



Minutes of the West Arnhem Regional Council Ordinary Council Meeting
Wednesday, 23 October 2024 at 10:00 am
Council Chambers

1 ACKNOWLEDGEMENT OF COUNTRY AND OPENING OF MEETING

Chairperson Mayor Woods declared the meeting open at 10:19 am, welcomed all in attendance and did an Acknowledgement of Country.

ELECTED MEMBERS PRESENT

Chairperson	James Woods (Mayor)
Deputy Mayor	Elizabeth Williams
Councillor	Ralph F. Blyth
Councillor	Mickitja Onus
Councillor	Otto Dann
Councillor	Donna Nadjamerrek
Councillor	Monica Wilton
Councillor	Jacqueline Phillips
Councillor	James Marrawal
Councillor	Jermaine Namanurki

STAFF PRESENT

Chief Executive Officer	Andrew Walsh
Director Community and Council Services	Fiona Ainsworth
Director Finance	Jocelyn Nathanael-Walters
Communications and Public Relation Coordinator	Heidi Walton
General Manager, Technical Service (Acting)	Clem Beard
Governance Advisor	Jasmine Mortimore

GUESTS

Colvin Crowe	Department of Chief Minister and Cabinet
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3 APOLOGIES AND ABSENCES

Agenda Reference:	3.1
Title:	Apologies, Leave of Absence and Absent Without Notice
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Apologies, Leave of Absence and Absent Without Notice.

OCM296/2024 RESOLVED:
On the motion of Cr Onus
Seconded Mayor Woods

THAT COUNCIL:

1. Notes the absence of Cr Guwiyul and Cr Gumurdul.
2. Notes the apology received from Cr Gumurdul.
3. Determines Cr Gumurdul is absent with permission of the Council.
4. Determines Cr Guwiyul is absent without permission of the Council;
5. Request letter be sent to Cr Gumurdul outlining absences and apologies from meetings throughout the year; and
6. Request letter be sent to Cr Guwiyul informing him of disqualification from Council.

CARRIED

4 ACCEPTANCE OF AGENDA

Agenda Reference:	4.1
Title:	Acceptance of Agenda
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Acceptance of Agenda.

OCM297/2024 RESOLVED:
On the motion of Deputy Mayor Williams
Seconded Cr Namanurki

THAT COUNCIL accept the agenda papers as circulated for the Ordinary Council meeting held on 23 October 2024, including items tabled from the Supplementary agenda.

CARRIED

5 DECLARATION OF INTEREST OF MEMBERS OR STAFF

Agenda Reference:	5.1
Title:	Disclosure of Interest of Members or Staff
Author:	Jasmine Mortimore, Governance Advisor

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

OCM298/2024 RESOLVED:
On the motion of Cr Onus
Seconded Cr Wilton

THAT COUNCIL

1. Receive the declarations of interest for Cr Phillips and Cr Dann for item 12.5, 12.6 for their position on the NLC board, as listed for the Ordinary Council meeting held on 23 October 2024;
2. Receive the declarations of interest for Cr Phillips and Cr Dann for item 12.2 for their position on the NLC board, as listed for the Supplementary Council meeting held on 23 October 2024.

CARRIED

6 CONFIRMATION OF PREVIOUS MINUTES

Agenda Reference:	6.1
Title:	Confirmation of Ordinary and Special Council Meeting Minutes
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Confirmation of Ordinary and Special Council Meeting Minutes.

OCM299/2024 RESOLVED:
On the motion of Cr Blyth
Seconded Cr Namanurki

THAT COUNCIL

1. Confirm the minutes of 30 September 2024 Ordinary Council meeting as a true and correct record of the meeting.
2. Confirm the minutes of 30 September 2024 Special Council meeting as a true and correct record of the meeting.

CARRIED

7 ACTION REPORTS

Agenda Reference:	7.1
Title:	Review of Action Items
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Review of Action Items.

OCM300/2024 RESOLVED:
On the motion of Cr Blyth
Seconded Mayor Woods

THAT COUNCIL:

1. Receive and note the report titled *Review of Action Items*;
2. Review the outstanding action items and give approval for completed items to be removed from the register; and
3. Request item 10 be removed from the action register as it is not a priority of Council at this time and recognise the past councillors who designed the WARC logo.

CARRIED

Agenda Reference:	7.2
Title:	Approval to Dispose of Surplus Fleet Assets
Author:	Graham Baulch, Project Coordinator Fleet Operations

The Council considered a report on Approval to Dispose of Surplus Fleet Assets.

