

ORDINARY COUNCIL MEETING 27th June 2022



NOTICE OF MEETING

The Ordinary Meeting of the Belyuen Community Government Council will be held in the Council Offices, Belyuen community commencing at 1pm

Cathy Winsley - CEO

AGENDA

ORDINARY COUNCIL MEETING

27th June 2022

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1 OPEN MEETING

The meeting will be declared open at 1pm.

2 APOLOGIES AND LEAVE OF ABSENCE

Report Number	2.1.06.22
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 Ordinary Council 27th June 2022. The Council notes the absence without apology of Cr _____.

Moved:

Seconded:

3 DECLARATION OF INTEREST

Report Number	3.1.06.22
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 delegated 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 Ordinary General Meeting 27 June 2022.

Moved:

Seconded:

4 DEPUTATIONS AND PRESENTATIONS

NIL

5 CONFIRMATION OF PREVIOUS MINUTES

Report Number	5.1.06.22
Author	Cathy Winsley - CEO
Attachments	Minutes of the Ordinary General Meeting held on 23May 2022

Summary

Minutes of the Ordinary General Meeting 23May 2022 are submitted to Council for confirmation that those Minutes are a true and correct record of the meeting.

Statutory Environment

The Agendas and Minutes as submitted must comply with part Chapter 6 of the *Local Government Act 2019*.

Policy Implications

Not applicable

Financial Implications

Not applicable.

Recommendation

That the Minutes of the Ordinary General Meeting held on 23May 2022 are confirmed by Council as a true and correct record of the meetings.

Moved:

Seconded:

6 PRESIDENT'S REPORT

Report Number	6.1.06.22
Author	President Rex Edmunds
Attachments	Nil

Summary

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

Comment

The President will give a verbal report to the 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

Report Number	7.1.6.22
Author	Cathy Winsley - CEO
Attachments	Various letters below

Background

Council is provided with items of correspondence both received and sent since the last Council meeting.

The correspondence inwards and outwards will be tabled at every meeting or included in agenda items as part of the background information for that issue.

Comment

The following correspondence has been received or sent during the preceding period.

Correspondence In

	Date	From	Regarding
A	9/6/2022	NLC	Meeting with Council
B	7/6/2022	NLC	Discussion re NLC staff
C	6/6/2022	NIAA	Acquittal advice SNP
D	23/6/2022	NIAA	Site Visit Summary
E		NIAA	Store/SNP compliance
F		Max Tate	Use of airstrip
I		NIAA	Culture Prog Agreement

Correspondence Out

Ref	Date	To	Regarding
B	4/6/2022	icac nt	Nominated recipient ICAC
C	2/6/2022	Dept Prime Minister & Cabinet	Authority to provide information & access documents -store compliance review
D	26/5/2022	Matthew Kennon Merit Partners	Accepts fee offer to do 21/22 audit report
E		Prime Minister	Ironbark
F		NLC Chairman	Section 19 and Land Use
G		Max Tate	Outstanding invoice for use of the airstrip
H		NLC	NLC staff in Belyuen

Consultation

Not applicable.

Statutory Environment

Not applicable.

Policy Implications

Not applicable.

Financial Implications

Please refer to specific agenda item.

Recommendation

- 1. That the Council receives and notes the Incoming and Outgoing Correspondence Report tabled at the Council meeting 27 June 2022.***

Moved:

Seconded:

7.2 Report from the CEOS

Report Number 7.2.06.22
Author Cathy Winsley
Attachments

Summary

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

Comment

1. School Sports Voucher Programme

Council received \$6652 from Sport and Recreation to provide sports programmes under the School Sports Voucher Scheme. Council engaged Tennis NT to come and do tennis activities with the primary school aged children. Anzac Leidig from Tennis NT come over and undertook 6 sessions with the children. Anzac had been coached by Yvonne Goolagong the famous indigenous tennis player. Anzac has invited up to 10 children between the ages of 10-13 to go to Darwin in August and participate in an Yvonne Goolagong National Indigenous Tennis Carnival Anzac has advised that all catering and accommodation expenses will be covered. The Sport and Recreation Officers have identified the children who fit into the age group. Both Officers will escort the children. The CEO (independently) is organising a Go Fund Me to raise money so that the children can buy new clothes, sports shoes and a back pack. It is hoped also to cover the cost of a bus to pick them up and return them. Anzac very quickly developed a really good relationship with the kids and they responded well to him.

2. Sport and Recreation Basketball NT

Basketball NT has been coming to Belyuen over the last 8 weeks to do some basketball skills development with the children. The children have been really enjoying these sessions and it is common to have up to 20 kids attending after school. Like Tennis the Basketball NT men quickly built up a good relationship with the kids.

