

Agenda

Milingimbi

LOCAL AUTHORITY MEETING

On

19 September 2023

EAST ARNHEM REGIONAL COUNCIL

Notice is given that a meeting of the Milingimbi Local Authority will be held at the East Arnhem Regional Council Office on Tuesday, 19 September 2023 at 10.00AM.

Dale Keehne Chief Executive Officer

Under closing the gap priority reforms, socio economic outcome 16 – Aboriginal and Torres Strait Islander languages are strong, supported and flourishing and it is standard practice for reports to be considered, discussed and debated in the traditional dialects of the East Arnhem region, Yolngu Matha or Anindilyakwan.

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Dial into the Conference# 02 8318 0005

Meeting ID: 882 568 767#

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APOLOGIES

ITEM NUMBER 3.1

TITLE Apologies and Absence Without Notice

REFERENCE 1810910

AUTHOR Wendy Brook, Executive Assistant to the CEO

SUMMARY

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Local Authority gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That Council:

- (a) Notes the absence of <>.
- (b) Notes the apology received from <>.
- (c) Notes <> are absent with permission of the Local Authority.
- (d) Determines <> are absent without permission of the Local Authority.

ATTACHMENTS:

There are no attachments to this report.

APOLOGIES

ITEM NUMBER 3.2

TITLE Local Authority Membership

REFERENCE 1810911

AUTHOR Dale Keehne, Chief Executive Officer

SUMMARY:

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

BACKGROUND

The meeting needs to consider the membership of the Local Authority.

A Local Authority can have between 6 and 14 members, including the appointed Councillors.

GENERAL

Following are the current community members of this Local Authority:

Milingimbi

Joanne Baker

Robert Yirapawanga

Rosetta Wayatja

Boaz Baker

Arthur Murrupu

Ganygulpa Dhurrkay

The following elected Councillors are appointed by the Council for the Local Authority:

Milingimbi

Cr Lapulung Dhamarrandji

Cr Joe Djakala

The nomination of Ganygulpa Dhurrkay was approved by Council for Local Authority membership.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

The Local Authority notes the member list and calls for new members to fill up existing vacancies.

ATTACHMENTS:

There are no attachments to this report.

CONFLICT OF INTEREST

ITEM NUMBER 4.1

TITLE Conflict of Interest

REFERENCE 1810919

AUTHOR Wendy Brook, Executive Assistant to the CEO

SUMMARY

This report is tabled for members to declare any conflicts they have within the agenda.

BACKGROUND

The Local Government Act (Chapter 7, Part 7.2, Section 114 – Conflict of Interest) details that "A member has a conflict of interest in a question arising for decision by the audit committee, council, council committee or Local Authority if the member or an associate of the member has any of the following interests in how the question is decided:

- (a) A direct interest
- (b) An indirect financial interest
- (c) An indirect interest by close association
- (d) An indirect interest due to conflicting duties".

GENERAL

A conflict of interest is a situation that has the potential to undermine a person's ability to be impartial because of the possibility of a clash between the person's self-interest and professional interest or public interest.

When this occurs the Local Authority Member should declare the interest and remove them self from the decision making process.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes no conflicts of interest declared at today's meeting.

OR

That the Local Authority notes any conflicts of interest declared at today's meeting.

ATTACHMENTS: there are no attachments to this report.

PREVIOUS MINUTES

ITEM NUMBER 5.1

TITLE Previous Minutes for Ratification

REFERENCE 1810935

AUTHOR Wendy Brook, Executive Assistant to the CEO

SUMMARY

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

BACKGROUND

In line with the Northern Territory *Local Government Act 2019 (Chapter 6, Part 6.3, Section 101- 3)*, The Audit Committee, Council, Council Committee or Local Authority must, at its next meeting, or next ordinary meeting, confirm the minutes (with or without amendment), including any confidential business considered at the meeting, as a correct record of the meeting.

According to the *Local Authority Guideline 1 (Part 12, Section 12.4)*, Members at a provisional meeting can confirm the minutes of a previous provisional meeting. However, members at a provisional meeting cannot confirm the minutes of a previous Local Authority meeting.

GENERAL

Local Authority members need to read the unconfirmed minutes carefully before they endorse them as a true record of the previous meeting.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the minutes from the meetings of 21 March and 18 July 2023 to be true records of the meetings.

ATTACHMENTS:

- Local Authority Milingimbi 2023-07-18 [2113] Minutes.DOCX
- Local Authority Milingimbi 2023-03-21 [2025] Minutes.DOCX



Mission

East Arnhem Regional Council is dedicated to promoting the power of people, protection of community and respect for cultural diversity in the East Arnhem Regional Council. It does this by forming partnerships, building community capacity, advocating for regional and local issues, maximising service effectiveness and linking people with information.

Core Values

Respect
Professionalism
Human Dignity
Organisational Growth
Equity
Community

MINUTES FOR THE MILINGIMBI PROVISIONAL LOCAL AUTHORITY MEETING

25 July 2023

Under closing the gap priority reforms, socio economic outcome 16 – Aboriginal and Torres Strait Islander languages are strong, supported and flourishing and it is

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standard practice for reports to be considered, discussed and debated in the traditional dialects of the East Arnhem region, Yolngu Matha or Anindilyakwa.



Attachment 1 Page 9

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ATTENDANCE

In the Chair President Lapulung Dhamarrandji, Local Authority Members Robert Yirapawanga and Joanne Baker.

PRESIDENT

Lapulung Dhamarrandji.

COUNCIL OFFICERS

Dale Keehne - Chief Executive Officer.

Andrew Walsh - Director Community Development.

Shane Marshall - Director Technical and Infrastructure Services (via video).

Robert Baker - R/g Council Operations Manager.

Minute Taker - Wendy Brook, Executive Assistant to the CEO.

OBSERVERS

Ganygulpa Dhurrkay.

MEETING OPENING

Chair opened the meeting at 10.10AM and welcomed all members and guests.

PRAYER

Ganygulpa Dhurrkay.

Apologies

3.1 APOLOGIES AND ABSENCE WITHOUT NOTICE

SUMMARY

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Local Authority gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

245/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

That Council:

(a) Notes the absence of Rosetta Wayatja, Boaz Baker Cr. Joe Djakala Arthur Murrupu.

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- (b) Notes the apologies received from Cr. Joe Djakala and Rosetta Wayatja.
- (c) Notes Cr. Joe Djakala, Rosetta Wayatja and Arthur Murrupu are absent with permission of the Local Authority.
- (d) Determines Boaz Baker is absent without permission of the Local Authority.

3.2 LOCAL AUTHORITY MEMBERSHIP

SUMMARY:

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

246/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

The Local Authority:

- (a) Notes the member list and calls for new members to fill up existing vacancies.
- (b) Accepts the nomination of Ganygulpa Dhurrkay for Local Authority membership and requests the nomination be put before Council for approval.

Conflict of Interest

4.1 CONFLICT OF INTEREST

SUMMARY

This report is tabled for members to declare any conflicts they have within the agenda.

247/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

That the Local Authority notes no conflicts of interest declared at today's meeting.

Previous Minutes

5.1 PREVIOUS MINUTES FOR RATIFICATION DEFERRED DUE TO PROVISIONAL MEETING

SUMMARY

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

Local Authorities

6.1 LOCAL AUTHORITY ACTION REGISTER – DEFERRED SUMMARY

The Local Authority is asked to review the range of actions and progress to complete them.

Guest Speakers

7.1 NORTHERN TERRITORY POLICE - LAW & ORDER COMMUNITY UPDATE SUMMARY

This report is for a law and order update to be provided to the members of the Local Authority by an officer of the Northern Territory Police.

248/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

That the Local Authority:

- (a) Calls on the Territory Government for an increase in policing in Milingimbi and surrounding communities.
- (b) Calls for the establishment of a justice and mediation committee similar to established functions in areas of Northern Queensland and Yulgal Mangi and Ngkurr.
- (c) Calls on urgent funding for community CCTV and monitoring for Community Safety.
- (d) Calls for the increased surveillance for all local flights in addition to water vessel movements.
- (e) Calls on the Independent Member for Mulka to meaningfully advocate for the above as per the Community wishes.
- (f) Thanks the Guest Speaker for his update.
- 7.2 GUEST SPEAKER REBEKAH CLANCY, PUBLIC HEALTH NUTRITIONIST MIWATJ HEALTH ABORIGINAL CORPORATION DID NOT PROCCED
- 7.3 GUEST SPEAKER MEGAN SMITH, ENGAGEMENT ASSISTANT DIRECTOR NATIONAL INDIGENOUS AUSTRALIANS AGENCY DID NOT PROCEED

- 7.4 GUEST SPEAKER MARYANNE WALLEY, ENGAGEMENT OFFICER AUSTRALIAN ELECTORAL COMMISSION DID NOT PROCEED
- 7.5 GUEST SPEAKER ALASTAIR KING, CEO ARNHEM LAND PROGRESS ASSOCIATION (ALPA)

249/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

The Local Authority thanks the guest speaker for his presentation.

MOTION BREAK FOR LUNCH AT 12.01PM

250/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

MOTION MEEETIING RESUMED 12.44PM

251/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

- 7.6 GUEST SPEAKER JAY PETERS, CATEGORY MANAGER POWER AND WATER CORPORATION DID NO PROCEED
- 7.7 GUEST SPEAKER SAM RILEY, LAND RELEASE MANAGER DEPARTMENT OF INFRASTRUCTURE, PLANNING AND LOGISTICS, NORTHERN TERRITORY GOVERNMENT

252/2023 RESOLVED (Joanne Baker/Robert Yirapawanga)

The Local Authority:

- (a) Thanks the guest speaker for his presentation.
- (b) Welcomes Sam Riley and other DIPL Staff planned visit with the Local Authority to visit the site together and determine its usage.

General Business

8.1 CEO REPORT

SUMMARY

This is a report of the key broad issues since the last report to Council, in addition to those covered in other parts of the agenda.

253/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

That the Local Authority notes the CEO Report.

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8.3 TECHNICAL AND INFRASTRUCTURE PROGRAM AND CAPITAL PROJECT UPDATES

SUMMARY

This report is tabled for the Local Authority to provide program updates within the Technical and Infrastructure directorate. In addition to progress updates associated with capital projects and initiatives associated with the 2022-2023 Annual Plan.

254/2023 RESOLVED (Joanne Baker/Lapulung Dhamarrandji)

That the Local Authority notes the Technical Services & Infrastructure report.

8.4 YOUTH, SPORT AND RECREATION COMMUNITY UPDATE SUMMARY

This report sets out to highlight Youth, Sport and Recreation staffing updates, events, activities, successes and challenges in your community.

255/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

That the Local Authority notes the Youth Sport and Recreation report.

8.5 COUNCIL OPERATIONS MANAGER REPORT SUMMARY:

This report is provided by the Council Operations Manager at every Local Authority Meeting to provide information or updates to members.

256/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

The Local Authority notes the Council Operations Report.

8.6 CORPORATE SERVICES REPORT

SUMMARY

This report presents the financials plus employment statistics as of 30 June 2023 within the Local Authority area.

257/2023 RESOLVED (Lapulung Dhamarrandji/Robert Yirapawanga)

That the Local Authority receives the Financial and Employment information as of 30 June 2023.

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MOTION MOVE TO CONFIDENTIAL AT 12.54PM

258/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

MOTION RETURN TO ORDINARY MEETING AT 1.10PM

259/2023 RESOLVED (Robert Yirapawanga/Joanne Baker)

QUESTIONS FROM MEMBERS

Raise the need for community public events and the Council Operations Manager to look into this for the community and advise.

MEETING CLOSE

The meeting terminated at 2.30PM.

DATE OF NEXT MEETING

19 September 2023.

This page and the preceding pages are the minutes of the Local Authority Meeting held on Tuesday, 25 July 2023.



Mission

East Arnhem Regional Council is dedicated to promoting the power of people, protection of community and respect for cultural diversity in the East Arnhem Regional Council. It does this by forming partnerships, building community capacity, advocating for regional and local issues, maximising service effectiveness and linking people with information.

