



MINUTES OF THE ORDINARY MEETING HELD IN THE HARTLEY STREET
COUNCIL CHAMBERS ON FRIDAY 30 OCTOBER 2020 AT 10:04 AM

1 MEETING OPENED - 10:04 AM

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 - President Roxanne Kenny

3 ATTENDANCE AND APOLOGIES

Councillors:

President Roxanne Kenny, Deputy President Greg Sharman, Cr Marlene Abbott, Cr Selina Kulitja, Cr Mark Inkamala, Cr Sarah Stockman, Cr Tommy Conway, Cr Susan Doolan, Cr Braydon Williams, Cr Dalton McDonald and Cr Annie Young

Apologies:

Cr Lynette Ellis, Cr Tommy Conway from 1:23 pm and
Simon Murphy – Director Technical Services (Leave)

Staff:

Jeff McLeod – Chief Executive Officer, Ken Newman – Director Service Delivery, Kitty Comerford Acting/Director Technical Services, Rohan Marks – Director Community Services, Bhan Pratap – Director Corporate Services, Darren Pfitzner – Manager Governance and Planning, Jeff Tan - Coordinator Communications and Engagement, Min Roebuck - Community Engagement Officer, June Crabb - Governance Administration Officer and Robert Rabotot - Governance Officer

Guests:

Professor Mick Dodson – Northern Territory Treaty Commissioner, Ursula Raymond – Northern Territory Deputy Treaty Commissioner, Steve Rossingh - Director Northern Territory Treaty Commission, Lauren Ganley – Price Waterhouse Coopers Indigenous Consulting and Bruce Fyfe – Department of the Chief Minister and Cabinet

3.1 ATTENDANCE AND APOLOGIES

OC2020-099 RESOLVED (Mark Inkamala/Selina Kulitja)

That the Ordinary Council noted the attendance and apologies of the meeting.

4 LEAVE OF ABSENCE

4.1 LEAVE OF ABSENCE

That Council noted the leave of absence of:

- a) President Roxanne Kenny from Friday, 6 November 2020, after attending the LGANT Meeting of 4,5,6 November 2020, until 22 November 2020;
- b) Jeff MacLeod – CEO of MacDonnell Regional Council from Tuesday, 10 November 2020 until Friday, 4 December 2020 and that Rohan Marks – Director Community Services will be Acting CEO during that period.

5 COUNCIL CODE OF CONDUCT

5.1 COUNCIL CODE OF CONDUCT

OC2020-100 RESOLVED (Greg Sharman/Braydon Williams)

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 28 August 2020

OC2020-101 RESOLVED (Marlene Abbott/Tommy Conway)

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 That the papers circulated are received for consideration at the meeting.

OC2020-102 RESOLVED (Dalton McDonald/Braydon Williams)

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

7.2 That members provide notification of matters to be raised in general business.

OC2020-103 RESOLVED (Greg Sharman/Tommy Conway)

7.2 That members provided notification of matters to be raised in general business as listed below:

1. Letter from the CEO of the Department of the Chief Minister and Cabinet

8 CONFLICT OF INTEREST

8.1 COUNCIL CONFLICT OF INTEREST POLICY

OC2020-104 RESOLVED (Annie Young/Susan Doolan)

That the Ordinary Council:

- a) Noted the Council Conflict of Interest Policy; and**
- b) That members did not declare any conflict of interest.**

9 DEPUTATIONS AND PRESENTATIONS

Item - 9.1 NT Treaty Commission - has been moved to another part of the document due to the late arrival of the delegation.

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 meeting or provisional meeting at the next available Ordinary Council meeting. Attached are the draft (unconfirmed) minutes of Local Authority meetings that have occurred since, or could not be prepared before, the last Ordinary Council meeting.

The Local Authority meetings covered on this report include:

- Titjikala – 6 August 2020
- Areyonga – 19 August 2020
- Hermannsburg – 20 August 2020
- Kintore – 9 September 2020
- Imanpa – 16 September 2020
- Finke – 17 September 2020
- Mount Liebig – 23 September 2020
- Papunya – 24 September 2020

OC2020-105 RESOLVED (Greg Sharman/Dalton McDonald)

That Council noted the unconfirmed minutes of the Titjikala, Areyonga, Hermannsburg, Kintore, Imanpa, Finke, Mount Liebig, Papunya Local Authority meetings.

