

ORDINARY COUNCIL MEETING 28 May 2021



NOTICE OF MEETING

The Ordinary Meeting of the Belyuen Community Government Council will be held in the Council Offices, Belyuen community commencing at 10AM.

Cathy Winsley - CEO

AGENDA

ORDINARY COUNCIL MEETING

28 MAY 2021

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1 OPEN MEETING

The meeting will be declared open at 10:00AM.

2 APOLOGIES AND LEAVE OF ABSENCE

Report Number	2.1.5.21
Author	Cathy Winsley - CEO
Attachments	Nil

Summary

This report is to table, for Council's record, any apologies, and requests for leave of absence received from Elected Members for this or future Ordinary General Meetings.

Background

Not applicable.

Comment

Council can choose to accept the apologies or requests for leave of absence as presented, or not accept them. Apologies or requests for leave of absence that are not accepted by Council will be recorded as absence without notice.

Statutory Environment

As per the Local Government Act s.39 (1) A person ceases to hold office as a member of a Council if the person: (d) is absent, without permission of the Council, from 2 consecutive ordinary meetings of the Council.

Financial Implications

Not applicable.

Recommendation

That Council accepts the apology of Cr _____ for the Ordinary Council 28 May 2021. The Council notes the absence without apology of Cr _____.

Moved:

Seconded:

3 DECLARATION OF INTEREST

Report Number	3.1.5.21
Author	Cathy Winsley - CEO
Attachments	NIL

Summary

Elected members and staff are required to declare any conflicts of interest arising from the matters contained in this agenda.

Background

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 by:

- 1) In the case of a matter featured in an officer's report or written agenda item by disclosing the interest to the Council by disclosure as soon as possible after the matter is raised.
- 2) In the case of a matter raised in general debate or by any means other than the printed agenda of the Council by disclosure as soon as possible after the matter is raised.

The Council may elect to allow the Member to provide further and better particulars of the interest prior to requesting him/ her to leave the Chambers.

Staff Members of the Council are required to disclose an interest in a matter at any time at which they are required to act or exercise their delegate authority in relation to the matter. Upon disclosure the Staff Member is not to act or exercise his or her delegated authority unless the CEO or Acting CEO expressly directs him or her to do so.

Comment

NIL

Statutory Environment

- Local Government Act s73 & s74 (Elected Members).
- Local Government Act (2008) s107 Conflict of interest (Staff Members)

Policy Implications

Conflict of Interest – Code of Conduct.

Financial Implications

Not applicable.

Recommendation

That Council receives and notes the declarations of interest for the Ordinary General Meeting 28 May 2021.

Moved:

Seconded:

4 DEPUTATIONS AND PRESENTATIONS

Blair Duncan – Chief Operating Officer from Core Lithium

The presentation (via Zoom) will provide information to the Council about Core Lithium’s Finnis Lithium Project on the Cox Peninsula and to seek information from the council on how Core should engage with people in the community about the project.

5 CONFIRMATION OF PREVIOUS MINUTES

Report Number	5.1.5.21
Author	Cathy Winsley - CEO
Attachments	Unconfirmed Minutes of the Meeting 19 April 2021 Unconfirmed Minutes of the Confidential Session

Summary

Minutes of the Ordinary General Meeting and confidential session held on 28 May 2021 are submitted to Council for confirmation that those Minutes are a true and correct record of the meetings.

Statutory Environment

The Minutes as submitted must comply with part section 67(2) *Local Government Act 2008* and that confirmation of Minutes is compliant with section 67(3) of the *Local Government Act 2008*.

Policy Implications

Not applicable

Financial Implications

Not applicable.

Recommendation

That the Minutes of the Ordinary General Meeting and Confidential session held on 19 April 2021 be confirmed by Council as a true and correct record of the meeting.

