



MINUTES OF THE COUNCIL MEETING  
HELD IN THE WEST DALY REGIONAL COUNCIL  
COUNCIL CHAMBERS WADEYE, NT 0812  
ON THURSDAY, 20 JANUARY 2022  
AT 10:00 AM

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**MEETING OPENED**

Acting Mayor Wilfred Harris opened the meeting at: 10:16AM

**PERSONS PRESENT**

**ELECTED MEMBERS PRESENT**

Wilfred Harris	Acting Mayor
Jake Clarke	Councillor
Mark Tunmuck-Smith	Councillor
Ralph Narburup	Councillor

**STAFF PRESENT**

Matthew Eastham	Chief Executive Officer via ZOOM
Andrew Everingham	Chief Operations Officer via Zoom
James Cartwright	Chief Financial Officer
Nicole Johnston	Chief Performance & Capability Officer via Zoom
Rebecca Fauntleroy	Secretariat via Zoom
Sharon Binns	Secretariat via Zoom

**GUESTS**

Aneurin Townsend	Department of Chief Minister and Cabinet
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**APOLOGIES AND LEAVE OF ABSENCE**

John Wilson	Councillor
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**DISCLOSURES OF INTEREST – COUNCILLORS AND STAFF**

There were no declarations of interest at this Council Meeting.

## **CONFIRMATION OF MINUTES**

### **Minutes of the Council Meeting held on 23 November 2021**

001/2022 There are no amendments to the minutes.

#### **Motion:**

**That the minutes be taken as read and be accepted as a true record of the Meeting.**

Moved: Cr. Clark

Seconded: Cr. Tunmuck-Smith

Resolution: Unanimously

### **Minutes of the Finance Committee Meeting held on 15 December 2021**

002/2022 **Motion:**

**That the minutes of the Finance Committee meeting held on 15 December 2021 are taken as read and noted.**

Moved: Cr. Clark

Seconded: Cr. Narburup

Resolution: Unanimously

#### **Action items**

**The following are action items from the meeting held on 23 November 2021.**

#### **ACTION ITEMS**

##### **AGENDA ITEM 116/2021 - 23 NOVEMBER 2021 - SWIMMING POOL**

CEO met with NTG regarding funding for the Swimming Pool. Discussion regarding the potential in sharing resources and funding for other staff including technical specifications for the pool. There will be a joint approach with DIPL and Council. Technical details of the pool may change and Council will work with DIPL on this further. The CEO informed we don't have funds for the pool at this stage but if we work on it now for dry season build, it will be of benefit. The cost of running the pool is significant and will look at a collaborative approach with NTG and other organisations. The CEO will meet with NTG shortly to discuss further and report back to Council.

Potential exists for the Local Authority funds and other organisations funds that were committed as part of the BBR application to be reallocated for the running of the pool and a lifeguard etc.

**Action: CEO to keep Council updated.**

##### **AGENDA ITEM 120/2021 – 23 NOVEMBER 2021 – S19 ALRA LICENCE**

This is to update for Council to inform that this action is completed as

the register has been amended.

#### **AGENDA ITEM 126/2021 – 23 NOVEMBER 2021 – SERVICE DELIVERY**

Cr Clarke last meeting mentioned that the storm water is running off and causing wash out around paths and gutters witnessing an elderly person tripping up. The COO provided an update stating that WDRC has completed an engineering report on the roads and shoulders , identifying some issues. Significant work needs to be done around storm water and drainage in the Wadeye town area. The Engineer is getting back to the COO with a scope of works and financial estimates which may include a road safety audit to identify hazards and risks for the community in the dry season.

Cr Harris asked about whether Civil staff can do the work and COO informed that reconstruction of roads needs to be done by experienced road crews. There are also a number of speed bumps that need to be lowered as too high.

**Action: COO to update Council at next OCM as part of normal business and reporting.**

#### **AGENDA ITEM 127/2021 – 23 NOVEMBER 2021 – CHIEF PERFORMANCE AND CAPABILITY REPORT**

Elected members have previously been asked to speak to LA members about vaccination. It has been difficult to obtain vaccination certificates from LA members. With local authorities early in February 2022 we will have to chase up vaccination status and site the evidence to provide for records. Unless they can provide these details, they won't be eligible to enter the meeting.

**Action: CPCO to speak with TDC and Elected members about the issue.**

#### **AGENDA ITEM 128/2021 – 23 NOVEMBER 2021 – ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

There is a paper to be put forward in this meeting.

#### **AGENDA ITEM 130/2021 – 23 NOVEMBER 2021 – LOCAL AUTHORITY MINUTES AND RECOMMENDATIONS**

The Local Authorities are presented with papers every meeting and the schedule of having meetings in consecutive months is working well with information flowing. Councillors will need to speak to the Local Authority members on Council decisions as part of their role.

## **REPORTS**

### **1) Acceptance of Agenda**

003/2022

#### **Motion:**

- 1. That the agenda papers for the Ordinary Council Meeting held on 20 January 2022 as circulated be received for consideration at the meeting.**

Moved: Cr. Clark  
Seconded: Cr. Harris  
Resolution: Unanimously

### **2) Councillors Absent without notice**

004/2022

Noted John Wilson is absent and the CEO informed of his apology.

Acting Mayor Harris spoke to Council members and advised that they have a role and responsibility to their constituents. It is important to understand the obligations of reporting absences before the meeting happens.

