



MINUTES

Ordinary Meeting of Council

Tuesday, 28 March 2023

Council Chambers,
Civic Centre, Stuart Highway, Katherine

1 ACKNOWLEDGEMENT OF COUNTRY

We would like to acknowledge that **this meeting is being held on the traditional lands of the first nations** people of the Katherine township and surrounding council communities. We recognise the first nations culture as one of the longest surviving cultures in the world and we pay our respects to Elders both past, present and future.

2 OPENING PRAYER

Grant O God to this Council wisdom, understanding and sincerity of purpose in the Governance of this Municipality. Amen

3 MEETING DECLARED OPEN

Mayor Elisabeth Clark declared the meeting open at 12.01am

4 ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

ELECTED MEMBERS

- Mayor Elisabeth Clark (Chair)
- Councillor Maddy Bower
- Deputy Mayor Denis Coburn
- Councillor Amanda Kingdon
- Councillor Jeremy Trembath

OFFICERS

- Ms Ingrid Stonhill – Chief Executive Officer
- Ms Rosemary Jennings – Director Community Services
- Mr Avtar Singh – Director of Corporate Services
- Amanda Haigh – Governance and Executive Officer
- 11 Staff

GUESTS

- Maree De Lacey – Executive Director, Local Government Unit, Department of the Chief Minister and Cabinet

PUBLIC

- 6

4.1	APOLOGIES
NIL	
4.2	LEAVE OF ABSENCE
NIL	
4.3	APPLICATIONS FOR LEAVE OF ABSENCE
NIL	

5 DECLARATION OF INTEREST OF MEMBERS AND STAFF

6 PRESENTATIONS FROM EXTERNAL AGENCIES

Maree De Lacey, Executive Director Local Government, Department of the Chief Minister and Cabinet provided an overview presentation of the role of the Local Government Unit.

7 CONFIRMATION OF PREVIOUS MINUTES

7.1 Minutes of the Ordinary Council Meeting held On 28 February 2023

COUNCIL RESOLUTION**OCM-009-2023****Moved:** Councillor Bower**Seconded:** Councillor Trembath

That the minutes of Ordinary Meeting of Council on 28 February 2023 be confirmed as true and accurate.

CARRIED 5/0

7.2 Minutes of the Special Council Meeting held On 7 March 2023

COUNCIL RESOLUTION**OCM-010-2023****Moved:** Councillor Trembath**Seconded:** Councillor Kingdon

That the minutes of Special Meeting of Council on 7 March 2023 be confirmed as true and accurate.

CARRIED 5/0

8 BUSINESS ARISING FROM PREVIOUS MINUTES

NIL

9 MAYORAL BUSINESS**9.1 MAYORAL ACTIVITIES****COUNCIL RESOLUTION****OCM-011-2023****Moved:** Councillor Trembath**Seconded:** Deputy Mayor Coburn

1. That Council receive and note the Mayoral activities for the period to 28 February 2023.

CARRIED 5/0**10 CORRESPONDENCE AND DOCUMENTS TO BE TABLED**

Nil

11 PETITIONS

nil

12 PUBLIC QUESTION TIME (MATTERS REFERRED TO THE AGENDA)

QUESTION	RESPONSE
Will council be livestreaming meetings again now that being moved to during the day? Some residents cant attend due to work commitments and it would be good to have the ability to watch the meetings at a later time.	Livestreaming technology currently is not operational, council needs to budget to upgrade the technology to reinstate livestreaming ability again.

13 NOTICE OF MOTION

Nil

14 REPORTS OF OFFICERS**14.1 SHOW GROUNDS ADVISORY COMMITTEE NOMINATIONS****COUNCIL RESOLUTION****OCM-012-2023****Moved:** Councillor Trembath

Seconded: Councillor Kingdon

1. That Council receive and note the report on nominations received for the Show Grounds Advisory Committee.
 - (a) That Council accept the nominations of representatives from the following Clubs and Associations to the Show Grounds Advisory Committee:
 - (i) AFLNT –
 - (ii) Australian Stock Horse Society – Anna Kerwin
 - (iii) Blue Eagle Training Fitness – David Flood
 - (iv) Katherine Camels Football Club Inc – Tim Delaney
 - (v) Katherine Dirt Kart Club – Mark Robertson
 - (vi) Katherine District Show Society – Anna Kerwin
 - (vii) Katherine Rope and Barrel Club Inc – Melinda Whelan
 - (viii) Katherine Turf Club - Tia Solloway

CARRIED 5/0

AFLNT representative has now left and a new person will be arriving in the coming weeks.