Core Values

Respect
Professionalism
Human Dignity
Organisational Growth
Equity
Community

MINUTES FOR THE MILINGIMBI LOCAL AUTHORITY MEETING

21 March 2023

Under closing the gap priority reforms, socio economic outcome 16 – Aboriginal and Torres Strait Islander languages are strong, supported and flourishing and it is standard practice for reports to be considered, discussed and debated in the traditional dialects of the East Arnhem region, Yolngu Matha or Anindilyakwan.

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ATTENDANCE

In the Chair President Lapulung Dhamarrandji, Cr. Joe Djakala, Local Authority Members Arthur Murrupuy, Robert Yirapawanga and Rosetta Wayatja.

PRESIDENT

Lapulung Dhamarrandji.

COUNCIL OFFICERS

Dale Keehne - Chief Executive Officer.

Shane Marshall – Director Technical and Infrastructure Services (via video).

Shannon Cervini - Council Operations Manager.

Minute Taker - Wendy Brook, Executive Assistant to the CEO.

MEETING OPENING

Chair opened the meeting at 10.20AM and welcomed all members and guests.

PRAYER

By President Lapulung Dhamarrandji.

Apologies

3.1 APOLOGIES AND ABSENCE WITHOUT NOTICE

SUMMARY

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Local Authority gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

228/2023 RESOLVED (Joe Djakala/Arthur Murrupu)

That the Local Authority:

- (a) Notes the absence of Joanne Baker, Boaz Baker.
- (b) Notes that no apologies were received from Joanne Baker, Boaz Baker.
- (c) Notes Joanne Baker and Boaz Baker are absent with permission of the Local Authority.

3.2 LOCAL AUTHORITY MEMBERSHIP

SUMMARY:

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

229/2023 RESOLVED (Robert Yirapawanga/Arthur Murrupu)

The Local Authority notes the member list and calls for new members to fill up existing vacancies.

Conflict of Interest

4.1 CONFLICT OF INTEREST

SUMMARY

This report is tabled for members to declare any conflicts they have within the agenda.

230/2023 RESOLVED (Joe Djakala/Robert Yirapawanga)

That the Local Authority notes no conflicts of interest declared at today's meeting.

Previous Minutes

5.1 PREVIOUS MINUTES FOR RATIFICATION

SUMMARY

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

231/2023 RESOLVED (Rosetta Wayatja/Arthur Murrupu)

That the Local Authority notes the minutes from the meeting of 17 January 2023 to be a true record of the meeting.

Local Authorities

6.1 LOCAL AUTHORITY ACTION REGISTER

SUMMARY

The Local Authority is asked to review the range of actions and progress to complete them.

232/2023 RESOLVED (Joe Djakala/Robert Yirapawanga)

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That the Local Authority notes the progress of actions from the previous meetings, new actions and request that completed items be removed from the Action Register for the Council to endorse.

Guest Speakers

7.1 GUEST SPEAKER - MARYANNE WALLEY, ENGAGEMENT OFFICER AUSTRALIAN ELECTORAL COMMISSION.

233/2023 RESOLVED (Joe Djakala/Rosetta Wayatja)

The Local Authority thanks the guest speaker for her presentation.

MOTION BREAK FOR LUNCH AT 12.17PM

234/2023 RESOLVED (Robert Yirapawanga/Arthur Murrupu)

7.2 GUEST SPEAKER - RENEE CAMPBELL, MENZIES SCHOOL OF HEALTH RESEARCH. – THIS MEETING WAS POSTPONED BY GUEST SPEAKER.

GENERAL

The Hearing for Learning Initiative is a research project aiming to improve the ear and hearing health of children in remote communities, through training and employment of local members of the community. The study is being conducted in 20 communities across the Northern Territory.

The project would like the advice of the Local Authority on how to run the project appropriately in Milingimbi and would like to invite members to join the Community Reference Group, which will guide the project.

MOTION RETURN TO MEETING FROM LUNCH AT 1.11PM.

235/2023 RESOLVED (Rosetta Wayatja/Joe Djakala)

7.3 NORTHERN TERRITORY POLICE - LAW & ORDER COMMUNITY UPDATE SUMMARY

This report is for a law and order update to be provided to the members of the Local Authority by an officer of the Northern Territory Police.

236/2023 RESOLVED (Robert Yirapawanga/Joe Djakala)

That the Local Authority thanks the Guest Speaker for his update.

General Business

8.1 CEO REPORT

SUMMARY:

This is a report of the key broad issues since the last report to Council, in addition to those covered in other parts of the agenda.

237/2023 RESOLVED (Robert Yirapawanga/Joe Djakala)

That the Local Authority notes the CEO Report.

8.2 TECHNICAL AND INFRASTRUCTURE PROGRAM AND CAPITAL PROJECT UPDATES

SUMMARY

This report is tabled for the Local Authority to provide program updates within the Technical and Infrastructure directorate. In addition to progress updates associated with capital projects and initiatives associated with the 2022-2023 Annual Plan.

238/2023 RESOLVED (Rosetta Wayatja/Robert Yirapawanga)

That the Local Authority

- (a) Notes the Technical Services & Infrastructure report.
- (b) Supports and approves any application for funding for Bodia Road to be sealed.
- (c) Requests urgent upgrades and proper infrastructure for the community barge landing.

8.3 MILINGIMBI MEMORIAL WALL RESTORATION

SUMMARY

This report is tabled to the Milingimbi Local Authority, to seek LAPF funds for the painting and restoration of the Milingimbi Memorial Wall prior to 25th April Anzac Day celebrations, as per the below LA Action from the last meeting.

'The Local Authority requests that the Director of Technical and Infrastructure Services repair and correct the war memorial and flag poles in the central area, painting the war memorial ochre'.

239/2023 RESOLVED (Lapulung Dhamarrandji/Rosetta Wayatja)

That the Local authority approve LAPF Funds the amount of \$7,500.00, exclusive GST, for the restoration of the Milingimbi War Memorial, with works to commence prior to this year's Anzac Day celebrations.

8.4 COUNCIL OPERATIONS ON PUBLIC HOLIDAYS

SUMMARY

This report is to seek direction from the Members on the provision of Council services on gazetted public holidays.

240/2023 RESOLVED (Joe Djakala/Arthur Murrupu)

That the Local Authority:

- (a) Notes the report.
- (b) Notes we Yolngu and Balanda are living together now, and requests a range of traditional and western programs be developed to mark Australia Day, Easter, Anzac Day and NAIDOC Day, where Yolngu and Balanda celebrate together.
- (c) Involve and work with NORFORCE in arranging the Anzac Day celebrations in preparation of ceremony.

8.5 YOUTH, SPORT AND RECREATION COMMUNITY UPDATE.

SUMMARY

This report sets out to highlight Youth, Sport and recreation staffing updates, events, activities, successes and challenges in your community.

241/2023 RESOLVED (Joe Djakala/Rosetta Wayatja)

That the Local Authority notes the Youth Sport and Recreation report.

8.6 COUNCIL OPERATIONS MANAGER REPORT

SUMMARY

This report is provided by the Council Operations Manager at every Local Authority Meeting to provide information or updates to members.

242/2023 RESOLVED (Joe Djakala/Arthur Murrupu)

That Local Authority notes the Council Operations Manager Report.

8.7 CORPORATE SERVICES REPORT

SUMMARY

This report presents the financials plus employment statistics as of 28 February 2023 within the Local Authority area.

243/2023 RESOLVED (Robert Yirapawanga/Rosetta Wayatja)

That the Local Authority receives the Financial and Employment information as of 28 February 2023.

MEETING CLOSE

The meeting closed at 3.13 pm.

DATE OF NEXT MEETING

16 May 2023

This page and the preceding pages are the minutes of the Local Authority Meeting held on Tuesday, 21 March 2023.

LOCAL AUTHORITIES

ITEM NUMBER 6.1

TITLE Local Authority Action Register

REFERENCE 1810937

AUTHOR Wendy Brook, Executive Assistant to the CEO

SUMMARY

The Local Authority is asked to review the range of actions and progress to complete them.

BACKGROUND

The current Local Authority Action Items List, and updates on progress to complete them, is attached.

GENERAL

The attached report gives the Local Authority an opportunity to check that actions from previous meetings are being implemented. New actions will be added to the Action Register.

If an action is completed the Local Authority need to request for the item to be removed from the Action Register, for the Council to endorse.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the progress of actions from the previous meetings, new actions and request that completed items be removed from the Action Register for the Council to endorse.

ATTACHMENTS:

Local Authority - Milingimbi August 2023.docx

ACTION ITEM	ACTIONS	SIAIUS
001/2020 RESOLVED	That the Local Authority:	12.05.2021 – Email was received, stating that there is no action regarding the Kava Pilot –
		Ongoing
	a) Notes the report on the Kava Pilot: Allowing the	
	commercial importation of kava.	18.05.2021 – Update provided to LA, EARC will provided update from government once
	b) Supports comprehensive community consultation	received.
	as highlighted in the Northern Territory	
	Government's submission to the Australian	12.01.2022 – A separate report was presented on this by the CEO – ongoing.
	Government's Kava Pilot Phase 2: Allowing the	
	Commercial Importation of Kava consultation paper,	15.03.2022 – A detail discussion took place with the members, President and the CEO.
	and the call for Commonwealth funding to support	
	either:	17.05.2022 - Call on the Northern Territory and Australian Governments to work with the
	1) increased compliance and policing for the increase	Local Authorities and Regional Council to ensure genuine and thorough consultation and
	in the illicit kava trade, or	engagement with all communities and homelands of East Arnhem Land, on the important
	2) effective and informed local decision making	and pressing issues of the possible introduction of the legal sale of kava and alcohol'.
	about kava management to minimise potential harms.	19.07.2022 - Ongoing
	c) Supports the Northern Territory Government's	20.09.2022 covered in CEO Report
	request for funding to support research into the health and social impacts from increased kava	19.10.22 President and CEO to follow up a positive discussion on this issue at a meeting
	availability.	the Chief Minister and Cabinet, on gaining action on the Local Authority and Council resolutions.
		22.11.2022 – As above.
		17.01.2023 — Deferred until return of CEO from leave.
		$21.03.23-\mbox{to be discussed}$ in CEO Report. Good progress being made with the Government.

ACTION ITEM	ACTIONS	STATUS
Beautification of Jesse Smith park		27.01.2021 - Additional bollards have arrived and will be installed by the MS Team in the near future.
		12.05.2021-Bollards are located in Milingimbi and will be placed into the right spots by Monday Morning.
		12.10.2021 – Ongoing – is on work list to be installed by MS crew.
		$12.01.2021-\mbox{Ongoing}$ and will be addressed in January due to teams capacity and current commitments.
		$15.03.2022-\mbox{within}$ the next three weeks work will start after two vacant positions are filled.
		17.05.2022 – Ongoing
		$22.06.2022-\mbox{Ongoing}$ and is on the works list – program busy with grass reductions and other works at this stage.
		30.06.2022 – ongoing
		19.07.2022- Currently still on public works team project list – will be actioned when the team have the capacity.
		12.09.2022 – as above due to the extent of works being undertaken
		19.10.22 Shane to provide update.
		22.11.2022 – On MSS team to do list.
		17.01.2023 – As above
		21.03.2023 – Still on the tender list. Waiting on end of wet season.

ACTION ITEM ACT	ACTIONS	STATUS
		29.06.23 – Ongoing
		29.08.23 Recruited new staff -
Makarata Field		27.01.2021 - NLC consultations were held the week of the 2nd of November – awaiting formal advice on the consultation outcome from the NLC, NLC leasing staff still on holidays and set to return at the end of January. We are awaiting an official response
		18.01.2021 — Director Technical & Infrastructure Services to follow up for potential for historical listing (and as bombing site) and options for funding, DTSI looking into options and will report back in future meeting, noting this project was listed on the community
		12.05.2021 — Has trust approval, have the paperwork to be signed off. Awaiting for licence and approval for land. Ongoing.
		12.10.2021 — Ongoing final concept to be agreed and grant funding sought in 2022.
		12.01.2022 — Ongoing with concept workshop to be conducted in relation to the layout in readiness for Grant funding opportunity, basic layout developed but to be refined as final draft direction.
		15.03.2022 – Pending
		17.05.2022 – Ongoing and pending design meeting to take place.