3. Staffing

The last 6 months has been hard on community and community staff with COVID 19 in the community, Influenza A and 5 very sad deaths. It has been very noticeable that many community staff have been struggling to attend work everyday. The CEO and workplace Supervisors have been aware of the struggles and where possible have made work less stressful by changing around some tasks and how they are managed. There is a community person coming back on board at the store; a community member that was previously not allowed to work due to COVID vaccinations is now able to start and he will commence at the workshop this week. A community person has been identified to commence working at the Council office in a part time role undertaking Centrelink work.

4. Darwin Rotary

Peter Hopton from Darwin Rotary has advised that they will be replacing the sign that fell out from the large signage structure at the entrance to the community. The sign was broken from Cyclone Marcus.

Peter Hopton advised that the sign will be the Belyuen Logo of the Kenbi Dancers. This is at no cost to the community.

5. Work with the appointed CEO

CEO has been working with the appointed CEO passing on information in regard to council programmes and services that work with Council including contact details. Where possible the CEO has been cc'ing Dave Ferguson into emails to introduce him to people/businesses that Council deals with. Joint discussions have taken place with the workshop staff. Discussions have largely focused on the need to clean up the yard and get rid of old machinery, cars, steel etc. Possibility of having a clearance sale where people come and put in an offer for items. It would be cash payment and remove on the day.

Report Number

7.3.06.22

Author

Dave Ferguson

Attachments

Comment

INTRODUCTION

Good morning Belyuen Community Government Council, firstly I would like to thank BCGC for providing me with the opportunity to serve the community of Belyuen as your Chief Executive Officer.

Originally from the Northern Territory, I have spent several years working in similar roles based in remote communities throughout the Northern Territory and Queensland, being responsible for remote service delivery of all Council run Agency Service programs in each region. I have a strong commitment to building relationships in community and continue to maintain a clear awareness of the social, emotional and economical issues that are facing remote Indigenous communities.

I am committed to community engagement and providing meaningful opportunities to the people of Belyuen, I also have vast experience designing and implementing long term corporate strategies that will empower people and create a future that is secure.

My goal is to provide Belyuen Council with strategic advice and to create sustainable outcomes for the people of Belyuen.

MEETINGS ATTENDED

- 1st June: Initial introductory meeting – Cathryn Hutton
- 1st June: Introductory meeting – Sean Holden (LGANT)
- 2nd June: Introductory meeting – Department of Local Government
- 6th June: Onboarding meeting – Cathy Winsley
- 7th June: Westpac Berrimah
- 8th – 9th June: Waste Management Symposium, Darwin
- 9th June: NIAA – Carol Stanislaus
- 14th June: Belyuen Council

- 14th June: NIAA – Carol Stanislaus, Melissa Miles
- 15th June: Wagait Council; Social Media Training
- 17th June: Aged Care – Kelly Murphy
- 20TH June: Finance – Jasmine Brar

MEETINGS SCHEDULED

- 28TH June: Ironbark CEO – Shaun Pearce

CURRENT PRIORITIES

- **Belyuen Oval Upgrade** – Belyuen Council have been granted funding of \$263,000 to upgrade the community oval by December 31st 2022. Project management to be maintained internally utilising local suppliers.
Nb: Initial correspondence from Darwin based company states water quantity of 280,000 litres per day is required during the three month establishment period. Confirmation is required to ensure Belyuens current water supply will not be impacted and any associated cost is quantified.
- **Belyuen Cemetery** – Assessment of Belyuen cemetery and source funding opportunities to provide any immediate improvements and plan for future expansion to existing facility.
- **Waste Management** – Address current waste management issues in Belyuen, collaborate with Wagait Council to discuss options and draft waste management plan for the future.

EMPLOYMENT OPPORTUNITIES

- Centrelink Agent (part time)
- Aged Care support worker
- School Nutrition worker (part time)

BELYUEN STORE

- Store underwent compliance audit on June 14th, report from NIAA indicates store is meeting all government requirements.
- Store Profit/Loss – see finance manager report.
- School Nutrition Program – operating from Store kitchen, can employ local staff.

Comment

OLD RAMP STRUCTURE

The old ramp structure adjacent to the Belyuen workshop compound was inspected on Tuesday 21st June. Upon inspection, the structure appears to be in a derelict and unsafe condition. The facility remains unsecured, unfenced and prone to fires due to gamba and spear grass growing through the decaying structure. There is damage to the steel uprights and cross members at one end. The condition of the structure presents a hazard to the Belyuen community and a potential risk to the Belyuen Community Government Council.