12.2 NOMINATIONS FOR LOCAL AUTHORITIES

EXECUTIVE SUMMARY:

Council is asked to consider the five members nominated to fill vacancies in Hermannsburg, Kintore, Imanpa and Papunya.

The provisional meeting at Hermannsburg recommends the nomination of Cliff Raggett to the Hermannsburg Local Authority.

Although the nomination of Cliff Raggett was accepted by resolution at the Hermannsburg Local Authority meeting of 20 August 2020, the nominee failed to return to the Community Council Office in order to sign his nomination form.

The Local Authority meeting at Kintore approve the two nominations of Gerrard Giles and Joe Young to the Kintore Local Authority.

The Local Authority meeting at Imanpa approve the nomination of Charles Gibson to the Imanpa Local Authority.

The Local Authority meeting at Papunya approve the nomination of Graham Poulson to the Papunya Local Authority.

OC2020-106 RESOLVED (Marlene Abbott/Tommy Conway)

That Council:

- a) Noted and accepted this report;**
- b) Endorsed the nomination of Cliff Raggett to the Hermannsburg Local Authority;**
- c) Endorsed the nominations of Gerrard Giles and Joe Young to the Kintore Local Authority;**
- d) Endorsed the nomination of Charles Gibson to the Imanpa Local Authority;**
- e) Endorsed the nomination of Graham Poulson to the Papunya Local Authority.**

13 STANDING ITEMS REPORT

13.1 ACTION REGISTER

EXECUTIVE SUMMARY:

The Council regularly reviews this report which summarises actions that have been raised at previous Ordinary Council meetings and provides the status and/or updates of each action.

OC2020-107 RESOLVED (Greg Sharman/Dalton McDonald)

That Council:

- a) Noted the progress on the actions in the register;**
- b) Requested that an agenda item is placed in the next Imanpa, Finke and Docker River Local Authority meetings for discussion with the Local Authority members seeking support in organising inter-community activities between NPY and MRC Youth Services and discussing the need and development of Youth Boards through NPY; and**
- c) Identified Amoonguna, Papunya and Kintore to be the trial communities where the integrated community infrastructure plans be developed.**

13.2 CORRESPONDENCE REGISTER

EXECUTIVE SUMMARY:

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

OC2020-108 RESOLVED (Braydon Williams/Tommy Conway)

That Council noted the correspondence received.

Cr Susan Doolan left the meeting, the time being 10:25 AM

13.3 USE OF COMMON SEAL

EXECUTIVE SUMMARY:

Section 26(2) of the Local Government Act (LGA) states that “the affixing of the Common Seal to a document must be authorised or ratified [endorse] by resolution of Council”. This report requests Council to ratify [endorse] the use of the Common Seal on the listed documents.

OC2020-109 RESOLVED (Greg Sharman/Braydon Williams)

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

- Deed of Variation 3 Municipal and Essential Services, Housing Maintenance Services and Homeland Jobs 2020/2021

14 PRESIDENT AND COUNCILLORS' REPORTS

14.1 PRESIDENT'S REPORT

EXECUTIVE SUMMARY:

This report details the activities of President Kenny for the months of August and September 2020.

OC2020-110 RESOLVED (Greg Sharman/Dalton McDonald)

That Council received the President's report for the months of August and September 2020.

Cr Susan Doolan returned to the meeting, the time being 10:31 AM

Cr Greg Sharman left the meeting, the time being 10:32 AM

15 OFFICERS' REPORTS

15.1 COUNCILLOR ELECTIONS

EXECUTIVE SUMMARY:

In conjunction with the Northern Territory Electoral Commission (NTEC), MacDonnell Regional Council (MRC) has successfully fulfilled the vacant Councillor position in the Rodinga Ward.

This report acknowledges Santa Teresa resident Annie Young being declared as the new Councillor for Rodinga Ward by the NTEC, It goes on to outlines key details and dates in relation to the NT general Local Government elections next year.

