



Minutes of the West Arnhem Regional Council an Ordinary Meeting
Wednesday, 23 August 2023 At 9:00 am
Council Chambers, Gunbalanya

Chairperson Mayor Ryan declared the meeting open at 11:37am, welcomed all in attendance and did an Acknowledgement of Country.

ELECTED MEMBERS PRESENT

Chairperson	Matthew Ryan (Mayor)
Deputy Mayor	Elizabeth Williams
Councillor	Ralph Blyth (via video conference)
Councillor	Otto Dann
Councillor	Henry Guwiyul
Councillor	Donna Nadjamerrek
Councillor	Gabby Gumurdul

STAFF PRESENT

Chief Executive Officer (acting)	Jessie Schaecken
Chief Corporate Officer	Deirdre OSullivan (via video conference)
Chief Operating Officer(acting)	Fiona Ainsworth (via video conference)
General Manager Technical Services (acting)	Clem Beard
Governance and Risk Advisor (acting)	Ben Heaslip (via video conference)
Finance Manager	James Stockdale (via video conference)
Waste and Resource Coordinator	Sara Fitzgerald (via video conference)
Manager Community Services Support	Marnie Mitchell (via video conference)

GUESTS

Department of Chief Minister and Cabinet	Linda Weatherhead
Department of Chief Minister and Cabinet	Jacob Leonard
National Indigenous Australians Agency	David King
Department of industry tourism and Trade	Michael Sinclair
NTIBN	Hakon Dyrting

NTIBN

Grace Young

NTIBN

Russell Jeffrey

9:38am quorum not met, Council proceeded with presentations

9:38am to 10:16 Michael Sinclair presented

10:12 to 10:44 AEC presentations

10:52 to 11:26 NITBN presentations

APOLOGIES

3.1 APOLOGIES AND LEAVE OF ABSENCE

The Council considered a report on Apologies and Leave of Absence.

OCM124/2023 RESOLVED:

On the motion of Deputy Mayor Williams

Seconded Councillor Nadjamerrek

That Council received and noted Elected Member apologies for Crs Woods, Phillips and Marrawal with nil requests for leave of absence for the Ordinary Council meeting held on 23 August 2023.

CARRIED

ABSENT WITHOUT NOTICE

4.1 ABSENT WITHOUT NOTICE

The Council considered a report on Absent without Notice.

OCM125/2023 RESOLVED:

On the motion of Councillor Guwiyul

Seconded Councillor Gumurdul

That Council noted Elected Member absences without notice for Cr Kernan in line with section 47(1)(o) of the Local Government Act 2019 for the Ordinary Council meeting held on 23 August 2023.

CARRIED

ACCEPTANCE OF AGENDA

5.1 ACCEPTANCE OF AGENDA

The Council considered a report on Acceptance of Agenda.

OCM126/2023 RESOLVED:

On the motion of Mayor Ryan

Seconded Councillor Guwiyul

That the agenda papers for the Ordinary Council meeting held on 23 August 2023 as circulated be received for consideration at the meeting.

CARRIED

DECLARATION OF INTEREST OF MEMBERS OR STAFF

6.1 DISCLOSURE OF INTEREST OF MEMBERS OR STAFF

The Council considered a report on Disclosure of Interest of Members or Staff.

OCM127/2023 RESOLVED:

On the motion of Councillor Dann

Seconded Deputy Mayor Williams

That Council received the declarations of interest as listed for the meeting held on 23 August 2023.

Mayor Ryan Declared a conflict of interest in item 12.3

CARRIED

The meeting took a break 12:06 – 12:34

NIAA represented by David King was invited for a meet and greet and Council asked him some questions without notice. David joined the meeting at 12:35 and left prior to the resolution being passed

6.2 NIAA ATTENDANCE

OCM128/2023 RESOLVED:

On the motion of Councillor Blyth

Seconded Councillor Dann

That Council:

- 1. Spoke to the need for permanent presence of NIAA in the community rather than shared resources and the upskilling of local people.**
- 2. Noted that CDP lack links to existing jobs, CDP does not offer opportunities in homelands, drawing people into communities.**
- 3. Invited NIAA back to the next OCM.**
- 4. Requested that NIAA prepare a presentation for next Council meeting and relevant Local Authorities on job readiness programs, CDP/CDEP & engagement**
- 5. Suggested NIAA should bring together other work ready program providers and stakeholders to a forum to participate in open two way conversations**

CARRIED

CONFIRMATION OF PREVIOUS MINUTES

7.1 CONFIRMATION OF PREVIOUS MINUTES - ORDINARY COUNCIL MEETING HELD ON 23-24 JUNE 2023

The Council considered a report on Confirmation of Previous Minutes - Ordinary Council Meeting held on 23-24 June 2023.