Financial Implications

Nil to minimal cost to have the structure removed yet to be determined, however any costs may be neutralised through the sale of scrap materials.

Recommendation

That Council instruct the CEO to remove the structure and dispose of the materials utilizing local scrap metal company.

Moved:

Seconded:

Statutory Environment

NIL

Financial Implications

Not applicable.

Recommendation

That Council receives and notes the reports from CEO Winsley and CEO Ferguson

as tabled.

Moved:

Seconded:

8 OFFICER REPORTS

8.1

Report Number	8.1.06.22
Author	Cathy Winsley - CEO
Attachments	Shire Plan 2022-2023

Summary

Comment

Notice had been placed in the NT News. The 21 day notice period has expired. CEO not aware of any comments from the Public.

The Aged Care Director has requested that her title in the Shire Plan be corrected. Her title is Director not Manager.

CEO has made the appropriate change.

Shire Plan to go onto the website, with a copy to Dept of Local Government.

Bound copy to be prepared for each Council member.

Statutory Environment

Financial Implications

Recommendation

That Council acknowledges the change of title from Manager to Director for Age Care as the only feedback that Council has received over the 21 day period and that the Shire Plan for 2022-2023 be adopted and placed on the Council Website

Moved:

Seconded:

9 FINANCIAL REPORTS

9.1 Monthly Financial Report

Report Number	9.1.06.22
Author	Cathy Winsley - CEO
Attachments	Financial report for May 2022

Summary

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

Background

Not applicable.

Comment

CEO advises that there is no financial report for the month of May 2022. The report will be made available in the July meeting.

Finance Officer is currently on personal leave.

Statutory Environment

Section 17 of the *Local Government (General) Regulations 2021* refers.

17 Monthly financial reports to council

- 1) The CEO must, in each month, give the council a report 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 most recently adopted annual budget; and
 - c) details of any material variances between the most recent actual income and expenditure of the council and the most recently adopted annual budget.
- 2) The report must also include:
 - a) details of all cash and investments held by the council (including money held in trust); and
 - b) the closing cash at bank balance split between tied and untied funds; and
 - c) a statement on trade debtors and a general indication of the age of the debts owed to the council; and
 - d) a statement on trade creditors and a general indication of the age of the debts owed by the council; and
 - e) a statement in relation to the council's payment and reporting obligations for GST, fringe benefits tax, PAYG withholding tax, superannuation and insurance; and
 - f) other information required by the council.

Policy Implications

Not applicable

Financial Implications

See the body of this report.

Recommendation

That Council acknowledges that the financial report for the period May 2022 will made available in July 2022 along with the June 2022 financial report.

Moved:

Seconded:

10 QUESTIONS BY MEMBERS

Members are invited to raise any questions.

11 GENERAL BUSINESS

Call for any other general business.

11.1 Council meeting dates and times

Does Council want to continue having their monthly meetings on the last Monday of each week commencing at 1pm or does Council want to change the date and time?

11.2 New Duplex

For Council's Information Only

The Dept of Families, Local Government and Housing and the Dept of Infrastructure Planning & Logistics met with the Community Housing Representative Group (HRG) on Thursday 22 June. The HRG were advised that a new duplex was to be built on Lot 235. The duplex would be completed around November. Design of the duplex was made available for Council members to look at. HRG representatives expressed concern about where the duplex was going and was it an appropriate Lot. The Lot is an identified park. Concern also expressed about the design with the toilet & shower sharing the same room and no back verandah which will mean there will be no protection across the back from the tropical winds and rains.

HRG meeting again on 30th to allocate the two current empty duplexes.

CEO needs to advise the Government reps that there is a funeral at Belyuen that day.

12 CONFIDENTIAL ITEMS

In accordance with section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1) of the Local Government (General) Regulations 2021 the meeting be closed to the public to consider the following Confidential items:

The following reports will be dealt with under Section 293(1) of the Local Government Act 2019 and Regulation 51(1)(c)(iv) of the Local Government (General) Regulations 2021 as it contains information that would, if publicly disclosed, be likely to prejudice the interests of council or some other person.

-
- 12.1 Confirmation of Confidential Minutes 26th April 2022 including signing Dave Ferguson Contract
 - 12.2 Confirmation of Confidential minutes 23rd and 24th May 2022
 - 12.3 CEO leave entitlements owing
 - 12.4 Civil Works Manager FYI
 - 12.5 Finance Officer FYI

Recommendation:

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

Moved:

Seconded:

Return to open session and reading of confidential resolutions if approved.

13 NEXT COUNCIL MEETING

The next Ordinary Meeting of Council be held onJuly 2022 at the Belyuen Council Offices, Belyuen commencing at