



# **WAGAIT SHIRE COUNCIL**

## **MINUTES**

### **ORDINARY MEETING OF COUNCIL**

**TUESDAY 16 JULY 2024**

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## 1. OPENING OF MEETING

### 1.1. ADDRESS BY CHAIR AND PRESIDENT

The President:

1. Declares the meeting open at 7:03pm and welcomes all in attendance
2. Makes an acknowledgment of country
3. Advises that the meeting will be audio taped for minute taking purposes only as authorised by the Chief Executive Officer.

### 1.2. ATTENDANCE

#### ELECTED MEMBERS

Councillor	President Neil White (Chair)
Councillor	Vice President Tom Dyer (joined the meeting at 7:30pm)
Councillor	Michael Vaughan
Councillor	Peter Clee
Councillor	Sarah Smith

#### STAFF PRESENT

Chief Executive Officer	Virginya Boon
Financial Advisor	Dale Campbell (via electronic attendance)

#### PUBLIC PRESENT

#### VISITORS PRESENT

### 1.3. ELECTRONIC MEETING ATTENDANCE

#### PURPOSE

This report is to consider any Councillors attendance at this meeting via electronic means.

#### RECOMMENDATION – 2024/150

**That Council acknowledges and approves Dale Campbell to attend the meeting electronically.**

*Electronic attendance was briefly mentioned but an acceptance was not resolved (as an oversight). All Councillors present, were introduced to Dale Campbell and everyone present was aware he was attending the meeting via electronic means.*

### 1.4. APOLOGIES

Nil

### 1.5. LEAVE OF ABSENCE

Nil

## 2. DECLARATION OF INTERESTS

#### PURPOSE

This report is to ask the Councillors if they:

1. Have read the agenda papers; and
2. Wish to declare any conflicts of interest regarding any item in the agenda for this Council meeting.

**RECOMMENDATION – 2024/151**

**That Council receives the declarations of interest as listed below:**

*President Neil White advised that the Elected Member Allowances in regard to the Remuneration Tribunal Determination did affect him but he would be happy to speak about it with Council.*

**Moved:**

**Seconded:**

**Vote:**

### 3. DEPUTATIONS AND PRESENTATIONS FROM EXTERNAL AGENCIES

Nil

### 4. PETITIONS AND QUESTIONS WITH NOTICE

Nil

### 5. CONFIRMATION OF MINUTES

#### 5.1. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING

**PURPOSE**

Minutes of the previous meeting of Council are to be submitted to Council for confirmation to approve them as a true and accurate record of the meeting.

**RESOLUTION No. 2024/152**

**That Council confirm the Minutes of the Ordinary Meeting of Council held on Tuesday 18 June 2024 are a true and accurate record.**

**Moved: Cr S Smith**

**Seconded: Cr P Clee**

**Vote: AIF**

#### 5.2 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS COUNCIL MEETING

Nil

### 6. COUNCILLOR'S REPORTS

#### 6.1 President's Report

**Action:** For Receiving and Noting

**Author:** Neil White, Shire President

## PURPOSE

To update the Council on the activities undertaken by the President since the last Council meeting.

### **RESOLUTION No. 2024/153**

**That Council receives and notes President Neil White's report for the period 13 June to 12 July 2024.**

**Moved: Cr M Vaughan**

**Seconded: Cr S Smith**

**Vote: AIF**

## 7. OFFICERS' REPORTS

### 7.1 CEO REPORT FOR THE PERIOD

**Action:** For Receiving and Noting

**Author:** CEO

#### PURPOSE

To update the Council on the activities of the Chief Executive Officer (CEO) and other significant operational information since the last Council meeting.

### **RESOLUTION No. 2024/154**

**That council receives and accepts the CEO's report for the period 13 June to 10 July 2024.**

**Moved: Cr P Clee**

**Seconded: President N White**

**Vote: AIF**

### 7.2 WORKS MANAGER'S REPORT FOR THE PERIOD

**Action:** For Receiving and Noting

**Author:** Work's Manager

#### PURPOSE

To update the Council on the activities carried out by the Works and Services Team and other significant relevant information since the last Council meeting.

