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MINUTES OF THE ORDINARY MEETING HELD IN THE ALICE SPRINGS
COUNCIL CHAMBERS ON THURSDAY, 12 APRIL 2012 AT 9AM

ATTENDANCE AND APOLOGIES

The CEO Roydon Robertson opened the meeting at 9.09am.

Present were Councillors Adrian Dixon, William Johnson, Elizabeth Bird, Georgina Wilson, Robert Robertson, Norbert Patrick and Louis Schaber. Councillor April Martin arrived at 10.15am. There was no apology received from Councillor Jacob Spencer.

Also present were Roydon Robertson, CEO; Cathryn Hutton, Deputy CEO/Director Corporate Services; Tim Day, Director Infrastructure; Nareen Carter, Director Community Services; Glenn Marshall, Director Works. Minuted by Kimbi Bevan, Governance Officer.

Members from the public included Rob Kendrick, Andrea Martin, Solomon Gaturu, Selina Holtze and Cynthia Lang-Jefferies (Department of Housing, Local Government and Regional Services), Ruby Jones (ABC News), and Keiran Finnane (Alice Springs News).

The CEO opened the meeting and welcomed the new Councillors. He then handed over to Andrea Martin (Executive Director - Central Australian Region, Department of Housing, Local Government and Regional Services) to welcome the new Councillors and to perform the swearing in of the new Councillors.

Rob Kendrick (Acting Senior Executive Director, Local Government, Regional and Community Services, Department of Housing, Local Government and Regional Services) introduced himself and welcomed the new Councillors.

ACCEPTANCE OF AGENDA

2.1 ACCEPTANCE OF AGENDA

SUMMARY: The agenda of this Council Meeting is being tabled. Councillors decide whether they wish to accept the agenda as it stands or whether they wish to make changes.

257/2012 RESOLVED (Cr Bird/Cr Dixon)

That the draft agenda of the Council Meeting be accepted with item 11.5 being considered before the election of the Shire President and Deputy President and the additional of item 13.3 Asbestos Disposal in Yuendumu and Lajamanu.

DECLARATIONS OF CONFLICT OF INTEREST

3.1 DECLARATIONS OF CONFLICT OF INTEREST

Nil.

11.5 PRESIDENT'S WORK REQUIREMENTS

SUMMARY: The Council considered the President's Work Requirements Policy and to made modifications to the policy to reflect the Council's expectations of the Shire President.

258/2012 RESOLVED (Cr Johnson/Cr Robertson)

That Council readopt the current President's Work Requirement Policy with no modification.

BUSINESS ARISING

4.1 ELECTION OF SHIRE PRESIDENT AND DEPUTY SHIRE PRESIDENT

SUMMARY: The Council is being asked to elect the Shire President and Deputy Shire President. The election will occur by secret ballot, that is voting using a ballot paper with the names of the candidates marked in which each vote is anonymous.

259/2012 RESOLVED (Cr Bird/Cr Johnson)

That Council undertake a secret ballot for Shire President and Deputy Shire President under Section 61 (8) of the Local Government Act.

Andrea Martin (Department of Housing, Local Government and Regional Services) facilitated the ballot. Calls for nominations for Shire President resulted in two nominations; Cr Dixon and Patrick. Cr Patrick declined the nomination. As there was only one nomination for this position Cr Adrian Dixon was elected unopposed.

260/2012 RESOLVED (Cr Johnson/Cr Wilson)

That Council appoint Councillor Adrian Dixon as Shire President

Andrea Martin (Department of Housing, Local Government and Regional Services) facilitated the ballot. Calls for nominations for Deputy Shire President resulted in a single nomination being Cr Patrick. As there was only one nomination for this position Cr Norbert Patrick was elected unopposed.

261/2012 RESOLVED (Cr Dixon/Cr Bird)

That Council appoint Councillor Norbert Patrick as Deputy Shire President for a period of 1 year.

The outgoing Shire President, Cr Patrick, thanked the Council for their support over the previous two years and congratulated Cr Dixon on his election to Shire President.

