



MINUTES OF THE ORDINARY MEETING HELD IN THE COUNCIL OFFICE,
HERMANNSBURG ON FRIDAY, 28 APRIL 2023 AT 10:00AM

1 MEETING OPENED at 10:03am

An audio recording of this meeting was made for minute taking purposes as authorised by Council Policy CP151 – Audio Recordings of Meetings. Councillors may request, via majority vote if required, that no audio recording be made where issues of legitimate cultural or spiritual significance are to be discussed.

2 WELCOME from President Roxanne Kenny

3 ATTENDANCE AND APOLOGIES

Councillors:

President Roxanne Kenny, Deputy President Dalton McDonald, Councillor Bobby Abbott, Councillor Mark Inkamala, Councillor Lisa Sharman and Councillor Patrick Allen
Councillor Abraham Poulson arrived at 10:10am

Staff:

Jeff McLeod – Chief Executive Officer, Keith Hassett – Acting Director Service Delivery, Aaron Blacker – Director Technical Services, Sabine Wedemeyer – Director Community Services, Chris Kendrick – Director Corporate Services and June Crabb – Governance Officer.

Sheree Sherry – Manager Finance and Brian Robinson – Executive Manager, People and Organisational Culture arrived at 12:45pm

Guests:

Nil

Apologies:

3.1 ATTENDANCE AND APOLOGIES

OCM2023-031 RESOLVED (Patrick Allen/Lisa Sharman)

That the Ordinary Council:

- a) **Noted the attendance; and accepted the apology received from Councillor Jason Minor**
- b) **Noted the absence of Councillor Abraham Poulson who arrived late to the meeting at 10:10am**
- c) **Recorded the absence without permission of Councillor Marlene Abbott, noting the following could result in the disqualification of membership:
*In accordance with section 47 (1) (o) of the Local Government Act 2019: a***

person absent, without permission of the council in accordance with the regulations, from 2 consecutive ordinary meetings of the council.

4 LEAVE OF ABSENCE

4.1 REQUESTS FOR FUTURE LEAVES OF ABSENCES

OCM2023-032 RESOLVED (Mark Inkamala/Dalton McDonald)

That the Ordinary Council:

- a) Accepted the Request for Leave of Absence from President Roxanne Kenny from 1 May 2023 for four weeks, noting that Deputy President Dalton McDonald will be Acting President during her absence.**
- b) Noted that Councillor Mark Inkamala planned to take a leave of absence, that could include an absence from the May Special Council meeting, anticipating that his leave would start either late May or early June and he would notify Council when his exact dates were known.**
- c) Noted the Leave of Absence received from Aaron Blacker, Director Technical Services who would be on leave for five (5) days in May.**
- d) Noted the Leave of Absence received from Sabine Wedemeyer, Director Community Services who would be on leave for three (3) weeks in May.**

5 COUNCIL CODE OF CONDUCT

5.1 COUNCIL CODE OF CONDUCT

OCM2023-033 RESOLVED (Patrick Allen/Lisa Sharman)

That the Ordinary Council noted the Council Code of Conduct.

6 CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

6.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 24 FEBRUARY 2023

OCM2023-034 RESOLVED (Dalton McDonald/Lisa Sharman)

That the minutes be taken as read and be accepted as a true record of the Meeting.

7 ACCEPTANCE OF THE AGENDA AND NOTIFICATIONS OF GENERAL BUSINESS AND NON-COUNCIL BUSINESS ITEMS

7.1 NOTIFICATIONS OF GENERAL BUSINESS AND NON-COUNCIL BUSINESS ITEMS

OCM2023-035 RESOLVED (Bobby Abbott/Mark Inkamala)

That members provided notification that the following matters be raised for discussion in General Business.

- 1) By-election update
- 2) Call for attendance to the Australian Local Government Association (ALGA) Conference.
- 3) Historical graves outside of the Pioneer Cemetery, Hermannsburg.
- 4) Fence Clearing in Wallace Rockhole.

7.2 ACCEPTANCE OF AGENDA

OCM2023-036 RESOLVED (Mark Inkamala/Lisa Sharman)

That the papers circulated were received for consideration at this meeting.

8 CONFLICT OF INTEREST

8.1 CONFLICT OF INTEREST

OCM2023-037 RESOLVED (Bobby Abbott/Mark Inkamala)

That members of the Ordinary Council noted the Conflict of Interest Policy and that no conflict of interests were declared.

9 DEPUTATIONS AND PRESENTATIONS

Nil

10 NOTICES OF MOTION

Nil

11 RESCISSION MOTIONS

Nil

12 LOCAL AUTHORITY

12.1 DRAFT MINUTES OF LOCAL AUTHORITY MEETINGS

EXECUTIVE SUMMARY:

Council considers the minutes of each Local Authority Ordinary Meeting or Provisional Meeting at the next available Ordinary Council Meeting.

