



MINUTES OF THE COUNCIL MEETING
HELD IN THE WEST DALY REGIONAL COUNCIL CHAMBERS
WINNELLIE NT
ON TUESDAY, 31 JANUARY 2023
AT 10:00 AM

The meeting was opened at 10:07 am by Deputy Mayor Wilfred Harris due to the Mayor being delayed in arriving in Wadeye.

PRESENT APOLOGY AND LEAVE OF ABSENCE

Elected Members:

Name	Title	Present	Apology	Absent
Ralph Narburup	Mayor	X via VC arrived 10:11am		
Wilfred Harris	Deputy Mayor	X		
Mark Tunmuck-Smith	Councillor	X via VC Arrived 10:15am		
John Wilson	Councillor	X		
Terry Sams	Councillor	X		
Jake Clark	Councillor	X		

Staff:

Name	Title	Present	Apology	Absent
Matthew Eastham	Chief Executive Officer	X		
Andrew Everingham	Chief Operations Officer	X		
James Cartwright	Chief Financial Officer	X		
Sharon Binns	Governance	X		
Julianne Wylie	EA to CEO and Mayor	X		

CONFIRMATION OF PREVIOUS MINUTES

1) Confirmation of previous minutes

001/2023 Sharon read from the report.

Motion:

- 1. That Council approve the Ordinary Council Meeting Minutes of 15 December 2022 as a true and correct record of the meeting.**

Moved: Cr. Wilson
Seconded: Cr. Sams
Resolution: Unanimously

Mayor Narburup arrived at 10:11am

DISCLOSURES OF INTEREST – COUNCILLORS AND STAFF

There were no declarations of interest at this Council Meeting.

CALL FOR ITEMS OF GENERAL BUSINESS

Mayor Narburup – Community people to borrow lawnmower.

John Wilson – Peppimenarti Airstrip

Terry Sams and Peppimenarti – Causeway

Jules Dumoo – to speak community matters Night Patrol

Councillor Jake Clark informed Wadeye Local Authority member Margaret Perjert is away from Wadeye Local Authority until June 2023.

Mark Tunmuck-Smith arrived at meeting 10:15am.

REPORTS

2) Finance Report - December 2022

002/2023 James spoke to the report.

Motion:

- 1. That Council notes and accepts the Finance report for December 2022.**
- 2. That Council accepts the verbal update provided by the CFO relating to the non-inclusion of the Local Authority Profit and Loss statements for the period ending December 2022 due to ongoing work related to financial audit adjustments.**

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

3) Service Delivery

003/2023 Andrew spoke to his report.

The swimming pool was discussed at length with regards to being prepared to go to Tender for a month. The operational costs of the pool will be significant and this is concerning for Council.

Cr Sams asked why Council has been holding onto the pool as talking about the matter for a long time. The health of the children in community is important but how long must this be on Councils agenda.

The CEO stated that the challenge may be operational costs but it is too early to determine the extent to which this may impact Council at the moment. Further discussions on a fee for the use of the Pool from third parties may be an option. There will be further discussions to see if Council will get assistance in the future for the ongoing running costs of the swimming pool.

Community Bus had rocks thrown at it and some damage so will be offline for a while.

Cr Clark suggested a local person should be on the bus to stop vandalism.

Cr Wilson suggested having CNP follow the bus around.

Motion:

- 1. That Council note the Service Delivery report.**
- 2. That Council note and approve the updated Organisation chart for the Operations divisions.**

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

4) Guideline 7: Procedural Fairness in Deciding Code of Conduct complaints

004/2023 Sharon read from the report.

Motion:

- 1. That Council noted the Guideline 7: Procedural Fairness in deciding Code of Conduct complaint.**

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

5) Chief Executive Officer Report

005/2023 Matt read from the report.

Cr Tunmuck Smith voiced concerns about the community and the antisocial behaviour that is occurring.

Motion:

- 1. That Council notes and accepts the CEO report and acknowledges the invitation for Councillors to ask questions of the CEO regarding the report.**
- 2. That Council note the CEO will provide an updated organisational chart at the next OCM for approval as part of strategic and regional planning.**

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

Cr Terry Sams left the meeting, the time being 11:39 AM

Cr Mark Tunmuck-Smith left the meeting, the time being 11:40 AM

Meeting closed for 11:40am for a break.

Meeting reopened 11:53am by Deputy Mayor Harris.

GENERAL BUSINESS

Mayor Narburup – Community people to borrow lawnmower.

The lawns are high and need mowing. There is a schedule of fees for lawn mowing. Council is not responsible for lawn mowing inside the boundary of a property. There are organisations that can help such as health homes via TDC or CDP. This has been discussed on numerous occasions at Local Authority and with NTG Housing.

John Wilson – Peppimenarti Airstrip

The COO explained the rules around the airstrip and medical evacuation flights. The maintenance is done by Council but for flights, there is no requirement for ARO in community.

John Wilson - Rubbish run

There isn't anyone present. The COO advised that services are beginning today.

Terry Sams and John Wilson - Causeway

The COO responded and advised the first design was most likely under engineered. We applied for a funding to repair and DFRA funding is not used to upscale projects as such. We have put in another claim for emergency funding and will need significant funding to vary the current standard or project. The causeway is holding up and it is proposed to improve it again this dry season. The money we get from DFRA, Council needs to contribute.

Cr Wilson will contact the NLC Graham Canyon.

Jules Dumoo – to speak community matters Night Patrol

As Jules Dumoo has left the meeting, Councillor Tunmuck-Smith who was in location was informed to get Jules to contact Andrew Everingham to discuss.

Cr Wilson stated that the CNP goes to the school area and has been chased, had an axe thrown at and abused. The COO will speak to the CSM in Peppimenarti.

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:-

- 6 Confirmation of previous minutes** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(e) of the Local Government (General) Regulations 2021. It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest. (Confidential matters).*
- 7 Local Authority and Councillor attendance** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(c)(iv) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person. (Confidential).*
- 8 Vehicle Costs - Mayor** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(c)(iv) (a) of the Local Government (General) Regulations 2021. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.; AND 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 (Mayor).*

- 9 **Disposal of Assets** - *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. (Confidential).*
- 10 **Draft Risk Register and Policy** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(s99(4) of the Local Government (General) Regulations 2021. It contains information of auditing nature and is to be conducted in private. (ARMC private meeting).*
- 11 **Fossil Head Road Works Grant** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(e) of the Local Government (General) Regulations 2021. It contains information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest. (Grant agreement).*
- 12 **Executive Staff Member - Resignation** - *The report will be dealt with under Section 99(2) of the Local Government Act 2019 and Regulation 51(1)(a) of the Local Government (General) Regulations 2021. 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 (Chief Financial Officer).*

The meeting closed at 12:59pm

This page and the preceding pages are the unconfirmed Minutes of the Meeting of Council held on Tuesday, 31 January 2023 and are to be confirmed on the Thursday, 30 March 2023.