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ACTION ITEM	ACTIONS	STATUS
		30.06.2022 – Ongoing.
		19.07.2022 – Meeting was arranged with President for an overview of the basic requirement in Milingimbi – flights not available – to be rescheduled.
		12.09.2022 — Solar lighting on order with cyclonic foundation blocks — area cleared ready for sand once approved locally by TO's.
		19.10.22 – Update from Manufacturer below
		Morning Shane,
		Apologies for delay with update on ETA.
		I am having difficulty with our block manufacturer (HO'S Hire Katherine) team have been out on remote site installations.
		We know the last 6 concrete blocks were poured last week we are waiting cure times and ETAs to Darwin from Julie at the block supplier.
		We understand they have been servery delayed due to bad weather and concrete plan in Katherine had to shut down for a week or so for maintenance.
		We have following POs:
		PO: Location: QTY Item: PO091271 Gunyangara 1x Block PO091635 Gunyangara 1x Block PO091636 Millinginbi 4x GFS-200 Solar Lights & Blocks ** 6x
		**Solar Lights have been packed at our warehouse ready to ship ex-Adelaide, they will leave met up with blocks at Sea Swift Darwin
		We are chasing further update will let you know when more information comes to hand. Again sorry for any impact these delays in blocks for your projects.

ACTION ITEM AC	ACTIONS	STATUS
		22.11.2022 – As above. To update further at next meeting.
		17.01.2023 — In progress, update to be provided.
		21.03.23 — Engineers currently looking at how to build successfully on the field.
		27.04.23 – Application submitted last week.
		29.08.23 – project that will be moving ahead.
PA Systems	Public Announcement systems to be installed on	17.01.23 – Director of Technical and Infrastructure Services to advise.
	activities, including road side collection.	21.03.23 Looking to have hand held megaphones to give everyone the ability to use.
		27.04.23 - Megaphones to be sourced.
		29.08.23 - update required.
FUTURE ACTION ITEM/ACTION ON HOLD:		19.05.2020 — Director of Technical & Infrastructure Services to follow up with Power & Water regarding current status of water sources, and when extra water may become available. To also investigate the use of brackish water for the Oval and report back to
Advocacy Items: Water to be installed at the oval		18.01.2021 - Email and discussion are underway with Power and Water surrounding supply options — Brackish Test bore was not approved but other options have been suggested as possibilities — awaiting official Power and Water response.
		12.05.2021 — Ongoing — Awaiting response from Power and Water.
		12.10.2021 – Ongoing – Still waiting for response from Power and Water. 12.01.2022 – Ongoing with no approval from power and water obtained to date.
		15.03.2022 – no update after previous report.

		-
ACTION ITEM	ACTIONS	STATUS
		17.05.2022- Power and Water will come back to us with requested information as per the agreement at the Guest speaker delivery at the LA on the Milingimbi water story.
		$19.07.2022-\mbox{Water}$ availability for the oval yet to be confirmed – EARC Tech Services to follow up.
		12.09.2022 — no change to the above.
		$19.10.22-\mbox{Move}$ to advocacy – as water will be an ongoing consideration noting the completion of the head works and proposed sub-division
		22.11.2022 — Question to be asked to PAW
		21.03.23 – potentially another presentation on water story in next round.
141/2021	That the Local Authority:	12.05.2021 – Ongoing
Series of Murals (re-tabled)	(a) Continue to consider and advise when agreed what significant person or people to include in the	12.10.2021 – LA are still deciding what way they would like to proceed with.
	series of murals.	12.01.2022 – Ongoing.
	(b) Start gathering together photos of possible candidates, to be given to the Community Development Coordinator.	18.01.2022 — Community Development Coordinator to with the President & Local Authority Members to have campfire with local TO'S to gather ideas for discussion at next Local Authority meeting. Gather Photos of missionary days similar to Project of Galiwinku — Vision of Old to the New.
		15.03.2022 - Ongoing
		17.05.2022 – Local Authority members with the Community Development Coordinator and Designer to hold campfire meeting to turn ideas into action.
		19.07.2022 – Ongoing – Artist to meet with community and homeland members.
		20.09.2022- Artist to visit communities to finalise design.

ACTION ITEM	ACTIONS	SULVAL
		19.10.22 — Design consultant to work with each Local Authority, community and homeland members to develop an agreed design, of a map of the region, including key cultural aspects of each part of the region.
		22.11.2022 – As above.
		17.01.2023 — Consultant will visit communities for workshops and consultation. 21.03.2023 — Consultant will visit on 22.03.2023 to meet with TO's, members and community to discuss art work.
Community Barge	Requests urgent upgrades and proper infrastructure for the community barge landing	21.03.23 - Director Technical Services and Infrastructure to advise.
,		27.04.23 – Discussions continue on ownership etc.,
Council Operations on Public Holidays	(a) Notes we Yolngu and Balanda are living together now, and requests a range of traditional and western programs be developed to mark Australia Day, Easter, Anzac Day and NAIDOC Day, where Yolngu and Balanda celebrate together.	 21.03.23 - Director Community Development and COM to work with Community in regards to celebration. 29.06.23 - Ongoing discussions with staff.
	(b) Involve and work with NORFORCE in arranging the Anzac Day celebrations in preparation of ceremony.	

ACTION ITEM	ACTIONS	STATUS
Priority footpaths		10.11.2020 – tender release to the market and evaluated – market pricing for the works significantly over budget and works of the same nature across multiple areas – this project will be re-assessed and delivered in a reduced scope or additional funds will need to be allocated – this item will be discussed at the next LA meeting for suggested direction.
		27.01.2021 – ongoing at this stage – CDP and Contractors still to recommence respective services in Community at this stage.
		12.05.2021 – Ongoing – Will bring information to next LA meeting.
		18.05.2021 – Will update at next LA meeting.
		16.11.2021 – Update progress in January/late January about the project.
		12.01.2022 - Project still pending tender re-release to test market pricing which exceeded all similar works of this type conducted to date – release at end of January.
		15.03.2022 – Tender will be re-released by the end of April 2022
		17.05.2022 – Tender will be re-released by end of May 2022.
		22.06.2022 – Tender currently out to the market and will await any submission when closed to consider.
		30.06.2022 — Out to tender — closes in 1 week. 19.07.2022 — Tender has closed but has not been evaluated as yet. 12.09.2022 - Tender evaluated to go to council as a reduced scope in the October meeting dependant on funding extension for LAPF
		19.10.22 – report to be tabled at the December meeting and funds adjustments have been made in the budget revision

commercial stove for	11.04	11.04.2022 – completed	
YSR centre			

ACTION ITEM	ACTIONS	STATUS
		17.01.2023 — Tenders have gone out and work is progressing.
		22.11.2022 - Report to be put forward to Council at December meeting and Tender being put forward.
		21.03.2023 – Asks the Local Authority to defer any progress on the footpaths until waterpark and other project tenders have been received. 29.08.23 MOVE TO ADVOCACY
Sealing of Bodia	Supports and approves any application for funding for Bodia Road to be sealed	21.03.23 – Director Technical Services and Infrastructure to advise.
9		29.06.23 – Waiting on possibil.ity of grant becoming available.
		29.08.23 move to Advocacy

21.03.23 – Director Technical Services and Infrastructure to advise on completion. 29.06.23 – Continuing to being restored. 29.08 completed remove	That the Local authority approve LAPF Funds the amount of \$7,500.00, exclusive GST, for the restoration of the Millingimbi War Memorial, with works to commence prior to this year's Anzac Day celebrations.	War Memorial restoration
27.04.23 Completed remove action – Council approved removal April 2023 meeting.	The Local Authority requests that the Director of Technical and Infrastructure Services repair and correct the war memorial flag poles in the central area, painting the war memorial ochre.	War Memorial and Flag Poles.

GUEST SPEAKERS

ITEM NUMBER 7.1

TITLE Northern Territory Police - Law & Order Community

Update

REFERENCE 1817756

AUTHOR Andrew Walsh, Director Community Development

SUMMARY

This report is for a law and order update to be provided to the members of the Local Authority by an officer of the Northern Territory Police.

GENERAL

Northern Territory Police to provide an update on community safety and law and order, and allow for discussion and the expression of views of Local Authority Members.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority thanks the Guest Speakers for their update.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS

ITEM NUMBER 8.1

TITLE Corporate Services Report

REFERENCE 1805325

AUTHOR Michael Freeman, Corporate Services Manager

SUMMARY

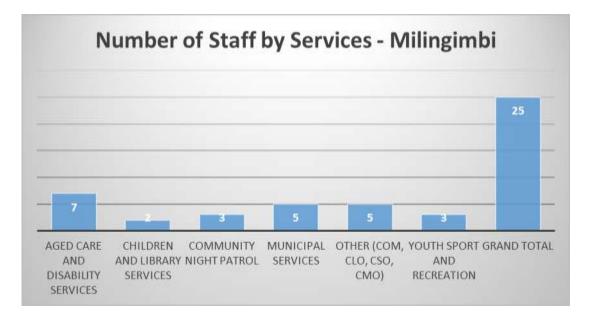
This report presents the financials plus employment statistics as of 31 August 2023 within the Local Authority area.

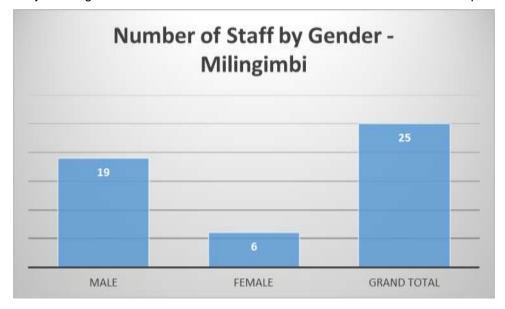
BACKGROUND

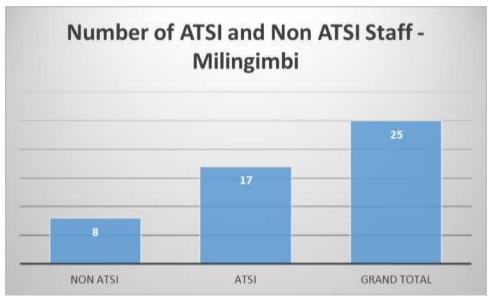
Local Authorities need to consider the Finance Report carefully as it details the current actual figures against the budget for the Local Authority area. Also the report details the number of staff against the different service areas.

GENERAL

Employee Statistics:







Vacancies as of 31 August 2023:

Position	Level
ACDS Support Worker	Level 1
Cleaner	Level 1
Community Liaison Officer	Level 1
Community Media Officer	Level 1
Trades Assistant	Level 1
Youth Sport & Recreation Worker	Level 1
Youth Support Coordinator	Level 6

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority receives the Financial and Employment information as of 31 August 2023.

