



Minutes of the West Arnhem Regional Council Ordinary Meeting  
Wednesday, 8 June 2022 at 9:00 am  
Council Chambers, Jabiru

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**Chairperson Mayor Matthew Ryan declared the meeting open at 9:00 am, welcomed all in attendance and did an Acknowledgement of Country.**

**ELECTED MEMBERS PRESENT**

Chairperson	Matthew Ryan (Mayor)
Deputy Mayor	Elizabeth Williams (video conference)
Councillor	Ralph Blyth
Councillor	Otto Dann
Councillor	Jacqueline Phillips
Councillor	James Marrawal
Councillor	James Woods
Councillor	Donna Nadjamerrek
Councillor	Gabby Gumurdul
Councillor	Julius Don Kernan (video conference)

**STAFF PRESENT**

Chief Executive Officer	Daniel Findley
Chief Operating Officer	Rick Mulvey (video conference)
Chief Corporate Officer	David Glover
Executive Manager, Advocacy and Strategy	Brooke Darmanin
Governance and Risk Advisor	Doreen Alusa
General Manager Technical Services	Fiona Ainsworth (video conference)
Director of Organizational Growth	Kim Sutton
Finance Manager	Andrew Shaw
Project Manager Technical Services	Clem Beard (video conference)

## VISITORS

NBN	Amanda Jackes (video conference)
NBN	Ragav Kapil (video conference)
NBN	Anthony Salvemini (video conference)
NBN	Lee Savage (video conference)
Regional Network Group, Department of the Chief Minister and Cabinet	Colvin Crowe (video conference)

**Minute note:** The meeting began with a minute's silence in respect of community members who had recently passed away.

## APOLOGIES

### 3.1 APOLOGIES AND LEAVE OF ABSENCE

The Council considered a report on apologies and leave of absence.

**Council received and noted Elected Member apologies from Councillor Catherine Ralph for the Ordinary Council meeting held on 8 June 2022.**

## ABSENT WITHOUT NOTICE

### 4.1 ABSENT WITHOUT NOTICE

The Council considered a report on absences without notice.

**OCM35/2022 RESOLVED:**

**On the motion of Mayor Matthew Ryan  
Seconded Councillor James Woods**

**Council noted that Councillor Henry Guwiyul was absent without notice for the Ordinary Council meeting held on 8 June 2022 as per section 47(1)(0) of the *Local Government Act 2019*.**

**CARRIED**

## ACCEPTANCE OF AGENDA

### 5.1 ACCEPTANCE OF AGENDA

The Council considered a report on acceptance of the agenda.

**OCM36/2022 RESOLVED:**

**On the motion of Deputy Mayor Elizabeth Williams  
Seconded Councillor Jacqueline Phillips**

**The agenda papers for the Ordinary Council meeting held on 8 June 2022 as circulated were 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 the disclosure of interest of members or staff.

**Council noted that there were no declarations of interest for the meeting held on 8 June 2022.**

## CONFIRMATION OF PREVIOUS MINUTES

### 7.1 CONFIRMATION OF PREVIOUS MINUTES - ORDINARY COUNCIL MEETING HELD ON 13 APRIL 2022

The Council considered a report on the confirmation of previous minutes - Ordinary Council Meeting held on 13 April 2022.

**OCM37/2022 RESOLVED:  
On the motion of Councillor Gabby Gumurdul  
Seconded Councillor James Marrawal**

**The minutes of the 13 April 2022 Ordinary Council meeting were confirmed as a true and correct record of the meeting.**

**CARRIED**

**Minute note:** Councillor Kernan joined the meeting at 9:18 am.

## CHIEF EXECUTIVE OFFICER'S REPORTS

### 8.1 AUSTRALIAN INSITUTE OF COMPANY DIRECTORS

The Council considered a report on the Australian Institute of Company Directors.