14.2 KATHERINE TOWN COUNCIL BY-LAW AMENDMENTS**COUNCIL RESOLUTION****OCM-013-2023****Moved:** Councillor Kingdon**Seconded:** Deputy Mayor Coburn

1. That Council:
 - (a) Note the comments received through public consultation on the proposed amendments to the Katherine Town Council By-Laws 1998, and Council's response considered at the 24 January 2023 Council meeting,
 - (b) Make the Katherine Town Council Amendment By-Laws 2023, and
 - (c) Authorise the Chief Executive Officer to sign the Katherine Town Council Amendment By-Laws 2023.

CARRIED 5/0

By-Law 26 Camping or sleeping in public – enforced during the peak tourist season where there are signs advising of no camping. Katherine has multiple businesses providing camping options and council supports visitors to use these businesses. Countryman are dealt with in a caring approach with alternative options provided for people who are displaced. Generally this is under request of the NTG.

Division 1A Waste – it is not an offence to collect 10 cent recyclables under the By-Law.

The By-Law has been an 11 year process to review and amend to bring up to date with current changes to other legislation and government policies. Once implemented Council can make more changes to reflect future polices such as the Voice and Council's own Reconciliation Plan to be considered in the By-Laws. The Council By-laws are able to give consideration at the local community level to strategic priorities such as Closing the Gap and United Nations Declaration on the Rights of Indigenous Peoples.

Penalty units are set by the NTG on a yearly basis.

14.3 ORDINARY MEETING OF COUNCIL TIME

COUNCIL RESOLUTION

OCM-014-2023

Moved: Councillor Kingdon

Seconded: Councillor Bower

1. That Council approve changing the Ordinary Meeting of Council to 12.00pm.

CARRIED 5/0

Consideration as raised in public question time, livestreaming to be worked towards enabling again.

14.4 REPORT OF THE COMMUNITY SERVICES DEPARTMENT FOR THE MONTH OF FEBRUARY 2023

COUNCIL RESOLUTION

OCM-015-2023

Moved: Councillor Kingdon

Seconded: Councillor Bower

1. That Council receive and note the Community Services Department report for the Month of February 2023.

CARRIED 5/0

14.5 MONTHLY REPORT OF CORPORATE SERVICES FOR THE MONTH OF FEBRUARY 2023

COUNCIL RESOLUTION

OCM-016-2023

Moved: Councillor Kingdon

Seconded: Deputy Mayor Coburn

1. That Council receive and note the Corporate Services Report for the month of

February 2023.

CARRIED 5/0

15 REPORTS FROM REPRESENTATIVES ON COMMITTEES

Nil

16 ELECTED MEMBERS ACTIVITIES

16.1 ELECTED MEMBER ACTIVITIES

COUNCIL RESOLUTION

OCM-017-2023

Moved: Councillor Bower

Seconded: Deputy Mayor Coburn

1. That Council receive and note the Elected Member activities for the period to 28 February 2023.

CARRIED 5/0

Noted the Special Meeting of Council was on the 7 March not 7 February 2023.

17 LATE AGENDA

17.1 REMUNERATION TRIBUNAL DETERMINATION - COUNCIL MEMBER ALLOWANCES FROM 1 JULY 2023
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COUNCIL RESOLUTION

OCM-018-2023

Moved: Councillor Kingdon

Seconded: Councillor Trembath

1. That Council receive and note the
 - (a) new Determination of Allowances for members of Local Government Councils Determination No.1 of 2023, and
 - (b) Department of Chief minister and Cabinet Frequently Asked Question Fact Sheet.

CARRIED 5/0

Katherine is the only other Municipal council not having own category within the Allowances.

Council raised during consultation Taxation and Superannuation, both have not been considered and addressed within the determination. Council will continue to follow up.

17.2 FINANCE REPORT FOR THE MONTH OF FEBRUARY 2023**COUNCIL RESOLUTION****OCM-019-2023****Moved:** Councillor Kingdon**Seconded:** Councillor Trembath

1. That Council endorse the Finance Report for the Month of February 2023.

CARRIED 5/0

Council have recently moved three term deposits that expired from AMP to NAB. Raised that NAB are not part of the Katherine community and queried the ethical decision. Investments are in line with council policy. NAB is one of big four banks, are secure and has best rates at the moment. Council could review its council policy in the future.

