



Victoria Daly
REGIONAL COUNCIL

MINUTES

**ORDINARY MEETING OF COUNCIL
HELD ON TUESDAY 29 NOVEMBER 2022
AT 9:00 AM**

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



VICTORIA DALY REGIONAL COUNCIL DISCLAIMER

No responsibility is implied or accepted by the Victoria Daly Regional Council for any act, omission or statement or intimation occurring during Council or committee meetings.

The Victoria Daly Regional Council disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or committee meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does so at that person's or legal entity's own risk.

In particular and without detracting in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by any member or officer of the Victoria Daly Regional Council during the Course of any meeting is not intended to be and is not taken as notice of approval from the Victoria Daly Regional Council.

The Victoria Daly Regional Council advises that anyone who has any application lodged with the Victoria Daly Regional Council shall obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Victoria Daly Regional Council in respect of the application.

A handwritten signature in black ink, appearing to read 'BH', with a long horizontal flourish extending to the right.

Brian Hylands
Chief Executive Officer



The meeting opened the time being 09:00am.

1. Present

Elected Members Present

<i>Mayor Walangeri Ward (Chair)</i>	<i>Brian Pedwell (via Teams)</i>
<i>Elected Member Daguragu Ward</i>	<i>Georgina Macleod</i>
<i>Elected Member Pine Creek Ward</i>	<i>Yvette Williams (via Teams)</i>

Staff Present

<i>Chief Executive Officer</i>	<i>Brian Hylands</i>
<i>Manager of Executive Services</i>	<i>Michelle Will (minute taker)</i>
<i>Director of Corporate and Community Services</i>	<i>Trudy Braun</i>
<i>Director of Operations</i>	<i>Matthew Cheminant</i>
<i>Manager of Governance</i>	<i>Janelle Iszlaub</i>
<i>Executive Services Officer</i>	<i>Chellah Clancy</i>
<i>Senior Accountant</i>	<i>Jackson Bernard</i>

2. Apologies

Apologies: Councillor Shirley Garlett, Deputy Mayor Andrew McTaggart

Leave of Absence: Nil

3. Presentations - Deputations – Petitions - Nil

4. Public Question Time – Nil

5. Disclosure of Interest - Councillors and Staff

1. Councillor Yvette Williams declared a perceived conflict of interest in relation to item 18.2.1.1 (Rates Request Property Number 700068)
2. Councillor Georgina Macleod declared a perceived conflict of interest in item 18.2.1.2 (Tender Recommendation)

6. Confirmation of Minutes

6.1. Ordinary Council Meeting held on 25 October 2022

Motion

That the minutes of the Ordinary Council Meeting held on 25 October 2022 be taken as read and be accepted as a true record of the meeting.

Mover: Cr Georgina Macleod

Seconder: Cr Yvette Williams

Resolution:OCM-2022/169: Carried 3 / 0



6.2. Special Meeting of Council held on 8 November 2022

Motion

That the minutes of the Special Meeting of Council held on 8 November 2022 be taken as read and be accepted as a true record of the meeting.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams

Resolution:OCM-2022/170: Carried 3 / 0

7. Call for Items of General Business

1. Recognition for staff long service - Councillor Macleod
2. Request additional KDLA meeting - Councillor Macleod
3. Nominations for Grants Commission

8. Mayoral Report

Mayor Brian Pedwell provided a verbal update at the meeting.

- Mayor Pedwell attended the LGANT conference in November with Councillor Macleod and former CEO Russell Anderson.
- Full Cabinet was in attendance, topics discussed include anti-social behaviour, shortfall in Homelands funding, sewerage and land release for Timber Creek, and the relocation of Nitjpurru.
- Mayor Pedwell, Deputy Mayor McTaggart, and Councillor Georgina Macleod were recognised at the recent LGANT forum for 10 years of service in Local Government.
- Council staff members were also recognised for 10 years of service.

Mayor Pedwell thanked staff members for their dedication and service to their communities and the Local Government sector.

Motion

That the Mayoral report is received and noted.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams

Resolution:OCM-2022/171: Carried 3 / 0

9. CEO Update

Motion

That the Chief Executive Officer's verbal report is received and noted.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams

Resolution:OCM-2022/172: Carried 3 / 0

10. REPORTS TO COUNCIL

10.1. REPORTS FOR COUNCIL DECISION

10.1.1. Approval of Policies LGP001, LGP002, LGP014, LGP004



Motion

- A. That the report Approval of Policies LGP001, LGP002, LGP014, LGP004 is received and noted
- B. Council approves the following policies;
 - *LGP001 Filing Casual Vacancies
 - *LGP002 Scheduling and Conduct of Council, Committee and LA Meetings
 - *LGP014 Shared Services
 - *LGP004 Reasonable expenses for travel and accommodation Policy

(Council members)

Mover: Cr Yvette Williams

Seconded: Cr Georgina Macleod **Resolution:OCM-2022/173:** Carried 3 / 0

10.2. REPORTS FOR INFORMATION

10.2.1. Financial Report year to date 31st Oct 2022

Motion

That the Financial Report year to date 31st Oct 2022 is received and noted.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams **Resolution:OCM-2022/174:** Carried 3 / 0

10.2.2. 2023 Meeting Schedule

Elected members discussed where two Ordinary Council Meetings will be held in community in 2023. Suggested April meeting be held in Pine Creek and August meeting be held in Yarralin.