**OCM38/2022 RESOLVED:  
On the motion of Councillor James Woods  
Seconded Councillor Ralph Blyth**

**Council noted the report and resolved that Elected Members who wish to take part in the Governance Essentials for Local Government program at the Australian Institute of Company Directors should contact the administration to get assistance to apply for a scholarship to undertake the course.**

**CARRIED**

### 8.2 PRESENTATIONS AND VISITORS

The Council considered a report on presentations and visitors.

**Council noted a presentation about the installation of NBN in Jabiru.**

**Minute note:** Amanda Jackes, Ragav Kapil, Anthony Salvemini and Lee Savage from NBN joined the meeting at 11:00 am and left at 11:07 am.

### 8.3 INCOMING AND OUTGOING CORRESPONDENCE

The Council considered a report on incoming and outgoing correspondence.

**Council received and noted items of incoming and outgoing correspondence during the months of April and May 2022.**

**Minute note:** The CEO informed the meeting about a letter sent to the Mayor and Deputy Mayor on 31 May 2022 regarding his decision not to renew his contract.

#### **8.4 REVIEW OF ACTION ITEMS LIST**

The Council reviewed the action items list.

**OCM39/2022 RESOLVED:**

**On the motion of Councillor Ralph Blyth  
Seconded Councillor James Marrawal**

**Council reviewed the outstanding resolutions, and gave approval for the following completed items to be removed from the list:**

- 1. Incorporation of unincorporated lands in the Cox-Daly and Marrakai-Douglas Daly regions (OCM20/2022).**
- 2. Vacancies - Maningrida Local Authority membership nominations (OCM30/2022).**
- 3. Consultation on draft Burial and Cremation Bill 2022 letter to the Minister for Local Government (Elected Member questions with or without notice).**
- 4. Medical services in West Arnhem communities letter to the Minister for Health (Elected Member questions with or without notice).**
- 5. Council's financial status (Elected Member questions with or without notice).**
- 6. Leadership roles In LGANT (Elected Member questions with or without notice).**
- 7. Policing in remote communities letter to the Police Commissioner (Elected Member questions with or without notice).**
- 8. Lighting in Maningrida (Elected Member questions with or without notice).**
- 9. Faulty streetlights in Jabiru (Elected Member questions with or without notice).**

**CARRIED**

#### **8.5 MEETINGS ATTENDED BY THE MAYOR**

The Council considered a report on meetings attended by the Mayor.

**OCM40/2022 RESOLVED:**

**On the motion of Councillor James Marrawal  
Seconded Councillor Gabby Gumurdul**

**Council noted the list of meetings attended by the Mayor and approved the associated costs of travel for the meetings.**

**CARRIED**

## 8.6 REVIEW OF THE RISK MANAGEMENT AND AUDIT COMMITTEE CHARTER AND TERMS OF REFERENCE

The Council considered a report on the review of the Risk Management and Audit Committee Charter and Terms of Reference.

**OCM41/2022 RESOLVED:**  
On the motion of Deputy Mayor Elizabeth Williams  
Seconded Mayor Matthew Ryan

**Council:**

- Noted the report; and
- Approved the attached updated *Risk Management and Audit Committee Charter (Version 2022.0)* and the *Risk Management and Audit Committee Terms of Reference (Version 2022.0)*.

**CARRIED**

**Minute note:** Deputy Mayor Williams left the meeting at 11:00 am.

## CORPORATE SERVICES REPORTS

### 9.1 FINANCE REPORT FOR THE PERIOD ENDED 30TH APRIL 2022

The Council considered a report on the finance report for the period ended 30th April 2022.

**OCM42/2022 RESOLVED:**  
On the motion of Councillor Gabby Gumurdul  
Seconded Councillor Otto Dann

**Council approved the financial management report for the period ended 30<sup>th</sup> April 2022.**

**CARRIED**

**Minute note:** The meeting broke off for tea break at 11:08 am and resumed at 11:30 am.

### 9.2 ADOPTION OF RATES AND CHARGES FOR FINANCIAL YEAR 2022-2023

The Council considered a report on the adoption of rates and charges for the 2022-2023 financial year.