ATTACHMENTS:

1 UNCOME AND EXPENSE - Milingimbi.pdf

EACH REPORTING LOCATION		Milin	gimbi	
INCOME AND EXPENSE				
STATEMENT	ACTUALS YTD	BUDGET YTD	VARIANCE YTD	
YEAR TO DATE 31 AUGUST 2023				
OPERATING REVENUE				
Grants	169,314	416,219	(246,905)	
User Charges and Fees	94,697	255,029	(160,332)	
Rates and Annual Charges	-	-	-	
Other Operating Revenues	19,396	8,726	10,670	
Council Internal Allocations	(6,292)	-	(6,292)	
Untied Revenue Allocation	468,143	468,143	-	
TOTAL OPERATING REVENUES	745,259	1,148,118	(402,859)	
OPERATING EXPENSES				
Employee Expenses	258,113	399,861	(141,748)	
Materials and Contracts	172,349	178,377	(6,027)	
Council Committee & LA Allowance	800	5,800	(5,000)	
Other Operating Expenses	132,494	166,514	(34,020)	
Council Internal Allocations	211,005	218,689	(7,685)	
TOTAL OPERATING EXPENSES	774,761	969,241	(194,480)	
OPERATING SURPLUS / (DEFICIT)	(29,503)	178,876	(208,379)	
Less Additional Outflows	(20,000)	,	(200,010)	
Capital Expenses	-	(263,333)	263,333	
Transfer to Reserves	_	(43,937)	43,937	
		(- ,)	-,	
TOTAL ADDITIONAL OUTFLOWS	-	(307,270)	307,270	
NET SURPLUS / (DEFICIT)	(29,503)	(128,394)	98,892	
Add Additional Inflows	, , ,	, ,	,	
Carried Forward Grants Revenue	1,002,186	770,447	231,739	
Transfer from Reserves	-	322,018	(322,018)	
TOTAL ADDITIONAL INFLOWS	1,002,186	1,092,465	(90,279)	
NET OPERATING POSITION -				
SURPLUS / (DEFICIT)	972,683	964,071	8,613	
			(0)	

GENERAL BUSINESS

ITEM NUMBER 8.2

TITLE Technical and Infrastructure Program and Capital

Project Updates

REFERENCE 1808597

AUTHOR Shane Marshall, Director Technical & Infrastructure Services

SUMMARY

This report is tabled for the Local Authority to provide program updates within the Technical and Infrastructure directorate. In addition to progress updates associated with capital projects and initiatives associated with the 2022-2023 Annual Plan.

BACKGROUND

As part of the Annual Plan, there were a range of tabled projects and initiatives subsequently approved by the Local Authorities and Council for the current financial year.

Each meeting will have updates associated with the Annual Plan actions, in addition to the reporting of any new initiatives or business arising for the community.

The information below covers actions associated with the below services:

108 - Veterinary and Animal Control Services.

116 – Lighting for Public Safety.

118 – Local Road Maintenance & Traffic Management.

119 – Local Road Upgrade and Construction.

122 - Building Infrastructure Services.

129 - Waste and Environmental Services.

169 - MS / Public Works and Infrastructure.

GENERAL

Service Profile: 108 - Core – Veterinary and Animal Control Services

Business Unit: Veterinary and Animal Control

Action ID:

2.3.10.12 Provide program outcome statistics to Local Authority and Council meetings.

Community: Milingimbi

Reporting Month/Period: July-August 2023

Overall Comments:

 Dr Maddy and Dr Kathleen Rebgetz worked in Milingimbi from 4-14 July. Sarah worked in Milingimbi from 10-12 July. This visit was a very large scale surgical visit with 57 surgeries completed during the visit. This included 43 dog de-sexing and nine cat desexing. The focus of the trip was surgical de-sexing of female dogs as this has been something that local community members have asked for as there have been Darrawa Watu in Milingimbi. The trip included 28 female dog speys.

- The team was very excited to work in the new veterinary facility at the Municipal yard and this made performing many surgeries a lot easier for the team. We hope that we can plan more large scale de-sexing visits now that we have a designated surgical facility to use on the island.
- Next Vet visit to Community:
 - 30 October 10 November: Large two week vet visit planned by Dr Tania and Dr Kathleen. This will be another large scale de-sexing visit to further reduce dog and cat numbers leading into the wet season.
 - Education visit: Dr Maddy and the education team from AMRRIC have the dog tagging grant project at Milingimbi on 30 October - 1 November.

Service Delivery Table:

AMP Delivery: Milingimbi	This period of reporting	Calendar Year to date	Last year's Annual delivery
Dogs Desexed	43	52	27
Cats Desexed	9	18	9
Community consultations	55	100	73
Remote/Phone consultations	4	9	n/a*
EARC Veterinary Cabinet medication dispensed	1	4	
Minor procedures/other surgeries	10	10	
Parasite Treatments	165	347	208
Euthanasia	0	0	n/a*
Private practice consultations (Mainland)	4	16	
TOTAL Engagements	291	556	317

^{*}N/A = Not Applicable.

Community Education Activities:

Dr Maddy and the Miwatj Public Health Staff visited houses together during the two
week vet visit in July. Maddy worked with Peter from Miwatj to discuss the Healthy Wana
program with clients and to discuss why de-sexing of the watu is so important. We hope
to work again with Miwatj next visit.

Additional Collaborations/Stakeholder Engagements:

 The Miwatj Public Health team assisted Dr Maddy on the ground in community for an hour over two days. The team assisted us with collecting animals, and speaking to owners about their animals and if they needed any help from the vet team.

Staff Education/Training Activities:

Concerns/Challenges:

Still concerns from community about too many dogs.

 Bowdia outstation: performed an emergency leg amputation on a severely injured dog from the outstation. Many calls for work to be done at the outstation, the plan is to discuss adding a trip next visit pending EARC approval and seeking extra funding for the work through the rangers.

Any Issues or Concerns that need to be addressed at Local Authority or Council Meeting:

 Dangerous or aggressive dogs – community consultation on realistic options for long term solutions. The main options are increased de-sexing to prevent unwanted animals or permanent removal of the dangerous dogs from community (euthanasia).

Follow-Up List for Next Visit:

- Routine De-sexing continues in October visit,
- Plan to do a wet season parasite treatments visit in early 2024 (Jan or Feb)
- Next veterinary visit: Dr Tania and Dr Kathleen from 30 October 11 November for two weeks. Dr Maddy will be there for three days for the education component of the trip.



Service Profile: <u>116 - Core - Lighting for Public Safety</u>

Business Unit: Transport Infrastructure

Action ID:

4.2.6.8 Manage, maintain and upgrade streetlights in Milingimbi.

Non-operational Public Street lights per community based on recent audit inspection shown below:

Replacement LED street lights have been procured with the supplier, Geckolighting, with a delivery lead time of eight - nine weeks to arrive on site at all nine communities.

Supply of replacement LED Street lights materials due to arrive at all nine communities, week beginning 16 October 2023.

Request for Quotations (RFQs) will be emailed out to potential contractors, with a closing date of 1 September 2023.

Community	Geckolighting LED Street Light out of service based on audit inspection
Angurugu	10
Umbakumba	2
Milyakburra	2
Ramingining	20
Milingimbi	6
Gapuwiyak	6
Galiwinku	33
Yirrkala	20
Gunyangara	4

Service Profile: 118 - Core - Local Road Maintenance and Traffic Management
Business Unit: Transport and Infrastructure

Action ID:

4.2.1.1 Manage the maintenance and upgrade of local roads drainage and pedestrian infrastructure under core allocated funds and grant project funding.

4.2.4.5 Local Road Maintenance and Upgrade Milingimbi.

<u>T23-203320.1 East Arnhem Region – Civil Maintenance of Pavements and Drainage Program</u>

The East Arnhem Regional Council – Civil Maintenance of Pavements and Drainage program has been awarded to BV Contracting with works on the Milingimbi roads network to start in October as per the below Regional timeline table.

Revised Grading Schedule supplied 16/08/2023

Date: 16.00.2023 Client: EARC Version: 4 East Amhem Maintenance Contract Planning Round 1 2023 Draft



Week	Samingining Urban	Ramingining Rural	Geliwinku Urban	Gatiwinku Rural	Gappuriyak Untur	Gepowiysk Rorel	Verbala	Gunyangara	Millingimbi	Milingimbi Rural
3.7 - 9.7				111771.55						
10.7 - 16.7					(C		1			_
17.7 - 23.7										
24.7 - 30.7										
31.7 - 6.8					100					
7.8 - 13.8										
14.8 - 20.8										
21.8 - 27.6										
26.8 - 3.9			_							
4.9-10.9					1 1					7
11.5 - 17.9										
18.9 - 24.9				-	100					
25.9 - 1.10									-	
2.10-8.10					17					
9.10 - 15.10										
16.10-22.10										
							100			

Service Profile: <u>122 - Support – Building and Infrastructure Services</u>
Business Unit: <u>Technical and Infrastructure</u>

Action ID

- 1.4.2.1 Provide relevant Program / Project updates to every Local Authority community meeting as required.
- 4.3.14.2 Conduct minor and capital upgrades to various council controlled buildings throughout the region, in line with the allocated budget and completion time lines per community.
- 4.3.14.3 Undertake security upgrades at operational facilities and council housing.

RFTMCML2302 Staff Housing Security Upgrade

East Arnhem Regional Council have engaged a contractor for the supply and installation services of security mesh screening on all windows on Staff housing assets.



Lot 243 - MS / Public Works Shed Replacement

The project is at practicle completion with the awarded builder with the internal fitout of shelving and surgery equipment for the Vet area awaiting arrival – estimated arrival at the end of July.

		NON-DECLAR	EDBUILDE	NG AREA	OF THE NORTH	ERN TERRITORY		
CE	RTIFIC	ATE	f CO	NST	RUCTIO	ON COMPLI	ANCE	
Certificate h	lumber	29DA0283	243			Design Compliance ertificate Issue Date		
In relation to property at Lot/Portion Number 243			143			Location Code	505	
Property Ad	dress		ot 243 To	wnsite o	of Milingimbi			
No. of	Floor or		e of	Class	of Building	Maximum Permissible		
No. of	Floor or	Typ	e of	- 20	12-63k	- Comments and the least	No of Persons	
Storeys	Level No.		ruction	Class	of Building	Permissible Load	Accommodate	
1	Ground				5&8	Floor - 3.0kPa Roof - 0:25kPa	2	
	Nos	of WC's				Length & Number of	Urinale	
New	Ex	isting	Tot	al	New	Existing	Rateable	
15		*	*					
Details of All	emetive Sol	ations	N/A	followin	E FOLLOWI	NG PERFORMANCE		
	Type		D. Associated	Ву		No.	Date	
Section 40 - Compliance	Structural	Wisi	Australia	a PTY LIK		148329E8	13/06/2023	
Construction	li li							

Canal A, 27 Woods Sween
Clands ART 08002
CRO Blas 4221
Canal ART 0801
Tel -41 8 8800 2800
verso arthurs

Windows/Doors Section 40 - Certificate of

Design

Manufecturer's Certification -

Compliance - Structural

Reedycut NT

Davis Consultants Pty Ltd

Page 1 of 2 JOB NUMBER: 29DA(2019PS 197997 Approved form - data approved 31/13/12

345380E8

W08/2023

23/06/2023





Project Completion 95%.

Lot 245 Milingimbi (Duplex 1 and 2) - Various External Refurbishment Works

- Works will include the replacement of the roof sheeting throughout, any portions of the ceiling damaged by the recent water leaks, and external painting throughout.
- An Existing Conditions Report has been obtained by WTD.
- A Structural Engineer has been engaged for the project.
- Tender has been released, and is due back Friday 14 July 2023.

Project Completion 10%.

<u>Lot 128 Milingimbi (Staff Housing) – Mould treatment and Internal Paint Work</u>

- Scope of work for this dwelling includes mould treatment and internal paint work. Now, shower repair has been included in the scope of work.
- Project's quotation has been evaluated and is ready to offered and projected to start from third week of July.

Project Completed 100%



Milingimbi (Lot 128, Lot 169, Lot 170) - Structural Repair Works

 WSP provided Structural Condition Reports for Lot 128, Lot 169 and Lot 170 Milingimbi (all staff housing) in 2020. These reports highlighted a number of items of Low, Medium and High risk which must be attended to maintain the structural integrity of each house.

- The works for these three lots have been combined for efficiencies, with a Request for Quote released for Project Management and Structural Engineering Services to design and document the works.
- The construction of these works will also be combined, and will be completed under a separate tender package.
- Engagement has been awarded to HK Solutions.
- Scope of Works ready for Market Release

Project Completion 25%.



Service Profile: <u>129 - Core - Waste and Environmental Services</u>

Business Unit: Regional Waste and Environment

4.1.5.2 Develop and implement environmental management plans for all Council operated Waste Management and Transfer Station Facilities

Environmental Management Plans (EMP) have been developed and implemented across the six landfill facilities at Umbakumba, Milyakburra, Ramingining, Milingimbi, Gapuwiyak and Galiwin'ku. Three draft EMPs are currently being prepared for Angurugu, Yirrkala and Gunyangara Transfer Stations.



