



Victoria Daly
REGIONAL COUNCIL

MINUTES

**ORDINARY MEETING OF COUNCIL
HELD ON TUESDAY 30 AUGUST 2022
AT 9:00 AM**

**AT THE REGIONAL OFFICE - KATHERINE
29 Crawford Street, Katherine East NT 0850**



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A handwritten signature in black ink, appearing to read 'Russell Anderson'.

Russell Anderson
Chief Executive Officer



The meeting opened the time being 9:05 am.

1. Present

Elected Members Present

Mayor (Chair)	Brian Pedwell
Deputy Mayor	Shirley Garlett (arrived 11:09am)
Councillor	Georgina Macleod
Councillor	Yvette Williams
Councillor	Andrew McTaggart

Staff Present

Chief Executive Officer	Russell Anderson
Director of Corporate & Community Services	Trudy Braun
Governance and Compliance Officer	Janelle Iszlaub (minute taker)
Executive Services Officer	Chellah Clancy

Guests

Nil

2. Apologies

Nil

Apologies: Councillor Garlett to attend after lunch

3. Presentations - Deputations - Petitions

Nil

4. Disclosure of Interest - Councillors and Staff

- (1) As soon as practicable after a member becomes aware of a conflict of interest in a matter that has arisen or is about to arise before an audit committee, a council, a council committee or a local authority, the member must disclose the interest that gives rise to the conflict (the **relevant interest**):
 - (a) at a meeting of the audit committee, council, council committee or local authority; and
 - (b) to the CEO.
- (2) A member must not:
 - (a) be present at a meeting of the audit committee, council, council committee or local authority while a matter in which the member has a conflict of interest is under consideration; or



- (b) participate in any decision in relation to the matter; or
- (c) engage in behaviour that may influence the audit committee, council, council committee or local authority's consideration of or decision in relation to the matter.

5. Confirmation of Minutes

5.1. Ordinary Council Meeting held on 26 July 2022

Motion

That the minutes of the Ordinary Council Meeting held on 26 July 2022 be taken as read and be accepted as a true record of the meeting.

Mover: Cr Georgina Macleod

Second: Cr Andrew
McTaggart

Resolution:OCM-2022/101: Carried 4 / 0

6. Call for Items of General Business

1. Pine Creek Transfer Station
2. Complaint Letter
3. LGANT Sport & Rec Symposium update

7. Mayoral Report

Mayor Brian Pedwell circulated a Mayoral report (see below) to members the evening prior to the meeting and provided a verbal update at the meeting to support his report.

Motion

Mayor Brian Pedwell attended the following meetings since the previous Ordinary Council Meeting:

- GARMA Festival
- Health Advisory Committee
- Yarralin Safety Committee Action Plan
- Special Council Meeting for Common Seal
- LGANT (Local Government Association of the Northern Territory) CEO appraisal training
- Meeting with Minister Federal Amanda Richworth, Re: Cashless Card
- Attend the Freedom Day Celebration Kalkarindji, with Honorable Vicky O'Halloran
- Homelands vote NLC
- Minister Worden Safe house funding

Mover: Cr Georgina Macleod

Second: Cr Andrew
McTaggart

Resolution:OCM-2022/102: Carried 4 / 0



8. CEO Update

8.1. CEO Report

Motion

- A. That the CEO Report be received and noted.

Mover: Cr Andrew McTaggart

Second: Cr Yvette
Williams

Resolution:OCM-2022/103: Carried 4 / 0

* Respite centre kitchen

9. Reports to Council

9.1. Reports for Council Decision

9.1.2. Amendment to LGP025 Delegation Manual

Motion

- A. That the report Amendment to LGP025 Delegation Manual is received and noted
- B. That Council approves amendment

Mover: Cr Georgina Macleod

Second: Cr Andrew
McTaggart

Resolution:OCM-2022/104: Carried 4 / 0

9.1.3. KDLA Resolution (can funds)

Motion

- A. That the report KDLA Resolution (can funds) is received and noted
- B. That Council approves the request from the Kalkarindji | Daguragu Local Authority that all income received, and expenditure incurred by the recycling project in Kalkarindgi remain in Kalkarindgi | Daguragu managed by the Local Authority.