Motion

- A. That the 2023 Meeting Schedule is received and noted

Mover: Mayor Brian Pedwell

Seconded: Cr Georgina Macleod **Resolution:OCM-2022/175:** Carried 3 / 0

10.2.3. Inquiry into Northern Australia Workforce Development

Motion

- A. That the Inquiry into Northern Australia Workforce Development is received and noted

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams **Resolution:OCM-2022/176:** Carried 3 / 0

10.2.4. CDP Report

Motion

- A. That the CDP report is received and noted

Mover: Mayor Brian Pedwell



Seconder: Cr Yvette Williams **Resolution:OCM-2022/177:** Carried 3 / 0

10.2.5. Bitumen Reseal Nackaroo Road

Motion

A. That the Bitumen Reseal Nackaroo Road report is received and noted

Mover: Cr Georgina Macleod

Seconder: Cr Yvette Williams **Resolution:OCM-2022/178:** Carried 3 / 0

11. COMMUNITY REPORTS

11.1. Nauiyu Community Report

Motion

A. That the Nauiyu Community Report is received and noted

Mover: Mayor Brian Pedwell

Seconder: Cr Georgina Macleod **Resolution:OCM-2022/179:** Carried 3 / 0

11.2. Timber Creek Community Report

Motion

A. That the Timber Creek report is received and noted.

Mover: Cr Georgina Macleod

Seconder: Cr Yvette Williams **Resolution:OCM-2022/180:** Carried 3 / 0

11.3. Pine Creek Community Report

Motion

A. That the Pine Creek Community Report is received and noted

Mover: Cr Yvette Williams

Seconder: Mayor Brian Pedwell **Resolution:OCM-2022/181:** Carried 3 / 0

11.4. Kalkarindji Community Report

Discussion ensued regarding the returning of the dingo loader to the Katherine office.

Action item: report to council regarding the dingo loader and attachments explaining the state of the plant equipment and reason for its relocation (Director of Operations)

Motion

A. That the Kalkarindji Community Report is received and noted

Mover: Cr Georgina Macleod

Seconder: Mayor Brian Pedwell **Resolution:OCM-2022/182:** Carried 3 / 0

12. LOCAL AUTHORITY



12.1. Local Authority Minutes

12.1.1. Pine Creek Local Authority meeting held on 7 November 2022

Motion

- A. That the minutes of the Pine Creek Local Authority meeting held on 7 November 2022 be adopted as a resolution of Ordinary Council; and
- B. That Council endorse the following Pine Creek Local Authority resolution:
 - **PCLA-2022/26** That the Local Authority pay the variance of \$31,605.50 to build and install two Troppo Bird Hides.

Mover: Cr Yvette Williams

Seconded: Mayor Brian Pedwell **Resolution:OCM-2022/183:** Carried 3 / 0

12.1.2. Daly River Local Authority meeting held on 2 November 2022

Elected members discussed the recommendations and decided that DRLA-2022/17 will be considered at the December Ordinary Council Meeting when Deputy Mayor McTaggart is present.

(DRLA-2022/17 - That Council approve ongoing cost and maintenance expenses of front deck mower purchase as part of the operational costs)

Motion

- 1) That the minutes of the Daly River Local Authority meeting held on 2 November 2022 be adopted as a resolution of Ordinary Council.
- 2) That Council endorse the following Daly River Local Authority resolutions:
 - I. **DRLA-2022/13** - That the Daly River Local Authority commit \$5000 ex.GST for the hire of a skip bin for waste management during the 2022-23 wet season at Nauiyu; and
 - II. **DRLA-2022/14** - That the Daly River Local Authority commits \$2,800 of their funds to the Bi-Annual vet visit from The Ark Animal Hospital as per the attached quote dated 21 October 2022; and
 - III. –
 - IV. **DRLA-2022/18** - That the DRLA donate the amount of \$1500 toward a Community Christmas event and \$500 each to St Francis Xavier School and Wooliana School.