OCM301/2024 RESOLVED:
On the motion of Cr Blyth
Seconded Mayor Woods

THAT COUNCIL:

1. Receive and note the report titled Approval to Dispose of Surplus Fleet Assets; and
2. Approve the disposal of listed assets: 988044 and 988063 offered for expression of interest in community with no reserve.

CARRIED

Agenda Reference:	7.3
Title:	Amendment to Expenditure of WaRM Grant Funding

Author:	Sara Fitzgerald, Waste and Resource Coordinator
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The Council considered a report on Amendment to Expenditure of WaRM Grant Funding.

OCM302/2024 RESOLVED:

On the motion of Cr Blyth

Seconded Cr Dann

THAT COUNCIL:

1. Receive and note the report titled *Amendment to Expenditure of WaRM Grant Funding*; and
2. Approve the expenditure of the following amounts from the WaRM Grant Funding of \$140,000:
 - \$85,000 contribution towards purchase of a new Wheel Loader for Maningrida;
 - \$25,000 for Recycling activities and infrastructure;
 - \$15,000 for Community Engagement Activities;
 - \$10,000 for Reduce, Reuse, Recycle Community Grant Program; and
 - \$ 5,000 to run a West Arnhem Waste Forum.

CARRIED

Agenda Reference:	7.4
Title:	Remote Jobs & Economic Development Program
Author:	Andrew Walsh, Chief Executive Officer

The Council considered a report on Remote Jobs & Economic Development Program.

OCM303/2024 RESOLVED:

On the motion of Mayor Woods

Seconded Cr Marrawal

THAT COUNCIL:

1. Receive and note the report titled *Remote Jobs & Economic Development Program*; and
2. Approve West Arnhem Regional Council applying for the following positions and support funding under the Remote Jobs and Economic Development program:
 - Animal Control Officers – Jabiru x 2
 - Funeral Cultural and Burial Liaison Officer – Maningrida x 2
 - Oval and Sports Field Caretaker – Maningrida, Gunbalanya, Jabiru x 2 (per location).
 - Aquatic Lifeguard – Maningrida, Jabiru x 2 (per location)
 - Data & Records Officer Trainee – Darwin x 1
 - Resource Officers (Waste Awareness) - All Locations

CARRIED

8 RECEIVE AND NOTE REPORTS

Agenda Reference:	8.1
Title:	Incoming and Outgoing Correspondence
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Incoming and Outgoing Correspondence.

OCM304/2024 RESOLVED:

On the motion of Deputy Mayor Williams

Seconded Cr Onus

THAT COUNCIL receive and noted the attached items of incoming and outgoing correspondence.

CARRIED

Agenda Reference:	8.2
Title:	Jabiru Landfill EPA License Update
Author:	Sara Fitzgerald, Waste and Resource Coordinator

The Council considered a report on Jabiru Landfill EPA License Update.

OCM305/2024 RESOLVED:
On the motion of Cr Wilton
Seconded Cr Onus

THAT COUNCIL receive and note the report titled *Jabiru Landfill EPA License Update*.

CARRIED

Agenda Reference:	8.3
Title:	Technical Services Projects Report
Author:	Clem Beard, Acting General Manager Technical Services

The Council considered a report on Technical Services Projects Report.

OCM306/2024 RESOLVED:
On the motion of Deputy Mayor Williams
Seconded Mayor Woods

THAT COUNCIL:

1. Receives and notes the report titled *Technical Services Projects Report*;
2. Kakadu Ward Councillors acknowledge the work and thanks the team who delivered the Jabiru Grandstands; and
3. Mayor Woods thanked WARC staff on their effort and work with delivering all projects in the region.

CARRIED

9 ELECTED MEMBER QUESTIONS WITH OR WITHOUT NOTICE

Agenda Reference:	9.1
Title:	Elected Member Questions with or without Notice
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Elected Member Questions with or without Notice.

OCM307/2024 RESOLVED:
On the motion of Cr Dann
Seconded Cr Onus

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

1. Requests letter be sent to DLI and BAC on the road works at dreaming lady with regards to lack of consultation with Traditional Owners, noting that Cr Phillips will provide an update to Elected Members from BAC CEO;
2. Cr Dann raised concerns over the Gunbalanya Shoulder works undertaken earlier in the year. Administration confirmed the faults have been reported and rectification works will be undertaken at no cost to Council prior to the Wet Season. Council is also currently planning full internal roads reseal in the 2025-2026 financial year;
3. Maningrida Elected Members raised concerns with lack of Council services such as public toilets, access to drinking water and public bins in all our communities and asked administration to investigate these projects;

4. Invite Nja-Marleya Cultural Leaders and Justice Group and the Department Housing, Local Government and Community Development - Local Government Unit to discuss Bylaws in Maningrida to control animals;
5. Requested sprinkler be fixed in Maningrida; and
6. Cr Onus raised concerns with the condition of the Brockman Oval (holes on playing field) and cricket Oval - awaiting formal correspondence from Jabiru Bombers Football Club.