Mover: Cr Georgina Macleod

Second: Cr Yvette
Williams

Resolution:OCM-2022/105: Carried 4 / 0



9.1.4. Community Benefit Fund Major Grant Application

Motion

- A. That the report Community Benefit Fund Major Grant Application is received and noted
- B. That Council approves the submission of a Community Benefit Fund grant application to support upgrades and the furnishing of 4 Fitzer Road Timber Creek
- C. 60K limit for kitchen upgrade - to be recovered from grant if successful

Mover: Cr Andrew McTaggart

Seconded: Cr Georgina
Macleod

Resolution:OCM-2022/106: Carried 4 / 0

9.1.5. Report for Auction of Assets

Motion

- A. That the report Report for Auction of Assets is received and noted
- B. That council approves that the items listed in the attachment be sold via auction.

Mover: Cr Andrew McTaggart

Seconded: Cr Yvette
Williams

Resolution:OCM-2022/107: Carried 4 / 0

9.1.6. Indigenous Mentoring Position

Motion

- A. That the report Indigenous Mentoring Position is received and noted
- B. That approval is given to seek funding to create and fill the position of Indigenous Mentor
- C. Letter to NIAA for funding for the mentoring role, for closing the gap.

Mover: Cr Andrew McTaggart

Seconded: Mayor Brian
Pedwell

Resolution:OCM-2022/108: Carried 4 / 0



9.1.7. Audit and Risk Committee extension

Motion

- A. That the report Audit and Risk Committee extension is received and noted
- B. That Council approves the current Audit and Risk Committee members John De Koning and Maxine Bright and Cr Georgina Macleod for a further 2 years. Council has approved Cr Andrew McTaggart and Cr Yvette Williams to join the audit committee
- C. ARM meetings are to be held on the morning of the briefing day.

Mover: Mayor Brian Pedwell

Seconded: Cr Yvette Williams

Resolution:OCM-2022/109: Carried 4 / 0

9.2. Reports for Information

9.2.1. Revised Travel Allowance Forms 22-23

Motion

- A. That the report Revised Travel Allowance Forms 22-23 is received and noted
- B. Amend Self-provided accommodation to non-commercial accommodation, NTG Accommodation rate to be used.
- C. Amend mileage rate to NTG Employee carrying goods rate
- D. All other allowances as per the ATO requirements

Mover: Cr Georgina Macleod

Seconded: Cr Andrew McTaggart

Resolution:OCM-2022/110: Carried 4 / 0

Break 10:14am

Return: 10.34 am

9.2.2. Community Safety & wellbeing

Motion

- A. That the report Community Safety & wellbeing is received and noted

Mover: Cr Andrew McTaggart

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/111: Carried 4 / 0



9.2.3. Consultation Draft only - Burial and Cremation Regulations 2022

Motion

- A. That the report Consultation Draft only - Burial and Cremation Regulations 2022 is received and noted
- B. Council is reluctant to accept anymore responsibilities without adequate funding to manage any further cemetery or burial grounds other than Pine Creek and Timber Creek.

Mover: Cr Andrew McTaggart

Seconder: Cr Georgina
Macleod

Resolution:OCM-2022/112: Carried 4 / 0

9.2.4. Progress Report on Grant Applications

Motion For Council to receive and note report

Mover: Cr Georgina Macleod

Seconder: Cr Yvette
Williams

Resolution:OCM-2022/113: Carried 4 / 0

9.2.5. CDP Report

Motion

- A. That the report CDP Report is received and noted
- B. Council request CDP Regional Manager to remind staff they are visitors to the LA meetings, not a member of LA

Mover: Cr Georgina Macleod

Seconder: Cr Yvette
Williams

Resolution:OCM-2022/114: Carried 5 / 0

Deputy Mayor arrived 11:09am

9.2.6. NDIS Program Report

Motion

- A. That the report NDIS Program Report is received and noted

Mover: Deputy Mayor Shirley Garlett

Seconder: Cr Georgina
Macleod

Resolution:OCM-2022/115: Carried 4 / 0

*Next step business plan

* Reg & Paul King from NLC regarding options for extra room.12:31pm till 12:42pm

*Cr Macleod was absent for NLC discussion returned 12.42pm



9.2.7. Community Care

Motion

A. That the report Community Care is received and noted

Mover: Cr Georgina Macleod

Seconded: Deputy Mayor
Shirley Garlett

Resolution:{resolution-number}: Carried 5 / 0

10. Local Authority

10.1. Local Authority Minutes

10.1.1. Pine Creek Local Authority meeting held on 2 August 2022

Motion

That the minutes of the Pine Creek Local Authority meeting held on 2 August 2022 be adopted as a resolution of Ordinary Council.

