

AGENDA ORDINARY COUNCIL MEETING WEDNESDAY 24 JULY 2024

Notice is given that the next Ordinary Council Meeting of Tiwi Islands Regional Council will be held on:

- Wednesday 24 July 2024
- in Milikapiti
- Commencing at 10.00am

Your attendance at the meeting will be appreciated.

Gina McPharlin
Chief Executive Officer



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1 WELCOME & APOLOGIES

- 1.1 Welcome and Opening of Meeting
- 1.2 Present
- 1.3 Apologies
- 1.4 Leave of Absence
- 1.5 Declaration of Interest of Members or Staff

Section 73 of the Northern Territory *Local Government Act* states:

Section 73 Conflict of interest

- (1) A member has a **conflict of interest** in a question arising for decision by the council, local board or council committee if the member or an associate of the member has a personal or financial interest in how the question is decided.
- (2) This section does not apply if the interest is:
 - (a) an interest in a question about the level of allowances or expenses to be set for members; or
 - (b) an interest that the member or associate shares in common with the general public or a substantial section of the public; or
 - (c) an interest as an elector or ratepayer that the member or associate shares in common with other electors or ratepayers; or
 - (d) an interest that the member or an associate has in a non-profit body or association; or
 - (e) an interest of the member or an associate:
 - (i) in appointment or nomination for appointment to a body with predominantly charitable objects; or
 - (ii) in payment or reimbursement of membership fees, or expenses related to membership, in such a body; or
 - (f) an interest so remote or insignificant that it could not reasonably be regarded as likely to influence a decision.

Section 74 Disclosure of interest

- (1) As soon as practicable after a member becomes aware of a conflict of interest in a question that has arisen or is about to arise before the council, local board or council committee, the member must disclose the personal or financial interest that gives rise to the conflict (the *relevant interest*):
 - (a) at a meeting of the council, local board or council committee; and
 - (b) to the CEO.



(2) The CEO must record the disclosure in a register of interests kept for the purpose.

Section 12 of the Northern Territory Local Government (Administration) Regulations states:

Section 12 Contents of register of interests

The register of interests to be kept under section 74(2) of the Act must contain:

- (a) the name of the member making the disclosure; and
- (b) the nature of the interest that gives rise to the conflict of interest; and
- (c) the nature of the question on which the conflict of interest arises.

Does any Councillor of Senior Officer have any conflicts of interest to declare at this point of procedings?

1.6 Confirmation of Previous Minutes













MINUTES OF THE WURRUMIYANGA LOCAL AUTHORITY MEETING HELD IN THE WURRUMIYANGA SHIRE BOARDROOM ON TUESDAY, 28 MAY 2024 AT 10AM

1 Welcome & Apologies

1.1 Welcome

The meeting opened at 10am.

A minute's silence was observed prior to the meeting opening in respect for recently deceased family

The Chairperson welcomed WLA members, Councillors, visitors and Staff.

1.2 Present

CHAIRPERSON		
Richard Tungutalum	WLA Member - Miyartuwi	
Lynette DeSantis	Mayor - Teleconference	
LOCAL AUTHORITY MEMBERS		
Savio Timaepatua	WLA Member - Warntarringuwi	
Marie Frances Tipiloura	WLA Member – Warntarringuwi	
Miriam Tipungwuti	WLA Member – Takaringuwi	
Bonaventure Timaepatua (Joined meeting at 1.30pm)	WLA Member – Takaringuwi	
Ronald Tipungwuti	WLA Member - Lorrula	
Bradley Tipiloura	WLA Member - Lorrula	
Stanley Tipiloura	Councillor	
John Ross Pilakui	Councillor	
STAFF		
Gina McPharlin	Chief Executive Officer	
Jayesh Vasandani	Acting Chief Financial Officer	
Bill Toy	Community Engagement Manager - Teleconference	
David Ciosmak	Town Services Manager - Teleconference	
Gavin Ackland	Acting Operations Manager Bathurst Island	
Kristy Mills	Acting Projects and Contract Manager	
Kesara Scrymgour	Acting Governance Coordinator	
GUESTS		
Jacob Leonard	Department of the Chief Minister and Cabinet - Teams	
Kate Race	Department of the Chief Minister and Cabinet - Teams	
Alan James	Tiwi Land Council	
Helen Daiyi	Tiwi Land Council	
Brian Tipungwuti	Tiwi Land Council	
Greg Hibble	NT Electoral Commission -	
	Teleconference	



1.3 Apologies

Nil

1.4 Leave of Absence

Nil

- 1.5 Declaration of Interest of Members or Staff
- 1.6 Confirmation of Previous Minutes

Wurrumiyanga Local Authority - 20 February 2024

6 RESOLUTION

Moved: Savio Timaepatua Seconded: Ronald Tipungwuti

That the minutes of the Wurrumiyanga Local Authority on 20 February 2024 as circulated, be confirmed as a true and correct record of that meeting.

