Government, Housing and Community Development.**

**CARRIED**

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### 6.3 TIRC REVIEWED AND NEW POLICIES

This report requests Council to approve new policies and updates to existing policies. TIRC policies provide guidelines for appropriate workplace conduct, Council processes and procedures.

#### 80 RESOLUTION

Moved: *Mary Dunn*

Seconded: *Wesley Kerinaia*

**That Council approves Policy 9 – Use of common seal (revised policy).**

**CARRIED**

#### 81 RESOLUTION

Moved: *Francisco Babui*

Seconded: *Valentine Intalui*

**That Council approves Policy 63 – Abandonment of employment (new policy).**

**CARRIED**

#### 82 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: *Pius Tipungwuti*

**That Council approves Policy – Teleconference Council, Local Authority and Committee Meetings (new policy).**

**CARRIED**

#### 83 RESOLUTION

Moved: *Lynette DeSantis*

Seconded: *Wesley Kerinaia*

**That Council approves Policy 15 – Travel and Accommodation (revised policy).**

**CARRIED**

### 6.4 COVID-19 SUPPORT FOR LOCAL GOVERNMENT SECTOR

The Minister for Local Government for Housing and Community Development through Media Release COVID-19 support for Local Government Sector.

#### 84 RESOLUTION

Moved: *Kevin Doolan*

Seconded: *Mary Dunn*

**That Council endorses the Ministers measures as follows.**

- Establishment of a one-off \$7.1 million Special Community Assistance and Local Employment (SCALE) program in 2019-20 to: provide immediate funding to assist with council employment and operating costs; support jobs creation and maintenance opportunities in communities; provide targeted rates relief; and assist with COVID-19-related compliance and management costs.
- Establishment of a \$6 million Council Support Package in 2020-2021 to support councils in offering rates waivers and deferrals for commercial ratepayers facing hardship.
- Inviting councils to repurpose approved, unspent grants under the Special Purpose Grants and Strategic Local Government Infrastructure Fund programs for initiatives

related to business continuity or COVID-19-related costs.

**CARRIED**

## **6.5 LOCAL BUYS**

In order for Council to utilise Local Buys for tenders and quotes, Council must do the following:

- (1) Obtaining supplies using Local Buy must be authorised by resolution of council;
- (2) The notice of the resolution is to be published on the Council's website; and
- (3) Council in this case is not to choose to purchase from a supplier not on the Local Buy panel list.

### **85 RESOLUTION**

*Moved: Mary Dunn*

*Seconded: Lynette DeSantis*

**That Council authorise the use of Local Buys for Council tenders and quotations.**

**That Council instruct staff to publish this resolution on its website.**

**CARRIED**

## **6.6 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.

### **86 RESOLUTION**

*Moved: Mary Dunn*

*Seconded: Wesley Kerinaia*

**That Council receives and notes report number 232806 and provide any feedback for discussion and decision making.**

**CARRIED**

At this point of the meeting, a lunch break was called at 11:58 am.

The meeting recommenced at 1:02 pm.

Cr Pius Tipungwuti left the meeting, the time being 1:39 pm.

## **7 REPORTS FOR INFORMATION**

### **7.1 MANAGERS REPORTING TO CEO END OF MONTH REPORTS FOR MARCH 2020**

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

### **87 RESOLUTION**

*Moved: Mary Dunn*

*Seconded: Valentine Intalui*

**That Council receive this report for information.**

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**CARRIED**

**88 RESOLUTION**

Moved: Francisco Babui  
Seconded: Wesley Kerinaiaua

**That Council approve for skin group male position on Local Authority to be filled by a female if Council does not receive any male nominations to fill a position.**

**CARRIED**

**89 RESOLUTION**

Moved: Lynette DeSantis  
Seconded: Connell Tipiloura

- 1. That Council accept the resignation received from the Milikapiti Local Authority member Mary Moreen, dated 15 April 2020.**
- 2. That Council authorise the CEO to call for nominations as soon as practical and allowing at least 21 days for nominations to be received.**

**CARRIED**

**Action:**

Governance and Compliance unit to coordinate advertisements and place around the community notice boards and council website.

**7.2 DIPL - COVID-19 AVIATION INDUSTRY ADVICE**

This report is presented to members for information regarding the COVID-19 Aviation Industry Advice received from Department of Infrastructure, Planning and Logistics (DIPL).

**RECOMMENDATION:**

**That Council receive and note this report for information.**

**7.3 CORRESPONDENCE - FRANKSTON CITY JOIN CALL FOR THE FEDERAL GOVERNMENT ROYAL COMMISSION REFORM INTO GAMBLING HARM**

Council received correspondence from Frankston City dated 6 March 2020 addressed to the Mayor requesting the Tiwi Islands Regional Council to join the call for the Federal Government Royal Commission Reform.

**RECOMMENDATION:**

**That Council receive and note the letter from Frankston City dated 6 March 2020 addressed to the Mayor requesting the Tiwi Islands Regional Council to join the call for the Federal Government Royal Commission Reform.**

**7.4 LOCAL AUTHORITY MEETING MINUTES FOR THE PERIOD OF JULY 2019 TO MARCH 2020**

Minutes for local authority meetings for the period of July 2019 and March 2020 have not been put to council for consideration.