Attached are the draft (unconfirmed) minutes of the Local Authority meetings that have occurred since, or could not be prepared prior to the last Ordinary Council Meeting.

The Local Authority meetings covered in this report include:

- Santa Teresa – 8 February 2023
- Hermannsburg – 15 February 2023

- Titjikala – 16 February 2023
- Mt Liebig – 1 March 2023
- Papunya – 2 March 2023
- Finke – 9 March 2023
- Kintore – 15 March 2023
- Areyonga – 23 March 2023

OCM2023-038 RESOLVED (Abraham Poulson/Bobby Abbott)

That Council:

- a) **Noted and accepted the minutes of the ordinary meetings held in Santa Teresa, Hermannsburg, Titjikala, Mt Liebig, Papunya and Finke and Areyonga**
- b) **Noted and accepted the minutes of the provisional meeting held in Kintore.**
- c) **Approved the recommendation received from the Kintore Local Authority to close Project 2176 – Painting the Rec Hall’s Green Shed, and reallocate the underspend of \$90.91 to Project – Install Solar lights.**
- d) **Endorsed the recommendation of the Kintore Local Authority to accept the quotes of \$52,660.00, received for Project 2177 – Basketball Court upgrade.**
- e) **Approved the recommendation of the Kintore Local Authority to allocate \$5,934.39 to Project – Install six (6) Solar lights.**
- f) **Approved the recommendation of the Kintore Local Authority to commit \$2,800.00 from Project funds to the Youth Board for the purchase of two (2) new Softball kits, to share between the Youth Services programs and Community competitions.**
- g) **Approved the recommendation of the Kintore Local Authority to commit Discretionary funds for the following items:**
 - 1) **\$300.00 allocated to the purchase of Gift hampers for the tidy town competition to be made up of \$150 for first prize, \$100 for second prize and \$50 for third prize.**
 - 2) **\$750.00 allocated to the Youth Board for the purchase of Softball Uniforms with the Hawks design.**
 - 3) **\$2,950.00 allocated to the purchase of Gift cards and trophies for the Softball, Football and Basketball competition.**

12.2 TERMINATIONS OF LOCAL AUTHORITY MEMBERSHIPS

EXECUTIVE SUMMARY:

It is noted that the membership of Giselle Barku and Julie Dempsey were revoked at the 15 March 2023 Provisional meeting of the Kintore Local Authority, due to members being absent without notice from two consecutive Local Authority meetings.

Council is being asked to endorse the recommendations of the Authority.

The appointment of Local Authority members is terminated in accordance with para.4.15.1 of Council’s Local Authority Meeting Procedures (MC02-P2) which reads:

“It is important that Local Authority members attend meetings wherever possible.

Appointment of a local authority member may be revoked or otherwise cease if the person:

- c. Is absent for 2 consecutive meetings without the permission of the Local Authority.”*

New members are nominated and appointed in accordance with the *Local Government Act 2019* (the Act), Ministerial Guidelines and Council Procedure MC02-P2 Local Authority Meeting Procedure.

OCM2023-039 RESOLVED (Dalton McDonald/Mark Inkamala)

That Council accepted and endorsed to revoke the membership of the following members due to their absence without permission from two consecutive Local Authority meetings:

- a) Giselle Barku and Julie Dempsey of the Kintore Local Authority; and**
- b) Punata Stockman and Linda Anderson of the Papunya Local Authority.**

13 STANDING ITEMS REPORT

13.1 ACTION REGISTER

EXECUTIVE SUMMARY:

Council reviews the attached actions that have been raised at previous Ordinary Council meetings and provides the status and/or updates of each action.

OCM2023-040 RESOLVED (Dalton McDonald/Bobby Abbott)

That Council:

- a) Notes the progress on the actions in the register and kept open:**
 - OCM2021-196 – Car Ramp, noting that the Director Technical Services will contact Ngurratjuta to inquire about identifying a potential site within their lot to build a car ramp.**

- b) Approves the closure of completed actions as follows:**
 - OCM2022-156 – Signage for Cultural Areas**
 - OCM2023-011 – Submit proposals to ALGA**
 - OCM2023-023 – Submit proposals to LGANT**
 - OCM2023-023 – Sponsor Alkamilya Women’s Football Club.**

13.2 CORRESPONDENCE REPORT

EXECUTIVE SUMMARY:

This report provides Councilors with an update on correspondence received and sent by the Council/President in the period following the past Council meeting.

OCM2023-041 RESOLVED (Mark Inkamala/Patrick Allen)

That Council noted the correspondence received and recorded that no requests for action was raised in regards to the correspondence.