4.2 ELECTION OF MEMBERS TO COUNCIL COMMITTEES

SUMMARY: Appointments to the Finance and Audit Committee and CEO Performance Review Committee are determined at the first meeting of the Council following a General Election.

262/2012 RESOLVED (Cr Patrick/Cr Bird)

That Council make the following appointments to the Finance and Audit

Committee: Councillors Adrian Dixon, William Johnson and Robert Robertson.

263/2012 RESOLVED (Cr Robertson/Cr Johnson)

That Council make the following appointments to the CEO Performance Review Committee: Councillors Adrian Dixon, Norbert Patrick, Elizabeth Bird and Georgina Wilson.

4.3 CASTING VOTE

SUMMARY: The Council is being asked to determine whether the Chair can exercise a casting vote when motions are put to the Council.

264/2012 RESOLVED (Cr Bird/Cr Johnson)

That Council policy be that the Shire President have the casting vote in accordance with Section 61 (7) of the Local Government Act.

CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF MINUTES OF 3 FEBRUARY 2012

SUMMARY: Council is considering the unconfirmed minutes of the Ordinary Shire Council Meeting held on the 3 February 2012.

265/2012 RESOLVED (Cr Bird/Cr Patrick)

That Council confirm the unconfirmed minutes of the Ordinary Shire Council Meeting held on the 3 February 2012.

ACTIONS FROM PREVIOUS MINUTES

6.1 ACTIONS FROM PREVIOUS MINUTES

SUMMARY: Council is considering a progress report on the actions from the minutes of previous Ordinary Shire Council Meetings.

266/2012 RESOLVED (Cr Robertson/Cr Patrick)

That progress reports on actions from the minutes of previous Ordinary Shire Council Meetings be received and noted.

LOCAL BOARD MINUTES

7.1 LOCAL BOARD MINUTES

SUMMARY: This report tables the minutes of local boards since the last Council meeting.

267/2012 RESOLVED (Cr Johnson/Cr Bird)

That Council receive and note the minutes of Local Boards since the last Council Meeting.

LOCAL BOARD REPORTS

8.1 CHANGE OF MEMBERSHIP OF ANMATJERE LOCAL BOARD

SUMMARY: The Anmatjere Local Board are requesting a change of membership.

268/2012 RESOLVED (Cr Bird/Cr Patrick)

That Council make the following changes to the Anmatjere Local Board

membership:

- 1) Dismiss Monty Moore; and**
- 2) Appoint Randy Morton, Comet Fishhook and Kulwinder Singh.**

8.2 CREEK CAMP TO BE RENAMED TI TREE TOWN CAMP

SUMMARY: The Anmatjere Local Board has requested that Creek Camp be renamed Ti Tree Town Camp.

269/2012 RESOLVED (Cr Robertson/Cr Johnson)

That Council reports back to the Anmatjere Local Board that the Council has no jurisdiction to rename Creek Camp to Ti Tree Town Camp.

8.3 REQUEST FOR ANIMAL BY-LAW

SUMMARY: The Anmatjere local board has requested that the Council develop a by-law that controls dog ownership in communities.

270/2012 RESOLVED (Cr Bird/Cr Robertson)

That Council retain the existing Dog Management Policy and work actively to ensure it is complied with by Shire residents.

8.4 CHANGE OF MEMBERSHIP TO THE LAJAMANU LOCAL BOARD

SUMMARY: Lajamanu local board wishes to change its membership.

271/2012 RESOLVED (Cr Johnson/Cr Robertson)

That Council note the resignation of Joe James, Lynette Tasman and Richard Tasman from the Lajamanu local board and appoint Nita Patrick and Manuel Herbert to the Lajamanu Local Board.

8.5 LARAMBA NIGHT PATROL OFFICE LOCATION

SUMMARY: This is to confirm the boards wish that the Laramba night patrol office, when funds have been confirmed, is to be built on the open ground due west of the Laramba office, with the front facing the Laramba office as per the sketch plan attached.

272/2012 RESOLVED (Cr Bird/Cr Patrick)

That Council notes the Laramba Local Board recommendation that the location of the proposed night patrol office be due west of the Laramba office.