OCM129/2023 RESOLVED:

On the motion of Councillor Blyth

Seconded Councillor Dann

That the minutes of 23-24 June 2023 Ordinary Council meeting are confirmed as a true and correct record of the meeting.

CARRIED

CHIEF EXECUTIVE OFFICER'S REPORTS

8.1 PRESENTATIONS AND VISITORS

The Council considered a report on Presentations and Visitors.

OCM130/2023 RESOLVED:

On the motion of Councillor Gumurdul

Seconded Councillor Nadjamerrek

That Council noted the:

- 1. Presentation by Jeff Pope from the Australian Electoral Commission on various topics**
- 2. Presentations from Michael Sinclair (Dept Industry, Tourism and Trade) Council requested DITT do community visits; and**
- 3. Presentation from NITBN, Russell Jeffery on aboriginal owned business and start-ups Council requested NTIBN return to the next Council meeting and hold a community meeting about the opportunities and assistance.**
- 4. Presentation by Ben Laidlaw from Keogh Bay Consulting regarding the Maningrida Oval Development**

5. CARRIED

8.2 REVIEW OF ACTION ITEMS LIST

The Council considered a report on Review of Action Items List.

OCM131/2023 RESOLVED:

**On the motion of Councillor Blyth
Seconded Councillor Gumurdul**

That Council:

1. Received and noted report entitled '*Review of Action items list*'; and
2. Received and noted the attachments presented at the June 22 OCM Workshop; and
3. Reviewed the outstanding resolutions, and gave approval for completed items to be removed from the list.
4. Approved for the combination of both items for burials act consultations.

CARRIED

Minute Note:

8.3 INCOMING AND OUTGOING CORRESPONDENCE

The Council considered a report on Incoming and Outgoing Correspondence.

OCM132/2023 RESOLVED:

**On the motion of Councillor Blyth
Seconded Councillor Guwiyul**

That Council:

Received and noted the attached items of incoming and outgoing correspondence during the months of July and August 2023.

CARRIED

8.4 MEETINGS AND EVENTS ATTENDED BY THE MAYOR

The Council considered a report on Meetings and Events Attended by the Mayor.

RECOMMENDATION:

That Council:

1. Received and noted the report entitled '*Meetings and Events Attended by the Mayor*'; and
2. Approved associated travel cost to attend the listed meetings and events.

8.5 BY-ELECTION KAKADU WARD

The Council considered a report on By-Election Kakadu Ward.

OCM133/2023 RESOLVED:

**On the motion of Councillor Dann
Seconded Councillor Nadjamerrek**

That Council;

1. Received and noted report entitled '*By-election Kakadu Ward*' and;
2. Endorsed the CEO's action in appointing the NT Electoral Commissioner to be the returning officer for the upcoming Kakadu Ward By-election in accordance with Section 136(7) of the *Local Government Act 2019*.

CARRIED

CORPORATE SERVICES REPORTS

9.1 FINANCE REPORT FOR THE PERIOD ENDED 30 JUNE 2023

The Council considered a report on Finance Report for the period ended 30 June 2023.

OCM134/2023 RESOLVED:

On the motion of Councillor Guwiyul

Seconded Councillor Dann

That Council received and noted report entitled '*Finance Report for the period ended 30 June 2023.*'

CARRIED

9.2 WRITE OFF DUE TO THEFT - JABIRU POOL KIOSK

The Council considered a report on Write Off Due to Theft - Jabiru Pool Kiosk.

OCM135/2023 RESOLVED:

On the motion of Deputy Mayor Elizabeth Williams

Seconded Councillor Ralph Blyth

That Council:

- 1. Received and noted report entitled '*Write off due to theft- Jabiru Pool Kiosk*' and;**
- 2. Authorise the write off of Pool Kiosk Float and Daily Takings of \$444 in the 2022/23 Financial Accounts.**

CARRIED

TECHNICAL SERVICES REPORTS

10.1 FLEET ASSET ONLINE AUCTIONS IN COMMUNITY

The Council considered a report on Fleet Asset Online Auctions in Community.