Mover: Cr Yvette Williams

Seconded: Cr Andrew
McTaggart

Resolution:{resolution-number}: Carried 5 / 0

Break for lunch 12:08pm

Return: 12:31 pm

10.1.2. Daly River Local Authority meeting held 3 August 2022

Motion

That the minutes of the Daly River Local Authority meeting held 3 August 2022 be adopted as a resolution of Ordinary Council.

Mover: Cr Andrew McTaggart

Seconded: Deputy Mayor
Shirley Garlett

Resolution:{resolution-number}: Carried 5 / 0

10.1.3. Kalkarindji | Daguragu Local Authority meeting held on 9 August 2022

Motion

That the minutes of the Kalkarindji | Daguragu Local Authority meeting held on 9 August 2022 be adopted as a resolution of Ordinary Council.

Mover: Cr Georgina Macleod

Seconded: Cr Andrew
McTaggart

Resolution:{resolution-number}: Carried 5 / 0



Action Item: Acting COM Slashing/ removing woody weeds from Kalk to Dag

10.1.4. Yarralin | Nitjpurru Local Authority meeting 10 August 2022

Motion

That the minutes of the Yarralin | Nitjpurru Local Authority meeting 10 August 2022 be adopted as a resolution of Ordinary Council.

Mover: Mayor Brian Pedwell

Second: Cr Andrew
McTaggart

Resolution:OCM-2022/116: Carried 5 / 0

10.2. Local Authority Resignations/Nominations

10.2.1. Resignation of Graham Watts from Timber Creek Local Authority

Motion

A. That the council accept the Resignation of Graham Watts from Timber Creek Local Authority

Mover: Deputy Mayor Shirley Garlett

Second: Cr Georgina
Macleod

Resolution:OCM-2022/117: Carried 5 / 0

11. Action Sheet

11.1. Action Sheet

Motion

A. That the Action Sheet report is received and noted

Mover: Deputy Mayor Shirley Garlett

Second: Cr Andrew
McTaggart

Resolution:OCM-2022/118: Carried 5 / 0

12. Correspondence In & Out

12.1. Correspondence Report

Motion

A. That the Correspondence Report is received and noted

Mover: Cr Georgina Macleod

Second: Cr Yvette
Williams

Resolution:OCM-2022/119: Carried 5 / 0



13. General Business

13.1 Pine Creek Transfer Station

13.2 Complaint letter

13.2 LGANT Sport and Rec Symposium update - Theme "What Sports means to community"

13.1 Pine Creek Transfer Station

Costing received, 49k to seal the road at the transfer station in Pine Creek

Motion: Council approves for sealing the road at the transfer station at Pine Creek.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette
Williams

Resolution:OCM-2022/120: Carried 5 / 0

13.2 Complaint letter

Motion: Council to forward the complaint to NIAA and outline the underperformance of GRAC as per the letter received. As this was a program that NIAA wanted VDRC to subcontract we are now experiencing complaints from community.

VDRC has not received the last reporting period since December 2021

NIAA has been previously notified of a lack of reporting

Mover: Cr Andrew McTaggart

Seconded: Deputy Mayor
Shirley Garlett

Resolution:OCM-2022/121: Carried 5 / 0

13.2 LGANT Sport and Rec Symposium update - Theme "What Sports means to community"

Attended by DM Garlett

Motion: CEO to write to Representation Review Committee for an additional Councillor for Timber Creek ward

Mover: Deputy Mayor Shirley Garlett

Seconded: Cr Yvette
Williams

Resolution:OCM-2022/122: Carried 5 / 0

Cr Yvette Williams returned to the meeting at 1:42 pm.



Cr Yvette Williams left the meeting at 1:41 pm.

14. Supplementary Reports

14.1 Monthly Financial Report month ended June 2022

Motion

That the Financial Report for the month of July 2022 is received and noted.

Mover: Cr Georgina Macleod

Seconded: Mayor Brian
Pedwell

Resolution:{resolution-number}: Carried 5 / 0

15. Confidential

THAT pursuant to section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1)(a) of the *Local Government (General) Regulations 2021* the meeting be closed to the public to consider the Confidential items of the Agenda.

15.1. Council Policies CEO approved

Status 51(1)(e) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(e) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, subject to subregulation (3) - information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest*

15.2. Confidential Review list

Status 51(1)(c)(iv) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(iv) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, Information that would, if publicly disclosed, be likely to: subject to subregulation (3) - prejudice the interests of the council or some other person*

15.3. Request to update service delivery

Status 51(1)(c)(iv) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(iv) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, Information that would, if publicly disclosed, be likely to: subject to subregulation (3) - prejudice the interests of the council or some other person*



15.4. Delegation for CEO to write off debt

Status 51(1)(c)(ii) - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(ii) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to: prejudice the maintenance or administration of the law

15.5. Amanbidji External Requests

Status 51(1)(a) - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, 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.