**OCM43/2022 RESOLVED:**  
On the motion of Councillor Ralph Blyth  
Seconded Councillor Gabby Gumurdul

**Council:**

1. Accepted the CEO rates assessment record for 2022-23;
2. Noted that no submissions were received from the public on rates, special rates, and charges; and
3. Declared its rates and charges for the 2022-2023 financial year as per the attached document "West Arnhem Regional Council - Rates Declaration 2022-2023" in accordance with sections 237(1) and 237 (2) of the *Local Government Act 2019*.

**CARRIED**

### 9.3 WEST ARNHEM REGIONAL COUNCIL OPERATING BUDGET 2022-2023

The Council considered a report on West Arnhem Regional Council's operating budget for 2022-2023.

**OCM44/2022 RESOLVED:**

**On the motion of Councillor Gabby Gumurdul  
Seconded Councillor James Woods**

**Council:**

- **Approved the adoption of the operating budget 2022-23; and**
- **Approved the proposed new Capital Reserve allocations for inclusion in the 2022-2023 budget.**

**CARRIED**

### 9.4 ADOPTION OF WEST ARNHEM REGIONAL COUNCIL PLAN AND BUDGET 2022-2023

The Council considered a report on the adoption of the *West Arnhem Regional Council Plan and Budget 2022-2023*.

**OCM45/2022 RESOLVED:**

**On the motion of Mayor Matthew Ryan  
Seconded Councillor Ralph Blyth**

**Council:**

- **Noted that as of 31 May 2022, no submissions had been received from the public on the draft *West Arnhem Regional Council Plan and Budget 2022-2023*;**
- **Noted that the administration had made minor amendments to the *West Arnhem Regional Council Plan and Budget 2022-2023*; and**
- **Adopted the *West Arnhem Regional Council Plan and Budget 2022-2023* in accordance with section 35(1) of the *Local Government Act 2019*.**

**CARRIED**

### 9.5 WEST ARNHEM REGIONAL COUNCIL - BUDGET 2021-22 - SECOND REVISION

The Council considered a report on the second revision of West Arnhem Regional Council - Budget 2021-2022.

**OCM46/2022 RESOLVED:**

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

**Council adopted the second revised operating and capital budget for 2021-2022.**

**CARRIED**

### 9.6 ORGANISATIONAL GROWTH UNIT REPORT

The Council considered the Organisational Growth Unit report.

**Council received and noted the report on the activity and progress made by the Organisational Growth unit in pursuit of the strategic goals.**

## TECHNICAL SERVICES REPORTS

### 10.1 DISPOSAL OF SURPLUS FLEET ASSETS

The Council considered a report on the disposal of surplus fleet assets.

**OCM47/2022 RESOLVED:**

On the motion of Mayor Matthew Ryan  
Seconded Councillor Gabby Gumurdul

That Council received and noted the report, and approved the sale via auction of the following vehicle:

1. 2016 Isuzu DMax utility - Gunbalanya

**CARRIED**

## COMMITTEE AND LOCAL AUTHORITY REPORTS

### 11.1 REPORT FOR THE MINJILANG LOCAL AUTHORITY MEETING HELD ON 18 MAY 2022

The Council considered a report for the Minjilang Local Authority meeting held on 18 May 2022.

**OCM48/2022 RESOLVED:**

On the motion of Councillor Gabby Gumurdul  
Seconded Councillor James Marrawal

**Council:**

- Noted the unconfirmed minutes of the Minjilang Local Authority meeting held on 18 May 2022;
- Noted the nomination of the following to the Minjilang Local Authority members nomination committee:
  1. Chairperson Matthew Nagarlbin
  2. Mr Shane Wauchope
  3. Councillor James Marrawal
  4. Ms Cathy Makings (providing administrative support); and
- Approved the removal of the following members from the Minjilang Local Authority as per the Minjilang Local Authority's recommendation:
  1. Mr Lachlan Nagegeyo
  2. Mr Charles Yirrawala
  3. Mr Jimmy Cooper

**CARRIED**

#### **11.2 REPORT FOR THE GUNBALANYA LOCAL AUTHORITY MEETING HELD ON 26 MAY 2022**

The Council considered a report for the Gunbalanya Local Authority meeting held on 26 May 2022.