8.6 TI TREE POLICE STAFFING

SUMMARY: Increasing the Ti Tree Police establishment by one additional officer and an auxiliary would mean people would be able to ring Ti Tree without being diverted. One additional Police officer would take pressure of the existing officer and cut down on overtime.

273/2012 RESOLVED (Cr Johnson/Cr Robertson)

That Council write to the Minister for Police advising him of servicing difficulties in the Shire region caused by lack of staff and overworking of staff.

8.7 LAJAMANU STREET NAMES

SUMMARY: Lajamanu Local Board would like to finalise the naming of streets in Lajamanu and have appropriate signage in place.

274/2012 RESOLVED (Cr Johnson/Cr Robertson)

That Council allow the Lajamanu Local Board to postpone this item until a full quorum is available at the Lajamanu Local Board meeting.

At this point Councillor April Martin joined the meeting. Andrea Martin welcomed Cr Martin to the meeting and performed the swearing in ceremony.

8.8 NEW SHIRE BUILDING LAJAMANU - PURPOSE BUILT

SUMMARY: The Lajamanu Local Board would like new Shire Offices built at Lajamanu.

275/2012 RESOLVED (Cr Patrick/Cr Wilson)

That Council identifies the construction of a new purpose built Shire Office in Lajamanu as a priority, includes this in the Lajamanu Community Plan and seeks funding.

8.9 SACRED SITES REGISTER

SUMMARY: The Anmatjere Local Board would like to develop a Sacred Sites Register and would like a representative from the Central Land Council to attend the next local board meeting to discuss.

276/2012 RESOLVED (Cr Patrick/Cr Robertson)

That Council write a letter to the Central Lands Council (CLC) on behalf of the Anmatjere Local Board, seeking their assistance in developing a Sacred Sites Register for each community and inviting a CLC representative to attend the next Anmatjere Local Board meeting.

8.10 REPAIR OF THE CORNER OF TANAMI AND CONNISTON ROAD

SUMMARY: The Yuendumu Local Board expressed concern over the condition of the road at the corner of Tanami and Conniston Road. The board is requesting that the Shire repair this section of the road.

277/2012 RESOLVED (Cr Robertson/Cr Patrick)

That Council repair the corner of Tanami and Conniston Road.

8.11 YUENDUMU HEAVY VEHICLE BYPASS ROAD

SUMMARY: The concern for Yuendumu Heavy Vehicle Bypass Road to the Mt. Denison Road was raised at the local board meeting held on 14 March 2012. The

board is requesting that the Council find the responsible government body which repairs this road.

278/2012 RESOLVED (Cr Martin/Cr Robertson)

Council notes that it currently does not have the funds to upgrade the Yuendumu Heavy Vehicle Bypass Road to the Mt. Denison Road. Council will investigate potential improvements to storm water disposal in Yuendumu.

The Council took a morning tea break at 10.34 am

The Council resumed the meeting at 11.15am

8.12 CHANGE OF MEMBERSHIP TO THE NYIRRIPI LOCAL BOARD

SUMMARY: Nyirripi Local Board wishes to change its membership.

279/2012 RESOLVED (Cr Bird/Cr Wilson)

That Council appoint Valerie Morris, Lyle Gibson, Micah Hudson and Marshall Poulson to the Nyirripi Local Board.

8.13 FUNDING FOR GRANDSTANDS IN NYIRRIPI

SUMMARY:

The Nyirripi Local Board is requesting additional grandstands at the football oval.

280/2012 RESOLVED (Cr Patrick/Cr Robertson)

That Council seek additional funding as per previous acquisition of grandstands.

8.14 CEMENTING AT NYIRRIPI CEMETERY

SUMMARY: Micah Hudson and community church members asked about the cementing of borders around graves and create the shade area at the cemetery.

281/2012 RESOLVED (Cr Bird/Cr Patrick)

That Council seek grant funding for the cementing of borders around graves and to extend the shade area at the cemetery.

8.15 MOBILE PHONE AND BROADBAND COVERAGE IN NYIRRIPI

SUMMARY: The Nyirripi local board is asking Council to continue to lobby to the NT Government for the provision of mobile phone services and mobile broadband services.