Deferred to next OCM

RECOMMENDATION:

That Council:

Received and noted the report entitled '*Asset Online Auctions in Community*'

10.2 NATIONAL FRAMEWORK FOR RECYCLED CONTENT TRACEABILITY LGANT CONSULTATION

The Council considered a report on National Framework for Recycled Content Traceability LGANT Consultation.

OCM136/2023 RESOLVED:

On the motion of Councillor Blyth

Seconded Councillor Guwiyul

That Council:

- 1. Received and noted the report entitled '*National Framework for Recycled Content Traceability LGANT Consultation*';**
- 2. Endorsed the feedback provided in the report to be included in the LGANT Submission.**

CARRIED

10.3 ANZPAC PLASTICS PACT

The Council considered a report on ANZPAC Plastics Pact.

Deferred to next OCM

RECOMMENDATION:

That Council:

- 1. Received and noted report entitled '*ANZPAC Plastics Pact*'**

COMMITTEE AND LOCAL AUTHORITY REPORTS

11.1 ADOPTION OF LOCAL AUTHORITY MEETING MINUTES.

The Council considered a report on Adoption of Local Authority Meeting minutes.

Deferred to next OCM

RECOMMENDATION:

That Council:

1. Received and noted the report entitled '*Adoption of Local Authority Meeting minutes.*' and;
2. Endorsed the minutes of the Waruwi Local Authority meeting held on 20 July 2023 and reviewed decisions made by the Local Authority.
3. Endorsed the minutes of the Maningrida Local Authority meeting held on 3 August 2023 and reviewed decisions made by the Local Authority.
4. Approved / do not approve the nominated additional members for the Waruwi Local Authority meeting.

GENERAL ITEMS

12.1 2023 NATIONAL LOCAL ROADS, TRANSPORT & INFRASTRUCTURE CONGRESS

The Council considered a report on 2023 National Local Roads, Transport & Infrastructure Congress.

OCM137/2023 RESOLVED:

On the motion of Councillor Dann

Seconded Councillor Blyth

That Council:

1. Received and Noted the report entitled '*2023 National Local Roads, Transport & Infrastructure Congress*'.
2. Nominated Mayor Ryan and one staff member as representatives of West Arnhem Regional Council to attend the National Local Roads, Transport & Infrastructure Congress in Canberra on 6-7 September 2023 and approve all associated costs for this conference.

CARRIED

12.2 2023 NT ABORIGINAL LEADERSHIP & GOVERNANCE FORUM

The Council considered a report on 2023 NT Aboriginal Leadership & Governance Forum.

OCM138/2023 RESOLVED:

On the motion of Councillor Nadjamerrek

Seconded Councillor Guwiyul

That Council

1. Received and noted report entitled '*2023 NT Aboriginal Leadership & Governance Forum*'.
2. Do not nominate a Councillor at this meeting to attend the 2023 Aboriginal Leadership & Governance Forum.
3. Circulate information with other councillors not present at meeting to see if they wish to attend.

CARRIED

12.3 HOMELANDS SCHOOL COMPANY REQUEST FOR WARC PROVIDED STAFF ACCOMMODATION IN MANINGRIDA

The Council considered a report on Homelands School Company Request for WARC Provided Staff Accommodation in Maningrida.

Mayor Ryan Declared a conflict of interest and quorum was lost – **This item will be carried over to the next meeting.**

RECOMMENDATION:

That Council:

1. Received and noted the report entitled *'Homelands School Company Request for WARC Provided Staff Accommodation in Maningrida'*
2. Approved / Did not approve the request to rent a WARC house to the Maningrida Homelands School Company; and
3. Offered a letter of support to the Maningrida Homelands School Company in their efforts to apply for their own housing or a Section 19 lease through Northern Land Council to build housing for staff accommodation.

12.4 COMMUNITY WATER QUALITY REPORT

The Council considered a report on Community Water Quality Report.

Deferred to next OCM

RECOMMENDATION:

That Council received and noted the report entitled *'Community Water Quality Report'*.

12.5 SEPTEMBER ORDINARY COUNCIL MEETING

The Council considered a report on September Ordinary Council Meeting.