**OCM49/2022 RESOLVED:**

**On the motion of Councillor James Marrawal  
Seconded Councillor Gabby Gumurdul**

**Council:**

- **Noted the unconfirmed minutes of the Gunbalanya Local Authority meeting held on 26 May 2022;**
- **Noted the nomination of the following to the Gunbalanya Local Authority members nomination committee:**
  - 1. Chairperson Andy Garnarradj**
  - 2. Mr Henry Yates**
  - 3. Councillor Donna Nadjamerrek**
  - 4. Mr Paul Avery (providing administrative support);**
- **Approved the allocation of \$20,000 of Local Authority funding to meet costs for the architectural and structural drawings for the ablution block designs; and**
- **Directed the administration:**
  - **To contact the Power and Water Corporation to investigate options for repairing pipes that supply water to the airport.**
  - **To investigate additional options for supplying water to the airport and present a report at the 28 July 2022 Gunbalanya Local Authority meeting.**

**CARRIED**

#### **11.3 REPORT FOR THE WARRUWI LOCAL AUTHORITY MEETING HELD ON 19 MAY 2022**

The Council considered a report for the Warruwi Local Authority meeting held on 19 May 2022.

**Council noted the unconfirmed minutes of the Warruwi Local Authority meeting held on 19 May 2022.**

#### **11.4 REPORT FOR THE MANINGRIDA LOCAL AUTHORITY MEETING HELD ON 25 MAY 2022**

The Council considered a report for the Maningrida Local Authority meeting held on 25 May 2022.

**OCM50/2022 RESOLVED:**

**On the motion of Councillor James Marrawal  
Seconded Councillor Jacqueline Phillips**

**Council:**

- **Noted the unconfirmed minutes of the Maningrida Local Authority meeting held on 25 May 2022;**
- **Approved the allocation of \$35,000 from Maningrida Local Authority funding towards the cost of a fireworks display for the 2023 New Year's Eve celebrations in Maningrida; and**
- **Directed the administration to send letters to other service providers in Maningrida, and request them to co-contribute to the cost of the 2023 New Year's Eve celebrations.**

**CARRIED**

#### **11.5 MINUTES OF THE RISK MANAGEMENT AND AUDIT COMMITTEE MEETING HELD ON 31 MAY 2022**

The Council considered a report on minutes of the Risk Management and Audit Committee meeting held on 31 May 2022.

**OCM51/2022 RESOLVED:**

**On the motion of Mayor Matthew Ryan  
Seconded Councillor Jacqueline Phillips**

**Council:**

- 1. Accepted the unconfirmed minutes of the Risk Management and Audit Committee meeting held on 31 May 2022; and**
- 2. Adopted the resolutions contained therein.**

**CARRIED**

#### **11.6 MINUTES OF THE SPECIAL FINANCE COMMITTEE MEETING HELD ON 9 MAY 2022**

The Council considered a report on the minutes of the Special Finance Committee meeting held on 9 May 2022.

**OCM52/2022 RESOLVED:**

**On the motion of Councillor Gabby Gumurdul  
Seconded Councillor Jacqueline Phillips**

**Council:**

- 1. Accepted the unconfirmed minutes of the open section of the Special Finance Committee meeting held on 9 May 2022;**
- 2. Noted that Mayor Matthew Ryan will not be on leave from 21 May 2022 to 21 July 2022, and rescinds resolution SFC22/2022 that was passed regarding this matter; and**
- 3. Adopted all other resolutions contained in the minutes.**

**CARRIED**

### **GENERAL ITEMS**

#### **12.1 OPERATIONS REPORT - APRIL AND MAY 2022**

The Council considered the operations report - April and May 2022.

**Council received and noted the operations report for April and May 2022.**

#### **12.2 VACANCIES - MANINGRIDA LOCAL AUTHORITY MEMBERSHIP NOMINATION**

The Council considered a nomination for Maningrida Local Authority membership.

