



AGENDA

ORDINARY COUNCIL MEETING

THURSDAY, 17 DECEMBER 2020

Notice is given that the next Ordinary Council Meeting of Tiwi Islands Regional Council will be held on:

- Thursday, 17 December 2020 at
- Wurrumiyanga Board Room
- Commencing at 10:00am

Your attendance at the meeting will be appreciated.

Valerie Rowland
Chief Executive Officer

AGENDA

1 WELCOME & APOLOGIES

- 1.1 Welcome
 - 1.1.1 Opening of Meeting
 - 1.1.2 CEO welcome to Councillors & guests
- 1.2 Apologies
- 1.3 Present
- 1.4 Leave of Absence

- 1.5 Declaration of Interest of Members or Staff

Section 73 of the Northern Territory *Local Government Act* states:

Section 73 Conflict of interest

(1) A member has a ***conflict of interest*** in a question arising for decision by the council, local board or council committee if the member or an associate of the member has a personal or financial interest in how the question is decided.

(2) This section does not apply if the interest is:

- (a) an interest in a question about the level of allowances or expenses to be set for members; or
- (b) an interest that the member or associate shares in common with the general public or a substantial section of the public; or
- (c) an interest as an elector or ratepayer that the member or associate shares in common with other electors or ratepayers; or
- (d) an interest that the member or an associate has in a non-profit body or association; or
- (e) an interest of the member or an associate:
 - (i) in appointment or nomination for appointment to a body with predominantly charitable objects; or
 - (ii) in payment or reimbursement of membership fees, or expenses related to membership, in such a body; or
- (f) an interest so remote or insignificant that it could not reasonably be regarded as likely to influence a decision.

Section 74 Disclosure of interest

(1) As soon as practicable after a member becomes aware of a conflict of interest in a question that has arisen or is about to arise before the council, local board or council committee, the member must disclose the personal or financial interest that gives rise to the conflict (the ***relevant interest***):

- (a) at a meeting of the council, local board or council committee; and

(b) to the CEO.

(2) The CEO must record the disclosure in a register of interests kept for the purpose.

Section 12 of the Northern Territory Local Government (Administration) Regulations states:

Section 12 Contents of register of interests

The register of interests to be kept under section 74(2) of the Act must contain:

- (a) the name of the member making the disclosure; and
- (b) the nature of the interest that gives rise to the conflict of interest; and
- (c) the nature of the question on which the conflict of interest arises.

Part 7.4 Code of Conduct

- (1) the Council must have a Code of Conduct;
- (2) the Code of Conduct must Govern the conduct of Member of Council, Members of Local Authorities, Members of Local Boards, and Members of Council committees;
- (3) a Council Code of Conduct must be accessible on the Councils website.

Does any Councillor or Senior Officer have any conflicts of interest to declare at this point of proceedings?

1.6 Confirmation of Previous Minutes
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2 GENERAL BUSINESS

Nil

3 VISITORS AND PRESENTATIONS

Nil

4 CORRESPONDENCE

Nil

5 REPORTS FOR DECISION

Nil

6 REPORTS FOR INFORMATION

Nil

7 BUSINESS ARISING

Nil

8 CONFIDENTIAL ITEMS

8.1 RECORDS EDWARD LYNCH

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

8.2 CONSIDERATION FOR FLEXIBLE WORK ARRANGEMENTS

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.).



**MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE WURRUMIYANGA
BOARD ROOM ON WEDNESDAY, 25 NOVEMBER 2020 AT 10:30AM**

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 10:30am
The Mayor welcomed councillors and guests.

1.2 Apologies

Nil

1.3 Present

Mayor: Leslie Tungutalum

Councillors: Deputy Mayor Lynette De Santis, Kevin Doolan, , Therese Bourke, Wesley Kerinaiaua, Francisco Babui, Pius Tipungwuti, Connell Tipiloura, Mary Dunn and Jennifer Clancy.