Project Status - Partially Completed 75%

4.1.6.1 Develop a Master Site Plan for each of Council's Waste Management Facilities.

Updated master site plans are planned for development in FY22. All six landfill sites historic data will be reviewed, as well as future planning to schedule out new waste cells and life of facility estimations. Currently, all site plans are in draft form and nearing completion.



Project Status - Ongoing 50%

Implement and conduct a quarterly community household rewards program for waste and environmental practices in each community in conjunction with the Community Development program in each community.

Planning has begun to conduct rewards programs in conjunction with the quarterly community clean-ups. A Bulk Waste Clean-Up was conducted across all nine communities during the week of the 6 to the 10 February.

Waste Services are hoping to grow the rewards programs across all nine communities as part of the Quarterly Hard Rubbish Cleanups. It is planned to continue to roll out Tidiest Yard awards, as well as prizes for Cash 4 Container Recycler of the Year in each Community, Cash

4 Trash in Galiwin'ku as well as other initiatives and competitions. The next Clean-Up week is scheduled for 8 to the 12 May 2023.



Project Status - Ongoing at 75%

4.1.4.3 Coordinate and monitor quarterly waste bin audits and repairs in conjunction with the Municipal Services Program in each community.

Waste Services have been trialing the use of Konect software for wheelie bin audits. Due to the success of these audits, this financial year all bin repairs/audits will begin to be captured through Konect, with the assistance of Municipal Services.

The first Wheelie Bin audit has been completed and the Municipal Services Teams have been busy repairing and replacing broken bins identified during the bin audit.



Project Status – Planning & Design 50%

4.1.7.3 Undertake and report on the removal of recycling streams within each community location.

Waste Services are always looking at improving its recycling program and options for community. The below graphic illustrates what and how much was recycled from Milingimbi

between 1 July 2022 and 30 June 2023. The two big successes during this financial year have been the completion of the start of the scrap metal removal project, where 323 tonnes of metal were recovered, and our waste oil project which removed over 820 litres of old oils from the community and the first recovery of solar panels, with 105kgs recycled.







Distant and 2 Deterior and wests all modute he and back to Convintor requaling

Project Status - Ongoing

Landfill Site Fencing

Council have engaged a contractor to install approximately of 550m of 1800mm high Landfill Security fencing and reinforced security gate at the Milingimbi Waste Management Facility. These works are completed.







Project Completed 100%

Service Profile 169 - Core - Municipal Services

Business Unit: Technical and Infrastructure

Training

The Cert 111 Civil & Construction training has commenced across multiple communities with many more training opportunities completed, in progress and upcoming.

- WZ2 & WZ3 Traffic Management ongoing.
- Chainsaw & Tree felling training ongoing.
- AHCPGD206 Conduct Visual Inspection of Park Facilities ongoing

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the Technical Services & Infrastructure report.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS

ITEM NUMBER 8.3

TITLE Youth, Sport and Recreation Community Update

REFERENCE 1817787

AUTHOR Peter Dunkley, Regional Manager Youth Sports and Recreation

SUMMARY

This report sets out to highlight Youth, Sport and Recreation staffing updates, events, activities, successes and challenges in your community.

BACKGROUND

The Youth, Sport and Recreation program aims to strengthen young people, helping them live happy, healthy lives. As such, we deliver a range of funded activities and programs which strengthen and support their connection to body, mind, kinship and culture.

GENERAL

The Youth, Sport and Recreation program seeks input, feedback and support from the Local Authority in an effort to continually improve what we do. Please note the following updates for Youth, Sport and Recreation in your community.

- Community staffing update.
- Current after School hour's programs.
- School holiday programs.
- Upcoming events.
- Remote Sports Program (formal and informal competition, visits from peak sporting bodies).
- Youth Diversion (Yirrkala/Gunyangara, Milingimbi, Ramingining, Gapuwiyak).
- Program success / challenges.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the Youth Sport and Recreation report.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS

ITEM NUMBER 8.4

TITLE CEO Report 1818994

AUTHOR Dale Keehne, Chief Executive Officer

SUMMARY

This is a report of the key broad issues since the last report to the Local Authority, in addition to those covered in other parts of the agenda.

GENERAL

Staff Survey and Action

The results of a comprehensive Staff Survey provide a very positive overall picture. This includes staff understanding and alignment to Council's overall goals; levels of pride, overall satisfaction and belonging, Council being viewed as a supportive and caring employer; learning and development; perceptions about immediate manager and Council's focus on community.

There are, however, a range of particular opportunities for improvement that have been identified that I will be working closely to address.

I discussed the Staff Survey results recently in a Council wide teleconference with all 9 communities and the Nhulunbuy and Darwin support offices, and an explanation of the next steps for action.

They include a detailed analysis of issues and workshopping of practical actions by staff from all different parts of Council to address them, followed by focused discussion and engagement between the Senior Leadership Team to decide on and implement necessary changes.

Local and Regional Decision Making and Voice

A letter from President Lapulung Dhamarrandji was sent to the Chief Minister, Minister for Indigenous Australians and Assistant Minister proposing a joint way forward through the development of a Local Decision Making Agreement, as detailed in Attachment 1.

Youth, Justice Law, Order and Support

Based on the resolutions of the Milingimbi and Yirrkala Local Authorities, and key points raised at a meeting with 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments and the CEO of the NT Department of the Chief Minister and Cabinet (CM&C) – Council endorsed a range of actions. These have been put to Jody Broun, the CEO of the National Indigenous Australians Agency and CEO of NT CM&C, as well Yingiya Guyula the NT Member for Mulka, as detailed in Attachments 2 and 3.

Kava and Alcohol Management

Council made a resolution to call for immediate action on clarifying the situation with kava and alcohol, as detailed in Attachment 4.



The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the CEO Report.

- ATTACHMENTS:
 1 Letter from EARC to Ministers Re Local Decision Making 8 Sep 23.pdf
- Letter from EARC Re Youth Justice Law Order Support 8 Sep 23.pdf
- 3 Letter to Yingiya Guyula MLA from EARC Re Youth Justice Law Order Support 8 Sep 24.pdf
- 4 Letter from EARC Re Kava and Alcohol 8 Sep 23.pdf





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8 September 2023

Hon Natasha Fyles Chief Minister Chief.minister@nt.gov.au

Hon Linda Burney Minister for Indigenous Australians ministerburney@ia.pm.gov.au

Hon Malarndirri McCarthy Senator for the Northern Territory Assistant Minister for Indigenous Australians Senator.Mccarthy@aph.gov.au

Dear Chief Minister and Ministers,

Re: Local Decision Making Agreement with East Arnhem Regional Council

I write following an important meeting held on Saturday 5 August in the East Arnhem Land community of Yirrkala, between 15 Council and Local Authority representatives, and 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments, as well as the CEO of the Northern Territory Department of the Chief Minister and Cabinet, Frank Daly.

This important meeting came out of a commitment given by the CEO of the National Indigenous Australians Agency, Jody Broun, in a meeting with a delegation of Council to Canberra in June.

Five key discussion points were put to the Senior Australian Government officials and their Departments in the weeks leading up to the meeting, to enable them to prepare and respond.

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The first key point raised at the meeting was the broadest, fundamental issue of Council's Call for Recognition. That is:

Nationally consistent recognition of the role and value of Aboriginal Controlled Local and Regional Government, to help achieve real progress through Closing the Gap, Local Decision Making and, if successful the Local, Regional and National Indigenous Voice to Parliament and the Executive arms of Government, through deep engagement with the range of Indigenous voices, and capacity to deliver quality and innovative programs, projects and initiatives.

Further discussion points from Councilors and Local Authority Members on the Call for Recognition included the following.

We want our voices to be heard.

Come to the communities and talk to the people and listen.

We need to hear our voices in Darwin and Canberra.

There are grass roots issues we need to talk about.

We are here to look after our people across the region.

We are voted in, properly, by our people.

Our regional council has been here for 15 years, following and building on our smaller community councils for decades before that.

We want the gap closed not widened.

It's not one size fits all.

The answers don't come from Canberra, it is with us.

A productive discussion was held directly after the meeting between Jodi Broun, the Chief Executive Officer of the National Indigenous Australians Agency, Frank Daly, the Chief Executive Officer of the Northern Territory Department of the Chief Minister and Cabinet, and Dale Keehne, the Chief Executive Officer of the East Arnhem Regional Council.

We welcome that the CEOs of NIAA and NT CM&C stated they would be willing to enter into a Local Decision Making Agreement with the East Arnhem Regional Council. I also welcome the reflections and agreement on the need to ensure effective coordination and collaboration in agreement making processes between the multiple levels of government, and the need to work towards practical, achievable outcomes.



Of particular note in the Northern Territory was the Remote Service Delivery Strategy from 2009 to 2014, a tri-partite process in which 7 of the 9 East Arnhem Land communities were involved in extensive consultation and planning over many years to develop Local Implementation Plans, with only limited actual outcomes.

In the interests of achieving genuine and meaningful outcomes from any new whole of government planning process, Council has made the following resolution at its Ordinary Council Meeting on 31 August.

That Council endorses the development of a Local Decision Making Agreement with the Northern Territory and Australian Governments, based on:

- (a) The formal recognition of Council as East Arnhem Land's Aboriginal Controlled Local and Regional Government.
- (b) The formal recognition of the value of working in close collaboration and partnership to help hear and understand the range of voices of people of the region, and secure a commitment to work together in a flexible, creative and innovative way to achieve progress to address a range of different challenges over time.
- (c) Nationally consistent recognition of the role and value of Aboriginal Controlled Local and Regional Government, to help achieve real progress through Closing the Gap, Local Decision Making and, if successful the Local, Regional and National Indigenous Voice to Parliament and the Executive Arm of Government, through deep engagement with the range of Indigenous voices, and capacity to deliver quality and innovative programs, projects and initiatives.

As President of East Arnhem Regional Council, and on behalf of up to 126 Local and Regional representatives across East Arnhem Land, I look forward to formal engagement with the Northern Territory and Australian Governments.

Yours sincerely,

Lapulung Dhamarrandji

President

East Arnhem Regional Council

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8 September 2023

Jody Broun Chief Executive Officer National Indigenous Australians Agency jody.broun@niaa.gov.au

Frank Daly
Chief Executive Officer
Department of the Chief Minister and Cabinet
frank.daly@nt.gov.au

Dear Jody and Frank,

Re: Youth, Justice, Law, Order and Support

I write following an important meeting held with on Saturday 5 August in the East Arnhem Land community of Yirrkala, between 15 Council and Local Authority representatives, and 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments, as well as the CEO of the Northern Territory Department of the Chief Minister and Cabinet, Frank Daly.

Council would like to express its gratitude to all the senior government officials who participated in this meeting, and the key support of NIAA CEO Jody Broun and the many NIAA staff who supported the engagement of so many significant agencies.

The issue of youth justice, law, order and support as one of the key points for discussion at the meeting. The specific discussion point raised was:

The creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.

At its Ordinary Council Meeting on 31 August Council also considered resolutions regarding the issue of youth justice, law, order and support made by the Yirrkala and Milingimbi Local Authorities.

Following discussion and consideration of the points made at the meeting of Senior Government officials and the particular resolutions of the two Local Authorities, Council made the following formal resolution.

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That Council endorses the following actions to help address issues with youth justice, law and order across East Arnhem Land:

- (a) Calls on the Northern Territory Government for an increase in policing and an increase in Aboriginal Liaison Officers.
- (b) Calls for the establishment of a Justice and Mediation Committee in each community similar to established functions in areas of Northern Queensland and Yugal Mangi and Ngkurr.
- (c) Calls on urgent funding for Community CCTV and monitoring for Community Safety and include active monitoring.
- (d) Calls for the increased reporting by community members and local organisations of crime, and for further work to assess how to break down barriers to do this.
- (e) Calls for street lights to be repaired and new lights installed where needed, to improve community safety.
- (f) Calls for an increase in funding for Youth Sport and Recreation activities and Community Leaders to do more cultural activities for young people, for more engagement of young people.
- (g) Calls for the creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.
- (h) Include the following range of points made by Councillors and Local Authority Member representatives from across East Arnhem Land in correspondence on this important issue.