Motion

That the confidential session be closed at 3:16pm, and the open session resume.

Mover: Cr Andrew McTaggart

Seconded: Cr Yvette
Williams

16. Next Meeting

The next Ordinary General Meeting of Victoria Daly Regional Council will be held 27 September 2022.

This page and the preceding 13 pages are the minutes of the meeting of Ordinary Council held on 24 30 August 2022.

Meeting Closed: 3:18pm

Mayor Brian Pedwell

APPENDIX 1

No	Meeting Date	Title	Resolution	Review
11	22/10/2021	12) Rates and Charges Lot 6226 Wooliana Road	<p><u>196/2021</u> Motion: A. That this report is received and noted B. That Council approves that a response letter be sent to Harold and Val Sinclair's letter dated 29/09/2021 regarding Notice of Rates and Charges 2021-22</p> <p>Moved: Cr. Macleod Seconded: Cr. McTaggart Resolution: Carried</p>	30/8/22
15	30/11/2021	25) Draft GRAC Local Decision Making Agreement	<p><u>211/2021</u> Motion: A. That this report is received and noted Moved: Cr. McTaggart Seconded: Cr. Garlett Resolution: Carried</p>	30/8/22
27	22/02/22	14) Draft Burial & Cremation Bill	<p>Motion: _____ A. That this report is received and noted</p> <p>COUNCILLOR MACLEOD PUT FORWARD MOTION B</p> <p><u>001/2022</u> B. The draft Burial and Cremation Bill (2022) is unworkable and unattainable for Regional Councils and corporations without ongoing grant funding. With fees for burial services set at the amount to cover burial alone, leaves no margin for upkeep of infrastructure, record keeping and maintenance. Since 2008, Council has never charged for the digging of graves throughout the entire VDRC footprint.</p> <p>Council implores that ongoing funding is provided by the Northern Territory Government to support the delivery of services as set out by the Draft Burial and Cremation Bill.</p> <p>Councils are currently the only service providers on the ground that communities rely on</p> <p>Moved: Cr. Macleod Seconded: Cr. Garlett Resolution: Carried</p>	30/8/22
			<p><u>002/2022</u> That resolution [053/2022] be moved to open minutes</p> <p>Moved: Cr. Macleod Seconded: Cr. Garlett Resolution: Carried</p>	30/8/22
28	22/2/22	15) ICT Implementation Project Update	<p><u>003/2022</u> Motion: _____</p>	30/8/22

			<p>A. That this report is received and noted</p> <p>B. That the Council invite Minister Paech to visit and observe Councils new systems.</p> <p>Moved: Cr. Garlett Seconded: Cr. McTaggart Resolution: Carried</p>	
30	31/3/2022	ICT Implementation Project Update	<p><u>052/2022</u> Motion:</p> <p>A. That the report ICT Implementation Project Update is received and noted</p> <p>Moved: Cr MacLeod Seconded: Cr Williams Resolution: Carried</p>	30/8/22
31	31/3/22	ICT Implementation Project Update	<p><u>054/2022</u> C. That Council approve the letter of resignation from CouncilBIZ to be written to Minister Paech in preparation of the completion of our new IT Systems being implemented and working effectively.</p> <p>Moved: Cr MacLeod Seconded: Cr McTaggart Resolution: Carried</p>	30/8/22
32	31/3/22	ICT Implementation Project Update	<p><u>055/2022</u> E. That Council delegate to the CEO and the Mayor to negotiate an extension of 3 months with CouncilBiz for Payroll and Rates.</p> <p>Moved: Cr McTaggart Seconded: Cr MacLeod Resolution: Carried</p>	30/8/22
33	31/3/2022	Local Authority Desktop Review	<p><u>057/2022</u> Motion:</p> <p>A. That the report Local Authority Desktop Review is received and noted</p> <p>Moved: Cr McTaggart Seconded: Cr MacLeod Resolution: Carried</p>	30/8/22
34	31/3/2022	Local Authority Desktop Review	<p><u>058/2022</u> Motion</p> <p>B. That Mayor Pedwell invite Maree De Lacey to Amanbidji Local Authority meeting in April and Council Meeting.</p> <p>Moved: Mayor Pedwell Seconded: Deputy Mayor Garlett Resolution: Carried</p>	30/8/22
35	31/3/2022	Incorporation of the Cox-Daly and Marrakai-Douglas Daly Regions	<p><u>059/2022</u> Motion:</p> <p>A. That the report Incorporation of the Cox-Daly and Marrakai-Douglas Daly Regions is received and noted</p> <p>Moved: Cr McTaggart Seconded: Cr MacLeod Resolution: Carried</p>	30/8/22
36	31/3/2022	Letter of Complaint	<p><u>060/2022</u> Motion:</p>	30/8/22