Moved:

Seconded:

MINUTES OF THE ORDINARY MEETING OF THE BELYUEN COMMUNITY GOVERNMENT COUNCIL MEETING HELD 19th APRIL 2021

1 OPEN MEETING

MEETING OPENED: The Ordinary Council Meeting opened at 4:55 pm

PRESENT AT MEETING:

Elected Members:

- Rex Edmunds – Vice President
- Cr Rex Sing
- Cr Cecilia Lewis
- Cr John Moreen

Staff:

- Cathy Winsley – CEO
- Jasmine Kaur Brar – Finance/Administration Officer

2 APOLOGIES AND LEAVE OF ABSENCE

<2.1.4.21> That Council notes the absence of President Zoe Singh without an apology for the Council Meeting held 19th April 2021.

Moved: Cr John Moreen

Seconded: Cr Rex Sing

3 DECLARATION OF INTEREST

NIL

4 DEPUTATIONS AND PRESENTATIONS

NIL

5 CONFIRMATION OF PREVIOUS MINUTES

<5.1.4.21> That the Minutes of the Ordinary General Meeting and Confidential session held on 29th March 2021 be confirmed by Council as a true and correct record of the meeting.

Moved: Cr Rex Edmunds

Seconded: Cr Rex Sing

6 PRESIDENT'S REPORT

Vice-President Rex Edmunds gave a verbal report on some of the events and highlights in the Council, including:

- *The Council is facing a constant issue with the connectivity because of the Telstra tower. The phones and internet are really hard to connect.*
- *The Council successfully conducted the COVID-19 vaccinations on 13th April 2021*
- *Kids are not going to school on time. The parents and teachers need to sit together and discuss what steps can be taken to increase their attendance*
- *Encouraging early burn around the airstrip and getting permit to burn long grass in and around community before the grass becomes too dry*

That the Council notes the verbal report from the Vice President mentioning some of the important highlights in the past month.

Moved: Cr John Moreen

Seconded: Cr Cecilia Lewis

7 CEO REPORTS

7.1 Incoming and Outgoing Correspondence

NIL

7.2 Report from the CEO

<7.2.4.21> That Council receives and notes the report from the CEO for the period March 2021 as tabled in this report.

Moved: Cr Rex Edmunds

Seconded: Cr Rex Sing

8 OFFICER REPORTS

NIL

9 FINANCIAL REPORTS

9.1 Monthly Financial Report

<9.1.4.21> That Council accepts the financial reports for the period of March 2021 as tabled in this report.

Moved: Cr Cecilia Lewis

Seconded: Cr Rex Edmunds

10 QUESTIONS BY MEMBERS

NIL

11 GENERAL BUSINESS

NIL

12 CONFIDENTIAL ITEMS

<12.1.4.21> That pursuant to section 65(2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations, the meeting be closed to the general public to consider the Confidential item(s) of the Agenda.

Moved: Cr Rex Edmunds

Seconded: Cr Rex Sing

13 NEXT COUNCIL MEETING

The next Ordinary Meeting of Council be held on **28th May 2021** at the Belyuen Council Offices, Belyuen commencing at 10:00am to go through the Draft Shire Plan.

Meeting closed at 6:50 pm.

6 PRESIDENT'S REPORT

Report Number	6.1.5.21
Author	President Zoe Singh
Attachments	Nil

Summary

The President reports to Council on her activity and any items of importance that have arisen since the last ordinary Council meeting.

Comment

The President gave a verbal report of her activities since the last council meeting.

Financial Implications

Not applicable.

Recommendation

That Council receives and notes the President's Report.

Moved:

Seconded:

7 CEO REPORTS

7.1 Incoming and Outgoing Correspondence

Please refer to 7.2 – Report from the CEO

7.2 Report from the CEO

Report Number	7.2.5.21
Author	Cathy Winsley - CEO
Attachments	21.04.30 Hand Brochure.pdf airstrip grant approved.pdf Darwin Paragliders.pdf

Summary

Each meeting the CEO provides an update on activities and issues facing the Council.