### **RESOLUTION No. 2024/155**

**That Council receives and notes the Works Manager's report for the period 13 June to 10 July 2024.**

**Moved: President N White**

**Seconded: Cr S Smith**

**Vote: AIF**

## 8. REPORTS REQUIRING DECISIONS OF COUNCIL

### 8.1 NT HERITAGE COUNCIL REPRESENTATIVE

**Action:** For Decision

**Author:** CEO

#### **PURPOSE**

This report has been provided to advise that LGANT has called for nominations for one representative to the NT Heritage Council (NTHC) for the current term which will end in January 2027 and to seek a decision from Council as to whether or not they wish to nominate a Wagait Shire Council elected member to the NTHC.

#### **RESOLUTION No. 2024/156**

**That Council:**

- a) receives and notes the report entitled **NT Heritage Council Representative**; and
- b) does not wish to nominate one of its Elected Members as LGANT's representative to this Council.

**Moved:** President N White

**Seconded:** Cr P Clee

**Vote:** AIF

### 8.2 NT MINISTER'S ADVISORY COUNCIL FOR SENIOR TERRITORIANS

**Action:** For Decision

**Author:** CEO

#### **PURPOSE**

This report has been provided to advise that LGANT has called for nominations for one representative to the NT Minister's Advisory Council for Senior Territorians (MACST) for the term of two years and to seek a decision from Council as to whether or not they wish to nominate a Wagait Shire Council elected member who has expressed an interest to the MACST.

#### **RESOLUTION No. 2024/157**

**That Council:**

- a) receives and notes the report entitled **'NT Minister's Advisory Council for Senior Territorians'**; and
- b) does not wish to nominate one of its Elected Members as LGANT's representative to this Council.

**Moved:** President N White

**Seconded:** Cr P Clee

**Vote:** AIF

### 8.3 GAMBA ERADICATION AND BIODIVERSITY PROJECT STEERING COMMITTEE

**Action:** For Decision

**Author:** CEO

**PURPOSE**

This report has been provided to advise that LGANT has called for nominations for one representative to the Gamba Eradication and Biodiversity and to seek a decision from Council as to whether or not they wish to nominate a Wagait Shire Council elected member to this committee.

**RESOLUTION No. 2024/158**

**That Council:**

- a) receives and notes the report regarding the report entitled 'Gamba Eradication and Biodiversity Project Steering Committee'; and
- b) does not wish to nominate one of its Elected Members as LGANT's representative to this committee.

**Moved:** Cr M Vaughan

**Seconded:** President N White

**Vote:** AFI

**8.4 POLICY REVIEW – ELECTED MEMBERS ALLOWANCES FOR 2024-25**

**Action:** For Decision

**Author:** CEO

**PURPOSE**

This report is to seek Council's approval of the 'Elected Members Allowances for 2024-25' policy.

**RESOLUTION No. 2024/159**

**That council;**

- a) receives and notes the report entitled 'Policy Review - Elected Members Allowances for 2024-25';
- b) writes to the Minister of Local Government and cc LGANT to the letter to voice concern regarding the non-negotiable Councillor Allowances as per the Remuneration Tribunal Determination; and
- c) holds off approving this policy until Council has received a response to their correspondence

**Moved:** President N White

**Seconded:** Cr M Vaughan

**Vote:** AIF

**8.5 SPORTS COURT FENCING**

**Action:** For Decision

**Author:** CEO

**PURPOSE**

To seek a decision from Council as to whether or not to use funding reserves to carry out the work required.

**RESOLUTION No. 2024/160**



**That the Council:**

- a) receives and notes the report entitled Sport Court Fencing; and
- b) does approve to use \$12,770.09 of reserves funding for this project

Moved: Cr P Clee

Seconded: Cr M Vaughan

Vote: AIF

## 8.6 COMMUNITY BENEFIT FUNDS - MAJOR COMMUNITY GRANTS R1 2024-25

**Action:** For Decision

**Author:** CEO

### **PURPOSE**

This report is to seek Council's approval to apply for funding through this grant program to assist with the costs associated with installing a roof over the Sports Court at Cloppenburg Park.

