

**WAGAIT SHIRE COUNCIL  
MINUTES  
COUNCIL CHAMBERS**

**LOT 62, WAGAIT TOWER ROAD  
7PM**

**Tuesday 20 November 2018**



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## 1.0 PRESENT

Councillors:

President Peter Clee  
Cr Neil White  
Cr Michael Vaughan  
Cr Graham Drake

Staff: Chief Executive Offer Mark Sidey  
Officer Manager Pamela Wanrooy

### 1.1 OPENING OF MEETING: - President Peter Clee opened the meeting at 7.00pm and welcomes everyone to the meeting.

The President advises that the meeting will be audio taped for minute taking purposes as authorised by the Chief Executive Officer.

### 1.2 APOLOGIES AND LEAVE OF ABSENCE:

**Resolution No. 2018/273**

**That the apology of Vice-President Tom Dyer be accepted and approved.**

**Moved: Cr Michael Vaughan**

**Seconded: Cr Neil White**

**Vote: AIF**

## 2.0 DECLARATION OF INTERESTS

Nil

## 3.0 CONFIRMATION OF MINUTES

### 3.1 Confirmation minutes of Tuesday 16 October 2018 Council Meeting

**Resolution No. 2018/274**

**That the minutes of the Monthly Meeting of Tuesday 16 October 2018, be confirmed by council as a true and correct record.**

**Moved: Cr Graham Drake**

**Seconded: Cr Neil White**

**Vote: AIF**

### 3.2 Matters arising from October 2018 Minutes

Feedback received from the Strategic Planning Workshop which was facilitated by True North on Saturday 10 November 2018 was discussed. One of the issues that came out of the workshop was that the community wanted more information from Council - more information and increased details in the minutes. It was noted that the detail provided in the minutes had been recently increased. Minutes are to be circulated to councillors for feedback prior to public release.

## 4.0 GUEST SPEAKERS

Nil

## 5.0 QUESTIONS AND FEEDBACK FROM THE PUBLIC

### 5.1 Proposed Animal Control Dog By-Laws Feedback from Chris Tyzack

Chris Tyzack wrote an email to council members addressing anticipated costs in relation to the proposed animal control dog by-laws and how this will affect our rates in the future.

CEO Mark Sidey explained to councillors that the feedback from Chris Tyzack is not part of the agenda and that questions will not be addressed in this meeting as the matter is out for public consultation.

Asked if there is an allowance in the budget to cover costs, CEO Mark Sidey explained that there is a budget amount for actions that need to be undertaken. The allowance for the construction of the dog pound was outlined in the published Budget and Annual Plan. The workload of employees and resources required have also been taken into consideration and that there would be no direct effect on rates.

### 5.2 Roads Upgrade – LGANT has undertaken an inspection of our road system and a report was provided to CEO Mark Sidey yesterday. CEO Mark Sidey to circulate the roads report to councillors for consideration and comment. To summarise the report, no urgent issues were identified in relation to road maintenance.

## 6.0 INWARDS AND OUTWARDS CORRESPONDENCE - October 2018

The Inwards and Outwards correspondence for the month of October 2018 has been circulated to councillors prior to the November 2018 meeting.

One of the questions raised was in relation to the Darwin Duchess. A number of entities has been approached by CEO Mark Sidey for quotes to dispose of the Darwin Duchess. One quotation has been received and a second quotation is still to be sought. This discussion is to continue in Item 10.8 – “Business Arising from Previous Minutes”.

### **Resolution No. 2018/275**

**That council receive and note the correspondence as detailed in the agenda for the month of October 2018.**

**Moved: Cr Neil White**

**Seconded: Cr Michael Vaughan**

**Vote: AIF**

## 7.0 COUNCILLORS REPORTS

### 7.1 President’s Report

#### **Purpose of Report**

To Inform Council and community of activities and to provide the community at large with information that is important and noteworthy.

#### **What’s been happening.....**

The LGANT Annual General Meeting was held recently. Minister Gerry McCarthy recognised long service awards at that meeting. A big congratulations to Denise Arratta for the recognition of her 12 years of service to Local Government as a councillor and President of the Cox Peninsula Community Government Council.