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**RECOMMENDATION:**

**That Council receive and note nine Local Authority Meeting Minutes held between July 2019 and March 2020 for information.**

**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 ICT AGREEMENT**

Reminder to Councillors of their responsibilities regarding Council issued ICT equipment

**RECOMMENDATION:**

**That Council accept and note this report for information.**

**7.7 INFRASTRUCTURE EOM REPORT - MARCH 2020**

Infrastructure report to Council for the month of March 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 numerous dangerous dogs and feral dogs being put down by the vet and disposed of by Town Services and Civil crews and three outstation projects completed with acquittal data sent to finance. These include the final acquittal for tree removals at Paru and the new generators at Ranku

Infrastructure will have reduced income over the coming months due to the corona virus – landing fees and accommodation bookings will be down – but we are getting increased requests from other organisations on the islands for our tradespeople as workers cannot come from Darwin easily. Our electrician has been working for Hobbs in Pirlangimpi and BIHA are talking to us about using our electrician on Melville Island.

**RECOMMENDATION:**

**That Council accept this report for information.**

**7.8 COMMUNITY ENGAGEMENT END OF MONTH REPORT - MARCH 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.

**RECOMMENDATION:**

**That Council receive and note this report for information.**

**7.9 CHIEF FINANCIAL OFFICER END OF MONTH REPORT - MARCH 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
- Year End Planning June 2020
- Grants and Policy Manager Report

**RECOMMENDATION:**

**That Council receive and note this report number 232808 for information.**

**7.2 to 7.9 RECOMMENDATION FOR REPORT FOR INFORMATION 7.2 TO 7.9**

**90 RESOLUTION**

*Moved: Francisco Babui*

*Seconded: Kevin Doolan*

**That Council receive and accept report item 7.2 to 7.9 for information.**

**CARRIED**

**7.10 ACCOUNTING AND POLICY MANUAL**

To seek Council's consent for the revised accounting Manual.

**91 RESOLUTION**

*Moved: Lynette DeSantis*

*Seconded: Connell Tipiloura*

- 1. That Council receive and note this report for information.**
- 2. That the final draft Accounting Policy and Manual be presented at the next Ordinary Council meeting for adoption.**

**CARRIED**

**Action:**

Chief Financial Officer to liaise and seek feedback from senior managers and coordinators.  
Chief Financial Officer to update the Councillors portfolio page.

**OTHER BUSINESS**

**WURRUMIYANGA LOCAL AUTHORITY (WLA) COMMUNITY PROJECTS**

At the WLA meeting held on 28 April 2020, members discussed and support the variation and new projects as follow and recommend to Council to proceed.



**92 RESOLUTION**

Moved: Mary Dunn  
 Seconded: Kevin Doolan

1. That Council approves and supports the Wurrumiyanga Local Authority Community Project variation and new projects to Council to proceed as follow.

## Proposed variation projects

Project Description	Project ID	Upper limit	Action Officer	Variation and Comments
Basketball full court	WLA - 19/20 - 4	\$100,000	Manager Shire Services Bathurst Is	Combine project WLA – 19/20-5 basketball half court to one basketball full court at one location and total amount to be \$100,000 upper limit.
Playground Equipment	WLA - 19/20 - 6	\$70,000	Manager Shire Services Bathurst Is	Re-allocate funds from approved project WLA – 19/20-7 Public Toilets Refurbishment of an amount of \$30,000 to assist with the playground equipment project. Total amount to be \$70,000 upper limit.

## New projects

Project Description	Project ID	Upper limit	Action Officer
Funeral / Healing Shelter near new church and Jubilee park \$50k each	WLA - 19/20 - 8	\$100,000	Manager Shire Services Bathurst Is
BBQ, Shelter and Table at front beach x 4	WLA - 19/20 - 9	\$25,000	Manager Shire Services Bathurst Is

2. That Council approve and authorised the three WLA members to assist with Council staff on WLA projects.

- Bonaventure Timaepatua
- Bradley Tipiloura
- John Ross Pilakui

3. That Council approve for the nominated McGrath (Milimika festival) site for the playground equipment and basketball court projects to be installed.

**CARRIED**

**WURRUMIYANGA LOCAL AUTHORITY (WLA) NOMINATIONS FOR TAKARINGUWI AND NON SKIN GROUP**

There were two resignations received for the last 12 months and Council have been actively

seeking nominations from the Bathurst Ward and posters were placed around the community.

New nominations recently received from Annunciata Pupangamirri and Mathew Fowke to fill the Takaringuwi and Non-skin group vacancies.

Wurrumiyanga Local Authority members reviewed the two new applications and have now recommend the two applicants to Council for appointment if suitable.

**93 RESOLUTION**

Moved: *Francisco Babui*

Seconded: *Mary Dunn*

**That Council review the two new applications and appoint the following applicants to Wurrumiyanga Local Authority.**

**Annunciata Pupangamirri to fill the Takaringuwi skin group.**

**Mathew Fowke to fill the Non-skin group.**

**CARRIED**

At this point of the meeting a break was called at 2:51 pm.

The meeting recommenced at 3:03 pm.

**8 Confidential Items**

3:03 pm

**94 RESOLUTION**

Moved: *Connell Tipiloura*

Seconded: *Lynette DeSantis*

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.

**95 RESOLUTION**

Moved: *Wesley Kerinauia*

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 25 MARCH 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 COUNCILBIZ OUTSOURCED SERVICES SERVICE LEVEL AGREEMENT (SLA) VARIATION**

*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 PUBLIC BENEFIT RATES CONCESSIONS 2019/2020**

*The report will be dealt with under Section 65(2) (b) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the personal circumstances of a resident or ratepayer.*

**8.4 VARIATION TO CULTURAL HERITAGE PROJECT WLA 18/19-1**

*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.*

**8.5 CONFLICT OF INTEREST**

*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.*

**9 Next Meeting**

Wednesday, 27 May 2020

**10 Closure**

The meeting closed at 3:50 pm.

**These Minutes were confirmed at the Ordinary Meeting of the Council held on 27 May 2020.**

Signed:  .....

**Mayor**