Comment

Upcoming Council Election

LGANT had produced a brochure for the upcoming **General Council Election** that will occur on the 28 August 2021. LGANT has advised that the dates in the brochure were provided by NTEC.

They also remind Councillors that when you look at the brochure that it folds with the panel 'Why LG elections matter' as the back page.

As the date for feedback to LGANT has passed, this is provided to Council for information only and as a reminder of the upcoming election.

NOMINATE

Becoming an elected member of a Local Government council is a great way to influence the direction of your community.

Are you:

- Passionate about your community?
- Someone who likes to get things done?
- A good listener?
- Eager to learn and participate?
- Wanting a rewarding challenge?

If yes, why not nominate for council?

The first step to getting elected to your Local Council is nominating for a position.

Visit: <https://bit.ly/3eHWRBw> to learn more about who is eligible to nominate and who is not.

To nominate for Council, you need to provide:

- A completed nomination form;
- A photo that meets the guidelines; and
- The names of three local people (nominators) who support your nomination.

The details of the nomination process are available here: <https://bit.ly/3szDRDB>

People from diverse backgrounds are encouraged to nominate. Councils are most effective when they reflect the diversity of their communities.

Nominations for Council elections open Friday 16 July 2021 and close 12 noon (CST) Thursday 5 August 2021

Why Local Government elections matter.

There are three layers of Government in Australia: the Federal or Commonwealth Government, the State or Territory Government; and Local Government. Local Government is the one closest to the people.

Local Government Councils have a far greater impact on communities than most people appreciate.

Local Councils collect rates from local property owners and receive grants from the federal and territory government. They spend these funds on services, programs and infrastructure that address local community priorities and essential needs. This includes services such as maintaining local roads; rubbish collection and recycling; parks, sports fields and swimming pools; libraries, public cemeteries; pet control; and parking.

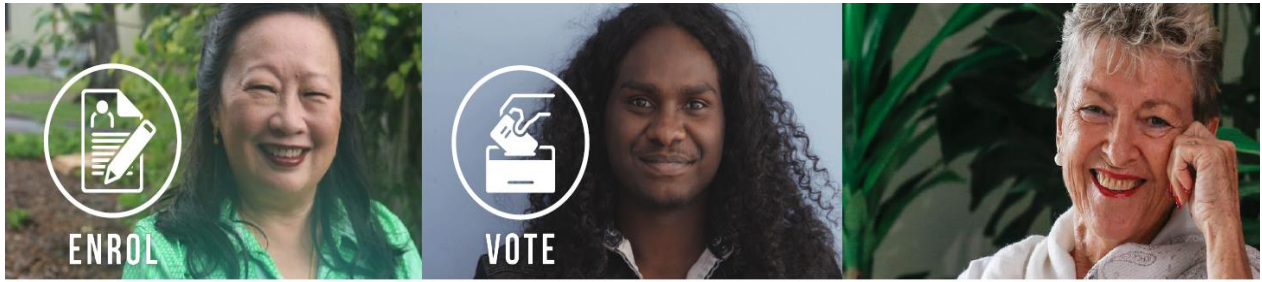
Decisions on Council services, policies and projects are made by the elected council. The council consists of a group of councillors headed by a President or Mayor. Councillors are people just like you, who have been elected by local residents to represent their views for a four-year term.

The Local Government Association of the Northern Territory (LGANT) is the peak body for the Local Government sector.

LGANT Local Government Association of the Northern Territory

Authorised by Sean G. Holden
21 Parap Road, Parap NT 0820
Email info@lgant.asn.au
Phone: (08) 8944 9688

- Your voice. Your community. -
LOCAL GOVERNMENT COUNCIL ELECTIONS
- 2021 -
ENROL
by Tuesday 27 July 2021
NOMINATE
by Thursday 5 August 2021
VOTE
Early and mobile voting commences
Monday 16 August 2021
- 2021 -
ELECTION DAY
Saturday 28 August



How YOU can make a difference.