14 PRESIDENT AND COUNCILLORS' REPORTS

14.1 PRESIDENT'S REPORT

EXECUTIVE SUMMARY:

This report details the meetings attended by President Roxanne Kenny from February to 13 April 2023

OCM2023-042 RESOLVED (Bobby Abbott/Dalton McDonald)

That Council received the Presidents report dated from 22 February 2023 to 13 April 2023.

15 OFFICERS' REPORTS

15.1 QUARTERLY KEY PERFORMANCE INDICATOR REVIEW - REGIONAL PLAN

EXECUTIVE SUMMARY:

This report presents the progress on the 2022-23 Regional Plan key performance indicators (KPI's) as of March 2023.

Council is informed on a quarterly basis as to the progress of meeting the stated goals as outlined in the Regional Plan. The goals relate to:

- Goal 01: Developing Communities
- Goal 02: Healthy Communities
- Goal 03: Empowered Communities
- Goal 04: A Supportive Organisation

This report gives Council an opportunity to assess the KPI's and request information from Directors on if / when the goals will be met and the progress being made in achieving them.

OCM2023-043 RESOLVED (Mark Inkamala/Abraham Poulson)

That Council:

- a) noted and accepted the 3rd quarterly key performance indicator review report; and**
- b) noted that a draft of the 2023/24 Regional Plan will be presented at the May Special Council meeting.**

15.2 USE OF THE COMMON SEAL

EXECUTIVE SUMMARY:

Section 38(2) of the Local Government Act 2019 (LGA) states that "the affixing of the Common Seal to a document must be authorised or ratified [endorsed] by resolution of the Council". This report requests Council to ratify [endorse] the use of the Common Seal on the listed documents.

OCM2023-044 RESOLVED (Bobby Abbott/Mark Inkamala)

That Council ratified the use of the Common Seal on the following documents:

- a) Deed of Variation in relation to Aged Care Services 4-7T2XSAK.**
- b) Dept of Health – Engagement and Education Program.**
- c) LRCIP – Letter of Variation.**

15.3 FINANCE COMMITTEE MINUTES

EXECUTIVE SUMMARY:

The Council's Finance and Risk Committee met on 31st March 2023 in meeting room 1 at Bagot Street. The minutes of this meeting are attached for the Council's attention, these are still unconfirmed being due to be confirmed by the Committee at its next meeting in July.

OCM2023-045 RESOLVED (Patrick Allen/Dalton McDonald)

That Council noted and received the minutes of the Finance and Risk Committee of 31st March 2023.

15.4 FINANCE REPORT

EXECUTIVE SUMMARY:

In accordance with Local Government (General) Regulation 2021 Section 17:

- (1) The CEO must, in each month, give the council a report setting out:
- a) The actual income and expenditure of the council for the period from the commencement of the financial year up to the end of the previous month; and
 - b) The most recent adopted annual budget; and
 - c) Details of any material variances between the most recent actual income and expenditure of the council and the most recently adopted annual budget.

OCM2023-046 RESOLVED (Lisa Sharman/Mark Inkamala)

That Council noted and accepted the Finance Report as at 31 March 2023.

15.5 CORPORATE SERVICES REPORT

EXECUTIVE SUMMARY:

This report provides an update on the activities of the Corporate Services directorate for the months of March 2023 and April 2023.

OCM2023-047 RESOLVED (Patrick Allen/Abraham Poulson)

That Council received and noted the Corporate Services Report.

Meeting adjourned for morning tea at 11:15am

Meeting resumed at 11:33am

15.6 COMMUNITY SERVICE COUNCIL REPORT

EXECUTIVE SUMMARY:

This report provides an update on Community Services program delivery.

OCM2023-048 RESOLVED (Mark Inkamala/Abraham Poulson)

That Council:

- a) **Accepted the Community Services report**
- b) **Agreed that the model for Childcare Centres was not suited to remote communities**
- c) **Requested that MRC provide points for discussion in relation to Childcare Centre that members could raise when talking with Ministers of Cabinet.**
- d) **Requested that MRC seeks interest from the National Indigenous Australians Agency (NIAA) to extend the services for Night Patrol in MRC Communities in particular Papunya community to offer daily school pickup and drop off.**

15.7 TECHNICAL SERVICE COUNCIL REPORT

EXECUTIVE SUMMARY:

This report details recent activities of the Technical Services Directorate.

OCM2023-049 RESOLVED (Mark Inkamala/Bobby Abbott)

That Council noted and accepted the Technical Services report.