			A. That Council acknowledge the general business item Moved: Cr Williams Seconded: Cr McTaggart Resolution: Carried	
37	31/3/2022	Staff recognition and acknowledgement	061/2022 Motion: A. That general business item be acknowledged Moved: Cr MacLeod Seconded: Cr McTaggart Resolution: Carried	30/8/22
40	27/4/2022	2.1.1. Rates and payroll function	Motion A. That the report Rates and Payroll Functions is received and noted A. That Council approve to cease the continuation of services provided by CouncilBIZ at the end of the service level agreement being 30 June 2022. Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/2: Carried 3 / 0	30/8/22
41	27/4/2022	2.1.2 OSCH Service Delivery – GRAC and VDRC Report	Amendment A. That the report OSCH Service Delivery Agreement - GRAC and VDRC Report is received and noted A. That Council write a letter to Wayne Buckley (Cc Patrick Flemming, Minister for Sport and Rec) highlighting the OSCH and Sport and Recreation service delivery issues and request that he attend the May Council meeting for discussion. Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/4: Carried 3 / 0	30/8/22
42	27/4/2022	2.1.3 OCM Homelands Funding Offer	Amendment A. That the report OCM Homelands Funding Offer is received and noted A. That Council write to Minister Paech highlighting the inadequate funding for Homelands for 2022-23FY. Without adequate funding for maintenance of houses, solar and water Council will no longer be able to provide Homelands services. Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/6: Carried 3 / 0	30/8/22
44	31/5/22	2.1.1 Overdue rates payments options	Motion A. That the report Overdue rates payment options is received and noted A. Council agrees to payment options. Mover: Mayor Brian Pedwell Seconder: Cr Georgina Macleod Resolution:OCMC-2022/12: Carried 3 / 0	30/8/22
45	31/5/22	2.1.2 OSCH service Delivery Agreement – GRAC and VDRC Report	Motion A. That the report OSCH Service Delivery Agreement - GRAC and VDRC Report is received and noted A. That Council approve the Project Service Delivery Agreement between Victoria Daly Regional Council and Green Rivers Aboriginal Corporation by endorsing, Signing and implementing in accordance with the agreement. Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/13: Carried 4 / 0	30/8/22
46	31/5/22	2.1.3 Rates Request 701483	Motion A. That the report Rates request 701483 is received B.The Council notes an overriding statutory charge has been registered on the property and Council has payment priority over all other registered and unregistered mortgages. C. Council writes to the landowner and explains Mover: Cr Georgina Macleod Seconder: Cr Yvette Williams Resolution:OCMC-2022/14: Carried 4 / 0	30/8/22

47	31/5/22	2.1 Homelands Program Update	Motion A. That the report Homelands Program Update is received and noted Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/11: Carried	30/8/22
50	28/6/22	Lease Agreements – Pigeon Hole	Motion A. That the report Lease Agreements - Pigeon Hole is received and noted B. That Council approves affixing of Common Seal to the Section 19 lease agreements for the council's office at lot 33 and for lot 47 and unsurveyed land at Pigeon Hole (Nitjpurru) Mover: Cr Yvette Williams Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/19: Carried 4 / 0	30/8/22
51	26/07/22	18.2.1 Homeland Deed of Variation 5	Motion A. That the report Homeland Deed of Variation 5 is received and noted B. That Council approves signing and affixing of the Common Seal to the Homelands Deed of Variation 5 Mover: Cr Georgina Macleod Seconder: Mayor Brian Pedwell Resolution:OCMC-2022/21: Carried 4 / 0	30/8/22
52	26/07/22	18.2.1.2 Variation to Agreement – Drinking Water Fountains	Motion A. That the report Variation to Agreement - Drinking Water Fountains is received and noted B. That Council approves affixing of the Common Seal to the Variation to Agreement – Drinking Water Fountains (SPP03300011-EDOC2021/9464) Mover: Mayor Brian Pedwell Seconder: Cr Andrew McTaggart Resolution:OCMC-2022/22: Carried 4 / 0	30/8/22