

ORDINARY COUNCIL MEETING 22 August 2022



NOTICE OF MEETING

The Ordinary Meeting of the Belyuen Community Government Council will be held in the Council Offices, Belyuen community commencing at 11am.

Dave Ferguson - CEO

AGENDA

ORDINARY COUNCIL MEETING

22 August 2022

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1 OPEN MEETING

The meeting will be declared open at 11:00am.

2 APOLOGIES AND LEAVE OF ABSENCE

Report Number	2.1.08.22
Author	Dave Ferguson - 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 notes the absence without apology of Cr.

Moved:

Seconded:

3 DECLARATION OF INTEREST

Report Number	3.1.08.22
Author	Dave Ferguson - 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 22 August 2022.

Moved:

Seconded:

4 DEPUTATIONS AND PRESENTATIONS

NIL

5 CONFIRMATION OF PREVIOUS MINUTES

Report Number	5.1.08.22
Author	Dave Ferguson - CEO
Attachments	Unconfirmed Minutes of the Meeting 25 July 2022

Summary

Minutes of the Ordinary General Meeting and the Confidential Minutes from the meeting of the 25 July 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 25 August 2022 and the Confidential section of the meeting 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 25 July 2022

1 OPEN MEETING

PRESENT AT MEETING:

Elected Members:

- Cr Teresa Timber - Deputy President
- Cr Claude Holtze
- Cr Lenard Sing

Staff:

- Dave Ferguson - CEO

Visitors:

- Nil

2 APOLOGIES AND LEAVE OF ABSENCE

- Cr Rex Edmunds – President
- Cr John Moreen

<2.1.07.25>

That Council accepts the apology of Cr Edmunds and Cr Moreen for the Ordinary Council meeting 25 July 2022. Council request that the President meet with Cr Moreen to discuss his absences from Council meetings.

Moved: Cr Holtze

Seconded: Cr Sing

3 DECLARATION OF CONFLICT INTEREST

<3.1.07.25>

That Council receives and notes the declarations of interest for the Ordinary General Meeting 25 July 2022.

Moved: Cr Holtze

Seconded: Cr Sing

4 DEPUTATIONS AND PRESENTATIONS

NIL

5 CONFIRMATION OF PREVIOUS MINUTES

<5.1.07.22>

That the Minutes of the Ordinary General Meeting held on 27 June 2022 and the Confidential section of the meeting be confirmed by Council as a true and correct record of the meeting.

Moved: Cr Sing
Seconded: Cr Timber

6 PRESIDENT'S REPORT

In the absence of the President, there was no Presidents report tabled for the July meeting.

7 CEO REPORTS

7.1 Incoming and Outgoing Correspondence

<7.1.07.22>

That Council receives and notes the Incoming and Outgoing Correspondence Report tabled at the Council meeting 25 July 2022.

Moved: Cr Sing
Seconded: Cr Holtze

7.2 CEO Report

<7.2.07.22>

That Council:

1. receives and notes the report from the CEO as tabled.
2. Endorse August 15th as the preferred date to undergo elected member training.
3. instruct the CEO to proceed in regards to funding opportunities currently on offer.
4. Instruct the CEO to change the remuneration date for elected members to the business day immediately following the Monthly Ordinary Council meeting.

Moved: Cr Sing
Seconded: Cr Holtze

8 FINANCIAL REPORTS

8.1 Financial Reports

<8.1.07.22

That Council accept the financial reports for the periods of May and June 2022 as tabled in this report.

Moved: Cr Sing
Seconded: Cr Timber

9 QUESTIONS BY MEMBERS

Councillors are in agreeance to invite Core Lithium to the August Council meeting.

The scheduled date for the August Ordinary Council meeting clashes with other commitments.

Request tabled by Deputy President Timber to move the August meeting forward to Monday 22nd August 2022.

<9.1.07.22>

That Council change the date for the August Council meeting to Monday 22nd August 2022.

Moved: Cr Timber
Seconded: Cr Sing

10 GENERAL BUSINESS

Open discussion regarding the Belyuen Sport and Recreation Hall and existing assets.

CEO to investigate and report back to Council at the August meeting.

11 CONFIDENTIAL ITEMS

<11.1.07.22>

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: Cr Sing
Seconded: Cr Timber

12 NEXT COUNCIL MEETING

The meeting closed at 1.25pm

The next Ordinary Meeting of Council be held on Monday 22nd August 2022 at the Belyuen Council Offices, Belyuen commencing at 11:00am.

6 PRESIDENT’S REPORT

Report Number	6.1.08.22
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 gives a verbal report of 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

Report Number	7.1.08.22
Author	Dave Ferguson - CEO
Attachments	Nil

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

Nil

Correspondence Out

NIL

Consultation

Not applicable.

Statutory Environment

Not applicable.

Policy Implications

Not applicable.

Financial Implications

Please refer to specific agenda item.

Recommendation

That Council receives and notes the Incoming and Outgoing Correspondence Report tabled at the Council meeting 22 August 2022.

Moved:

Seconded:

7.2 Report from the CEO

Report Number	7.2.08.22
Author	Dave Ferguson - CEO
Attachments	Belyuen Dog Program Elected Member Training

Summary

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

Comment

NLC meeting

Email correspondence was sent to the NLC requesting the CEO and Chairperson meet with Council. A response was received with suggested dates to have an initial meeting with the President and CEO in Darwin:

- Mon 12th Sep at 2:30pm
- Fri 16th Sep at 11:00am

NLC have advised that the CEO and Chairperson are unavailable for the August Council meeting however may be available to meet in Belyuen on September 26th for the September meeting. A response has been sent to the NLC officially inviting them to the September meeting.

