

Draft Minutes

**ORDINARY COUNCIL MEETING
COUNCIL CHAMBERS
LOT 64 WAGAIT TOWER ROAD**

21 July 2015

1.0 PRESENT: President Peter Clee
Cr Shenagh Gamble
Cr Alex Richmond
Cr Kurt Noble
Cr Brad Irvine
Cr VJ Thorpe
Deborah Allen - CEO

Visitors Hannah Feneley – Chief Minister’s Office
Shaun Hardy – Department of Local Government
David Willing – Department of Local Government
Ginny Rabeling - LGANT

2.0 MEETING OPENING

2.1 President Peter Clee declared the meeting open at 7.00pm at the Council Conference Room and welcomed all Councillors and visitors to the meeting.

3.0 APOLOGIES: -

Resolution No. 2015/197 – That the apology of Vice-President Lisa-Marie Stones be accepted and approved.

Moved: Cr Shenagh Gamble

Seconded: Cr Alex Richmond

Vote: AIF

4.0 DECLARATION OF INTERESTS - NIL

5.0 CONFIRMATION OF MINUTES

Resolution No. 2015/198 - That the minutes of the Monthly Meeting of 16 June 2015, as tabled be confirmed.

Moved: Cr Kurt Noble

Seconded: Cr VJ Thorpe

Vote: AIF

6.0 BUSINESS ARISING FROM PREVIOUS MINUTES

- 6.1 Roads to Recovery – Peter McLinden (LGANT) report** – Peter McLinden conducted an inspection on our local roads about 2 months ago and his inspection report with his suggestions has now been given to CEO Deborah Allen. This report has been circulated to all councillors for their thoughts and feedback. Councillors to put in proposals prioritising which roads are in urgent need of work. CEO Deborah Allen to write up a recommendation for all councillors.
- 6.2 Overdue Rates** – One rate payer with 2 lots of land in arrears has contacted CEO Deborah Allen to see if they can enter into a payment plan. The Debt Collector to date has been unable to serve them a notice, however this rate payer is fully aware their rates are in the hands of the Debt Collectors. CEO Deborah Allen to seek legal advise to see how Council can proceed to sell the land to recover costs if the rate payers default on their payment plan.
- 6.3 Mandorah Ferry Service** – No further action, and ongoing.
- 6.4 Budget Strategic Planning Workshop** – this was held on Saturday 20 June 2015.
- 6.5 ARC (Active Remote Communities) Report** – as stated in the July 2015 Agenda, this is not part of the Grant for the Goal Posts for Sports and Recreation.
- The acquittal for the ARC Report is due 31 July 2015. This acquittal is for the grant for the Sports and Recreation Officer.
- The acquittal for the \$50,000.00 grant for goals posts and shade cloth has been submitted on time to the Grants Co-ordinator.
- 6.6 Telecommunications Audit** – This has been covered in the CEO report. Refer to July 2015 Agenda.
- 6.7 Report on Dog Control** – Resolved.
- 6.8 CEO Delegation** – Resolved.
- 6.9 Media Policy** - Resolved.
- 6.10 Rates and Charges Policy** – Resolved.
- 6.11 Access to all areas to film festival** – This has been passed onto the Sports & Recreation Officer and is ongoing.
- 6.12 Junior Ranger Program** – Resolved.
- 6.13 Animal Management** – ongoing.
- 6.14 Dog By-Laws** – CEO Deborah Allen emailed LGANT last week to see how we would go about introducing Dog By-Laws. LGANT are in the process of having generic Dog-By Laws written up, which councils can amend to suit their community needs. This should be ready by the end of this year. Ongoing.

- 6.15 Threat of Forced Amalgamation** – A proposal following feedback that council received about what and what wasn't being threatened has been emailed to CEO Deborah Allen. Ongoing.
- 6.16 Adequate Levels of Building Insurance** - The Insurance Valuer from Integratede Valuation Services visited the site last week. His report shows that our buildings are under insured. CEO Deborah Allen has contacted our Insurance Broker JLT Insurance to amend the policy so that all buildings are adequately covered. Resolved.
- 6.17 Sign replacement** – The new Charles Point Road Sign has been replaced by Department of Infrastructure. Resolved.
- 6.18 Report of 3 missing concrete barriers on Delissa Drive** – These have now been replaced. Another 10 concrete barriers were found to have been knocked over and these have now been refitted as well. All barriers will be repainted white. Resolved.
- 6.19 Multiple Dwellings on single blocks** – There was concerns from some residents and council about the legalities of multiple buildings on single blocks of land. CEO Deborah Allen contacted DAC (Development Assessment Services) from South Australia to come and do an onsite inspection of these blocks to see if they complied with the Building Act and legislation. The inspection found that all the buildings on these blocks of land are in compliance.