282/2012 RESOLVED (Cr Patrick/Cr Robertson)

That Council continue to lobby for a mobile phone and mobile broadband service for Nyirripi instead of the option of satellite phones.

PRESIDENT'S REPORT

9.1 PRESIDENT'S REPORT

SUMMARY: The Shire President Reports to the Council on his activities since the last Council meeting.

283/2012 RESOLVED (Cr Patrick/Cr Martin)

That Council receive and note the outgoing Shire President's Report.

CHIEF EXECUTIVE REPORTS

10.1 CHIEF EXECUTIVE'S REPORT

SUMMARY: The Chief Executive Officer reports to Council matters of significance occurring in the Council's operations.

284/2012 RESOLVED (Cr Patrick/Cr Wilson)

That Council:

- 1. Receive and note the Chief Executive Officer's Report.**
- 2. Ratify the applications submitted under the 2011/2012 second round of Special Purpose and Closing the Gap Grants.**
- 3. Note that the workshop and planning day for the Shire Plan will be held on the 2nd and 3rd May 2012.**

10.2 RATIFICATION OF COMMON SEAL

SUMMARY: The Common Seal Register lists all funding agreements signed since the last Council Meeting for Council's approval.

285/2012 RESOLVED (Cr Robertson/Cr Patrick)

That Council ratify the use of the Common Seal.

10.3 PROGRESS REVIEW OF 2011/2012 CORPORATE PLAN

SUMMARY: Three times per annum a report is submitted to Council showing progress being made with actions contained in the Annual Corporate Plan. This review is for the period 15 November 2011 to 21 March 2012.

286/2012 RESOLVED (Cr Johnson/Cr Patrick)

That Council receive and note the Progress Review of the 2011/2012 Corporate Plan.

10.4 NORTHERN TERRITORY OPPOSITION - POSITION ON CURRENT SHIRE MODEL

SUMMARY: The Shire President wrote several months ago to the Leader of the NT Opposition setting out Council's serious concerns over insulting comments made against Shires by members of the Opposition.

The CEO read out a more recent letter from the NT Opposition in respect to their policy on local government.

287/2012 RESOLVED (Cr Bird/Cr Johnson)

That the NT Opposition be requested to provide more detail on their policy.

10.5 STRONGER FUTURES IN THE NORTHERN TERRITORY LEGISLATION

SUMMARY: The Stronger Futures in the Northern Territory legislation was introduced into Federal Parliament in December 2011. Council is provided with a copy of the Policy Statement on Stronger Futures released in November 2011.

288/2012 RESOLVED (Cr Patrick/Cr Robertson)
That Council receive and note the report.

10.6 SCHOOL ATTENDANCE

SUMMARY: Council wrote to the Central Land Council (CLC) to request that their Royalty Meetings be rescheduled to be held during the school holidays to reduce the impact on school attendance. The CLC has replied.

289/2012 RESOLVED (Cr Patrick/Cr Bird)
That Council receive and note the reply and thank the Central Land Council for its assistance.

CORPORATE SERVICES REPORTS

11.1 CORPORATE SERVICES REPORT

SUMMARY:

The Director Corporate Services provides a report on the activities undertaken since the last report to the Council.

290/2012 RESOLVED (Cr Patrick/Cr Martin)
That Council:
1) Receive and note the report from the Director Corporate Services
2) Note the financial reports for February 2012.

11.2 RISK MANAGEMENT PLAN 2012-2013

SUMMARY: Risk management is the process by which the Shire identifies, analyses and manages risks to the Shire. The Risk Management Policy and Framework was adopted in April 2011 along with a Risk Management Plan for 2011-2012. This item presents the updated and reviewed Risk Management Plan that covers the period 2012-2013.

291/2012 RESOLVED (Cr Patrick/Cr Robertson)
That the Council note the Risk Management Plan 2012-2013 as the current register of risks within the organisation and use the register in its Shire Plan deliberations.

11.3 COUNCILLOR ALLOWANCES

SUMMARY: Councillors are provided with an allowance for their position on the Council. A review of these allowances was undertaken by the Department of Housing, Local Government and Regional Services and in response to this review an updated schedule has been developed.