Core Lithium

Email correspondence has been sent to Core Lithium requesting their attendance at the August Council meeting. Response has been received advising the General Manager is unavailable for the August meeting and arrangements are ongoing to schedule a meeting at a suitable time to both Core Lithium and Belyuen Council.

Elected Member/Senior Manager Training

The Council training discussed at the last Council meeting on July 25th was undertaken on the 15th August 2022. The training covered:

- Understanding Local Government – roles and interactions across all spheres of government.
- Introduction to Council Finance.
- Council Decision Making and Meeting Procedures

Councillors attendance at training is required under Section 45(3) of the Act and failure to complete the required training within 12 months of being elected is a breach of the Code of Conduct Clause 10.

Letters advising of the training and training dates were provided to Councillors and senior managers (see attachments). Four Councillors and five managers attended the training.

Recruitment Drive

On the morning of Tuesday 16th August, Belyuen Council and Ironbark Aboriginal Corporation collaborated to facilitate a recruitment drive at the front of the Belyuen store. Community members were invited to

come down to the store and find out what current and future employment opportunities are available in the community. A free sausage sizzle was provided for everyone that attended and there were approximately 25 people who expressed interest in the jobs that were on display. Council and Ironbark will follow up in the coming weeks to progress the recruitment process.

Belyuen Interagency/Stakeholder Meeting

Invitations and a draft agenda for a Belyuen Interagency/Stakeholder meeting have been sent to all organisations and stakeholders with a vested interest in Belyuen. The date has been set for Wednesday 31st August. The meeting will be held in the training room in Belyuen commencing at 10am. Light refreshments will be available.

It is recommended that Council facilitate an all of community consultation meeting following the Interagency meeting in order to provide the community with important information regarding community safety, upcoming projects, employment opportunities and any legislative changes that may impact Belyuen residents. This forum will also provide an opportunity for Council to receive input from the community.

Belyuen Shire Plan 2022-23

The draft Annual Shire Plan 2022-23 for Belyuen Council was tabled at the May Council meeting for discussion. The plan was endorsed by Council at the June Council meeting and uploaded to the Council website. Since then, Council have received correspondence from the Northern Territory Government offering feedback on the Shire Plan. The department have reviewed the Shire Plan and made several recommendations and suggested amendments to the shire plan in line with legislative requirements.

The CEO is in the process of implementing these changes and will table the amended Shire Plan 2022-23 at the September meeting for Council endorsement prior to uploading to the Council website.

Christmas Closure

Every year, there are 3 public holidays during the Christmas period: Christmas day, Boxing day and New Years Day. Many Councils and Government departments close down for 1-2 weeks during this period to allow staff to spend time with their families and enjoy a well-earned break. Some services such as Aged Care, disaster management and the Belyuen Store will continue to operate during this period to ensure the community are not put at risk. Council can give consideration to closing for a 10 day period from Friday 23rd December and recommencing on Tuesday 3rd January 2023. During this period, staff will be required to use 3 days of their annual leave allocation.

Belyuen Dog Program - Vet Report

Belyuen receive services from the Animal Ark Hospital who assist the residents of Belyuen to care for their pets. Services provided free of charge include:

- Parasite control (mange, worm and tick treatment)
- Surgical desexing
- General health check
- Vaccination (C3)

- Microchipping
- Minor surgery procedures if required
- Euthanasia of unwanted animals

A full report of the Animal Ark Hospitals recent visit to Belyuen can be viewed as an attachment to this Agenda. The next vet visit is scheduled for September 2022.

Belyuen Oval Upgrade

On Wednesday 17th August, the CEO met with members of Power & Water and Dept. of Housing in Belyuen to discuss the Belyuen Oval Upgrade project and associated requirements. A site visit was conducted at the oval, all 7 bores and sewerage ponds in the community. 6 of the 7 bores are currently operational, however bore No. 1 has been decommissioned due to its close proximity to the community. Advice from Power & Water was that bore No. 1 may be an option to be a stand alone source of water to irrigate the oval. This would require facilitation of a direct line from the bore to the existing oval infrastructure at a cost yet to be determined.

HD Pumps are commencing initial works on the oval on Thursday 18th August to determine serviceability of existing infrastructure and estimating cost to complete the works.

Statutory Environment

- Council Policy: EM10: Attendance at Meetings via Electronic Means
- *Local Government Act 2019*

Financial Implications

Not applicable.

Recommendation

- 1. That Council endorse the date offor the next Belyuen Community Consultation meeting.***
- 2. That Council defer endorsement of the Belyuen Annual Shire Plan 2022-23 to the September Ordinary Council Meeting.***
- 3. That Council endorse the Christmas closure from 23rd December 2022 – 3rd January 2023 and that Council continue to maintain service delivery in aged Care and Disability services and reduced opening hours of the Belyuen Store during this period.***
- 4. That Council endorse the June Veterinarian report from the Ark Animal Hospital***
- 5. That Council receives and notes the report from the CEO as tabled.***

Moved:

Seconded:

8 FINANCIAL REPORTS

8.1 Monthly Financial Report

Report Number	9.1.08.22
Author	Jasmine Brar – Finance Officer
Attachments	Financial report for July 2022

Summary

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

Background

Not applicable.

Comment

Please refer attached financial report.

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 accept the financial reports for the period July 2022 as tabled in this report.

Moved:

Seconded:

9 QUESTIONS BY MEMBERS

Members are invited to raise any questions.

10 GENERAL BUSINESS

Call for any other general business.

11 CONFIDENTIAL ITEMS

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:

12 NEXT COUNCIL MEETING

The next Ordinary Meeting of Council be held on September 26th at the Belyuen Council Offices, Belyuen commencing at 11:00am.