



Minutes of the West Arnhem Regional Council an Ordinary Meeting
Wednesday, 12 October 2022 at 9:00 am
Council Chambers, Jabiru

Chairperson Mayor Matthew Ryan declared the meeting open at 9:25 am, welcomed all in attendance and did an Acknowledgement of Country.

ELECTED MEMBERS PRESENT

Chairperson	Matthew Ryan (Mayor)
Councillor	Ralph Blyth
Councillor	Otto Dann
Councillor	James Marrawal
Councillor	James Woods (videoconference)
Councillor	Henry Guwiyul
Councillor	Gabby Gumurdul

STAFF PRESENT

Executive Manager, Advocacy and Strategy	Brooke Darmanin
Chief Corporate Officer	David Glover
Governance and Risk Advisor	Doreen Alusa (videoconference)
Executive Assistant to the CEO and Mayor	Charlotte Meneer (videoconference)
Finance Manager	Andrew Shaw
General Manager Technical Services	Fiona Ainsworth
Chief Operating Officer (Acting)	Jesse Evans

VISITORS PRESENT

Department of the Chief Minister and Cabinet	Colvin Crowe
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APOLOGIES

4.1 APOLOGIES AND LEAVE OF ABSENCE

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

Council received and noted Elected Member apologies from Deputy Mayor Elizabeth Williams, and Councillors Jacqueline Phillips, Donna Nadjamerrek, Julius Don Kernan and Catherine Ralph for the Ordinary Council meeting held on 12 October 2022.

ABSENT WITHOUT NOTICE

5.1 ABSENT WITHOUT NOTICE

The Council considered a report on absences without notice.

Council noted that no Elected Members were absent without notice for the Ordinary Council meeting held on 12 October 2022.

ACCEPTANCE OF AGENDA

6.1 ACCEPTANCE OF AGENDA

The Council considered a report on acceptance of the agenda.

OCM83/2022 RESOLVED:

On the motion of Councillor James Marrawal

Seconded Councillor Gabby Gumurdul

The agenda papers for the Ordinary Council meeting held on 12 October 2022 as circulated were received for consideration at the meeting.

CARRIED

DECLARATION OF INTEREST OF MEMBERS OR STAFF

7.1 DISCLOSURE OF INTEREST OF MEMBERS OR STAFF

The Council considered a report on the disclosure of interest of members or staff.

The Council did not receive any declarations of interest for the meeting held on 12 October 2022.

CONFIRMATION OF PREVIOUS MINUTES

8.1 CONFIRMATION OF PREVIOUS MINUTES - ORDINARY COUNCIL MEETING HELD ON 10 AUGUST 2022

The Council considered a report on the confirmation of previous minutes for the Ordinary Council Meeting held on 10 August 2022.

OCM84/2022 RESOLVED:

On the motion of Councillor Gabby Gumurdul

Seconded Councillor Ralph Blyth

The minutes of the 10 August 2022 Ordinary Council meeting were confirmed as a true and correct record of the meeting.

CARRIED

CHIEF EXECUTIVE OFFICER'S REPORTS

9.1 ENDORSEMENT OF NOMINATIONS – REFERENDUM ENGAGEMENT GROUP

The Council considered a report on Endorsement of Nominations – Referendum Engagement Group.

OCM85/2022 RESOLVED:

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

Council:

- Received and noted the report; and
- Endorsed Mayor Matthew Ryan's nomination as a member of the Referendum Engagement Group.

CARRIED

9.2 MEETINGS ATTENDED BY THE MAYOR

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

OCM86/2022 RESOLVED:

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

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

CARRIED

Meeting note: Councillor Guwiyul joined the meeting at 9:35 am.

9.3 DELEGATES FOR THE LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY MEETING - NOVEMBER 2022

The Council considered a report on delegates for the Local Government Association of the Northern Territory Meeting - November 2022.

OCM87/2022 RESOLVED:

**On the motion of Councillor Henry Guwiyul
Seconded Councillor James Marrawal**

Council approved Mayor Matthew Ryan, Councillor Ralph Blyth and Councillor James Woods attendance at the Local Government Association of the Northern Territory (LGANT) meeting scheduled to be held in Darwin from 16 to 18 November 2022.

CARRIED

9.4 REVIEW OF ACTION ITEMS LIST

The Council reviewed the action items list.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

9.5 COUNCIL COMMITTEES MEMBERSHIP

The Council considered a report on Council Committees membership.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

9.6 DRAFT OF THE 2021-2022 WEST ARNHAM REGIONAL COUNCIL ANNUAL REPORT

The Council considered a report on the Draft of the 2021-2022 West Arnhem Regional Council Annual Report.

Council Noted the progress made towards completing the 2021-2022 West Arnhem Regional Council Annual Report.