CARRIED

Supplementary Agenda Items

Minute Note: Meeting broke for lunch at 12:08 and recommenced at 12:45
Cr Blyth, Cr Dann were not present at opening of meeting

Agenda Reference:	8.1 - Supplementary Agenda Item
Title:	WARC Delegations Manual
Author:	Andrew Walsh, Chief Executive Officer

Cr Blyth joined at 12:49pm

Cr Dann joined the meeting at 12:50

The Council considered a report on WARC Delegations Manual.

OCM308/2024 RESOLVED:

On the motion of Mayor Woods

Seconded Cr Wilton

THAT COUNCIL:

1. Received and noted the report titled *WARC Delegations Manual*;
2. Approved the revised Delegations Manual tabled at the meeting; and
3. Approve amendment to item 32 to seek Council authorisation by resolution for Banking.

CARRIED

Agenda Reference:	9.1 - Supplementary Agenda Item
Title:	Meetings and Events attended by the Mayor
Author:	Jasmine Mortimore, Governance Advisor

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

OCM309/2024 RESOLVED:

On the motion of Cr Phillips

Seconded Cr Dann

THAT COUNCIL receive and note the report titled *Meetings and Events attended by the Mayor*.

CARRIED

Agenda Reference:	9.2 - Supplementary Agenda Item
Title:	Meetings and Events attended by the CEO
Author:	Andrew Walsh, Chief Executive Officer

The Council considered a report on Meetings and Events attended by the CEO.

OCM310/2024 RESOLVED:

On the motion of Deputy Mayor Williams

Seconded Mayor Woods

THAT COUNCIL receive and note the report titled *Meetings and Events attended by the CEO*.

CARRIED

Agenda Reference:	9.3 - Supplementary Agenda Item
Title:	Finance Report for the period ended 30 September 2024
Author:	Jocelyn Nathanael-Walters, Director Finance Corey White, Accountant

The Council considered a report on Finance Report for the period ended 30 September 2024.

**OCM311/2024 RESOLVED:
On the motion of Cr Blyth
Seconded Cr Nadjamerrek**

THAT COUNCIL receive and note the report titled *Finance Report for the period ended 30 September 2024*.

CARRIED

10 PROCEDURAL MOTIONS

Agenda Reference:	10.1
Title:	Closure to the Public for the Discussion of Confidential Items
Author:	Jasmine Mortimore, Governance Advisor

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

**OCM312/2024 RESOLVED:
On the motion of Deputy Mayor Williams
Seconded Mayor Woods**

That 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

12 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*.

Agenda Reference:	12.7
Title:	Disclosure of Confidential Resolutions and Re-admittance of the Public
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Disclosure of Confidential Resolutions and Re-admittance of the Public.

**OCM322/2024 RESOLVED:
On the motion of Mayor Woods
Seconded Deputy Mayor Williams**

THAT COUNCIL open the meeting to the public after the discussion of confidential items, and approve to disclose the resolution 12.2, 12.3 and 12.4 from the confidential section of this meeting in the non-confidential meeting minutes.

CARRIED

Agenda Reference:	12.1
Title:	Confirmation of Confidential Ordinary and Special Council Meeting Minutes
Author:	Jasmine Mortimore, Governance Advisor

The Report will remain confidential under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(ii). It contains information that would, if publicly disclosed, be likely to: prejudice the maintenance or administration of the law.

Agenda Reference:	12.2
Title:	Incoming and Outgoing Correspondence
Author:	Jasmine Mortimore, Governance Advisor

The Council considered a report on Incoming and Outgoing Correspondence.

OCM318/2024 RESOLVED:
On the motion of Cr Marrawal
Seconded Cr Namanurki

THAT COUNCIL receive and note the attached items of incoming and outgoing correspondence.

CARRIED

Agenda Reference:	12.3
Title:	Tender Evaluation- Langford Smith Drive and footpath resealing works
Author:	Hilal Ahmad, Senior Project Manager

The Council considered a report on Tender Evaluation- Langford Smith Drive and footpath resealing works.