OCM139/2023 RESOLVED:

On the motion of Councillor Guwiyul

Seconded Councillor Dann

That Council:

1. Received and noted the report entitled *'September Ordinary Council Meeting'*.
2. Approved to move the next Ordinary Council meeting date to the 20th

CARRIED

12.6 COUNCIL MEETING SCHEDULE FOR 2023

The Council considered a report on Council Meeting Schedule for 2023.

Deferred to next OCM

RECOMMENDATION:

That Council:

1. Received and noted the report entitled *'Council Meeting Schedule for 2023'*

12.7 KURRUNG SPORTS CARNIVAL ELECTED MEMBER PARTICIPATION

The Council considered a report on Kurrung Sports Carnival Elected Member Participation.

OCM140/2023 RESOLVED:

On the motion of Councillor Gumurdul

Seconded Deputy Mayor Williams

That Council:

1. Received and noted the report entitled *'Kurrung Sports Carnival Elected Member Participation'*.

2. Approve associated costs for Councillors to attend the Kurrung Sports Carnival once this information has been circulated with council.

CARRIED

12.8 LGANT SEEKING NOMINATION FOR NT WATER SAFETY ADVISORY COUNCIL MEMBER

The Council considered a report on LGANT Seeking Nomination for NT Water Safety Advisory Council Member.

Deferred to next OCM

RECOMMENDATION:

That Council

1. Received and noted report entitled '*LGANT Seeking Nomination for NT Water Safety Advisory Council Member*'
2. Nominate Cr to be on the NT Water Safety Advisory Council
3. Do not nominate Cr to be on the NT Water Safety Advisory Council

12.9 OPERATIONS REPORT - JULY 2023

The Council considered a report on Operations Report - July 2023.

Deferred to next OCM

RECOMMENDATION:

That Council received and noted the report entitled '*Operations Report – July 2023*'.

12.1 TECHNICAL SERVICES REPORT - AUGUST 2023

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The Council considered a report on Technical Services Report - August 2023.

Deferred to next OCM

RECOMMENDATION:

That Council received and noted the report entitled '*Technical Services Report – July 2023*'.

12.1 ORGANISATIONAL GROWTH UNIT REPORT

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The Council considered a report on Organisational Growth Unit Report.

Deferred to next OCM

RECOMMENDATION:

That Council received and noted the report entitled '*Organisational Growth Unit Report*' and the activity and progress made by the Organisational Growth unit pursuit of the strategic goals.

ELECTED MEMBER QUESTIONS WITH OR WITHOUT NOTICE

13.1 ELECTED MEMBER QUESTIONS WITH OR WITHOUT NOTICE

The Council considered a report on Elected Member Questions With or Without Notice.

OCM141/2023 RESOLVED:

On the motion of Mayor Ryan
Seconded Councillor Guwiyul

That the Chairperson invite questions with or without notice from Elected Members.

1. Cr Gumurdul raised a request for a report on Council assisting and facilitating paths for elders homes to assist with wet season pick-ups.
2. Mayor Ryan requested a report to Council on the financial viability of the Darwin Office.
3. Cr Dann raised fixing the lighting for the TV in the Gunbalanya Council Chambers
4. Deputy Mayor Williams raised upgrading the Jabiru playground.
5. Cr Dann raised concerns with communities safety due to recent increase in break ins and requested information on the cost of damages to council properties.

CARRIED

PROCEDURAL MOTIONS

14.1 CLOSURE TO THE PUBLIC FOR THE DISCUSSION OF CONFIDENTIAL ITEMS

The Council considered a report on Closure to the Public for the Discussion of Confidential Items.

**OCM142/2023 RESOLVED:
On the motion of Councillor Guwiyul
Seconded Deputy Mayor Williams**

That Council approved pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 52 of the Local Government (General) Regulations 2021 the meeting be closed to the public to consider the Confidential items of the Agenda.

CARRIED

CONFIDENTIAL ITEMS

The information in this section of the agenda is classed as confidential under section 293(1) of the *Local Government Act 2019* and regulation 51 of the *Local Government (Administration) Regulations 2021*.

NEXT MEETING

The next meeting is scheduled to take place on Wednesday, 20 September

MEETING DECLARED CLOSED

Chairperson Mayor Ryan declared the meeting closed at 15:43

This page and the preceding pages are the minutes of the ordinary council meeting Ordinary Council Meeting held on Wednesday, 23 August 2023.

Chairperson

Date Confirmed