7.0 CONFLICT OF INTEREST

Nil

8.0 PRESENTATIONS

- 8.1** President Peter Clee welcomes Shaun Hardy, Project Director – Regional Governance, Hannah Feneley from the Department of Chief Minister, David Willing from the Department of Local Government and Ginny Rabeling from LGANT to our Council Meeting.
- 8.2** Shaun Hardy was invited to our meeting by CEO Deborah Allen to discuss the future proposal of the Wagait Tip. He has brought along with him both Hannah Felling and David Willing. Shaun is here to inform all councillors and to keep them updated about discussions concerning the 3 communities (Coomalie Community Government Council, Belyuen Shire Council and Wagait Shire Council) about sharing resources, boundary expansions and working more closely together, forming the “Local Government Advisory Group”. The major topic being discussed by the Local Government Advisory group is the Waste Management System.
- 8.3** Hannah Feneley whose major key project is the resolution of the long standing Kenbi Land Claim discussed the remediation of the contaminated sites that are currently held by the Commonwealth Government for which the \$31.5M has been approved and it is anticipated that work will commence this wet season. In order for the remediation work to take place, the Wagait rubbish dump will be closed by the end of October 2015 as this is on Crown Land. Council has 3 months to find an alternative tip solution that works closely with Belyuen Shire Council. Council is to facilitate a joint meeting with Belyuen Shire Council to discuss their options and how to address this issue and how to inform the community.
- 8.4** At the last Local Government Advisory Group meeting various options were discussed regarding the new location for the Wagait rubbish dump. The first option is for Wagait Residents to use the Belyuen Shire Council rubbish dump as an interim solution only. Another option is to set up a transfer station utilising the old Power Generator Station North of Belyuen Community, however this has only been discussed with

Belyuen Shire Council and not the traditional owners as of yet and this land is owned by the Land Trust. David Willing explained that if the transfer station does goes ahead at the old Generator site, the lease will be held by the Belyuen Shire Council as this is within their boundary. This transfer station will be for domestic waste only.

- 8.5** \$31.5M has been allocated for the Cox Peninsula Remediation process. Work will commence this year and finish at the end of 2018. There could be consequences for both Councils and residents, however this will maximise employment opportunities for local business, indigenous business and also employment for local residents. Hannah has been liaising with President Peter Clee discussing how residents will be made aware of scopes of works that will be made available. The Department of Finance will be scheduling Industry briefings in Darwin in the first week of August and Hannah will forward some dates to council to formalise this.
- 8.6** President Peter Clee thanks Shaun Hardy, Hannah Feneley and, David Willing for taking their time to travel to Wagait Beach to discuss this topic at our council meeting.

At 20.10 hours, President Peter Clee adjourned the meeting for a 5 minute break.

At 20:15 hours, President Peter Clee resumed the meeting.

- 8.7** President Peter Clee now welcomes Ginny Rebeling from Local Government Association of the Northern Territory to the Council meeting. Ginny was invited by CEO Deborah Allen to discuss to councillors the Local Government Act, their services, goals and the support that they offer to local councils. Ginny circulated a fact sheet to councillors detailing what LGANT does for Councils. CEO Deborah Allen has been asked by Councillors to arrange a date for a training session with Ginny for them.
- 8.8** Councillors thank Ginny Rebeling for attending our meeting.

9.0 LATE ITEMS

- 9.1** President Peter Clee forwarded an email to all councillors today proposing that he reduce his allowance by \$6,000 and that this be paid to the Vice-President. Cr Alex Richmond suggested that there are a few things to discuss in the budget that need to be resolved first before this decision is made. Ongoing.
- 9.2** Councillors have received notice in writing that Vice President Lisa-Marie Stones has resigned as Vice-President as of today and councillors have been asked to vote for a new Vice-President. Cr Shenagh Gamble would like councillors to consider appointing a Vice-President on a rotating basis every 6 months. Councillor's to decide on a term of office.

Resolution No. 2015/199 – That Council approves the resignation of President-Lisa Marie stones as Vice-President.

Moved: Cr Shenagh Gamble

Seconded: Cr Kurt Noble

Vote: AIF

9.3 President Peter Clee calls for nomination for Councillors for nomination for the position of Vice-President.

Resolution No. 2015/200 – That Cr Brad Irvine be nominated for the position of Vice-President.

Moved: Cr Alex Richmond
Seconded: Cr VJ Thorpe
Vote: AIF

Resolution No. 2015/201 – That Cr VJ Thorpe be nominated for the position of Vice-President.

Moved: Cr Shenagh Gamble
Seconded: Cr Kurt Noble
Vote: AIF

Two nominations were received and voting will take place via a secret ballot.

Resolution No. 2015/202 – That the deputy Vice-President position be filled for a period of 6 months from today's date.