You can influence what happens in your local community by voting in the upcoming Local Government council elections.

Voting is compulsory in Local Government elections in the Northern Territory.

To be able to vote, you must be on the electoral roll.

Enrol to vote

To check if you are already on the electoral roll and that your details are up-to-date, visit: <https://bit.ly/2Q1FF66>

If you need to enrol for the first time, get back on the roll, or change your address, you can complete a simple online form here: <https://bit.ly/3mGzbAU>

You are eligible to vote if you:

- are an Australian citizen, or eligible British subject;
- are aged 18 years and over on the day of the election; and
- have lived at your address for at least one month.

You must be enrolled by 5:00pm (CST) Tuesday 27 July 2021 to vote in the upcoming local government election

There are three ways you can vote in the Local Government election.

You can:

- Request, fill out and return a postal ballot sent to your nominated address;
- Vote in person at an early voting centre or a mobile voting location; or
- Vote in person at a local polling station on the day of the election (**Saturday 28 August 2021**).

Postal Voting

From **Friday 28 May 2021** you can make an application to the NT Electoral Commission for a postal ballot here: <https://bit.ly/3eAGFlD>

Postal voting mail-out commences Monday 9 August 2021.

Once you receive your ballot, fill it in and return it in the reply paid envelope.

If you are a pre-registered general postal voter you will automatically be sent a ballot paper and will not need to lodge a new application.

To be counted, your completed postal ballot must be received by 12 noon (CST) Friday 10 September 2021.

Early and Mobile Voting

Early voting and mobile voting commence at **8am Monday, 16 August 2021**. A full list of locations can be found here: <https://bit.ly/2R5D3j2>

Early voting ceases at **6pm (CST) Friday 27 August**.

Mobile voting ceases at **6pm** on election day **Saturday 28 August 2021**.

Election Day Voting

In person voting on **Saturday 28 August 2021** commences at 8am and ends at 6pm (CST). The full list of polling locations is available here: <https://bit.ly/3tXGU0o>

For more information, visit: <https://ntec.nt.gov.au/>



Airstrip Grant Approved

We have been successful in our application to the Federal Government for \$170K for airstrip upgrades under the Remote Airstrip Upgrade Programme Round 8.

5/5/2021		Remote Airstrip Upgrade Programme Round 8—Approved Projects		
			landscape and improve safety for pilots.	
Strawberry Hill Holdings Pty Ltd	NT	Bullo River Station	Upgrade airstrip for night landings with the installation of lighting, cone markers and fencing	34,739
Belyuen Community Government Council	NT	Belyuen	Seal the apron and taxiway.	170,610
Roper Gulf Regional Council	NT	Mataranka	Level and re-sheet the runway, construct a sealed helipad, improve drainage systems, install solar lighting and fencing.	199,800
Central Darling Shire Council	NSW	Wilcannia	Re-seal the airstrip runway, taxiways, thresholds and apron.	150,000
Carrathool Shire Council	NSW	Hillston	Reseal the runway, re-paint the line markings and	149,749

Request to use the Airstrip

The Council has received a request from the Darwin Paragliding Club who wish to use the Delissaville airstrip as a base of their club operations.

The club advises that

- The Paragliding Club is a not-for-profit club, all our pilots are current and financial members of the Sports Aviation Federation of Australia (SAFA).
- All their pilots are licenced and operate under the same standard as a conventional aircraft.
- Their pilots are required to abide by the same rules and regulations as issued by CASA.
- The current membership stands at around 8 local members and a few out of towners.
- The primary means of flight is the paramotor, enabling us to take off from flat ground using a back mounted engine.
- The club monitors the local VHF frequency 126.7 and notify any aircraft that are operating in the vicinity.
- The club will only be flying weekends and daylight hours.

The club has also requested that, if it is possible, they would like to set up a winch for un-powered flight. They have indicated that they would set this up off to the side off the runway.