292/2012 RESOLVED (Cr Patrick/Cr Wilson)

- 1) That Council accept the new allowance schedule for the 2012/2013 financial year and include these allowances within the budget consideration process.**
- 2) Endorse the setting of the Extra Meeting Allowance for 2012/2013 at \$72.50 per nominated meeting.**

11.4 GOOD GOVERNANCE 2012 CONFERENCE - LGANT

SUMMARY: LGANT has arranged a conference for new and returning Councillors on the 9th and 10th May 2012. Councillors are encouraged to attend.

293/2012 RESOLVED (Cr Bird/Cr Patrick)

That Council notes the training/professional development conference being delivered by LGANT on May 9th and 10th 2012.

11.6 CHANGES TO LOCAL GOVERNMENT (ACCOUNTING) REGULATIONS

SUMMARY: The Local Government (Accounting) Regulations have recently been modified to allow for collective procurement. This item looks at the changes and their impact on the Council's procurement processes.

294/2012 RESOLVED (Cr Robertson/Cr Schaber)

That Council note the changes to the Local Government (Accounting) Regulations.

11.7 GRANTS RECEIVED

SUMMARY: A list of grants received since the last Ordinary Council meeting is provided to the Council for its information.

295/2012 RESOLVED (Cr Patrick/Cr Martin)

That Council note the grants received for February and March 2012.

11.8 2010-2011 GRANT ACQUITTAL FINANCIAL STATEMENTS

SUMMARY: A number of grants provided by the NT Government require the acquittal statements to be laid before Council. This report details those acquittals.

296/2012 RESOLVED (Cr Bird/Cr Wilson)

That Council note and approve the acquittals of grants outlined in Attachment - CTG Grants Council Meeting April 2012 in accordance with grant conditions.

The Council took a lunch break at 12.34 pm
The Council resumed the meeting at 1.40pm

Councillors Johnson and Robertson were not present at the resumption of the meeting.

COMMUNITY SERVICES REPORTS

12.1 DIRECTOR OF COMMUNITY SERVICES REPORT

SUMMARY: The Director of Community Services reports to Council about matters of significance since the last Council Meeting.

297/2012 RESOLVED (Cr Patrick/Cr Martin)
That Council receive and note the report from the Director of Community Services.

WORKS REPORTS

13.1 DIRECTOR WORKS' REPORT

SUMMARY: The Director Works' report provides information on the activities undertaken in the Service Centres since the last report to the Council.

298/2012 RESOLVED (Cr Bird/Cr Wilson)
That Council receive and note the Director Works' Report.

Councillor Johnson returned to the meeting, the time being 1:45 PM

13.2 TWELVE MONTH REVIEW OF THE REGIONAL SERVICE CENTRE DELIVERY MODEL

SUMMARY: At the 6 April 2011 Council meeting, Council adopted a Regional Service Centre Delivery Model for Shire services, with a review to be undertaken in 12 months.

299/2012 RESOLVED (Cr Johnson/Cr Wilson)
Council continue the Regional Service Centre Delivery model at Yuendumu / Yuelamu / Nyirripi and Atitjere / Engawala, and expand the model to include Ti Tree / Willowra / Laramba. Lajamanu to remain as a stand-alone 'Regional Centre'.

13.3 ASBESTOS DISPOSAL IN YUENDUMU AND LAJAMANU

SUMMARY: There is asbestos in dirt piles at Yuendumu and Lajamanu landfills, in old buildings which are occasionally demolished and in unused, buried water pipes that are occasionally unearthed. At present, Council's Waste Management Strategy prohibits the disposal of asbestos in local landfills. No other landfills in the Northern Territory accept asbestos that is not sourced locally (Darwin or Alice Springs), so there is no cost-effective way to dispose of asbestos in Yuendumu and Lajamanu at present. Council can seek and obtain a license to install asbestos-only landfill pits at Yuendumu and Lajamanu, as a safe way of disposing of local asbestos. This course of action is recommended as the best long-term solution to this issue.