Need support, to get off VSA, drugs, alcohol, deal with trauma, sport and rec, training and jobs – but need to stay at the facility, or go back to detention or jail.

Links to building a stronger CDP.

Need to include support for much higher school attendance, and stronger Rapirri, and have a real voice for the cultural leaders. Continue progress of NT judge connecting with authority of cultural leaders in Ramingining to take charge of young people in trouble.

Need to support parents to find ways to raise their kids strong, encourage the Government to reintroduce a program similar to the Federal Government ASSPA program of the 1990's and early 2000's, to provide financial incentive for parents to encourage improved school attendance.

Control of mobile phones.

Need for whole of government cooperation, with community, to make all this happen.

We need to find, to create another pathway. We need to work something out together. We are trying but we can do more. We are coming from two cultures, you need to listen to us.



The Local Authorities and Regional Council recognise the issue of youth justice, law, order and support is extremely difficult and complex.

They also recognise and the need for close collaboration between the Local Authorities, Regional Council, and the Northern Territory and Australian Governments, and all community and organisational stakeholders to address it.

We look forward to engaging with the Northern Territory and Australian Governments to discussing and develop a positive way forward.

Yours sincerely,

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Dale Keehne

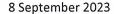
Chief Executive Officer





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Hon Yingiya Guyula Member for Mulka Legislative Assembly of the Northern Territory electorate.mulka@nt.gov.au

Dear Yingiya,

Re: Youth, Justice, Law, Order and Support

At its Ordinary Council Meeting on 31 August Council considered resolutions made by the Yirrkala and Milingimbi Local Authorities on the important issue of youth justice, law, order and support.

Following discussion and consideration of the particular resolutions of the two Local Authorities, Council made the following formal resolution.

That Council endorses the following actions to help address issues with youth justice, law and order across East Arnhem Land:

- (a) Calls on the Northern Territory Government for an increase in policing and an increase in Aboriginal Liaison Officers.
- (b) Calls for the establishment of a Justice and Mediation Committee in each community similar to established functions in areas of Northern Queensland and Yugal Mangi and Ngkurr.
- (c) Calls on urgent funding for Community CCTV and monitoring for Community Safety and include active monitoring.
- (d) Calls for the increased reporting by community members and local organisations of crime, and for further work to assess how to break down barriers to do this.
- (e) Calls for street lights to be repaired and new lights installed where needed, to improve community safety.
- (f) Calls for an increase in funding for Youth Sport and Recreation activities and Community Leaders to do more cultural activities for young people, for more engagement of young people.

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- (g) Calls for the creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.
- (h) Include the following range of points made by Councillors and Local Authority Member representatives from across East Arnhem Land in correspondence on this important issue.

Need support, to get off VSA, drugs, alcohol, deal with trauma, sport and rec, training and jobs – but need to stay at the facility, or go back to detention or jail.

Links to building a stronger CDP.

Need to include support for much higher school attendance, and stronger Rapirri, and have a real voice for the cultural leaders. Continue progress of NT judge connecting with authority of cultural leaders in Ramingining to take charge of young people in trouble.

Need to support parents to find ways to raise their kids strong, encourage the Government to reintroduce a program similar to the Federal Government ASSPA program of the 1990's and early 2000's, to provide financial incentive for parents to encourage improved school attendance.

Control of mobile phones.

Need for whole of government cooperation, with community, to make all this happen.

We need to find, to create another pathway. We need to work something out together. We are trying but we can do more. We are coming from two cultures, you need to listen to us.

(i) Calls on the Independent Member for Mulka to meaningfully advocate for the above.

Council recognises and values your significant role as the Member of the Legislative Assembly for the Mulka electorate. In turn it seeks your advocacy and support for the very difficult issue of youth justice, law, order and support.

Yours sincerely,



Dale Keehne

Chief Executive Officer

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8 September 2023

Hon Natasha Fyles Chief Minister Chief.minister@nt.gov.au

Hon Linda Burney Minister for Indigenous Australians ministerburney@ia.pm.gov.au

Hon Malarndirri McCarthy Senator for the Northern Territory Assistant Minister for Indigenous Australians Senator.Mccarthy@aph.gov.au

Dear Chief Minister and Ministers,

I write following a decision of the East Arnhem Regional Council that met last week on the important issues of kava and alcohol.

The Local Authorities and Regional Council have been considering and making decisions over the last two years to oppose the introduction of the sale of alcohol, and calling for thorough consultation on the possible regulated sale and of kava, and management of its impacts, by the respective communities and homeland areas of East Arnhem Land.

The series of relevant Local Authority and Regional Council resolutions regarding the legal sale of kava and alcohol are detailed in Attachment A.

The Local Authorities and Council have been advised over the last two months that the Department of Chief Minister and Cabinet has commenced funding the development of consultation materials on these issues, however to date no consultation has actually commenced.



At its most recent meeting on 31 August 2023 Council resolved to call for me as CEO to 'contact the Chief Minister of the Northern Territory to inform her that East Arnhem Regional Council requires immediate action on clarifying the kava and alcohol situation'.

I have also written to yourselves Minister Burney and Assistant Minister and Senator McCarthy, in recognition of the significant role of the Australian Government and the need for effective cross-government collaboration to gain progress on this matter.

Council looks forward to your response.



Dale Keehne

Chief Executive Officer

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Attachment A

Local Authority and Regional Council Resolutions Regarding the Legal Sale of Kava and Alcohol

23 February 2023 Ordinary Council Meeting Resolution

That Council:

- (a) Notes the report.
- (b) Writes a letter to Mayor Matt Patterson expressing its support of Alice Springs Town Council actions that have led to the return of Alcohol restrictions.
- (c) Writes a letter to the Northern Territory Government acknowledging their actions to legislate new alcohol reforms and reiterate the resolutions of all Local Authorities and Council supporting the non-introduction of Alcohol in East Arnhem Land.
- (d) Reiterate the resolutions of all Local Authorities and Council supporting the non-introduction of Alcohol in East Arnhem Land and in relation to the possible sale of Kava.
- (e) Supports the development of comprehensive Community Safety Action Plans, including the provision of information of the current status of the actual use of all substances across the Region, and health education.

30 June 2022 Ordinary Council Meeting Resolution

That Council:

Calls on the Northern Territory and Australian Governments to;

- a) Work with the Local Authorities and Regional Council to ensure genuine and thorough consultation and engagement with, and understanding of, all communities and homelands of East Arnhem Land, on the important and pressing issues of the possible introduction of the legal sale of kava and alcohol and support the leadership of the President on this issue.
- Advise the Northern Territory and Australian Governments of the very strong position across Local Authorities and Council to oppose the introduction of the legal sale of alcohol to prevent the massive social and health affects it will bring; and
- c) There is a need to focus on the issue of kava and consideration across the many communities and homelands across East Arnhem whether to approve it's legal sale, where, and if so, how that would be managed to properly deal with the health and social impacts on families and work, and that any profits go to the benefit of communities and homelands.

May 2022 Local Authority Meetings Resolutions.

Unified resolution to:

Call on the Northern Territory and Australian Governments to work with the Local Authorities and Regional Council to ensure genuine and thorough consultation and engagement with and understanding of all communities and homelands of East Arnhem Land, on the important and pressing issues of the possible introduction of the legal sale of kava and alcohol.

The Angurugu and Umbakumba Local Authorities strengthened the resolution further by adding "and support the leadership of the President on this issue".

GENERAL BUSINESS

ITEM NUMBER 8.5

TITLE Local Authority Policy

REFERENCE 1819114

AUTHOR Chloe Irlam, Governance and Compliance Officer

SUMMARY

Due to a recent update within the *Local Government Act 2019* and the Guidelines, the Local Authority Policy has been updated and must get approval for publication by the Local Authorities and Council.

BACKGROUND

The updated *Guideline 1: Local Authorities* was brought into effect by the Minister for Local Government on 08 August 2023. Subsequently, the East Arnhem Regional Council Local Authority Policy has been updated to reflect these changes.

GENERAL

In response to the updated Act and Guidelines, the Local Authority Policy has been updated.

The key changes to the previous Policy are as follows:

- Meeting count per financial year:
 - Provisional meetings of Local Authorities may be counted to satisfy the minimum number of meetings (4) per financial year.
- Proxies introduced:
 - A Local Authority may recommend to the Council that proxies are allowed. A proxy membership has the authority to represent someone else.
- Minimum one Councilor per Local Authority Meeting:
 - There must be, at a minimum, one (1) Councillor present in every Local Authority Meeting.
- Remuneration:
 - Local Authority Member sitting fees are now based on the length of time the meeting is held for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the Local Authority Policy.

- ATTACHMENTS: 1⅓ Local Author 2⅓ Guideline 1 Local Authority Policy_September 2023.pdf
 Guideline 1 - Local Authorities.pdf



Policy Number	GOV/000
Policy Category	Governance
Responsibility	Corporate Services Manager
Council decision	Reference & Date approved by Council
(reference/date) or CEO	
Adoption:	
Date to take effect:	
Legislative reference:	Local Government Act 2019
	Guideline 1: Local Authorities
	Northern Territory Remuneration Tribunal
Policy reference:	LGA8.7 – (Specific Part of an Act/Legislation/Regulation)
Next Review date:	Date of Next review – annual/ 2years/4years

1. Purpose

The purpose of this policy is to clarify the East Arnhem Regional Council's (EARC) commitment to upholding the Local Authorities and enabling them to provide vital community representation. To achieve this, EARC will ensure that the Local Authorities are valued resources and receive adequate support and recognition from both the council and the community.

2. Definitions

The Act	Local Government Act. 2019
Appointed Member	A member of a Local Authority
Elected Member	Elected representatives of a ward (Councillors)
Councillor	Elected member of the EARC
Eligibility	Nominee must be a permanent resident of the
	community
Quorum	Majority of Local Authority Members
Provisional	Meeting where requirements of quorum are not
	met but one third of the members are present
LA	Local Authority
CEO	Chief Executive Officer
COM	Council Operations Manager
EARC	East Arnhem Regional Council
Council	East Arnhem Regional Council

3. Principle

The following principles will be followed:

- East Arnhem Regional Council will actively and sufficient support and genuinely engage with Local Authorities;
- o Local Authorities will actively engage with and support Council;
- Local Authorities are an advisory body to Council;
- To ensure that the legislative requirements of the Local Government Act 2019 and Guideline 1: Local Authorities, are met;
- To provide guidance to Council staff and Local Authority members on how to run Local Authority Meetings; and
- To ensure Local Authorities are empowered to make decisions for their communities through an
 effective Governance Structure. This will lead to improved outcomes for the EARC Community
 residents.

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4. Application of policy

4.1 Local Authority Functions

The functions of the Local Authorities are stated in the Northern Territory *Local Government Act, 2019*, Section 78:

- o Involve local communities more closely in issues related to local government;
- Ensure that local communities are given an opportunity to express their opinions on questions affecting local government;
- Allow local communities a voice in the formulation of policies for the locality as well as policies for the area and region;
- Take the views of local communities back to the Council and act as advocates on their behalf;
- o Contribute to the development of the relevant regional plan;
- Make recommendations to the Council in relation to the Council's budget and the part of the Council's area within which the Local Authority performs its functions;
- Endorse the cemetery plan and cemetery policies for each public cemetery and community cemetery located within the authority's area; and
- Perform other functions assigned to the Local Authority by the Minister, in accordance with any Guidelines that the Minister may make.

N.B. A Local Authority must comply with any guidelines that the Minister may make and is subject to control and direction by the Council, subject to any guidelines that the Minister may make.