17.3 2021-2022 ACQUITTAL - LOCAL GOVERNMENT GRANT - FOOTPATH RENEWAL PROGRAM**COUNCIL RESOLUTION****OCM-020-2023****Moved:** Councillor Kingdon**Seconded:** Deputy Mayor Coburn

1. That Council receive and note that due to extenuating circumstances the report for the acquittal of the 2021-2022 Local Government Immediate Priority Grant – Footpath Renewal Program is overdue.
2. That Council accept the partial acquittal of the 2021-2022 Local Government Immediate Priority Grant – Footpath Renewal Program for \$189,707.72 and forward the overdue report, with an explanation of extenuating circumstances to the Department of the Chief Minister and Cabinet.
3. That Council request an extension from the Department of the Chief Minister and Cabinet for the 2021-2022 Local Government Immediate Priority Grant – Footpath Renewal Program to 30 June 2023.

CARRIED 5/0

Council will include future work in the next Municipal Plan and proactively seek funds.

18 GENERAL BUSINESS

Army Band will play in the town square on 27 May 2023. More information will be provided closer to the date.

Multicultural Festival Joy of Many Colours this weekend 1 April 3 – 6pm - venue change to the Katherine High School and is a free event.

Multicultural Festival Taste of Many Colours 2 April - 2 sessions 3 – 4.30pm and 4.30 – 6pm and is a free event.

Anzac Day on 25 April - Dawn service 6.00am. The parade will assemble at the BP end of town at 8.30am to step off at 9.00 am.

Pool party 14 April 3-6pm - The event is free and being held at the town pool.

Youth week 6 - 16 April - For more information of events go the council website.

The Food Collective on again in the Activate Katherine space - running from 18 May – 27 July. Anyone interested in having a food stall please contact Sinead at KTC on 8972 5500.

19 CLOSURE MEETING TO PUBLIC

The meeting was closed at 1.07pm.

19 CONFIDENTIAL ITEMS

Members, Council has resolved to use Section 99(2) of the Local Government Act 2019 to discuss and resolve confidential Issues which come before it.

Section 99(2) gives power to council to close a meeting for public, which means that all members all public and press will be asked to leave the Council chambers, to discuss specific Issues in relation to matters referred to in regulations 51 of the Local Government (General) Regulations 2021.

I now move a motion that the following items (and items list follows no confidential reason) to close the meeting to public.

MOTION

Moved: Mayor Clark

Seconded: Deputy Mayor Coburn

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 99(2) of the Local Government Act 2019:

20.1 CONFIRMATION OF PREVIOUS CONFIDENTIAL MINUTES

This matter is considered to be confidential under Section 99(2) - b, ci and ciii of the Local Government Act 2019, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information about the personal circumstances of a resident or ratepayer;, information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person and information that would, if publicly disclosed, be likely to prejudice the security of the council, its members or staff.

20.2 CENTENARY OF KATHERINE 2026 ADVISORY COMMITTEE MEMBER APPOINTMENTS

This matter is considered to be confidential under Section 99(2) - b of the Local Government Act 2019, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information about the personal circumstances of a resident or ratepayer;.

Your Worship, I wish to second that the meeting be closed to public to discuss issues relating to matters as stipulated in Section 99(2) of the Local Government Act 2019 and regulations 51 of the Local Government (General) Regulations 2021.

20.2 CENTENARY OF KATHERINE 2026 ADVISORY COMMITTEE MEMBER APPOINTMENTS

COUNCIL RESOLUTION

OCM-021-2023

Moved: Councillor Trembath

Seconded: Councillor Kingdon

1. That Council appoint Jenny Duggan to the Centenary of Katherine 2026 Advisory Committee to the position of representatives from community organisations working with the community or prominent and long-standing business in the region.
2. That Council approve releasing the resolution for member appointment to the Centenary of Katherine 2026 Advisory Committee to the public minutes.

CARRIED 5/0

21 RESUMPTION OF OPEN MEETING

Open meeting was resumed at 1.19pm.

22 NEXT ORDINARY MEETING OF COUNCIL

That the next meeting of the Ordinary Meeting of Council will be held on 26 April 2023 at 12.00pm.

20 CLOSURE OF MEETING

The meeting was closed at 1.20pm.