

**MINUTES FOR THE
BELYUEN COMMUNITY GOVERNMENT COUNCIL
ORDINARY COUNCIL MEETING FRIDAY 2 MARCH 2018
IN THE BELYUEN COUNCIL TRAINING ROOM**

1. OPEN MEETING at 11:05am

ELECTED MEMBERS PRESENT

Zoe Singh, President (Pres)
Rex Edmunds, Vice President (V/Pres)
John (Mango) Moreen, (Clr)
Cecillia Lewis, Councillor (Clr)

ELECTED MEMBERS ABSENT

Roger Yarrowin, Clr

OBSERVERS AND VISITORS

Cathy Winsley, Chief Executive Officer
Kate Wheen, Dept. Housing and Community Development (DHCD)
Philip Mukundi, Northern Land Council (1:30pm onwards)
Caitlin Richards, Northern Land Council (1:30pm onwards)

3. APOLOGIES

Discussion: Noted Clr Roger Yarrowin returned to hospital on Monday.

RESOLUTION

THAT Council accept the apologies provided for Councillor Roger Yarrowin

Moved: V/Pres Rex Edmunds

Seconded: Clr Cecillia Lewis

Carried

2. DECLARATION OF INTEREST OF MEMBERS OR STAFF

Per s73 and s74 of the *Local Government Act* Elected Members are required to disclose an interest in a matter under consideration by Council at a meeting of the Council or a meeting of a Council committee as soon as practicable after becoming aware of the issue which gives rise to the conflict.

NOTING OF CONFLICT OF INTEREST

THAT Council note the declaration of interest by President Zoe Singh with respect to agenda item 7: Belyuen Section 19 leases. President Singh declared a personal, financial and family interest in the matter and indicated she would take no part in the matter. The declaration will be recorded in the Council's register of interests as per s 74(2) of the *Local Government Act*.

Noted

4. CONFIRM MINUTES FROM PREVIOUS MEETING HELD 25 JANUARY 2018

RESOLUTION

THAT Council accept as true and correct the minutes from the previous meeting held 25 January 2018.

Moved: Clr John Moreen.

Seconded: Clr Cecilia Lewis

Carried

5. GENERAL BUSINESS**5.1 FINANCIAL REPORTS UPDATE (Budget Variation)**

Documents Tabled :January monthly financial report (Attachment A)

PROPOSED RESOLUTION

THAT Council accept as tabled the January financial reports.

Moved: Clr Cecilia Lewis

Seconded: V/Pres Rex Edmunds

Carried

5.2 BUDGET VARIATION

Per s128 of the *Local Government Act* (the Act) and subject to subsection (2A), a council may, after adopting its budget for a particular financial year, adopt an amendment to its budget.

Council as soon as practicable after adopting an amendment will notify the agency in writing, and advise the public of the amendment as required under s128 of the Act.

DISCUSSION: CEO noted that she had met with the accountants to review the budget in light of the impact of changes to aged care funding and other changes to grant arrangements and previewed that a budget variation be tabled at the next council meeting. CEO suggested that the next scheduled meeting, a finance committee meeting be converted to a full council meeting to enable consideration of the budget variation as soon as possible.

PROPOSED RESOLUTION

THAT Council schedule a full council meeting in place of the regular finance committee meeting on 20 April 2018 to consider the budget variation and March (end of third quarter) financials.

Moved: Clr John Moreen

Seconded: V/Pres Rex Edmunds

Carried

5.3 COUNCIL FINANCE COMMITTEE

Documents Tabled :Minutes Finance Committee meeting 9 February 2018 (Attachment B)

RESOLUTION

THAT Council accept as true and correct the minutes from the previous Finance Committee meeting held 9 February 2018.

Moved: Clr John Moreen

Seconded: V/Pres Rex Edmunds

Carried

5.4 BELYUEN COOMALIE WORKING GROUP

Documents Tabled : Letter from the Minister (Attachment C)
: Minutes Working Group meeting 23 February 2018 (Attachment D)

DISCUSSION: Council noted the confirmation of the upcoming meeting with Minister McCarthy on 23 March 2018.

5.5 ESTABLISHING AN AUDIT COMMITTEE (UPDATE)

DISCUSSION The CEO noted that she would meet with Russell Anderson on 8 March 2018 to discuss his availability to chair a Belyuen Audit Committee.

Lunch break at 12:10

6. INFORMATION SESSION – SECTION 19 LEASES

Presentations to council: Northern Land Council

Philip Mukundi and Caitlin Richards provided an explanation of Section 19 lease issues on behalf of the Northern Land Council.

7. CONFIDENTIAL BUSINESS

6.1 CONSIDERATION OF SECTION 19 LEASE MATTERS

RECOMMENDATION:

That in accordance with section 65(2) of the *Local Government Act* the meeting is now closed to the public as confidential items classified by regulations as confidential are about to be discussed.

Grounds for exclusion of the public

The meeting is closed in accordance with regulation 8(c)(1) as the matters to be discussed include information that would, if publically disclosed, be likely to prejudice the interests of the council or some other person.

6.2 CHIEF EXECUTIVE OFFICER – UPCOMING PERIODS OF LEAVE

RECOMMENDATION:

That in accordance with section 65(2) of the *Local Government Act* the meeting is now closed to the public as confidential items classified by regulations as confidential are about to be discussed.

Grounds for exclusion of the public

The meeting is closed in accordance with regulation 8(a) as the matters to be discussed include employment details about 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.

Exclusion of the Public at 2:30

Readmittance of the public 3:00

Council notes the absence of the CEO for one week in March and four days in April. Kelly in the shop will be the contact point for all urgent council matters on community. The CEO will be contactable via mobile and email while interstate.

Council also brings out of confidential business the following resolution:

RESOLUTION

THAT Council authorize the CEO to :

- a) write to the Northern Land Council to thank them for their letter and presentation to council and to enter into good faith discussions with the NLC to clarify in writing outstanding issues in relation to assets, lot sizes, the determination of individual lease amounts, lease terms and clarification of the basis for backpay obligations.
- b) seek the support of LGANT to assist council to address the matter; and
- c) seek clarification from DHCD on the relevant issues to be considered under the *Local Government Act*.

Moved: V/Pres Rex Edmunds

Seconded: Clr Cecilia Lewis

Carried

8. NEXT MEETING – FRIDAY 20 APRIL 2018.

Meeting closed 3:15pm