I attended the NT Australian of the Year presentations recently representing Wagait Beach community.

Nominations for the Wagait Beach Australia Day awards opened on 6<sup>th</sup> November and will close on 14<sup>th</sup> December.

The council by-election for the 2 vacant council positions was held on 22 September. I congratulate and welcome the two new councillors Tom Dyer and Graham Drake. They have hit the ground running with Tom being elected as Council Vice President

This community was very pleased when an options paper was published on the proposed upgrade or replacement of the Mandorah Jetty structure. The Jetty has been subject to a patchwork of maintenance over the last few years but its days as a commercial jetty servicing the Mandorah / Darwin ferry service are limited. There is a major issue in so far as there is no disabled access to alight the ferry. Also, the jetty is open to the ocean making it dangerous for the offloading of passengers in bad weather. Option 2 of the options paper was promulgated as the preferred option and was embraced by the communities on the Peninsula.

We first asked the Department of Infrastructure for a briefing and update in relation to the Mandorah Jetty and Ferry Terminal, last January. The briefing was subsequently deferred and postponed several times.

I was recently advised that the Executive Director, Transport Planning DIPL would be providing a confidential briefing to councillors. This is a great opportunity to understand better "where things are at" and ask questions, but it should not be restricted to just 5 councillors only. The department needs to be seen to be open and transparent.

It is reassuring to see that the project is featured (page 60) in the 10 YEAR INFRASTRUCTURE PLAN 2018 – 2027 as being a project in the 2023/27 outlook

Much has happened since January and whilst a briefing earlier this year was appropriate, I now believe that a confidential briefing for councillors is no longer appropriate. The briefing needs to be open to the public generally. I have written to the Minister expressing those views.

The Wagait Shire Council, five-year Strategic Plan has now well and truly expired. A meeting was held in the community centre this month and was very well attended. A vision for the next five years will assist the council to develop the 2019 -24 Strategic Plan.

The Strategic Planning Workshop expresses much disquiet over the quality of the Council Minutes. I agree with the community demands for the minutes to be more informative. The argument that the Agenda should be read in conjunction with the minutes does not hold weight with me. The agenda is not an important document, whereas the minutes are the long-term record of the decisions of council and the reasons behind those decisions. Council is meant to be open and transparent, but the brevity of the current minutes over the last 6 months is unacceptable to me.

#### **Where have I been ....**

24 <sup>th</sup> Oct	ABC Grass Roots
26 <sup>th</sup> Oct	Meeting with local member
31 <sup>st</sup> Oct	Attend NT Parliament House
5 <sup>th</sup> Nov	Meeting with Employsure @ Wagait Beach
7 <sup>th</sup> Nov	Mayors and Presidents Forum
7 <sup>th</sup> Nov	NT Australian of the Year Awards Ceremony
8 <sup>th</sup> Nov	LGANT General meeting
8 <sup>th</sup> Nov	LGANT Networking Dinner
9 <sup>th</sup> Nov	LGANT Annual General meeting
10 <sup>th</sup> Nov	WSC Strategic Planning Workshop
11 <sup>th</sup> Nov	Remembrance Day commemoration
15 <sup>th</sup> Nov	TOPROC meeting at Palmerston

20<sup>th</sup> Nov                      DIPL Briefing on Mandorah jetty  
20<sup>th</sup> Nov                      WSC Ordinary meeting  
21<sup>st</sup> Nov                      ABC Grass Roots

I wish everyone all the best for the Christmas and New Year, be safe.

**Resolution No. 2018/276**

**That the President's report for the month of October 2018 be received and accepted.**

**Moved:     President Peter Clee**

**Seconded: Cr Graham Drake**

**Vote:       AIF**

**8.0     OFFICERS REPORTS**

In addition to the Officers Report provided in the Agenda paper:

**3.2     Road Upgrade** – the roads Report has now been received and is to be circulated to councillors for review and comment.