CARRIED

2 GENERAL BUSINESS

Nil

3 REPORTS FOR INFORMATION

3.1 VISITORS AND PRESENTATION - NT ELECTORAL COMMISSION

7 RESOLUTION

Moved: Miriam Agatha Tipungwuti

Seconded: Bradley Tipiloura

That the Wurrumiyanga Local Authority welcomes Greg Hibble from the NT Electorate Commission and welcome any feedback from members.

CARRIED

3.2 2023/2024 - LOCAL AUTHORITY FINANCIAL REPORT TO 30 APRIL 2024

SUMMARY

This information is provided for information to the Wurrumiyanga Local Authority to report on expenditure to 30 April 2024 for the 2023/2024 FY.

8 RESOLUTION

Moved: Savio Timaepatua

Seconded: Miriam Agatha Tipungwuti

That the Wurrumiyanga Local Authority notes this report for information.

CARRIED



4 REPORTS FOR DECISION

4.1 TUWURRAMPILA FESTIVAL

Establishing an annual cultural festival on the Tiwi Islands

9 RESOLUTION

Moved: Ronald Tipungwuti Seconded: Bradley Tipiloura

That the Wurrumiyanga Local Authority collaborate with the Tiwi Land Council (TLC) in orchestrating and showcasing a new cultural festival at Wurrumiyanga in July 2024.

CARRIED

4.2 WURRUMIYANGA LOCAL AUTHORITY COMMUNITY PROJECT

SUMMARY

To ask the Wurrumiyanga Local Authority (WLA) consent to undertake new projects under Local Authority Project Funding (LAPF).

RECOMMENDATION:

- 1. That the Wurrumiyanga Local Authority reviews and updates the Approved Projects Summary.
- 2. Notes the funding allocations

Museum – funds to staff museum	WLA 23/24	\$65,000
Vet Visit	WLA 23-24	\$15,000 upper limit
Master Plan – Sports and Recreation Precinct in Wurrumiyanga	WLA 23-24	\$100,000 upper limit
Relocation of Fence and tidy up surrounding playground to provide access to children	WLA 23-24	\$20,000
BBQ, Shelter & Tables on Foreshore	WLA 23/24	\$40,000
WLA Shirts	WLA 23-24	\$5,000
Rubbish Bins - to lock up stage including concrete slab for bins	WLA 23-24	\$35,000
Marque – one heavy duty, large marque for events	WLA 23-24	\$30,000
Contribution to the Annual Festival in conjunction with TLC	WLA 23-24	\$50,000
BBQ supplies for the Wurrumiyanga Monthly Community Meetings – "Wurrumiyanga Yarning – Nimarra"	WLA 23-24	\$10,000
Wurrumiyanga Carnival	WLA 23-24	\$10,000
Sewage Spill at Community Building – Lot 397	WLA 23-24	\$35,000
Replacement of Bollards around Cemetery, Church and Foreshore	WLA 23-24	\$15,000
Portaloo's on trailers for Events	WLA 23-24	\$25,000



4.3 LOCAL AUTHORITY REVIEW TRAINING

RECOMMENDATION:

That the Wurrumiyanga Local Authority requests the CEO to arrange for Jacob Leonard from DCMC to deliver the Local Authority Review training when the next Wurrumiyanga on 20 August 2024.

Break for lunch at 12.28pm. Resume after lunch at 1.15pm.

5 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 a Confidential matter.

At the conclusion of the discussion on the confidential item(s), the meeting was reopened and the decision on the item(s) noted.

RECOMMENDATION

That the meeting be reopened and the decisions on the confidential item be noted.

CONFIDENTIAL ITEM DECISIONS

7.1 WLA - MIYARTUWI SKIN GROUP APPLICATIONS

The report will be dealt with under Section 293(1) (51(d)) (51(e)) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 (s.51). It contains information subject to an obligation of confidentiality at law, or in equity; AND subject to subregulation 51(3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest

6 Next Meeting

7 Closure

The meeting closed at 2.57pm.

