

SPECIAL COUNCIL MEETING 15 DECEMBER 2021



NOTICE OF MEETING

The Special Meeting of the Belyuen Community Government Council will be held in the Council Offices, Belyuen community commencing at 7:30AM.

Cathy Winsley - CEO

AGENDA

SPECIAL COUNCIL MEETING

15 DECEMBER 2021

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1 OPEN MEETING

The meeting will be declared open at 7:30AM.

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 2019* s.47 a person ceases to hold office as a member of a Council if the person is absent, without permission of the council in accordance with the regulations, from 2 consecutive ordinary meetings of the Council.

Financial Implications

Not applicable.

Recommendation

That Council accepts the apology of Cr _____ for the Special Council 15 December 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 2019* Section 114 (Elected Members).
- *Local Government Act 2019* Section 179 (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 Special Council Meeting 15 December 2021.

Moved:

Seconded:

4 CEO REPORTS

4.1 2020/21 Annual Financial Statements

Report Number	4.1.12.21
Author	Cathy Winsley - CEO
Attachments	Annual Audited Financial Statements 2020-21

Summary

The Council is being asked to accept the Annual Audited Financial Statements for 2020-21.

Background

Each year the Council is required to report on its activities and performance against the objectives included in Shire Plan for that year. The Annual Report has been prepared and is ready for the Annual Financial Statements to be included.

Unfortunately, there has been some delay in producing the Audited Financial Statements arising from the incomplete migration of data from the old system to the new system. Council's finance officer has worked closely with the Auditor to ensure that all queries are answered, and I would like to acknowledge the hard work this has entailed.

Under the legislation the report is required to be submitted to the Minister for Local Government prior to 15 November. The Department of Local Government has been advised of the necessity of submitting a late report (see attached correspondence). The report will also be published on the Council's website.

Statutory Environment

Section 132 and 199 of the *Local Government Act 2008* refers (please note that transitional arrangements are in place for this annual report).

Policy Implications

NIL

Financial Implications

See attached financial statement.

Recommendation

That Council accepts the Annual Audited Financial Statements for 2020-21 for inclusion in the Council Annual Report 2020-21.

Moved:

Seconded:

4.2 Waste and Resource Management (WaRM) Grant

Report Number	4.2.12.21
Author	Cathy Winsley - CEO
Attachments	Letter from DCMC

Background

The Waste and Resource Management grant was discussed with the Council on the 28th May 2021 (item 7.2). The Department of Chief Minister and Cabinet requires formal consent from the Council to accept the grant.

Comment

On the 25th May the CEO received a letter from the Minister for Local Government Chansey Paech MLA advising that Belyuen will receive a grant of \$75,000 to help address waste management issues. The grant guidelines indicate that the grant can be used for:

- Establishment of a Waste Data Management System to enable the collection, monitoring and reporting of data related to waste transfer stations and landfills managed by council.
- Expenditure related to lease negotiations relevant to use of land for waste management sites; including the negotiation of section 19 leases for waste management sites.
- Infrastructure development as appropriate at waste management sites such as construction of access gatehouses, segregation bays, cages for aggregation of recyclable material, concreting receiving areas and fencing etc.
- Plant and machinery acquisition for use in the collection, sorting and management of waste at established waste management sites in regional and remote communities.
- To address waste management requirements and/or issues raised with councils by the Northern Territory Environment Protection Authority (NT EPA). This includes remedial actions and waste and contaminant related requirements specified in instruments issued by the NT EPA or its officers under the Waste Management and Pollution Control Act 1998 including but not limited to Environmental Audit Programs (section 48), Performance Agreements (section 66), Authorised Officer Directions (section 72), and Pollution Abatement Notices (sections 77 and 78).
- Engaging a consultant to prepare a Waste Management Strategy; or revise an existing Waste Management Strategy for council. A content example is provided at Attachment 1 to this funding guideline.
- Undertaking any action(s) identified in an existing Waste Management Strategy adopted by resolution of Council.

At the May meeting the Council discussed small projects they would like to see be undertaken if they fitted in the guidelines. These included:

- Removing the little piles of rubbish around the Community and fence the area to restrain people from throwing rubbish outside designated area.
- Separate area for the dumping of white goods with gas cylinders such as fridges and freezers
- Removal all the old vehicles and construction rubbish that is scattered in the bush

At the November Council meeting it was further decided that the WaRM grants from 2020 and 2021 would be combined to purchase a tip truck and associated equipment to assist in the collection and removal of rubbish.

Since the meeting the Council has received a firm quote from the supplier of the tip truck and equipment of \$132,079 resulting in a further \$17,921 being available under the grant. As identified in the Council’s Shire Plan, the issue of hard waste removal has been of ongoing concern to the Council for many years. The Wagait Shire Council has secured the services of a waste management consultant to investigate the options available and design a waste transfer station. It is proposed that the residual grant monies be allocated towards this consultancy to ensure that the interests of the Belyuen Community are represented in the final report. Please note that grant money can only be allocated to projects within the scope of the grant as identified above.

Consultation

Not applicable.

Statutory Environment

Not applicable.

Policy Implications

Not applicable.

Financial Implications

Proposed Budget for WaRM 1 and WaRM 2

	(ex GST)
INCOME	
WaRM 1	75,000
WaRM 2	75,000
Total Income	150,000
EXPENDITURE	
ISUZU FRR 107-230 AMT Tipper	109,018
UTEPAK 500LAR30-5H Hose reel	4,970
PROMOTER Trailers	18,091
Waste Management Strategy	17,921
Total Expenditure	150,000

Recommendation

That Council:

1. Identify the following projects for application of the WaRM grant funding:

- a. Purchase of ISUZU FRR 107-230 AMT Tipper (total value \$109,018 ex GST)***
- b. Purchase of UTEPAK 500LAR30-5H Hose reel (total value \$4,970 ex GST)***
- c. Purchase of PROMOTER Trailers (total value \$18,091 ex GST)***
- d. Contribution to Regional Waste Management Strategy (to value of \$17,921)***

Moved:

Seconded:

5 NEXT COUNCIL MEETING

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