From: The President <darwinparaglidingclub@gmail.com>
Sent: Thursday, 22 April 2021 12:38 PM
To: Cathy Winsley <cathy.winsley@belyuen.nt.gov.au>
Subject: Delissaville airstrip

Cathy,

I'm the president of the newly formed darwin Paragliding Club, I wish to make enquiries about using Delissaville airstrip as a base of operations for our club. We are a not for profit club, all our pilots are current and financial members of the Sports Aviation Federation of Australia (SAFA).

All our pilots are licenced and operate under the same standard as a conventional aircraft.

We are required to abide by the same rules and regulations as issued by CASA.

Our current membership stands at approx 8 local members and a few out of towners.

Our primary means of flight is the paramotor, enabling us to take off from flat ground using a back mounted engine, as below:



If it's possible to use the strip we would like to set up a winch (only when required)for un-powered flight, we could set this up off to the side off the runway to allow aircraft access if required , we would monitor the local VHF frequency 126.7 to notify any aircraft we are operating in the vicinity.

Our group will only be flying weekends and daylight hours.

If you have any questions please feel free to contact me either by this email or phone 0429153955.

Thank You

Ian Van De Straat

Statutory Environment

Not applicable.

Financial Implications

Not applicable.

Recommendation

- 1. That Council receives and notes the report from the CEO as tabled.*
- 2. That Council advises the Darwin Paragliding Club <to be determined at meeting>.*

Moved:

Seconded:

8.1 Council Delegations

Report Number	8.1.5.21
Author	Cathy Winsley - CEO
Attachments	REG01 Council Delegations Register 1.2.docx dated 18-May-21

Summary

Council is being asked to approve additional delegations to be included in REG1-Council Delegations Register.

Background

Not applicable.

Comment

The Council approved the current list of delegations on the 24th August 2020. The delegations manage what activities that the CEO and other people or committees can undertake on behalf of the Council. To enable the CEO to undertake her financial responsibilities more efficiently and respond to funding offers in a timely manner, the following modifications to the current delegations are recommended for the Council. **Modifications are highlighted.**

No.	Delegation	Limitation	Legislative Reference
CE05	<p>Expenditure, Tenders and Quotations</p> <ol style="list-style-type: none"> 1. Authority to expend money in accordance with the budget. 2. Authority to call for request for quotations or tenders 3. Authority to evaluate request for quotations or tenders, by written evaluation, and decide which is the most advantageous 4. Authority to accept, or reject request for quotations or tenders, only within the \$value detailed 	<p>The expense must be within the annual budget and must not exceed the adopted annual budget by more than 10%.</p> <ul style="list-style-type: none"> • Direct expenditure (expenditure without 3 quotes) must not exceed \$10,000. • Expenditure between \$10,000 and \$100,000 must be supported by at least 3 quotations. • The total consideration for a public tender must not exceed \$150,000. • The total consideration under the resulting contract for a publicly invited tender is not to exceed \$250,000. • The total consideration under a resulting contract for a WALGA Preferred Supplier or LocalBuy, is not to exceed \$300,000. • Contract variations must not exceed 10% of the contract price. Contract variations are to be reported to Council in accordance with Reg 39. • The contract period must not exceed 3 years (including extensions) 	<p>Sections 40(3)(f) and 40(6) Reg 39</p>

	<p>as a condition on this Delegation</p> <p>5. If the chosen respondent is unable or unwilling to form a contract OR the minor variation cannot be agreed with the successful respondent, so that the respondent ceases to be the chosen provider, authority to choose the next most advantageous request for quotation or tender to accept</p> <p>6. Authority to exercise an extension option that was included in the original request for quotation or tender specification and contract in accordance with conditions of delegation</p> <p>Authority to accept another request for quotation or tender where within 6-months of either accepting a request for quotation or tender, a contract has not been entered into OR the successful contractor agrees to terminate the contract</p>	<ul style="list-style-type: none"> Contracts valued more than \$50,000 awarded under this delegated authority are to be reported to Council. 	
CE07	<p>Approval of grants and contracts Accept grant funds and other income related contracts.</p>	<ul style="list-style-type: none"> Approve (sign/accept) grants up to a value of \$500,000 where common seal is not required. Enter (sign/accept) service-related contracts that bind the Council to the provision of services up to an annual limit of \$100,000 and not exceeding 3 years in duration. 	S40(3)b