4.2 Locations

Local Authorities will be established in the Communities listed in the schedule of Guideline 1: Local Authorities. The Council will determine the Local Authority areas which include in the Community and surrounding area.

East Arnhem Regional Council Local Authorities:

Community	#meetings p/a	Chair	#	Cr. Apt.	Proxies?
			members		
Angurugu	6	Resolved Per Meeting	14	2	Allowed
Galiwin'ku	6	Resolved Per Meeting	14	3	Allowed
Gapuwiyak	6	Resolved Per Meeting	14	2	Allowed
Gunyangara	6	Resolved Per Meeting	14	3	Allowed
Milingimbi	6	Appointed	14	2	Allowed
Milyakburra	6	Resolved Per Meeting	14	2	Allowed
Ramingining	6	Appointed	14	2	Allowed
Umbakumba	6	Resolved Per Meeting	14	2	Allowed
Yirrkala	6	Resolved Per Meeting	14	3	Allowed

4.3 Meetings Per Annum

As per the Guideline, the CEO must ensure that at least four (4) meetings for each Local Authority are held in the financial year. Provisional meetings of Local Authorities may be counted to satisfy the minimum number of meetings.

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5. Membership

5.1 Membership size

Local Authorities must have representation from key groups in the community. The Act mandates that at least one (1) Elected Member of the Council from each Ward be appointed to their respective Local Authorities by way of resolution. Other members of the community within the local authority's area are also required to make up the rest of the local authority.

The Council must appoint the members mentioned in accordance with any guidelines that the minister may make.

The number of members a Local Authority may have is a minimum of six (6) members and up to a maximum of fourteen (14) members. Different local authorities may have different numbers of members.

Council must keep a register, accessible to the public, of the following information in relation to each member of a local authority:

- Member name
- Date of appointment
- LA member represents
- · Council member or community member
- Date of cessation of membership

5.2 Nominations and Appointment for Membership

5.2.1 Call for Nominations

In the event of a vacancy existing on a Local Authority, community members are invited to submit their applications for membership. The nominations received will be an item in the next scheduled Local Authority meeting.

5.2.2 Eligibility for Membership

If you reside in the Ward, have strong connections with the community within the Local Authority's jurisdiction, and are 18 years or above, you can nominate yourself or another person for Local Authority membership. Fill out a nomination form and submit it to the Council Operations Manager (COM). The Local Authority and Council will review for consideration.

5.2.3 Selection Process

The nominations received will be considered during the next scheduled Local Authority meeting. Following this, the nominations will be brought to the next Ordinary Meeting of Council for approval of appointment. It is important to note that the appointment to the Local Authority is solely at the discretion of East Arnhem Regional Council. The Council will assess all nominations and appoint the most suitable candidate for the vacancy via a resolution, taking into consideration the recommendations of the Local Authority. The assessment and appointment process will be a separate agenda item discussed during the Council Meeting.

5.2.4 Proxy Membership

A Local Authority may recommend to the Council that proxies are allowed. A proxy membership has the authority to represent someone else.

A proxy membership can only substitute for each Local Authority member at a maximum of two (2) meetings in a financial year.

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Appointment of a proxy for a meeting should be notified to the Council Operations Manager (COM) at least two (2) days before a meeting. The COM will provide a briefing to the proxy member including:

- o Minutes from the previous meeting;
- Current Agenda items for discussion;
- o An outline of the role and expectations of a Local Authority member.

5.3 Resignation and Revocation of Membership

Local Authority members shall have the same character and integrity requirements as Elected Members. Local Authority members cease being members if any of the s47(1) *Local Government Act 2019* prescribed criteria becomes applicable to them with the exception of s47(1)(d).

When a member resigns in writing or the appointment is revoked by the Council, a previously appointed membership position becomes vacant on the Local Authority.

Additionally, the Council must take into account specific circumstances that may lead to the revocation of an appointed member's position, which include:

- Dereliction of obligations under the Local Government Act, Guideline, EARC Policy, and Code of Conduct;
- o Committing a criminal offense and receiving a custodial sentence;
- Leaving the local authority area for a period of three (3) months or more;
- o Being absent from two (2) consecutive meetings of the local authority

6. Local Authority Procedure

6.1 Ordinary Local Authority Meetings

Below are the guidelines for when conducting Local Authority Meetings:

- o A minimum of four (4) meeting must be held every financial year;
- o The Local Authority should elect a chair at the initial meeting;
- The quorum for a Local Authority Meeting is half plus one (1) of its total members;
- o For a provisional meeting, one-third (1/3) of the Local Authority members must be present;
- The Local Authority is supported by the Council staff who will provide secretarial assistance and advice the Chair and Members;
- Meeting notices with draft Agendas must be advertised at least three (3) days before the meeting;
 and
- o Council has override provisions and can direct the Local Authority.

6.1.1 Reporting

- o Local Authority members will advise on strategic matters only, not operational;
- Council discusses both Local Authority reports and the management responses and decides on actions through the 'Action List'; and
- Local Authority Members report to their Community about their advice to Council and take Community views to Council.

6.1.2 Chairperson

Each individual Local Authority chooses a Chairperson from its members, who can serve for a specific period or for each Local Authority meeting. Changes to the Chairperson can only be made with a quorum present to ensure fairness and that the selection process is done democratically. Having a Chairperson for

Page 4 of 7

each Local Authority ensures efficient and effective meetings. The Local Authority decides who will serve as Chairperson and informs EARC of their choice.

6.1.3 Administrative Support

Local authorities play an advisory role to Council. This implies that decisions taken regarding Council activities must be approved by Council Members.

At least one (1) of the Councillors who were appointed to their respective wards are required to attend the local authority meetings within their wards. There must be, at a minimum, one (1) Councillor present in every Local Authority Meeting.

The council is responsible for providing the necessary resources to the secretariat, ensuring that local authorities function adequately. Council staff maintain and report through local authority minutes to ensure that concerns raised by local authorities are addressed.

6.1.4 Provisional Local Authority Meeting where quorum not present

If a quorum isn't reached for a meeting, but at least one-third (1/3) of the total number of Local Authority members are present, a provisional meeting may be held.

Provisional meetings operate very similarly to an ordinary meeting, however a few differences and limitations do arise:

- o During a provisional meeting, all Agenda items may be discussed and minutes must be kept;
- Members at the provisional meeting may, by majority vote, make recommendations to Council. This
 recommendation must be specifically qualified as a recommendation of a provisional meeting;
- A provisional meeting may <u>not</u> approve the minutes of an Ordinary Local Authority Meeting, but they
 may approve the minutes of a previous provisional meeting;
- An <u>ordinary</u> Local Authority can ratify a <u>provisional</u> decision at a subsequent Local Authority Meeting, and if it chooses to do so, it becomes a decision of the Local Authority;
- A provisional meeting does not have the same powers or functions which Council may have delegated to the Local Authority; and
- o Members present at the provisional meeting are entitled to the regular sitting fees.

6.1.5 Special Local Authority Meetings

Additional Local Authority Meetings can be convened by the Chief Executive Officer in adherence to a decision of the Council, or by request of the Local Authority Chairperson. These meetings are subject to the *Local Government Act 2019* requirements, which include agenda items/contents, minutes, and deadlines.

Special Local Authority Meetings are held to discuss important or extraordinary issues that cannot wait until the next scheduled Ordinary Local Authority Meeting. Council may request the Local Authority to meet on a matter(s) that the Council deems to be in the best interests of the Local Authority and/or the community. Approval for holding extraordinary meetings by a Local Authority is necessary in all respects.

It is crucial to ensure that all Local Authority Meetings are conducted in a professional and organized manner. By adhering to the requirements set out in the *Local Government Act 2019*, the Local Authority can make sound decisions that benefit the community. Therefore, Local Authorities must make every effort to follow the rules and regulations set out in the Act to ensure that all meetings are productive and successful.

6.1.6 Confidential Local Authority Meetings

Confidentiality is a crucial aspect of many meetings, particularly those involving sensitive topics or information. To ensure that confidentiality is maintained, it is common practice to ask any non-essential attendees, such as visitors, guest speakers, or staff members, to wait outside the meeting room while

Page **5** of **7**

confidential matters are being discussed. This helps to ensure that only those who need to be privy to the information are present, reducing the risk of leaks or breaches of confidentiality.

When attendees are asked to step out of the meeting, it is important to record the time that they leave and return. This is typically done in the meeting's minutes, which serve as a record of what was discussed and decided upon during the meeting. By noting the time that non-essential attendees stepped out and returned, the minutes provide a clear record of who was present during confidential discussions, which can be important for future reference or legal purposes.

Overall, maintaining confidentiality is an important responsibility for all attendees of a meeting, and taking steps such as asking non-essential attendees to step out can help to ensure that sensitive information remains secure.

6.2 Local Authority Meeting Agenda Items

Local Authority Meeting Agendas must comply with Guideline 1: Local Authorities, specifically s10(1)(2).

The Agenda must be prepared in consultation with the Chairperson of the Local Authority and include the following:

- Any declarations of interest;
- o Previous minutes;
- o Items requested by members;
- o A report from the CEO (or delegate);
- Visitor presentations;
- o General business;
- Community questions

Annually, the Agenda must include;

- o The Council's Annual Report for the previous financial year;
- o The Councils proposed Regional Plan for the upcoming financial year;
- The Councils budget for proposed projects for the Local Authority area for the upcoming financial year;
- Any relevant community plans.

6.3 Remuneration

Local Authority member allowance is a payment provided to members of the Local Authority for attending meetings. This payment is governed by the Local Government Act 2019 and its statutory instruments. Councils are responsible for ensuring that the payment of Local Authority member allowances is done in accordance with the legislation.

It is important to note that council staff who attend meetings as Local Authority members during their normal work hours will not receive a Local Authority member allowance. However, if a meeting is held outside of their normal work hours, or they are on leave, they may be entitled to the allowance.

Council members are not eligible for Local Authority member allowance payments for attending Local Authority meetings or provisional meetings.

Eligible members, including proxy and provisional members, can receive a local authority payment determined by the Remuneration Tribunal if they meet certain requirements. These requirements include complying with the guidelines and being present for at least 75% of the scheduled meeting time.

The Northern Territory Remuneration Tribunal's Determination of Allowances for Members of Local Government Authorities (determination No. 1 of 2023) has been set as below.

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Chairperson Entitlement:

If the meeting is held up to 2 hours	\$300
If the meeting is held between 2 and 4 hours	\$450
If the meeting held for more than 4 hours	\$600

Local Authority Members Entitlement:

If the meeting is held up to 2 hours	\$200
If the meeting is held between 2 and 4 hours	\$300
If the meeting held for more than 4 hours	\$400

5. Version

Version	Decision Number	Adoption date	History

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Guideline 1: Local Authorities

LOCAL GOVERNMENT GUIDELINE NO. 1

Local Government Act 2019

Making of Guideline

I, Chanston James Paech, Minister for Local Government, under section 342 of the *Local Government Act 2019*, hereby make this Guideline for the purposes of the Act.

Minister for Local Government

8/8/2023

1 Title

1.1 This Guideline is titled Guideline 1: Local Authorities.

2 Commencement

2.1 This Guideline commences on the day after it is made by the Minister for Local Government. All previous versions of this Guideline are revoked.

3 Definitions

For the purposes of this Guideline:

Act means the Local Government Act 2019.

council means a council for a region.

member means a local authority member.

provisional member is a member nominated by the local authority and awaiting ratification by council.

provisional decision means a decision, by majority vote, made by the members at a provisional meeting (see clause 11.5).

provisional meeting means, at the time and place set for a local authority meeting when a quorum has not been established, at least one third of members are present and agree to hold a meeting (see clause 11.1).

4 Establishing and maintaining local authorities

- 4.1 A council must establish and maintain the local authorities for the council listed in the Schedule to this Guideline.
- 4.2 A council must determine the area for each of its local authorities.
- **4.3** While area boundaries are defined it is acknowledged that initiatives that deliver community outcomes may cross boundaries.