**2.5     Meeting with Employsure** – Employsure has offered to conduct an audit on Council's Human resources function and CEO Mark Sidey has written to them to get more information.

**Resolution No. 2018/277**

**That the Officer's reports for the month of October 2018 be received and accepted.**

**Moved:     Cr Neil White**

**Seconded: Cr Michael Vaughan**

**Vote:       AIF**

## 9.0 FINANCIAL REPORT

	October 2018 Actual \$	October 2018 Budget \$	Variance	Year to date Actuals \$	Year to date Budget \$	Variance \$		Forecast to 30 June 2019	Variance (Revised Budget and Actual) \$
<b><u>INCOME</u></b>									
RATES	33284	\$8,150	\$25,134	168133	\$153,750	\$14,383		\$233,847	
GRANTS	24182	\$20,500	\$3,682	129079	\$135,600	-\$6,521		\$243,700	
CONTRACTS	10601	\$9,150	\$1,451	45884	\$36,600	\$9,284		\$109,800	
RENTAL INCOME	660	\$690	-\$30	2400	\$2,760	-\$360		\$8,280	
MISCELLANEOUS	618	\$2,500	-\$1,882	2804	\$10,000	-\$7,196		\$30,000	
WASTE MANAGEMENT	16211	\$3,979	\$12,232	82807	\$76,343	\$6,464		\$117,360	
<b>TOTAL OPERATING INCOME</b>	<b>85556</b>	<b>\$44,969</b>	<b>\$40,587</b>	<b>431107</b>	<b>\$415,053</b>	<b>\$16,054</b>		<b>\$742,987</b>	
<b><u>EXPENSES</u></b>									
ADMINISTRATION EXPENSES	23483	\$9,540	-\$13,943	48634	\$52,160	\$3,526		\$82,350	
STRATEGIC PLAN GOALS		\$0			\$0			\$20,000	
EMPLOYMENT EXPENSES	27650	\$26,600	-\$1,050	94858	\$101,700	\$6,842		\$327,400	
ROADS	0	\$1,000	\$1,000	0	\$4,000	\$4,000		\$12,000	
CONTRACTS & MATERIALS	515	\$425	-\$90	3436	\$4,100	\$664		\$7,500	
REPAIR & MAIN TOWN ASSETS	702	\$0	-\$702	8151	\$5,600	-\$2,551		\$22,400	
VEHICLE & PLANT	2652	\$3,375	\$723	8442	\$9,010	\$568		\$25,610	
GRANT EXPENSES	105	\$100	-\$5	4853	\$1,900	-\$2,953		\$4,700	
WASTE MANAGEMENT	10550	\$5,000	-\$5,550	22616	\$37,500	\$14,884		\$100,000	
SERVICES	613	\$2,100	\$1,487	2528	\$6,600	\$4,072		\$12,850	
CAPITAL ASSETS	34975			34975					
OTHER ASSETS	25181			32048					
<b>TOTAL OPERATING EXPENSES</b>	<b>126426</b>	<b>\$48,140</b>	<b>-\$78,286</b>	<b>260541</b>	<b>\$222,570</b>	<b>-\$37,971</b>		<b>\$614,810</b>	
<b>TOTAL SURPLUS / DEFICIENCY</b>	<b>-\$40,870</b>	<b>-\$3,171</b>	<b>\$118,873</b>	<b>170566</b>	<b>\$192,483</b>	<b>\$54,025</b>		<b>\$128,177</b>	

**Excel Spreadsheet** - There is an issue with the Excel spreadsheet "Item 9.1 - Cash Income and Expenditure report for October 2018". The Net Profit/(Loss) detailed is incorrect. The correct figure is shown under the heading "Operating Profit". The amended document to correct issues with the spreadsheet has been circulated to members and visitors at this council meeting. The profit and loss line item has been altered to surplus/deficiency.

**Expression of Interest for Auditor** – CEO Mark Sidey to advertise for expressions of interest for the provision of external audit services for Wagait Shire Council as the existing agreement is soon to expire.