**OCM53/2022 RESOLVED:**

**On the motion of Councillor Otto Dann  
Seconded Councillor James Woods**

**Council considered and approved the nomination of Ms Sophia Brian to the Maningrida Local Authority.**

**CARRIED**

### **12.3 CALL FOR NOMINATIONS – NORTHERN TERRITORY TOBACCO CONTROL ACTION COMMITTEE**

The Council considered a report on Elected Members nominations as representatives of the Local Government Association of the Northern Territory (LGANT) on the Northern Territory Tobacco Control Action Committee.

**OCM54/2022 RESOLVED:**

**On the motion of Councillor Gabby Gumurdul**

**Seconded Councillor James Marrawal**

**Council approved the nomination of Councillor Jacqueline Phillips for consideration as the LGANT's representative on the Northern Territory Tobacco Control Action Committee.**

**CARRIED**

### **12.4 CALL FOR NOMINATIONS – PRESCRIBED CORPORATION PANEL**

The Council considered a report on call for nominations – Prescribed Corporation Panel.

**Council:**

- **Received and noted that report; and**
- **Noted that Elected Members had until 13 July 2022 to nominate for the Prescribed Corporation Panel (PCP) for consideration and approval at the Special Finance Committee meeting.**

### **12.5 LGANT POSITIONS FOR REGIONAL COUNCILS**

The Council considered a report on LGANT positions for regional councils.

**Council noted and discussed the report on the process of vying for a position on the LGANT Executive.**

### **12.6 COUNCIL MEETINGS AND WORKSHOPS**

The Council considered a report on Council meetings and workshops.

**Council noted that the report will be presented for further discussions and consideration at the next Council meeting.**

### **12.7 SPONSORSHIP OF THE JABIRU BOMBERS - 2022-2023**

The Council considered a report on the sponsorship of the Jabiru bombers - 2022-2023.

**OCM55/2022 RESOLVED:**

**On the motion of Councillor Ralph Blyth**

**Seconded Mayor Matthew Ryan**

**Council donated \$5000 (including GST) to the Jabiru Bombers Football Club.**

**CARRIED**

## 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.

The Chairperson received the following questions with or without notice from Elected Members:

1. Maintenance of graveyards in West Arnhem communities: It was noted that:
  - a. This matter is under consideration as per the contents of the draft Burial and Cremation Bill 2022.
  - b. The administration will follow up with the Department of the Chief Minister and Cabinet regarding consultation on the Bill in communities.
2. Animal control in Maningrida: It was noted that rangers and the Northern Territory police were working together to resolve any dangers posed by animals.
3. Pollution of waterways in Maningrida: It was noted that the administration would assist Councillor Kernan to liaise with other stakeholders in the community to discuss the pollution of waterways in Maningrida.
4. Lighting in ceremony spots in Maningrida: It was noted that the administration will investigate lighting options and a report will be presented at the Local Authority meeting.
5. Road repairs in communities: It was noted that the administration will investigate options for road repairs and present a report at the next Council meeting.
6. Page 8 of the *Regional Plan and Budget 2022-2023*: It was noted that an enlarged excerpt of the "Our Councillor's" page (without their first names) would be put up in all communities.
7. Cultural training: It was noted that part of the video on cultural training would be played at the next Council workshop.
8. Morgue in Maningrida: It was noted that the Maningrida Local Authority had approved funding to put up a shade and shelters near the morgue.

## 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.

#### OCM56/2022 RESOLVED:

On the motion of Councillor James Marrawal  
Seconded Councillor Ralph Blyth

The Council approved the closure of the meeting to the public as confidential items were about to be discussed. The meeting closed in accordance with regulation 51(c) of the *Local Government (General) Regulations 2021* as the matters to be discussed included information that, if publicly disclosed, would be likely to cause commercial prejudice to or confer an unfair commercial advantage on any person; or (ii) prejudice the maintenance or administration of the law; or (iii) prejudice the security of the council, its members or staff; or (iv) subject to subregulation (3) – prejudice the interests of the council or some other person.