OCM319/2024 RESOLVED:
On the motion of Cr Onus
Seconded Deputy Mayor Williams

THAT COUNCIL:

1. Receive and note the report titled *Tender Evaluation- Langford Smith Drive and footpath resealing works*; and
2. Approve the awarding of Langford Smith Drive and footpath resealing works tender in Jabiru to Road Network Services (RNS) for a total cost of \$265,672.52.

CARRIED

Agenda Reference:	12.4
Title:	Gunbalanya Oval Resurfacing and Irrigation Works
Author:	Hilal Ahmad, Senior Project Manager

The Council considered a report on Gunbalanya Oval Resurfacing and Irrigation Works.

OCM320/2024 RESOLVED:
On the motion of Cr Dann
Seconded Cr Nadjamerrek

THAT COUNCIL:

1. Receive and note the report titled Gunbalanya Oval Resurfacing and Irrigation Works; and
2. Notes the awarding of the oval resurfacing and irrigation works in Gunbalanya to Think Water Darwin with an exemption for a total cost of \$227,253.02.

CARRIED

Agenda Reference:	12.5
Title:	Proposed Yield Up - Lot 660 Maningrida
Author:	Clem Beard, Acting General Manager Technical Services

The Report will remain confidential under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(i). It contains information that would, if publicly disclosed, be likely to: cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

Agenda Reference:	12.6
Title:	Current Status of Outstanding Regional Land Use Agreements from the Northern Land Council
Author:	Clem Beard, Acting General Manager Technical Services

The Report will remain confidential under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(i). It contains information that would, if publicly disclosed, be likely to: cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

Supplementary Confidential Agenda Items

Agenda Reference:	12.4 - Supplementary Confidential Agenda Items
Title:	Disclosure of Confidential Resolutions and Re-admittance of the Public
Author:	Ben Heaslip, Information Advisor

The Council considered a report on Disclosure of Confidential Resolutions and Re-admittance of the Public.

**OCM316/2024 RESOLVED:
On the motion of Cr Phillips
Seconded Cr Marrawal**

THAT COUNCIL

1. Opened the meeting to the public after the discussion of confidential items;
2. Approved to disclose resolution 12.1 and 12.3 from the confidential section of this meeting in the non-confidential meeting minutes; and
3. Requested 12.2 resolution to be released pending legal advice

CARRIED

Agenda Reference:	12.1
Title:	Payment Plan
Author:	Richard Denaro, Management Accountant

The Council considered a report on Payment Plan.

**OCM313/2024 RESOLVED:
On the motion of Cr Blyth
Seconded Deputy Mayor Williams**

THAT COUNCIL:

1. Receive and note the report titled *Payment Plan*;
2. Approve a payment plan of 4 installments with first payment being \$42,793.63 and the other 3 installments to be equal amounts to be paid in full by 30 June 2025; and
3. Approve remission of interest if payments in relation to the 2024-25 rates and charges are made in accordance with the offered payment plan.

Agenda Reference:	12.2 - Supplementary Confidential Agenda Items
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Title:	Lot 385 Gunbalanya
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Author:	Andrew Walsh, Chief Executive Officer, Fiona Ainsworth, Director of Community and Council Services
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The Report will remain confidential under Section 293(1) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 Section 51(1)(c)(i). It contains information that would, if publicly disclosed, be likely to: cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

Agenda Reference:	12.3 - Supplementary Confidential Agenda Items
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Title:	Approve Expression of Interest offer
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Author:	Graham Baulch, Project Coordinator Fleet Operations
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Meeting broke at 2:31 and recommenced at 2:38pm

Cr Marrawal was not in the meeting when it recommenced

Cr Marrawal joined the meeting at 2:40pm

The Council considered a report on Approve Expression of Interest offer.

OCM315/2024 RESOLVED:

On the motion of Cr Phillips

Seconded Cr Marrawal

THAT COUNCIL:

1. Receive and note the report titled *Approve Expression of Interest Offer*; and
2. Approve acceptance of the two CAT landfill machines offers at \$190,000 each including GST.

CARRIED

12 NEXT MEETING

The next meeting is scheduled to take place on 19 November 2024.

13 MEETING DECLARED CLOSED

Chairperson Mayor Woods declared the meeting closed at 3:41 pm.

This page and the preceding pages are the minutes of the Ordinary Council Meeting held on 23 October 2024.

[Click here](#) to view the agenda for the Ordinary Council Meeting held on Wednesday 23 October 2023.