**Resolution No. 2018/278**

**That the financials for the month of October 2018 be received and accepted.**

**Moved: Cr Neil White**

**Seconded: Cr Michael Vaughan**

**Vote: AIF**

**10.0 BUSINESS ARISING FROM PREVIOUS MINUTES – OCTOBER ACTION SHEET**

**Proposed Dog Management By-Laws** – The By-Laws are out for the second round of public consultation and are published on the website for public feedback which closes on 14 December 2018. Once the feedback is received it will be collated and passed to councillors for consideration. Dog by-laws consultation to be advertised on the public noticeboard.

**2018/2019 to 2022/2023 Strategic Plan** – The heading is to be altered and renamed “2019/2020 to 2023/2024 Strategic Plan. CEO Mark Sidey to write a letter of thanks to Jan Munday from True North Strategic Communication for facilitating a fantastic workshop. The notes from the workshop have now been circulated to everyone who attended via email and can be found on council’s website.

**10.4 Emergency Recovery Committee** – CEO Mark Sidey has reviewed the information on Council’s website in relation to emergency management. The information on the website is sufficient and is consistent with the NTG Government advice.

**10.5 Irrigation at Cloppenburg – questions form Progress Assoc**

Cr Graham Drake pointed out some concerns raised by residents in regards to the irrigation project. There are concerns amongst residents that there is not enough water underground for such a large project. CEO Mark Sidey has received advice from contractors that there is enough water and that the watering system will be set up in sections so that it can be turned off and on. President Peter Clee questioned why construction of the irrigation project is taking place when the water licence has not been granted. CEO Mark Sidey informed council that he has received advice from the NT Government that it was fine to proceed with the construction. President Peter Clee would like to see the project postponed until we receive this advice in writing.

At 7.25pm, Cr Michael Vaughan declared this a conflict of interest and leaves the council chambers.

President Peter Clee does not want to see money spent on a project that does not have a water supply and has asked that the project be postponed until we receive the water licence or something in writing from the NT Government.

At 7.27pm Cr Michael Vaughan re-enters the council Chambers.

**10.6 Health Group** – CEO Mark Sidey has liaised with the resident that is campaigning the Phone Tree service, who has come up with a proposal. CEO Mark Sidey to work on this proposal.

**10.7 Tree Planting on Verge** – A draft policy is yet to be completed and circulated to councillors.

**10.9 Mandorah Jetty Maintenance** – Department of Infrastructure, Planning and Logistics held a meeting with council this morning. Below is an update on the Mandorah Jetty by the Department.

***Works undertaken to date:***

- *Marine data and field surveys have been completed*
- *Marine modelling to accommodate the facilities for short and long term needs has been completed.*



- *Additional analysis identified issues and opportunities with the original concept proposed.*
- *As a result, a number of additional breakwater layout configurations are being considered*

**Next steps:**

- *Present outcome of current study with updated breakwater concepts to stakeholders / the community for feedback - It is expected this will occur in the first quarter of 2019.*
- *Seek clearances like environmental, cultural and proceed to detail design (funding to be confirmed)*
- *Budget consideration of funding for construction*
- *Undertake construction works*

**Management of existing jetty:**

- *There have been a range of improvements this year to handrails, solar lighting, stairs, fenders and sections of the deck.*
- *Scoping is underway for future works and there will be a rolling program of repairs and upgrades to the existing jetty.*
- *The intent of the rolling program is to ensure the safe and continuous operation of the existing jetty.*

**10.15 P15 Procedures for Council Meetings and Council Committee Meetings** – This is to be circulated to councilors before the January 2019 Council meeting.

**10.17 Cloppenburg Park** – Grant money has been received for the Picnic Area at Cloppenburg Park. CEO Mark Sidey to provide actual costing to councillors for this project. The decision on the location and final design are yet to be made.

**10.18 Wagait Beach Progress Association** – CEO Mark Sidey has responded to issues outlined in the Wagait Beach Progress Association’s letter of 16 October, circulating same to Councillors. Below is a summary of the Progress Associations questions, and Council’s response.