#### **Motion:**

- ~~1. That Council notes the absence without notice for this meeting.~~**

**~~If there is an absence without notice:~~**

- ~~2. Council directs the CEO to notify the Councillor who is recorded as absent without notice of the legislative requirements and Council policy for attendance.~~**

#### **Amendment:**

**Council notes there was no notice of absence at this meeting and accept the apology of Councillor John Wilson.**

Moved: Cr. Tunmuck-Smith  
Seconded: Cr. Narburup  
Resolution: Unanimously

**3) Service Delivery**

005/2022 COO spoke to his report.

Homelands officer – shortlisted and interviewing soon. A/Mayor Harris stated there is a lot of discussion and questions asked in Homelands and with new Homelands Manager its good thing we can address any issues that comes up.

There are Homelands that are in community that aren't covered by funding and the CEO informed that there is strict criteria to be recognised by the government.

CEO wants to acknowledge the Executive team in their efforts in getting projects for the communities underway and progressing. Outstanding job.

**Motion:**

**1. That Council receives and notes the Chief Operations Officer report.**

Moved: Cr. Tunmuck-Smith  
Seconded: Cr. Narburup  
Resolution: Unanimously

**Meeting paused at 11:17AM for break  
Meeting reconvened at 11:26AM**

**4) Financial Report - December 2021**

006/2022 CFO spoke to his report.

**Motion:**

**1. That the Council receives and notes the Financial Report for December 2021.**

Moved: Cr. Clark  
Seconded: Cr. Narburup  
Resolution: Unanimously

**5) Financial Year 2022 - Revised Budget**

007/2022 CFO spoke to his report.

**Motion:**

**1. That Council approves and adopts the attached revised 2022 Financial Year budget.**

Moved: Cr. Clark  
Seconded: Cr. Tunmuck-Smith

Resolution: Unanimously

**6) Chief Performance and Capability Report**

008/2022 CPCO spoke to her report.

Can confirm that every employee of Council has had 2 vaccinations against COVID. Communities are excluded as only residents and essential workers can get into community.

Apprentices and administration job pathways to employment is something Council is looking at. When we have qualified tradespeople in place we can put on apprentices.

**Action: CPCO to approach School regarding work experience students seeking employment in community.**

**Motion:**

- 1. That Council notes the information contained in the report titled Chief Performance and Capability Report.**

Moved: Cr. Tunmuck-Smith

Seconded: Cr. Narburup

Resolution: Unanimously

**Cr Mark Tunmuck-Smith left the meeting, the time being 12:03 PM**

**Cr Mark Tunmuck-Smith returned to the meeting, the time being 12:10 PM**

Meeting paused for lunch at 12:20 PM to be reconvened at 1:00PM  
Meeting reconvened at 1:06PM

**7) Local Authority Minutes and Recommendations**

009/2022 Governance and Quality Assurance Officer spoke to her report.

**Motion:**

1. That Council receives and notes the minutes from the Wadeye Local Authority Meeting held on 8 December 2021.
2. That Council approves the amount of \$5,000 from Local Authority funds for fencing around the cemetery as provided in the Wadeye Local Authority meeting.
3. That Council receives and notes the minutes from the Nganmarriyanga (Palumpa) Local Authority Provisional Meeting held on 9 December 2021.
4. That Council receives and notes the minutes from the Peppimenarti Local Authority Provisional Meeting held on 9 December 2021.

Moved: Cr. Narburup  
Seconded: Cr. Tunmuck-Smith  
Resolution: Unanimously

**8) Acknowledgement of first nation people protocols**

010/2022 Governance and Quality Assurance Officer spoke to her report.

**Motion:**

1. That West Daly Regional Council adopt the protocol wording of Acknowledging Country before any Ordinary Council, Local Authority and Committee meetings.
2. That West Daly Regional Council adopt the protocol wording of Acknowledging Country as part of the email signature block.

**Protocol wording:**

***“West Daly Regional Council acknowledges the Traditional Owners and custodians of the lands on which we live and work, paying our respect to Elders past, present and in the future”.***

Moved: Cr. Tunmuck-Smith  
Seconded: Cr. Clark  
Resolution: Unanimously

## **CORRESPONDENCE IN & OUT**

### **1) Correspondence Report**

011/2022

#### **Motion:**

- 1. That Council notes and accepts the correspondence report for the period ending January 20<sup>th</sup> 2022.**

Moved: Cr. Narburup

Seconded: Cr. Harris

Resolution: Unanimously

## **GENERAL BUSINESS**

CEO – Supplementary election Palumpa – nominations will open Friday 21 January 2022 with the election day schedule for Saturday 5 March 2022.

**Acting Mayor Wilfred Harris closed the Ordinary Council Meeting to the public at 1:14PM for confidential matters.**

## **DECISION TO MOVE TO CLOSED SESSION**

### **RECOMMENDATION:**

Members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 65(2) of the *Local Government Act* as the items lists come within the following provisions:-

- 7     2021-22 Homelands Capital Grant - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(c)(i) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person. (Commercial in confidence.).***

**The meeting closed at 1:16PM**

THIS PAGE AND THE PRECEEDING  
PAGES ARE THE MINUTES OF THE  
Meeting of Council  
HELD ON  
Thursday, 20 January 2022  
AND TO BE CONFIRMED  
Thursday, 17 March 2022.