REPORT FOR DECISION

ITEM NUMBER:

TITLE: Tiwi Islands Keep Country



Beautiful Program

AUTHOR: Gina McPharlin, Chief Executive Officer

Keep Australia Beautiful Council NT is a not-for-profit community based registered charity organisation that has been operating within Northern Territory for nearly 60 years. Our focus is to continually improve community social and sustainable development with all community 'Key Stakeholders' engaged, and committed.

We can improve quality of life and introduce new norms through education and awareness, allowing the people on Tiwi Islands to make informed decisions relating to litter, management of waste, community beautification, and circular economy within the initial years.

BACKGROUND

Keep Country Beautiful is a program that Keep Australia Beautiful Council Northern Territory (KABCNT) deliver under the Sustainable Communities Tidy Towns and Eco-Schools/Tots program across NT.

KABC(NT) would like to introduce the 3-5year Keep Country Beautiful program to Tiwi Islands three main communities plus Homelands, with an initial focus on ground litter control within the first year.

KABC(NT) is seeking whole of Tiwi Islands 'Key Stakeholders' (TIRC, TLC, TO, Rangers, Stores, Schools, Residents, Footballers, and business owners) support and commitment as we implement the Keep Country Beautiful program on Tiwi Islands.

KABC(NT) provides a free service, however we do seek grants and sponsorships funding support to assist with necessary resources and infrastructure priorities under the Keep Country Beautiful program. In this project we are looking to Santos for their community benefit funding support.

ISSUES/OPTIONS/CONSEQUENCES

The decision to engage and commit to the proposed Tiwi Islands Keep Country Beautiful program is dependent upon a whole of community approach of shared ownership, responsibility, and guidance.

CONSULTATION & TIMING

We'd be looking to commence asap (once schools return) to take advantage of the Dry season cooler weather and propose a general community clean-up events (600 rubbish pick-up tongs to be provided to Tiwi Islands residents) with community 'Thank-you' BBQ afterwards.

RECOMMENDATION

That Council supports the proposal to implement the Tiwi Islands Keep Country Beautiful Program (Tidy Towns & Eco-Schools) with Community Benefit Funding Support from Santos.



ATTACHMENTS

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REPORT FOR DECISION

ITEM NUMBER:

TITLE: Introduction to the Barossa Aboriginal Futures Fund

AUTHOR: Gina McPharlin, Chief Executive Officer

PURPOSE

Santos provides reliable, affordable energy for progress and seeks to provide lower carbon energy over time. We are a global energy company with operations across Australia, Papua New Guinea, Timor-Leste and the United States.

SANTOS OPERATIONS IN THE NT

Located at Wickham Point, the Santos operated Darwin LNG is a single train liquefaction and storage facility that started production in 2006. Darwin LNG is the first LNG production facility in the Northern Territory, second in Australia. Gas is supplied via pipeline from the Bayu-Undan field in Timor-Leste offshore waters. The Darwin LNG plant has the capacity to produce approximately 3.7 million tonnes of LNG per annum.

With Bayu-Undan reaching end of field life, the Barossa gas field will be the source of gas to backfill Darwin LNG, with first gas production expected in 2025.

Onshore, we are focused on further exploration of the McArthur Basin and Beetaloo Sub-Basin near Daly Waters and Elliot, the Amadeus Basin near Alice Springs, and the South Nicholson Basin close to the Qld border.

BACKGROUND

The purpose of this agenda item is to introduce TIRC members to the new Santos Barossa Aboriginal Futures Fund.

- The Fund will receive funding from the Barossa joint venture for the life of the project.
- Santos is currently working with our joint venture partners to finalise the revenue stream for the fund.
- Investment areas must provide an enduring legacy for communities (including homelands & outstations):
 - Improving community infrastructure
 - Improving services that improve health, education, housing, community resilience and economic outcomes
 - Enabling communities to maintain cultural practices and carry out cultural obligations
 - Enabling communities to care for their country
 - Building capacity to establish pathways to skilled, well-paying, secure jobs and business development opportunities

ISSUES/OPTIONS/CONSEQUENCES

Introduce Heimo from keep Australia Beautiful NT (eco-schools and tidy towns program)



Continue to keep TIRC members informed of BAFF projects that require TIRC support

CONSULTATION & TIMING

Ongoing

RECOMMENDATION

That Council endorses regular Santos information presentations and support for Keep Australia Beautiful NT program.

3 REPORTS FOR DECISION

ITEM NUMBER: 5.5

TITLE: Purchase of CAT Backhoe for Milikapiti

AUTHOR: David Ciosmak, Operations Manager

PURPOSE

This report seeks approval from Council to use the remaining WARM funding (\$9,231.00) as the deposit for the purchase of a second hand 432D CAT backhoe.