OC2020-111 RESOLVED (Tommy Conway/Braydon Williams)

That Council:

- a) **Noted and accepted this report; and**
- b) **Congratulated Annie Young on being declared a Councillor for Rodinga Ward and welcomed her to the MacDonnell Regional Council.**

Cr Greg Sharman returned to the meeting, the time being 10:35 AM

15.2 POLICY

EXECUTIVE SUMMARY:

This report recommends the endorsement of the following policies:

- IR01-CP Vital Records Policy
- IR02-CP Digitisation Policy
- IR05-CP Records Management Policy
- GS03-CP Customer Complaints and Feedback Policy
- MC02-CP Local Authorities Policy

OC2020-112 RESOLVED (Marlene Abbott/Sarah Stockman)

That Council:

- a) **Approved the new IR01-CP Vital Records Policy;**
- b) **Approved the new IR02-CP Digitisation Policy;**
- c) **Approved the reviewed IR05-CP Records Management Policy;**
- d) **Approved the reviewed GS03-CP Customer Complaints and Feedback Policy;**
and
- e) **Approved the amended MC02-CP Local Authorities Policy**

15.3 COUNCIL MEETING PLANNER 2021

EXECUTIVE SUMMARY:

The 2021 Council meeting planner proposes suitable meeting dates for all Ordinary and Special Council meetings, the Finance and Risk and the Audit Committee meetings as well as Local Authority meetings for the year ahead.

Also as Council looks to prepare for the development of its strategic direction, a timeline is provided to show the consultation input and corresponding Council meetings scheduled to prepare the 2021-22 Regional Plan.

OC2020-113 RESOLVED (Greg Sharman/Tommy Conway)

That Council:

- a) **Approved the proposed dates contained in the 2021 Council meeting planner;**
and
- b) **Approved the proposed consultation schedule for preparing the 2021-22 Regional Plan.**

NT Treaty Commissioner and staff arrived to the meeting, the time being 10:41 AM

9 DEPUTATIONS AND PRESENTATIONS

9.1 NT TREATY COMMISSION

EXECUTIVE SUMMARY:

The NT Treaty Commission is providing information to the Council about the work of the NT Treaty Commission and to consult on the Commission's Discussion Paper.

OC2020-114 RESOLVED (Mark Inkamala/Braydon Williams)

That Council:

- a) Noted the deputation and provided feedback to the NT Treaty Commissioner;**
- b) Requested to place the NT Treaty Commission Executive Summary on all future Local Authority agendas; and**
- c) Requested the Director of Community Services to work on bringing the Youth Boards together for a meeting with the NT Treaty Commissioner.**

The Ordinary Council Meeting did break and the NT Treaty Commissioner and staff left the meeting, the time being 11:25 AM

The Ordinary Council Meeting resumed, the time being 11:45 AM

15 Officers' Reports - (Continued)

15.4 GRANT FUNDING ACQUITTALS

EXECUTIVE SUMMARY:

The attached grant acquittal reports for NT Grants are required to be laid before Council for acceptance.

OC2020-115 RESOLVED (Susan Doolan/Selina Kulitja)

That Council noted and approved the following grant acquittals for the 2019/20 financial year:

- SPG – Purchase of a Prime Mover and Side Tipping Trailer**
- SPG – Purchase 45' Drop Deck Trailer**
- SPG – NDRRA Central Australia Flash Flood Dec 2016/Jan 2017**
- SPG – Purchase Side Loading Compactor Truck**
- SPG – SLGIF to upgrade Council Staff Housing and Pool Infrastructure**
- SPG – SLGIF towards the construction of an upper floor to MRC Bagot Street Council Office**
- SPG – EESG towards replacements of internal/external lighting, solar hot water systems and air conditioners to Council's SDC and identified Staff Housing lots in Haasts Bluff and Papunya**
- Local Authority Project Funding**

Cr Greg Sharman left the meeting, the time being 12:00 PM
Cr Greg Sharman returned to the meeting, the time being 12:08 PM
Cr Braydon Williams left the meeting, the time being 12:20 PM

15.5 FINANCE REPORT

EXECUTIVE SUMMARY:

Regulation 18 of the Local Government (Accounting) Regulations (LGA Regs), states that a finance report must be laid before Council or a Committee tasked with reviewing the finance report each month. The report set out:

- financial year-to-date income and expenditure to the end of the previous month;
- forecast income and expenditure for the whole of the financial year;
- details of all cash and investments held (including money held in trust);
- statement of debts owed to council including aggregated amount by category and general age of debt; and
- other information required by council.

The attached report is the finance report for Council as at 30 September 2020.

OC2020-116 RESOLVED (Greg Sharman/Selina Kulitja)

That Council noted and accepted the Finance Report as at 30 September 2020.

Cr Braydon Williams returned to the meeting, the time being 12:24 PM

15.6 OCTOBER 2020 BUDGET REVISION

EXECUTIVE SUMMARY:

After review by Managers, Directors and the CEO, changes are recommended to Council's budget contained within the Regional Plan.