5 Local authority members

- 5.1 The council will consider recommendations from the local authority on its composition and membership of the local authority. A council must resolve the number of members for each local authority.
- 5.2 There must be at least 6 members and a maximum of 14 members for each local authority, unless the Minister approves a different maximum number of members for a particular local authority. Different local authorities of a council may have different numbers of members.
- 5.3 A local authority may recommend for consideration by the council, different categories of membership or representation at meetings (such as associate membership, stakeholder representation, honorary membership, observers; or specific representation from certain groups such as Traditional Owners, clans, young people, women).
- 5.4 A council must keep a register, accessible on the council's website and at the council's public office, of the following information in relation to each current member of a local authority:
 - (a) the member's name;
 - (b) the date of appointment;
 - (c) the local authority the member represents;
 - (d) whether the member is a council member or otherwise a community member;
 - (e) the date of the cessation of the member's membership (if applicable)

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6 Policy for appointments and resignations

- **6.1** A council must have a policy for its local authorities that provides for the following:
 - (a) calling for nominations as soon as practicable after a vacancy arises;
 - (b) how the call for nominations is to be advertised and promoted so that residents of the local authority area know about it, know who to give a nomination to and when nominations close;
 - (c) consideration of the nominations received, which must be an item of business at the first ordinary meeting of the council after nominations close;
 - (d) the selection process for local authority members;
 - (e) how it takes into account the recommendations of the local authority;
 - the selection process and term of appointment of the chairperson, including the option of a rotating chairperson;
 - (g) the process for the resignation of a member in writing;
 - (h) how, and in what circumstances, appointment of a member may be revoked or otherwise cease (such as non-attendance).
- 6.2 The local authority may resolve to endorse provisional membership for any vacancies at an ordinary meeting or a provisional meeting. Provisional membership will count for the purposes of quorum but must subsequently be ratified by council.

7 Minimum number of meetings

- 7.1 The CEO must ensure that at least 4 meetings for each local authority are held in a financial year, unless the local authority resolves to meet less than 4 times a year and the lesser number of meetings is ratified by council.
- 7.2 Provisional meetings may be counted to satisfy the minimum number of meetings.

8 Proxy membership

- 8.1 A local authority may recommend to the council that proxies are allowed.
- **8.2** Where a local authority and the council agree to proxy membership, a proxy can only substitute for each local authority member at a maximum of 2 meetings in a financial year.
- **8.3** Appointment of a proxy for a meeting should be notified to council at least 2 days before a meeting. Council will provide a briefing to the proxy member, including:
 - · minutes from the previous meeting;
 - · current agenda items for discussion;
 - an outline of the role and expectations of a local authority member.

9 Local authority payments

- 9.1 Eligible members, including proxy and provisional members, are entitled to the respective local authority payment as determined by the Remuneration Tribunal if they comply with the requirements of this guideline and are present for at least 75 per cent of the scheduled meeting time for which the meeting payment is claimed.
- **9.2** To access the Remuneration Tribunal's Determination of Allowances for Members of Local Government Authorities, visit cmc.nt.gov.au.
- 9.3 Council members are not eligible for a local authority payment in relation to attending local authority meetings or provisional meetings but may be entitled to claim extra meeting allowance.

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Guideline 1: Local authorities

10 Local authority meetings

- 10.1 The agenda for local authority meetings must be prepared in consultation with the chairperson of the local authority and include the following:
 - (a) any declarations of conflicts of interest by members;
 - (b) previous minutes;
 - (c) items requested by members;
 - (d) a report from the CEO (or delegate) on all local authority matters before council; including a progress and financial report on local authority projects and a report on current council services and projects in the local authority area:
 - (e) visitor presentations;
 - (f) general business and community questions.
- 10.2 Once in each financial year, a local authority agenda must include a review of:
 - (a) the council's annual report for the previous financial year;
 - (b) the council's proposed regional plan for the next financial year;
 - the council's budget for proposed projects for the local authority area for the next financial year;
 - (d) community plans of the council or local authority where they exist.
- 10.3 The minutes of a local authority meeting must record decisions taken.

Notes for clause 10

- 1 Section 97(3) of the Act requires that notice convening a local authority meeting, which includes the agenda, must be publicly available on the council's website and at the council's public office.
- 2 Section 102(2) of the Act requires that a copy of local authority minutes must be publicly available on the council's website and at the council's public office within 10 business days after the date of the meeting.

11 Provisional meetings

11.1 If there is no quorum for a local authority meeting, but one third of total members are present, the members who are present may hold a *provisional meeting*.

Example for clause 11.1

If there are 9 total members of a local authority and 6 members are unable to attend, the 3 members who are present may agree to hold a provisional meeting.

- 11.2 A provisional meeting does not have the powers or functions that the council may have delegated to the local authority.
- During a provisional meeting, all agenda items may be discussed. Minutes must be taken and the minutes must clearly state that it was a provisional meeting.
- 11.4 Members at a provisional meeting can confirm the minutes of a previous provisional meeting. However, members at a provisional meeting cannot confirm the minutes of a previous local authority meeting.
- 11.5 Members at a provisional meeting may, by majority vote, make recommendations to the council, provided any such recommendations are qualified as being a decision of the members at a provisional meeting (*provisional decision*).
- 11.6 The minutes of a provisional meeting must identify decisions taken as provisional decisions.
- 11.7 A copy of the minutes from provisional meetings must, within 10 business days after the date of the meeting, be available to the public on the council's website and

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at the council's public office.

- 11.8 A local authority meeting can confirm the minutes of a provisional meeting.
- 11.9 A local authority can ratify a provisional decision at a subsequent local authority meeting, and if it chooses to do so, it becomes a decision of the local authority.

12 Consideration of draft local authority minutes by council

12.1 Draft minutes and items for attention from local authority meetings, including provisional meetings, must be tabled at the next ordinary meeting of the council and included in the agenda.

Note for clause 12.1

Sections 101(4) and 101(5) of the Act have an equivalent requirement for local authority meetings.

12.2 The council's response to the draft minutes from local authority meetings must be recorded in the minutes of the meeting of the council.

Note for clause 12.2

Section 101(5) of the Act has an equivalent requirement for local authority meetings.

13 Reporting

13.1 The council must decide on and report back to the local authority on its response to the meeting minutes and items raised for attention.

Note for clause 13.1

Section 40 of the Act provides that a council may delegate its powers and functions to a local authority, except where a council resolution is required under the Act.

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Schedule

Local authorities to be established and maintained by councils:

Barkly Regional Council:

- Ali Curung
- 2. Alupurrurulam
- 3. Ampilatwatja
- 4. Arlparra
- 5. Elliott
- 6. Tennant Creek
- 7. Wutunugurra (Epenarra)

Central Desert Regional Council:

- 8. Anmatjere (Nturiya, Pmara Jutunta, Wilora, Ti Tree)
- 9. Atitjere
- 10. Engawala
- 11. Lajamanu
- 12. Laramba
- 13. Nyirripi
- 14. Willowra
- 15. Yuelamu
- 16. Yuendumu

East Arnhem Regional Council:

- 17. Angurugu
- 18. Galiwin'ku
- 19. Gapuwiyak
- 20. Gunyangara
- 21. Milingimbi
- 22. Milyakburra
- 23. Ramingining
- 24. Umbakumba
- 25. Yirrkala

MacDonnell Regional Council:

- 26. Amoonguna
- 27. Areyonga
- 28. Finke (Aputula)
- 29. Haasts Bluff (Ikuntji)
- 30. Hermannsburg (Ntaria)
- 31. Imanpa
- 32. Kaltukatjara (Docker River)
- 33. Kintore (Walungurru)
- 34. Mt Liebig (Amundurrngu)
- 35. Papunya
- 36. Santa Teresa (Ltyentye Apurte)
- 37. Titjikala
- 38. Wallace Rockhole

Roper Gulf Regional Council:

- 39. Barunga
- 40. Beswick (Wugularr)
- 41. Borroloola
- 42. Bulman
- 43. Jilkminggan
- 44. Manyallaluk (Eva Valley)
- 45. Mataranka
- 46. Minyerri (Hodgson Downs)
- 47. Ngukurr
- 48. Numbulwar
- 49. Robinson River
- 50. Urapunga

Tiwi Islands Regional Council:

- 51. Milikapiti
- 52. Pirlangimpi
- 53. Wurrumiyanga (Nguiu)

Victoria Daly Regional Council:

- 54. Amanbidii
- 55. Bulla
- 56. Kalkaringi / Dagaragu
- 57. Nauiyu (Daly River)
- 58. Pine Creek
- 59. Timber Creek
- 60. Yarralin / Pigeon Hole

West Arnhem Regional Council:

- 61. Gunbalanya (Oenpelli)
- 62. Maningrida
- 63. Minjilang
- 64. Warruwi

West Daly Regional Council:

- 65. Nganmarriyanga
- 66. Peppimenarti
- 67. Wadeye

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COMMUNITY REPORTS

ITEM NUMBER 9.1

TITLE Council Operations Report

REFERENCE 1812796

AUTHOR Shannon Cervini, Council Operations Manager

East Arnhem Regional Council

SUMMARY:

This report is provided by the Council Operations Manager at every Local Authority Meeting to provide information or updates to members.

BACKGROUND

In line with Guideline 1: Local Authorities; it is a requirement for a report to be included on service delivery issues in the local authority area.

GENERAL

General Council Update

Since the Darwin show took place and with the arrival of the dry season, the number of residents in Milingimbi has been a lot lower compared to usual, as is the case during this time each year. In saying that there was still quite a bit going on in the last month or so. Criminal activity and property damage has also been on the decline versus previous months.

On Wednesday 30 August 2023, East Arnhem Regional Council provided support by way of the LED screen to Milingimbi School for their 50 year celebration of bilingual education on the island. This was to help showcase pictures of the past and video testimonials by previous people who had worked in the community.

Council Meeting

Milingimbi was the destination for the most recent East Arnhem Regional Council Meeting. This saw Councillors from across the region converge on Milingimbi on Tuesday 29 August 2023 until Thursday 31 August 2023. This was a great opportunity to showcase the island and be proud of what the island has to offer.



Community movie night, Milingimbi – 29 August 2023

On the evening of Tuesday 29 August 2023, the Councillors attended a community movie night that was held by the Council Operations manager and Osiah from the Youth, Sport and Recreation team.

In conjunction with this, a pizza night took place with the Community Night Patrol Coordinator, Lyle on pizza making duties.

The Councillors along with our Chief Executive Officer, Dale Keehne and President Lapulung Dhamarrandji attended the 50 year bilingual education celebrations at Milingimbi

School on Wednesday 30 August 2023. Throughout the event President Lapulung Dhamarrandji and our Librarian Jacinta Burukumalawuy spoke to everyone in attendance on the importance of education and what it means to them.





Library Officer, Jacinta Burukumalawuy addressing the crowd.

Councillors enjoying the show on display.

On Wednesday evening East Arnhem Regional Council held a barbeque in Jesse Smith Park for the community and the Councillors. It was a great team effort from both local and management team from Nhulunbuy.



rubbish.
Coordinator, Lyle on the BBQ

At the conclusion of the evening President Lapulung Dhamarrandji addressed those in attendance of the role East Arnhem Regional Council plays in the region and followed with the screening of the Call for Recognition video filmed earlier this year in the region

Municipal Services

In the lead up to the Council Meeting in Milingimbi the Municipal Services team were working hard to help improve the visual look of the community. It had given a good platform to launch a regular collaboration with the students from Milingimbi School. Supervisor

Damien Lumsden and his team walked alongside the children and teachers and picked up all the rubbish from the school, past the shop and up to the water front. This kicks off a few initiatives with the children around waste and importance of picking up our

Community Night Patrol

Community Night Patrol were engaged with community throughout the Council Meeting week.

Throughout their normal service the team have seen a sizeable decline in the amount of engagements and reporting numbers from night to night.

With more community events planned in the near future with the Youth, Sport and Recreation team, this will provide a great opportunity for the Community Night Patrol team to lend support.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That Local Authority notes the Council Operations Report.

ATTACHMENTS:

There are no attachments for this report.