Mover: Mayor Brian Pedwell

Seconded: Cr Georgina Macleod **Resolution:OCM-2022/184:** Carried 3 / 0

12.1.3. Kalkarindji | Daguragu Local Authority meeting held on 8 November 2022



Motion

- A. That the minutes of the Kalkarindji | Daguragu Local Authority meeting held on 8 November 2022 be adopted as a resolution of Ordinary Council; and
- B. That Council endorse the following Kalkarindji | Daguragu Local Authority resolution:
 - **KLA-2022/3** - That the Kalkarindji | Daguragu Local Authority commit up to \$25,000 for the Katherine Vet Services to deliver vet program two times in 2023.

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams

Resolution:OCM-2022/185: Carried 3 / 0

12.2. Local Authority Resignations/Nominations

12.2.1. Nomination of Chris Flood to the Timber Creek Local Authority

Motion

- A. That Council endorses the Nomination of Chris Flood to the Timber Creek Local Authority

Mover: Mayor Brian Pedwell

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/186: Carried 3 / 0

12.2.2. Nomination of Darryl Darby to the Timber Creek Local Authority

Motion

- A. That Council endorses the Nomination of Darryl Darby to the Timber Creek Local Authority

Mover: Mayor Brian Pedwell

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/187: Carried 3 / 0

12.2.3. Nomination of Clare Merritt to the Pine Creek Local Authority

Motion

- A. That Council endorses the Nomination of Clare Merritt to the Pine Creek Local Authority

Mover: Cr Yvette Williams

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/188: Carried 3 / 0

12.2.4. Nomination of John Lee to the Pine Creek Local Authority

Motion

- A. That Council endorses the Nomination of John Lee to the Timber Creek Local Authority

Mover: Cr Yvette Williams

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/189: Carried 3 / 0

***The meeting adjourned for morning tea, the time being 10:51am.
The meeting readjoined, the time being 11:11am.***



13. ACTION SHEET

13.1. Action Sheet

Motion

- A. That the Action Sheet report is received and noted

Mover: Cr Georgina Macleod

Seconded: Cr Yvette Williams

Resolution:OCM-2022/190: Carried 3 / 0

14. CORRESPONDENCE

14.1. Correspondence Report

Motion

- A. That the Correspondence Report is received and noted
- B. That Council acknowledges the letter dated 17 November 2022 from Minister for Local Government Chansey Paech regarding Council's By-laws (*Pine Creek (Control of Dogs) By-Laws, Pine Creek (Litter and Flammable and Noxious Weeds) By-Laws, and Timber Creek By-Laws*); and
- C. That Council approves the process of repealing the abovementioned by-laws recommences

ADDITIONAL RESOLUTION

- D. That the outcome of the Repeal By-Laws consultation be tabled at the Timber Creek and Pine Creek Local Authority, including a report with an explanation of the Repeal process since it commenced

Mover: Cr Yvette Williams

Seconded: Cr Georgina Macleod

Resolution:OCM-2022/192: Carried 3 / 0

15. Notices of Motion - Nil

16. General Business

16.1 Recognition for staff long service

Motion

VDRC recognition certificate and engraved yeti to be presented to staff (TBC) who received long service recognition at the November 2022 LGANT Forum. Staff members to be invited to Katherine office to be presented their certificate and yeti.

Mover: Mayor Brian Pedwell

Seconded: Cr Yvette Williams

Resolution:OCM-2022/193: Carried 3 / 0

16.2 Request for an additional KDLA meeting

Staff to investigate KDLA resolution regarding vet program for 2022. At present there is a shortfall of approximately \$2,500 allocated to the project for the remainder of the year.



Action: Staff will investigate KDLA resolutions regarding vet program in 2022 and inform elected member.

16.3 Nominations for Grants Commission

No nominations were received

17. Supplementary Reports - Nil

18. 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.

Mover: Cr Georgina Macleod

Seconder: Mayor Brian Pedwell

18.1. Confirmation of Minutes Confidential OCM 25 October 2022

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*

18.2. Rate Request Property Number 700068

Status 51(1)(b) - *This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(b) 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 personal circumstances of a resident or ratepayer.*

18.3. Tender Recommendation - Sports and Recreational Hall Repair and Upgrade Daguragu Community

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.*



18.4. RSAS Yarralin - Annexure A - 4-GIAQU42

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*

18.5. Policies to be removed from Policy Register

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*

18.6. Progress Report on Grant Applications

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*

The confidential session closed, and open session resumed, the time being 12:32pm.

The meeting was closed by the Mayor, the time being 12:35pm.

19. Next Meeting

The next Ordinary General Meeting of Victoria Daly Regional Council will be held Tuesday, 13 December 2022.

This page and the preceding ten (10) pages are the minutes of the meeting of Ordinary Council held on Tuesday 29 November 2022.

Mayor Brian Pedwell