15.8 DIRECTOR SERVICE CENTRE DELIVERY REPORT

EXECUTIVE SUMMARY:

This report is an update of Council delivered services provided across the area of Local Government Service Delivery

OCM2023-050 RESOLVED (Lisa Sharman/Dalton McDonald)

That Council noted and accepted the Service Centre Delivery report.

Meeting adjourned for lunch at 12:35pm

Meeting resumed at 1:30pm

16 GENERAL BUSINESS AS RAISED AT ITEM 7.2

16.1 GENERAL BUSINESS

EXECUTIVE SUMMARY:

At the beginning of the meeting, under item 7.2, the Elected Members of the MacDonnell Regional Council have an opportunity to provide notification of matters to be raised in General Business.

OCM2023-051 RESOLVED (Mark Inkamala/Abraham Poulson)

That Council:

a) notes and discusses the items raised at Item 7.2 as follows :

1. By-Elections:

Councillor nominations for the Wards of Rodinga and Luritja Pintubi open on the 8th May 2023 and close on the 19th May 2023. MRC staff can assist nominees on what needs to be included on their nomination form, however are not permitted to fill out the form for the nominee. Councillors were reminded to encourage people who contribute actively to the community to consider running as an elected member.

Voting is open from 8th June to the 15th June 2023 at the Council offices within the communities and it is recommended that all members of these communities cast their vote during that period.

Information sessions are being held and information posters are currently displayed within communities.

2. Australian Local Government Association Conference (ALGA):

Councillors confirmed to attend the ALGA Conference held in Canberra on the 12 June 2023 to the 17 June 2023:

- President Roxanne Kenny**
- Deputy President Dalton McDonald**
- Councillor Lisa Sharman**
- Councillor Patrick Allen**

4) Fence Clearing at Wallace Rockhole.

Director of Technical Services advised that additional clearing and fire breaks had been completed and at this stage was unable to confirm where the directive had come from to widen the fire break. Upon further investigation, the Director will then determine if fees and charges would apply and will report back to Council.

OCM2023-052 RESOLVED (Bobby Abbott/Patrick Allen)

That Council supports the closure of the road between the school and the Pioneer Cemetery as it has been identified that there are historic graves outside the cemetery itself.

3) Historical Graves on the outside of Pioneer Cemetery

A report using Ground Penetrating Radar (GPR) has confirmed that there are historic graves on the outside of the cemetery wall.

Director Technical Services will investigate whether the road beside the Pioneer Cemetery is a gazetted road. Should the road be a gazetted road, due process will need to be followed to take action to close the road.

17 CLOSURE TO THE PUBLIC FOR THE DISCUSSION OF CONFIDENTIAL ITEMS

OCM2023-053 RESOLVED (Dalton McDonald/Mark Inkamala)

That Council approves the closure of the meeting to the public as confidential items are discussed. The meeting is closed in accordance with clause 51(1)(c)(iv) of the Local Government (General) Regulations 2021 as the matters to be discussed include information that, if publicly disclosed, would be likely to prejudice the interest of the council or some other person.

18.2 REMUNERATION TRIBUNAL DETERMINATIONS 2024 FINANCIAL YEAR

EXECUTIVE SUMMARY:

In line with Council's policy MC14-CP 'Confidential Information and Business Policy' items of confidential business should be considered as to how long, if at all, the item should remain confidential. The options being:

- a) the type of confidential information that should no longer be confidential after a specified period of time; or
- b) the type of confidential information that should be subject to periodic review to determine if it should no longer be confidential; or
- c) the type of confidential information that should never become public or would remain confidential for a maximum period allowed under the Information Act 2002 (i.e. 30 years)

OCM2023-055 RESOLVED (Bobby Abbott/Patrick Allen)

That Council moved resolution OCM2023-055 and the related report, resolved at the April Council confidential meeting, into open Council. The resolution being:

That Council:

- a) received and noted the report on the Remuneration Tribunal Determinations for the 2024 Financial year; and
- b) agreed to pursue a variation with the Remuneration Tribunal in their determination to the elected members travel per km.

18.4 RE-ADMITTANCE OF THE PUBLIC

EXECUTIVE SUMMARY:

Pursuant to section 99(2) of the *Local Government Act 2019* and clauses 51 and 52 of the *Local Government (General) Regulations 2021*, the meeting is to be opened to the public following the consideration of confidential matters. Resolutions will be transferred to the open meeting upon the determination of Council.

OCM2023-057 RESOLVED (Patrick Allen/Dalton McDonald)

That Council moved out of Confidential session and opened the meeting to the public.

19 DATE OF NEXT MEETING – 26 MAY 2023

20 MEETING CLOSED

The meeting concluded at 2:50 pm.

This page and the preceding 9 pages are the Minutes of the Ordinary Council Meeting held on Friday 28 April 2023 and were confirmed on 26 May 2023.



President