300/2012 RESOLVED (Cr Bird/Cr Patrick)
That Council:
1. Lodge a licence application for dedicated asbestos disposal pits to be constructed at Yuendumu and Lajamanu landfill sites, and that Council undertakes a review of Council's Waste Management Strategy to enable

- local disposal of asbestos, which is currently listed as a 'Prohibited Waste'.
2. That Shire staff implement an educational program on asbestos in communities.

Councillor Robertson returned to the meeting, the time being 2:10 PM

INFRASTRUCTURE REPORTS

14.1 DIRECTOR INFRASTRUCTURE REPORT

SUMMARY: The Director of Infrastructure reports to Council about the work that has been happening since the last Council Meeting.

301/2012 RESOLVED (Cr Patrick/Cr Martin)
That Council receive and note the Director of Infrastructure's Report.

14.2 ENTRY INTO CONTRACT FOLLOWING PUBLIC TENDER

SUMMARY: Public tenders were called for the construction of CDEP Activity Centres in Nyirripi, Yuendumu, Yuelamu, Laramba and Lajamanu. Up to 9 prospective contractors submitted tenders. Tender prices varied considerably and in all cases some reduction in the scope of work was required to bring the contract sum within budget. In all cases it is proposed to enter into contract with the lowest tenderer.

A Public Tender was also called to upgrade the Lajamanu Womens' Centre. Five tender responses were received and it is proposed to enter into contract with the lowest tenderer.

302/2012 RESOLVED (Cr Patrick/Cr Robertson)
That Council approves entry into contract following public tenders:

1. Nyirripi & Yuendumu CDEP Activity Centres to S&R Building and Construction Pty Ltd. Tendered Amount \$532,646 (ex GST).
2. Lajamanu CDEP Activity Centre to MS Maintenance. Tendered Amount \$253,020 (ex GST).
3. Lajamanu Women's Centre Building Upgrade to MS Maintenance. Tendered Amount \$176,980 (ex GST).
4. Yuelamu CDEP Activity Centre to Pedersen Pty Ltd. Tendered Amount \$402,174 (ex GST)
5. Laramba CDEP Activity Centre to Scope. Tendered Amount \$225,500 (ex GST)

14.3 SIHIP HOUSING YUELAMU

SUMMARY: A letter was sent to Dr Chris Burns MLA, Minister for Public and Affordable Housing, requesting information about the SIHIP expenditure at Yuelamu. The letter of response is attached to this report.

303/2012 RESOLVED (Cr Bird/Cr Robertson)
That Council receive and note the correspondence from Dr Chris Burns MLA, Minister for Public and Affordable Housing.

14.4 DISPOSAL OF PLANT AND VEHICLES

SUMMARY: The latest disposal schedule is tabled for approval by Council.

304/2012 RESOLVED (Cr Martin/Cr Schaber)

That Council approve the disposal schedule for plant and vehicles as tabled in the agenda item.

14.5 TERRITORY HOUSING REPAIRS MAINTENANCE & UPGRADES

SUMMARY: Territory Housing has offered Central Desert Shire the opportunity to vary the fee structure of the Housing Repairs and Maintenance Service Level Agreement. CDS has also been asked to undertake up to 25 refurbishments of houses with unspent SIHIP funds. The additional income received will allow 2 vehicles identified for use under the HMP program to be upgraded.

305/2012 RESOLVED (Cr Robertson/Cr Bird)

That Council receive and note the report on the Territory Housing repairs and maintenance upgrades.

FINANCE AND AUDIT COMMITTEE REPORTS

15.1 FINANCE & AUDIT COMMITTEE REPORT

SUMMARY: The Finance & Audit Committee convenes on a bi-monthly basis to carry out the financial functions of the Council.

306/2012 RESOLVED (Cr Martin/Cr Johnson)

That Council receives and notes the Finance & Audit Committee Report for 8 March 2012.

QUESTIONS FROM MEMBERS

NIL.

QUESTIONS FROM THE PUBLIC

NIL.

PETITIONS AND DEPUTATIONS

NIL.

The meeting closed at 2.21 pm.

THIS PAGE AND THE PRECEEDING 11 PAGES ARE THE MINUTES OF THE Ordinary Council Meeting HELD ON Thursday, 12 April 2012 AND CONFIRMED Friday, 8 June 2012.

President