**CARRIED**

**Minute note:** The confidential section of the meeting began at 2:05 pm.

## 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 (General) Regulations 2021*.

### 1.5 DISCLOSURE OF CONFIDENTIAL RESOLUTIONS AND RE-ADMITTANCE OF THE PUBLIC

The Council considered a report on the disclosure of confidential resolutions and re-admittance of the public.

**OCM61/2022 RESOLVED:**

**On the motion of Councillor James Woods  
Seconded Councillor Gabby Gumurdul**

**Council opened the meeting to the public after the discussion of confidential items, and approved to disclose selected resolutions from the confidential section of this meeting in the non-confidential meeting minutes.**

**CARRIED**

### 1.1 WEST ARNHEM REGIONAL COUNCIL - COMMERCIAL SECOND REVISED BUDGET 2021-22

The Council considered a report on the commercial second revised budget 2021-2022 for West Arnhem Regional Council.

**OCM57/2022RESOLVED:**

**On the motion of Mayor Matthew Ryan  
Seconded Councillor Gabby Gumurdul**

**Council adopted the revised Operating and Capital Commercial Budget 2021-22.**

**CARRIED**

### 1.2 WEST ARNHEM REGIONAL COUNCIL COMMERCIAL BUDGET 2022-23

The Council considered a report on West Arnhem Regional Council Commercial Budget 2022-2023.

**OCM58/2022 RESOLVED:**

**On the motion of Councillor James Marrawal  
Seconded Councillor Gabby Gumurdul**

**Council adopted the West Arnhem Regional Council Commercial Budget 2022-2023 as per section 203(1) of the *Local Government Act 2019*.**

**CARRIED**

**1.3 CONFIRMATION OF PREVIOUS MINUTES - CONFIDENTIAL SPECIAL FINANCE COMMITTEE MEETING HELD ON 9 MAY 2022**

The Council considered a report on the confirmation of previous minutes - confidential Special Finance Committee meeting held on 9 May 2022.

**OCM59/2022 RESOLVED:**

**On the motion of Councillor James Woods  
Seconded Councillor James Marrawal**

**Council noted the confidential minutes of the 9 May Special Finance Committee meeting and adopted the resolutions contained therein.**

**CARRIED**

**1.4 CONFIRMATION OF PREVIOUS MINUTES - CONFIDENTIAL RISK MANAGEMENT AND AUDIT COMMITTEE MEETING HELD ON 31 MAY 2022**

The Council considered a report on confirmation of previous minutes - confidential Risk Management and Audit Committee meeting held on 31 May 2022.

**OCM60/2022 RESOLVED:**

**On the motion of Councillor Gabby Gumurdul  
Seconded Mayor Matthew Ryan**

**Council noted the confidential minutes of the 31 May 2022 Risk Management and Audit Committee meeting and adopted the resolutions contained therein.**

**CARRIED**

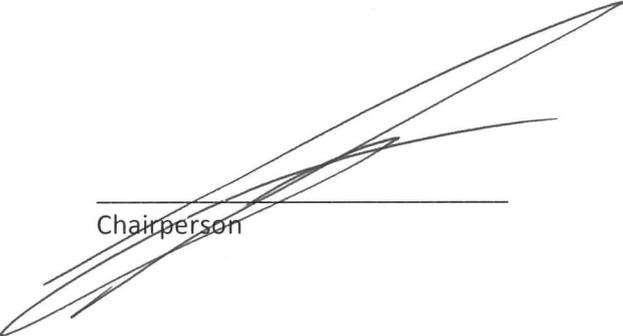
**NEXT MEETING**

The next meeting is scheduled to take place on Wednesday, 10 August 2022.

**MEETING DECLARED CLOSED**

Chairperson Mayor Matthew Ryan declared the meeting closed at 2:36 pm.

This page and the preceding twelve (12) pages are the minutes of the Ordinary Council meeting held on Wednesday, 8 June 2022.

  
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Chairperson

10/08/2022

Date Confirmed