Moved: Cr Shenagh Gamble
Seconded: Cr Brad Irvine
Vote: AIF

9.4 Council extends their congratulations to Vice-President Brad Irvine. Councillors look forward to Vice-President Brad Irvine's valued contribution to council in the future.

10.0 QUESTIONS AND FEEDBACK FROM THE PUBLIC

10.1 Two letters have been received from the public. These are letters of objections rather than questions. One of the resident has asked for a copy of the plan (including outcome statements and performance measures). President Peter Clee has explained that we do not have a formal plan at this stage however a copy will be forwarded as soon as this is available.

11.0 **PRESIDENT'S REPORT** – Refer to the July 2015 Agenda for a copy of President Peter Clee's report. This report has been circulated to all councillors and posted on the Council website.

12.0 CHIEF EXECUTIVE OFFICER'S REPORT – DEBORAH ALLEN

12.1 Refer to the July 2015 Agenda for CEO Deborah Allen's report.

12.2 Cr Kurt Noble is concerned that an incident involving one of our works staff had occurred in the Works Depot and that there is inadequate understanding of OH&S within the workforce. CEO Deborah Allen noted that this has been discussed at the last Council Tool Box meeting which is held every Monday morning. CEO Deborah Allen told councillors that she has explained incident reporting procedures and briefed staff on the Work Health and Safety Act 2011.

12.3 CEO Deborah Allen to review the current Chart of Accounts in MYOB as this does not align with the Shire Budget. CEO Deborah Allen would like to engage a MYOB consultant to review our chart of accounts so they align with the budget.

13.0 WORKS SUPERVISOR'S REPORT – GARY ZIKAN

13.1 Refer to the July 2015 Agenda for a copy of the Works Supervisor's Report.

14.0 SPORTS AND RECREATION OFFICER REPORT – ROBYN PRESLEY

14.1 Refer to the July 2015 Agenda for a copy of the Sports and Recreation Officer's report.

14.2 The Sports and Recreation officer has reported that the children would like to donate the money that they have raised to go towards the seniors outing for their trip to Adelaide River.

Resolution No. 2015/203 – That the officers' report for the month of June be received and accepted.

Moved: President Peter Clee

Seconded: Cr Alex Richmond

Vote: AIF

15.0 FINANCIAL REPORT

15.1 Refer to the July 2015 Agenda for a copy of the financial report for June 2015.

15.2 CEO Deborah Allen noted that the last budget has \$100,000 which was not budgeted for initially. The only drawing in this year's budget is the \$8,000 for the CEO support. CEO Deborah Allen has used the actual from last year's budget without drawing on the reserves for this year's budget.

Resolution No. 2015/204 – That the financials for the month of June 2015 be received and accepted.

Moved: Cr VJ Thorpe

Seconded: Vice-President Brad Irvine

Vote: AIF

16.0 OTHER BUSINESS

16.1 Request from Rate Payer - This has been discussed in item no. 6.2.

16.2 LGANT – Nomination for Heritage Council – No nominations received.

16.3 Darwin Duchess – The Darwin Duchess now rests in the Works Depot. Vice-President Brad Irvine to source some steel to make a proper cradle to stabilise the Darwin Duchess so that this is safe to work on. Ongoing.

16.4 Asset Write-Off – An audit of Council's assets was carried out last month. There are a lot of items on the asset register that need to be written off and CEO Deborah Allen needs a resolution to have these written off. This is ongoing and to be brought to the next meeting.

- 16.5 Limits on/Authority for Presidents to make unilateral decisions** – Cr Alex Richmond would like to clarify the President’s role to make unilateral decisions as she was under the impression that the presidential role was more like a ceremonial role.
- 16.6 Council Action List update** – this is a list to all councillors tabling actions from council meeting and has been circulated to all councillors.
- 16.7 Boundary Reform** – The resolution showing respondents support of the expansion of the Shire Boundaries to include unincorporated land in the north of the Cox Peninsula, without incorporating any existing communities was included in the July 2015 Agenda. This was included in the Agenda to remind councillors of their roles and responsibilities of elected members. A copy of the submission that was sent to the Chief Minister is to be circulated to all councillors by CEO Deborah Allen. Ongoing.

17.0 INWARDS AND OUTWARDS CORRESPONDENCE

- 17.1** Refer to the July 2015 Agenda for a copy of the June 2015 Inward’s and Outward’s Correspondence.

Resolution No. 2015/205 - That the correspondence for the Month of June 2015 be noted.

Moved: Cr VJ Thorpe
Seconded: Cr Kurt Noble
Vote: AIF

MEETING CLOSE

President Peter Clee declares the meeting closed 9.10pm and thanks all visitors, residents and councillors for attending.

The next Council meeting is to be held Tuesday 18 August 2015 in the Council Chambers at 7.00pm.