- **Irrigation at Cloppenburg Park** – The association questioned the scope of the project, water availability and stated that the project should have gone to a public meeting for consideration. *The scope of the project is consistent with proven bore flows. The project is consistent with Councils Annual and Strategic plans. The project includes valving so that watering of specific area can be turned off and on to manage water consumption. The project is currently on hold, pending confirmation of water allocation.*
- **Caravan Park / Camping Area** – The association provided a summary of pro’s and cons of this project and requested a public debate on the issue. *Council advises that public consultation will occur in due course and suggested this occur in conjunction with strategic plan feedback. This project was outlined in the previous strategic plan and has features in some annual plans. At this stage, Council is investigating the viability of such a project and until further work is undertaken there is not enough information for the consultation at this stage. Council recognises that a project such as this is significant – it follows that public consultation will occur.*
- **Strategic Planning** – The association suggested that Council has failed to meet its obligations under the Local Government Act in relation to a business plan, annual plan and strategic plan. *Council can assure all ratepayers and residents that Council’s full statutory obligations have been met.*
- **Roads** – The association has asserted that our roads are in “seriously poor condition”. *This is not the case. Council has had the Local Government Association of the Northern Territory inspect our complete road network recently. Apart from few small areas of concern, there are no significant issues with our roads. Arrangements are currently being made to make the full report available to the public.*
- **Dogs** – The association express concern about the length of time it has taken for the By-Law to be developed. Council shares this concern but notes the final draft of the By-Law is not out for a period of public consultation, concluding on 14 December.
- **Major Long-term issues.** The association raised issues including the Kenbi land claim, amalgamation, the application of Planning Act conditions to existing unincorporated landwater supply, a new ferry terminal,

the provision of a transfer station for rubbish and jetty carpark security. *Council does, and will continue to advocate on the behalf of residents / ratepayers in relation to long term issues that Council believe are appropriate priorities and that our in our sphere of influence.*

**10.19 Council Newsletter** – The newsletter for the month of October will be released this week. This is to be circulated to Councillors prior to its release to the public.

**10.20 Welcome Sign to Wagait Beach** – A quote for a Welcome to Wagait Beach sign for approx. \$600 has been received, however this quote does not include the logo or post costs. Cr Michael Vaughan would like to see the community be involved with the design of the sign. \$809.02 for a temporary speed sign for 1 week hire is excessive and council have decided not to proceed with this.

**Resolution No. 2018/279**

**That Council receives and notes the Action Sheet for the month of October 2018**

**Moved: Cr Neil White**

**Seconded: Cr Michael Vaughan**

**Vote: AIF**

**11.0 AGENDA ITEMS**

**11.1 Core Resources Lithium Project – Draft Environment Impact Statement**

Councillor Graham Drake has requested that this topic be listed for discussion. It is noted the consultation period of the draft Environment Impact Statement closes on 14 December.

Cr Graham Drake to prepare a reply on behalf of council raising concerns on how the Core Resources Lithium Project will impact the environment and Wagait Residents and have this circulated to councillors for consideration / comment.

**11.2 Section 50, Hundred of Bray**

Section 50, Hundred of Bray has been listed for sale by tender. The tender closes on 17 December 2018. Council to work with the NT Government on a proposal to acquire this land for future purposes.

**12.0 UPCOMING EVENTS**

**12.1 Hard Waste collection** – Put rubbish out 24 and 25 November.

**12.2 Australia Day** - Saturday 26 January 2018. Nominations for the Australia Day Awards close 14 December 2018. Nominations will be discussed in-camera at the next council meeting.

**13.0 LATE ITEMS AND GENERAL BUSINESS**

Nil

**14.0 IN-CAMERA ITEMS**

Nil.

**15.0 DATE OF NEXT MEETING**

The next Council Meeting is to be held on Tuesday 15 January 2019 in the Council Chambers, 62 Wagait Tower Road, Wagait Beach.

## **16.0 CLOSE OF MEETING**

The Chair declared the meeting closed at 8.30 pm.