BACKGROUND

Council has funds remaining (\$9,231.00) through the WARM funding to purchase equipment for the waste sites. The backhoe has been damaged while at the barge landing however given the asking price from the liquidator(\$44,000.00 inc), the cost of repairs and the low hours of the machine, it would be a great asset to the Milikapiti and Pirlangimpi waste site and the community. Machines of similar age and hours currently sell for approx. \$100,000.00 to \$120,000.00

ISSUES/OPTIONS/CONSEQUENCES

Using a backhoe allows staff to move waste to the correct areas as well as digging and maintaining the current waste sites.

The backhoe would be used between the Garden Point and Milikapiti waste sites but would be based at Milikapiti.

CONSULTATION & TIMING

If approved, TIRC will execute the purchase contract deposit as soon as possible using the remaining 23/24 WARM funding.

RECOMMENDATION

That Council approves the purchase deposit of the CAT Backhoe through the WARM funding for the Milikapiti and Garden point waste sites.



ATTACHMENTS

Nil



REPORT FOR DECISION

ITEM NUMBER: 4.4

TITLE: Finance End of Month Report – June 2024

AUTHOR: Jayesh Vasandani, Acting Chief Financial Officer

PURPOSE

The Finance reports asks Council to receive and note the Council's Provisional Financial Report as of 30th June 2024.

BACKGROUND

Attached are the Council's financial reports as of 30th June 2024, including:

- Income and expenditure report Year to Date 30th June 2024;
- Monthly Variance Analysis Statement Year to Date June 2024 with explanation on variances;
- Capital Expenditure & Funding Report Year to Date June 2024;
- Balance Sheet as of 30th June 2024;
- Notes to Monthly Balance Sheet as of 30th June 2024
- Credit Card Reporting for the month June 2024.

The Balance Sheet as of 30th June 2024 has been prepared as per prevailing accounting standards, practice and in compliance with the applicable Local Government Act 2019.

The Income and Expenditure Report as at the end of June 2024 shows that the net cash surplus / (deficit) is at a deficit of (\$766,706) . A variance of 1.03M currently exists primarily due to timing differences in Financial Assistance Grants of \$1.5M that was scheduled for June 24 but received in July 2024.

The bank balance as at 30th June 2024 is \$6.45M.

As per the Local Government Act 2019, the monthly financial reports is certified by the Chief Executive Officer.

CONSULTATION AND TIMING

Division 7 of the Local Government Accounting Regulations 2019 outlines the requirements for financial reporting to Council. In particular it states that the actual income and expenditure for the commencement of the financial year to the end of the previous month should be reported plus a statement of the debts owed to the Council.



Division 7 Financial Matters

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.
- (3) If a council does not hold a meeting in a particular month, the report is to be laid before the council committee performing the council's financial functions under regulation 19 for the particular month.

RECOMMENDATION

That Council notes and accepts the Finance Report for the reporting period to 30th June 2024

ATTACHMENTS

- 1) Cash Flow June 2024.
- 2) Letter NT Grants Commission.



Attachment_3.2.1_Cash_Flow_June_2024



Attachment_3.2.2_Letter_NT_Grants_Commi



Attachment_3.2.2_Letter_NT_Grants_Commi page 2



REPORT FOR DECISION

ITEM NUMBER: 5.6

TITLE: Confirmation of Aboriginality forms for BIMA Wear

AUTHOR: Gina McPharlin, Chief Executive Officer

The report will be dealt with under Section 293(1) (51(e)) of the Local Government Act 2019 and General Regulation 2021 Part (3) Administration - Division 2 (s.51). It contains subject to subregulation 51(3) — information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

BACKGROUND

Attached to this report is the applications recently received for council to review and approve.

Council are asked to review such applications for final approval and apply the Council Seal to the document.

Please note that the Confirmation of Aboriginality forms will be tabled on the day.

ISSUES/OPTIONS/CONSEQUENCES

The Mover / Seconder must not be a member of the applicant's immediate family.

RECOMMENDATION

That Council approves the confirmation of Lucia Pilakui, Tamsin Kantilla, Margaret Rose Apuatimi, Viola Kerinauia, Marita Kantilla, Teresia Portaminni and Theresa Minkanome and approve for the Council Common Seal to be applied on the application.

ATTACHMENTS

{attachment-list}

















- 5 CLOSURE
- **6 NEXT MEETING**