Officers: Valerie Rowland (Chief Executive Officer), Bala Donepudi (Chief Financial Officer), Chris Smith (GM Infrastructure), Bill Toy (GM Community Engagement) and Helen Daiyi (Governance & Compliance Manager).

Visitors: Peter Gamlin & Wayne H Diemar

Minuter: Helen Daiyi (Governance & Compliance Manager).

1.4 Leave of Absence

Nil

1.5 Declaration of Interest of Members or Staff

Nil

2 GENERAL BUSINESS

2.1 BUSINESS ARISING FROM PREVIOUS MINUTES HELD ON 28 OCTOBER & 11 NOVEMBER 2020

250 RESOLUTION

Moved: *Francisco Babui*
Seconded: *Kevin Doolan*

That Council accepts this report and approves for the following recommendations:

- 1. That the minutes of the ordinary council meeting held on 28 October 2020 as circulated, be confirmed as a true and correct record of that meeting.**
- 2. That the minutes of the Special meeting of council held on the 11 November 2020 as circulated, be confirmed as a true and correct record of that meeting.**

CARRIED

3 VISITORS AND PRESENTATIONS

Peter Gamlin - Regional Manager, Tiwi Islands - Department of the Chief Minister and Cabinet

Wayne H Diemar – AMP Control

4 CORRESPONDENCE

Nil

5 REPORTS FOR DECISION

5.1 TERRITORY Q MAGAZINE JANUARY TO MARCH 2021 EDITION

251 RESOLUTION

Moved: *Wesley Kerinaia*
Seconded: *Valentine Intalui*

That Council recommendation for Tiwi Island Regional Council to feature in the next Territory Q magazine at the cost would be \$4500 Incl. GST for two pages or \$7500 Incl. GST for four pages.

CARRIED

5.2 2021 LOCAL GOVERNMENT ELECTION - ESTIMATED COSTS AND SERVICE LEVEL AGREEMENTS

252 RESOLUTION

Moved: *Mary Dunn*

Seconded: *Francisco Babui*

That Council approve and pay NTEC \$47,500 (GST incl) for the NT election.

CARRIED

5.3 ABSTRACT SECURITY FIRM

253 RESOLUTION

Moved: *Wesley Kerinaia*

Seconded: *Valentine Intalui*

That Council approves for the CEO to investigate further with Abstract Security on costs and to engage other agencies who are willing to contribute to the costs.

CARRIED

5.4 POLICY REVIEW - 03 LOCAL AUTHORITY POLICY

254 RESOLUTION

Moved: *Kevin Doolan*

Seconded: *Valentine Intalui*

That Council notes report number 236258 and gives final approval for:

- 1. The amended change to section 4.6 of the 03 – Local Authority Policy –**

CARRIED

5.5 TIME OFF IN LIEU (TOIL) AND OVERTIME (OT) FORMS

255 RESOLUTION

Moved: *Francisco Babui*

Seconded: *Mary Dunn*

That Council note report number 236404 and approve for Tiwi Islands Regional Council to adopt the following forms:

- 1. Tiwi Islands Regional Council OT Agreement – HR Form 41**
- 2. Tiwi Islands Regional Council TOIL Agreement – HR Form 42**

CARRIED

5.6 MILIKAPITI PRIMARY SCHOOL CHRISTMAS PARTY 17 DECEMBER 2020

256 RESOLUTION

Moved: Connell Tipiloura

Seconded: Pius Tipungwuti

That Council approve for the Milikapiti Local Authority to contribute \$1500 from the Milikapiti Local Authority funds to the joint Christmas Party with the Milikapiti Primary School.

CARRIED

5.7 CONFIRMATION OF ABORIGINALITY FOR MS NATASHA OPIE

257 RESOLUTION

Moved: Wesley Kerinaiaua

Seconded: Valentine Intalui

That Council approves and endorses the confirmation of Aboriginal descent for Natasha Opie and approves for the Council Common Seal to be applied on her application.