OC2020-117 RESOLVED (Greg Sharman/Braydon Williams)

That Council adopted the amendments to the Budget as tabled and pursuant to Section 128(2) of the Local Government Act.

15.7 FINANCE AND RISK COMMITTEE MINUTES

EXECUTIVE SUMMARY:

The Council have delegate to the Finance and Risk committee the necessary powers to carry out, on behalf of council, council financial functions in the months the council does not hold an ordinary meeting.

OC2020-118 RESOLVED (Greg Sharman/Braydon Williams)

That Council noted and received the minutes including any resolutions from Finance & Risk Committee.

The Ordinary Council Meeting did break for lunch, the time being 12:30 PM
The Ordinary Council Meeting resumed, the time being 1:23 PM

15.8 CORPORATE SERVICES REPORT AUGUST - SEPTEMBER 2020

EXECUTIVE SUMMARY:

This report provides an update on the activities and the services of the Directorate of Corporate Services for the months of August to September 2020.

OC2020-119 RESOLVED (Dalton McDonald/Greg Sharman)

That Council noted and received the Corporate Services Report for the months of August and September 2020.

Cr Roxanne Kenny left the meeting, the time being 1:42 PM
Cr Roxanne Kenny returned to the meeting, the time being 1:48 PM

15.9 DIRECTOR SERVICE CENTRE DELIVERY REPORT

EXECUTIVE SUMMARY:

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

OC2020-120 RESOLVED (Greg Sharman/Sarah Stockman)

That Council noted and accepted the attached report prepared by Ken Newman, Director Service Centre Delivery.

15.10 COMMUNITY SERVICE COUNCIL REPORT

EXECUTIVE SUMMARY:

This report provides an update on Community Services program delivery.

OC2020-121 RESOLVED (Greg Sharman/Dalton McDonald)

That Council noted and accepted the Community Services report.

15.11 TECHNICAL SERVICES REPORT

EXECUTIVE SUMMARY:

This report details recent activities of the Technical Services directorate.

OC2020-122 RESOLVED (Dalton McDonald/Greg Sharman)

That Council noted and accepted this report.

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.

OC2020-123 RESOLVED (Greg Sharman/Marlene Abbott)

- a) **That Council noted and discussed the item raised at Item 7.2 - Letter from the CEO of the Department of the Chief Minister and Cabinet.**

Cr Mark Inkamala left the meeting, the time being 2:27 PM
Cr Mark Inkamala returned to the meeting, the time being 2:30 PM
Cr Braydon Williams left the meeting, the time being 2:32 PM
The Ordinary Council Meeting did break, the time being 2:34 PM
Cr Braydon Williams returned to the meeting, the time being 2:42 PM
The Ordinary Council Meeting resumed, the time being 2:42 PM

DECISION TO MOVE TO CLOSED SESSION

OC2020-124 RESOLVED (Greg Sharman/Mark Inkamala)

That the Ordinary Council moved the meeting into a closed Confidential meeting.

Members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 65(2) of the Local Government Act, 2008 as the items lists come within the following provisions:-

17.1 Confirmation of Previous Minutes - Confidential - *The report will be dealt with under Section 65(2) (a) (ci) (ciii) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual; AND information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person; AND information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.*

17.2 Annual Report and Audited Financial Statements - *The report will be dealt with under Section 65(2) (ciii) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.*

17.2 ANNUAL REPORT AND AUDITED FINANCIAL STATEMENTS

EXECUTIVE SUMMARY:

The Council are asked to review and approve the Annual Report and Audited Financial Statements for 2019/20.

OC2020-125 RESOLVED (Braydon Williams/Greg Sharman)

That Council:

- a) **Approve the 2019/20 Annual Report;**
- b) **Approve the Audited Financial Statements for the year ended 30 June 2020; and**
- c) **Move the 2019/20 Annual Report including the Audited Financial Statements into Open Council and forward to the Minister for Local Government.**

17.3 Report on Bagot St re-development expenditure - *The report will be dealt with under Section 65(2) (ci) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on any person.*

DECISION TO MOVE TO OPEN SESSION

OC2020-126 RESOLVED (Dalton McDonald/Mark Inkamala)

That the Ordinary Council moved the meeting back to an open meeting.

16 DATE OF NEXT MEETING - FRIDAY 18 DECEMBER 2020

17 MEETING CLOSED

The meeting terminated at 3:17 PM.

This page and the preceding 10 pages are the Minutes of the Ordinary Council Meeting held on Friday, 30 October 2020 and were confirmed on Friday, 18 December 2020.

President