### **RESOLUTION No. 2024/161**

**That the Council:**

- a) receives and notes the report entitled Community Benefit Funds – Major Community Grants Program R1 2024-25; and
- b) approves an application to this program for the amount of \$250,000

Moved: Cr S Smith

Seconded: Cr P Clee

Vote: AIF

## 9. FINANCE REPORTS

### 9.1 MONTHLY FINANCIAL REPORT

**Action:** For Receiving and Noting

**Author:** CEO

### **PURPOSE**

### **RESOLUTION No. 2024/162**

**That Council:**

- a) notes the Chief Executive Officer certifies to the best of their knowledge, information, and belief that the internal controls implemented by Council are appropriate, and that Council's financial report best reflects the financial affairs of Council; and
- b) receives and notes the monthly financial report for June 2024.

Moved: Cr P Clee

Seconded: President N White

Vote: AIF

## 10. REPORTS FOR RECEIVING AND NOTING

## 10.1 REVIEW OF ACTION ITEMS LIST TO 12 JUNE 2024

**Action:** For Receiving and Noting

**Author:** CEO

### **PURPOSE**

To update Council on the status of the Actions List to 12 June 2024.

The Wagait Beach Sign “Marnie Jay” to be included in Action list.

#### **RESOLUTION No. 2024/163**

**That Council receives and notes the updated Actions List to 12 June 2024.**

**Moved:** Cr S Smith

**Seconded:** Cr P Clee

**Vote:** AIF

## 10.2 CORRESPONDENCE

**Action:** For Receiving and Noting

**Author:** CEO

### **PURPOSE**

To provide Council with a list of incoming and outgoing correspondence from 14 June 2024 to 12 July 2024.

#### **RESOLUTION No. 2024/164**

**That council receives and notes the incoming and outgoing correspondence from 14 June to 12 July 2024.**

**Moved:** Cr S Smith

**Seconded:** Cr M Vaughan

**Vote:** AIF

## 10.3 COMPLAINTS REGISTER

**Action:** For Receiving and Noting

**Author:** CEO

### **PURPOSE**

To update Council on complaints received from 14 June 2024 to 12 July 2024.

#### **RESOLUTION No. 2024/165**

**That Council receives and notes the Complaints Register to the 12 July 2024.**

**Moved:** Cr S Smith

**Seconded:** Cr P Clee

**Vote:** AIF

## 11. CURRENT / UPCOMING EVENTS

### RESOLUTION No. 2024/166

**That Council receives and notes the report on current and upcoming events.**

**Moved: President N White**

**Seconded: Cr M Vaughan**

**Vote: AIF**

### 11.1 TUESDAY 12 JULY, 5PM - MOVIE NIGHT – Youth Holiday Program

“The Good Dinosaur” will be shown at the Sports Ground for the final Youth Holiday Program. A sausage sizzle will start at 5pm, for the children to enjoy the BBQ before the movie begins.

### 11.2. THURSDAY 26 JULY, 10AM TO 12PM - SENIOR’S MORNING TEA

Seniors monthly Morning Tea, in the Community Centre from 10am to 12pm. This will be held in conjunction with the visit from the Remote Territory Health Care who will be doing their first visit to Wagait Beach on that day.

### 11.3 THURSDAY 8 AUGUST – SENIOR’S MONTH TRIP

The Seniors Month trip will include an excursion to the Butterfly Farm at Batchelor.

## 12. QUESTIONS FROM MEMBERS WITH OR WITHOUT NOTICE

### 12.1 COMPLAINT – TREES ON PRIVATE PROPERTY

#### PURPOSE

This report is to advise Council of a complaint made to a Councillor.

Cr Sarah Smith was approached by a resident who complained about Council Staff pushing trees over in the road verge into private properties and damaging vegetation on the private property. Council advised that the CEO would look into this matter as it was operational.

### 12.2 SEALINK FERRY ISSUES

#### PURPOSE

This report is request Council to write to the Department Infrastructure, Planning and Environment (DIPL) regarding issues with the Ferry service.

