



**WAGAIT SHIRE COUNCI
AGENDA
SPECIAL MEETING
COUNCIL CHAMBERS
LOT 62, WAGAIT TOWER ROAD
7PM
Tuesday 1 December 2015**

1.0 PRESENT

1.1 OPENING OF MEETING and chaired by:.....

1.2 APOLOGIES AND LEAVE OF ABSENCE:

Resolution No. 2015/241

**That the apology of Cr
approved**

be accepted and

Moved:

Seconded:

Vote:

2.0 SPECIAL MEETING – AFFIXATION OF COMMON SEAL – 15-16 REMOTE SPORTS AGREEMENT



MEETING DATE: 7PM 02 DECEMBER 2015

MEETING TYPE: SPECIAL

FILE REF: \\Server\data\Council Meetings\2015\02 December Special Meeting

ATTACHMENTS: YES

Any member of Council who may have a conflict of interest, or a possible conflict of interest in regard to any item of business to be discussed at a Council meeting of a Committee meeting should declare that conflict of interest to enable Council to manage the conflict and resolve it in accordance with its obligations under the Local Government Act and its policies regarding the same.

Agenda Item No: 1
Report Title: Affixation of Common Seal – 15 – 16 Remote Sport Agreement
Attachments: 1

Summary:

Wagait Shire Council (WSC) apply annually for a grant from the Department of Sport and Recreation (DSR) to fund the wages of a part time Sports and Recreation Officer (SRO). The SRO is required to deliver the following objectives:

- Deliver regular organised sporting competitions.
- Enhance the capacity of the community through education and training.
- Create opportunities for pathway development and participation progression.

The amount of the grant is \$21,000 GST Ex and is for the 2015 -2016 FY.

Recommendations:

1. **THAT Council receive and note this report.**
2. **THAT Council receive and note the 15 - 16 Remote Sport Agreement.**
3. **THAT a Member of Council and the Chief Executive Officer be authorised to sign and affix Council's Common Seal to the 15 - 16 Remote Sport Agreement in Attachment A of this report.**

Background:

The DSR has clear and defined obligations that WSC is required to meet and comply with for the conditions of the grant to be met. They include:

- Use of the Grant
- Compliance with all applicable Commonwealth, Territory statutes, regulations, codes of practice and any Northern Territory of Australian (NTA) policies
- Recording, Reporting and Acquittal
- Insurance, Indemnity and Release
- Acknowledgment of Grant
- Conflict of Interest

The WSC Sports and Recreation Program has been running for a number of years and is enjoyed by a range of age groups, both boys and girls. Dedicated and regular sports activities are not planned as part of the program due to the small number of similarly aged children residing in Wagait. Instead, other activities that can be participated in by a range of age groups such as disco nights, ukulele, cooking, movie nights, littlies program, amazing race, tennis and sewing have been approved by DSR.

Links with Shire Plan:

This project will align with Local Government Objectives of WSC Shire Plan for the 'provision of sport and recreation activities to the community'.

Financial Implications:

Should WSC fail to comply with the terms and conditions of the agreement, Council will be required to repay to the NTA any of the grant amount not used for the project. Breaches of the agreement include:

- Do not spend the grant on the project by the project end date
- Fail to meet any performance indicators that are a requirement of this agreement
- A breach notified in writing by the NTA is not corrected within the specified time
- There is a material change in the nature of WSC
- WSC ceases to be financially viable
- The ability to complete the project becomes uncertain or
- NTA consider that WSC or any of its officers, employees or members are guilty of any misconduct, misbehaviour, incompetence, carelessness or gross inefficiency in relation to the agreement or NTA reasonably suspects any of these things have occurred or may occur

Should WSC chose not enter into the agreement, it would then have to decide if it wished to continue with the Sports and Recreation Program which would require funding from another source or by council or to cease running the program.

Legislation/Policy:

LOCAL GOVERNMENT ACT - SECT 26

- (2) The affixing of the common seal to a document:
- (a) must be authorised or ratified by resolution of the council; and
 - (b) must be attested by the signatures of the CEO and at least one member of the council.

Risks:

The risks are considered to be minimal as the Sports and Recreation Program has been successfully run for several years, this will be the third year the same SRO has been employed by council, the required third party and workers compensation policies are currently in place and all council staff members hold up to date Ochre Cards (working with children).

Recommending Officer: DEBORAH ALLEN – CHIEF EXECUTIVE OFFICER
Attachment/s Title: 15 – 16 Remote Sport Agreement

Resolution No. 2015/242

- 1. That Council receive and note this report.**
- 2. That Council receive and note the 15-16 Remote Sport Agreement.**
- 3. That a Member of Council and the Chief Executive Officer be authorised to sign and affix Council's Common Seal to the 15-16 Remote Sport Agreement in Attachment A of this report.**

Moved:

Seconded:

Vote:

3.0 CLOSE OF MEETING:

The Chair declared the meeting closed atpm.