Statutory Environment

Section 40 of the *Local Government Act 2019* enables the Council to delegate (that is to give the power to do something) to the CEO or committee of council.

Policy Implications

Please refer to [GOV01: Delegation Policy](#).

Financial Implications

NIL

Recommendation

That Council approves the following delegations to the CEO:

- 1. CE05 Expenditure, Tenders and Quotations - Expend money in accordance with the budget up to \$300,000 limited by:
 - a) The expense must be within the annual budget and must not exceed the adopted annual budget by more than 10%.*
 - b) Direct expenditure (expenditure without 3 quotes) must not exceed \$10,000.*
 - c) Expenditure between \$10,000 and \$100,000 must be supported by at least 3 quotations.*
 - d) The total consideration for a public tender must not exceed \$150,000.*
 - e) The total consideration under the resulting contract for a publicly invited tender is not to exceed \$250,000.*
 - f) The total consideration under a resulting contract for a WALGA Preferred Supplier or LocalBuy, is not to exceed \$300,000.*
 - g) Contract variations must not exceed 10% of the contract price. Contract variations are to be reported to Council in accordance with Reg 39.*
 - h) The contract period must not exceed 3 years (including extensions)*
 - i) Contracts valued more than \$50,000 awarded under this delegated authority are to be reported to Council**

- 2. CE08 Approval of grants and contracts - Approve (sign/accept) grants up to a value of \$500,000 where common seal is not required; and enter (sign/accept) service-related contracts that bind the Council to the provision of services up to an annual limit of \$100,000 and not exceeding 3 years in duration.*

Moved:

Seconded:

9.1 Monthly Financial Report

Report Number	9.1.5.21
Author	Cathy Winsley - CEO
Attachments	Financial report for April 2021

Summary

The Council is provided with a financial report at each meeting.

Background

Not applicable.

Comment

Please refer attached financial report.

Statutory Environment

Section 18 of the Local Government Accounting Regulations 2008 refers.

Financial reports to Council –

- 1) The CEO must, in each month, lay before a meeting of the Council a report, in a form approved by the Council, setting out:
 - a) the actual income and expenditure of the Council for the period from the commencement of the financial year up to the end of the previous month; and
 - b) the forecast income and expenditure for the whole of the financial year.
- 2) The report must include:
 - a) details of all cash and investments held by the Council (including money held in trust); and
 - b) a statement on the debts owed to the Council including the aggregate amount owed under each category with a general indication of the age of the debts; and
 - c) other information required by the Council.

Policy Implications

Not applicable

Financial Implications

See the body of this report.

Recommendation

That Council accept the financial reports for the period April 2021 as tabled in this report.

Moved:

Seconded:

10 QUESTIONS BY MEMBERS

Members are invited to raise any questions.

11 GENERAL BUSINESS

Call for any other general business.

12 CONFIDENTIAL ITEMS

Recommendation

That pursuant to Section 65(2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations, the meeting be closed to the public to consider the Confidential item(s) of the Agenda.

Moved:

Seconded:

The following reports will be dealt with under Section 65(2) (ciii) of the Local Government Act 2008 and Regulation 8 of the Local Government (Administration) Regulations 2008. It contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.

12.1: Draft 2021-22 Shire Plan

Return to open session:

13 NEXT COUNCIL MEETING

The next Ordinary Meeting of Council be held on _____ at the Belyuen Council Offices, Belyuen commencing at 5:00PM.