CARRIED

1.1 PIRLANGIMPI LOCAL AUTHORITY COMMUNITY PROJECT

258 RESOLUTION

Moved: Mary Dunn

Seconded: Francisco Babui

That Council approve the following resolutions passed by the Pirlangimpi Local Authority:

- 1. That the Pirlangimpi Local Authority approves to increase the budget for lights installation from \$10,000 to \$25,000. This is due to current project expenditure being at \$23,307.**
- 2. That the Pirlangimpi Local Authority approves to increase the budget for Shade Structures for the main cemetery from \$15,000 to \$25,000. This is due to current project expenditure being at \$19,066.**
- 3. That the Pirlangimpi Local Authority gives approval to quarantine \$60,000 of local authority funds to purchase an excavator.**

CARRIED

1.2 PIRLANGIMPI LOCAL AUTHORITY MEMBERSHIP

259 RESOLUTION

Moved: Mary Dunn

Seconded: Wesley Kerinaia

That Council approve and accept the applications of Noel Galarla (Takaringuwi) and Edward Yunupingu (Miyartuwi) to be appointed to the Pirlangimpi Local Authority.

CARRIED

6 REPORTS FOR INFORMATION

6.1 AUSTRALIAN WAR MEMORIAL LAUNCHED

260 RESOLUTION

Moved: Mary Dunn

Seconded: Francisco Babui

That Council register the Tiwi Island War Memorials with the relevant Federal Government Authority and Council authorise the CEO to proceed with the registration.

CARRIED

6.2 MANAGERS REPORTING TO CEO END OF MONTH REPORT FOR OCTOBER 2020

261 RESOLUTION

Moved: Kevin Doolan

Seconded: Valentine Intalui

That Council receive and note this report for information.

CARRIED

6.3 WURRUMIYANGA AIRPORT RUNWAY AND COMPLIANCE UPDATE

262 RESOLUTION

Moved: Wesley Kerinaia

Seconded: Francisco Babui

That Council note the report for information noting the actions followed up by CEO on behalf of Council.

CARRIED

6.4 INFRASTRUCTURE REPORT END OF MONTH OCTOBER 2020

263 RESOLUTION

Moved: Wesley Kerinaia

Seconded: Francisco Babui

That Council note and accept this report for information

CARRIED

6.5 TIRC COUNCILLORS MEETING ATTENDANCE REGISTER 2020/2021

Nil

264 RESOLUTION

Moved: Wesley Kerinaia

Seconded: Kevin Doolan

That Council note the updated meeting attendance register from July 2018 to current for information

CARRIED

6.6 CHRISTMAS DONATION 2020

265 RESOLUTION

Moved: Therese (Wokay) Bourke

Seconded: Kevin Doolan

That Council receive and note report for information.

CARRIED

6.7 COMMON SEAL USE - DEPARTMENT OF TERRITORY FAMILIES, HOUSING AND COMMUNITIES

266 RESOLUTION

Moved: Pius Tipungwuti

Seconded: Connell Tipiloura

That Council receive and note the report for information.

CARRIED

6.8 CHIEF FINANCIAL OFFICER REPORT - OCTOBER 2020

267 RESOLUTION

Moved: *Francisco Babui*

Seconded: *Valentine Intalui*

That Council receive and note this report number 236488 for information

CARRIED

6.9 FINANCE END OF MONTH REPORT – OCTOBER 2020

268 RESOLUTION

Moved: *Mary Dunn*

Seconded: *Therese (Wokay) Bourke*

That Council notes and accepts the Finance Report for the reporting period to 31 October 2020

CARRIED

7 BUSINESS ARISING

Nil

8 Next Meeting

17 December 2020 @ Wurrumiyanga

9 Closure

The meeting closed at 3:15pm.

9 NEXT MEETING

9 CLOSURE

Meeting closed at.....