### RESOLUTION No. 2024/167

**That Council writes to DIPL requesting the following:**

- a) a response regarding DIPL’s resolution to the recent adhoc messages from Sealink cancelling services the night before Wagait Beach residents were due to catch the 6am Ferry to work**
- b) a resolution to the ongoing change of times and/or cancelling of services because of low tide issues due to the need to dredge Cullen Bay**
- c) that the Ferry Transport Advisory Committee be reinstated**

**Moved:** Cr M Vaughan  
**Seconded:** President N White  
**Vote:** AIF

### 12.3 COUNCIL ASSETS REVALUATIONS

#### PURPOSE

This report is to seek a decision from Council to engage the services of an Asset Valuer within the timeline required for auditing purposes.

Council advised that they defer this request and have requested the CEO further investigate when the last valuations were carried out and to what extent and report the findings to the August meeting.

### 12.4 DRIVEWAYS AND ROAD DRAINAGE UPGRADES

**Action:** For Decision

**Author:** CEO

#### PURPOSE

To seek a decision from Council as to whether or not to use funding reserves to carry out the work required.

#### RESOLUTION No. 2024/168

**That the Council:**

- c) receives and notes the report entitled Driveways and Road Drainage Upgrades ; and
- d) approves to use \$2,470 of additional reserves funding for this project

**Moved:** President N White

**Seconded:** Cr P Cleo

**Vote:** AIF

## 13. IN-CAMERA ITEMS

#### RESOLUTION No. 2024/169

**That Council close the meeting to the general public in accordance with section 99(2) of the Local Government Act to enable Council to discuss in a Confidential Session an item described under Local Government (General) regulation Division 2;**

- a) information about the personal circumstances of a residence or rate payer;
- b) information that would, if publicly disclosed, be likely to: (iv) prejudice the interests of the council or some other person;
- c) information provided to the Council on condition it be kept confidential.

**Moved:** Cr P Cleo

**Seconded:** President N White

**Vote:** AIF

At 8:46 pm Council closed the meeting to the general public.

### 13.1 CONFIDENTIAL ITEMS TO BE RAISED IN-CAMERA

1. Confirmation of previous In-Camera Minutes
2. Audit Committee Chair
3. CEO Review
4. Elected Member Allowances

### 13.2 RE-OPEN MEETING TO THE GENERAL PUBLIC

**RESOLUTION No. 2024/174**

**That Council re-open the meeting to the general public in accordance with section 99(1) of the Local Government Act.**

**Moved: Cr P Clee**

**Seconded: President N White**

**Vote: AIF**

At 9:10pm Council opened the meeting to the general public.

### 13.3 DECISIONS ARISING FROM THE CONFIDENTIAL SECTION

**RESOLUTION No. 2024/175**

**That Council move the following items into the Open Meeting in accordance with section 293(1) of the *Local Government Act 2019*:**

- a) 13.1 In-Camera Minutes from 18 June 2024 accepted by Resolution 2024/148
- b) 13.2 Audit Committee Chair approved by Resolution 2024/171

**Moved: Cr P Clee**

**Seconded: Cr M Vaughan**

**Vote: AIF**

#### 13.3.1. CONFIRMATION OF PREVIOUS IN-CAMERA MINUTES

##### PURPOSE

To confirm the Minutes of the previous In Camera meeting of Council. are to be submitted to Council for confirmation to approve them as a true and accurate record of the meeting.

**RESOLUTION No. 2024/170**

**That Council confirm the In-Camera Minutes of the Ordinary Meeting of Council held on Tuesday 18 June 2024 are a true and accurate record.**

**Moved: Cr S Smith**

**Seconded: Cr P Clee**

**Vote: AIF**

### 13.3.2. AUDIT COMMITTEE CHAIR

#### PURPOSE

To seek a decision from Council to appoint a Chairperson for the Audit Committee.

#### RESOLUTION No. 2024/171

That Council:

- c) receives and notes the report entitled 'Audit Committee Chair'; and
- d) approves the appointment of Ian Swan as the Chairperson for the Audit Committee

Moved: President N White

Seconded: Cr M Vaughan

Vote: AIF

### 14. CLOSE OF MEETING

The date of the next meeting is scheduled for Tuesday 20 August 2024.

The Chair declared the meeting closed at 9:11pm.