CORPORATE SERVICES REPORTS

10.1 FINANCE REPORT FOR THE PERIOD ENDED 31 AUGUST 2022

The Council considered the Finance Report for the period ended 31 August 2022.

OCM88/2022 RESOLVED:

On the motion of Mayor Matthew Ryan

Seconded Councillor Gabby Gumurdul

Council approved the Financial Management Report for the period ended 31 August 2022.

CARRIED

10.2 ANNUAL RETURN OF INTERESTS - ELECTED MEMBERS; KMP DECLARATION

The Council considered a report on annual return of interests for Elected Members and KMP Declaration.

Council noted that the CEO has updated the register of Elected Members interests as required by section 111 of the *Local Government Act 2019*.

10.3 AUSTRALIAN TAXATION OFFICE ELECTED MEMBERS TRAVEL AND EXPENSES RATES FOR THE 2022-2023 FINANCIAL YEAR

The Council considered a report on the Australian Taxation Office Elected Members Travel and Expenses Rates for the 2022-2023 Financial Year.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

10.4 BUSINESS DEVELOPMENT UNIT REPORT

The Council considered the Business Development Unit report.

OCM89/2022 RESOLVED:

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

Council:

- Received and noted the report; and
- Noted and approved the attached project funding certification reports for Maningrida, Minjilang, Gunbalanya and Warruwi for the period ended 30 June 2021.

CARRIED

OPERATIONS REPORTS

11.1 DISPOSAL OF SURPLUS FLEET ASSETS

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

OCM90/2022 RESOLVED:

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

Council received and noted the report, and approves the sale via auction of the following vehicles:

1. 2013 CAT 428F backhoe - Minjilang
2. 2016 Isuzu DMax utility - Warruwi

CARRIED

11.2 COMMUNITY ROADS STATUS

The Council considered a report on community roads status.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

11.3 OPERATIONS REPORT - AUGUST & SEPTEMBER 2022

The Council considered the Operations Unit report for August and September 2022.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

COMMITTEE AND LOCAL AUTHORITY REPORTS

12.1 MINUTES OF THE SPECIAL FINANCE COMMITTEE MEETING HELD ON 14 SEPTEMBER 2022

The Council considered a report on Minutes of the Special Finance Committee Meeting held on 14 September 2022.

OCM91/2022 RESOLVED:

**On the motion of Mayor Matthew Ryan
Seconded Councillor Henry Guwiyul**

Council:

- Accepted the unconfirmed minutes of the Special Finance Committee meeting held on 14 September 2022; and
- Adopted all resolutions contained in the minutes.

CARRIED

GENERAL ITEMS

13.1 COUNCIL MEETING SCHEDULE AND PROPOSED MEETING DATES FOR 2023

The Council considered a report on the Council meeting schedule and proposed meeting dates for 2023.

Due to time constraints, this report will be re-tabled at the next Council meeting scheduled on 9 November 2022.

13.2 COUNCIL MEETING ON 9 NOVEMBER 2022

The Council considered a proposal to schedule a Council meeting on 9 November 2022.

OCM92/2022 RESOLVED:

**On the motion of Mayor Matthew Ryan
Seconded Councillor Henry Guwiyul**

Council resolved to:

- Cancel the Special Finance Committee meeting scheduled on 9 November 2022; and
- Hold a Council meeting on 9 November 2022.

CARRIED

ELECTED MEMBER QUESTIONS WITH OR WITHOUT NOTICE

14.1 ELECTED MEMBER QUESTIONS WITH OR WITHOUT NOTICE

The Council considered a report on Elected Member questions with or without notice.

The Chairperson did not receive any questions with or without notice from Elected Members at the meeting held on 12 October 2022.

PROCEDURAL MOTIONS

15.1 CLOSURE TO THE PUBLIC FOR THE DISCUSSION OF CONFIDENTIAL ITEMS

The Council considered a report on the closure of the meeting to the public for the discussion of confidential items.

OCM93/2022 RESOLVED:

On the motion of Councillor James Marrawal

Seconded Councillor Gabby Gumurdul

Council approved the closure of the meeting to the public as confidential items were about to be discussed. The meeting is closed in accordance with regulation 51(c) of the *Local Government (General) Regulations 2021* as the matters to be discussed include 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

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*.

16.7 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.

OCM96/2022 RESOLVED:

On the motion of Councillor Henry Guwiyul

Seconded Councillor Ralph Blyth

Council opened the meeting to the public after the discussion of confidential items.

CARRIED

NEXT MEETING

The next meeting is scheduled to take place on Wednesday, 9 November 2022.

MEETING DECLARED CLOSED

Chairperson Mayor Matthew Ryan declared the meeting closed at 1:30 am.

This page and the preceding six (6) pages are the minutes of the Ordinary Council Meeting held on Wednesday, 12 October 2022.

Chairperson

Date Confirmed