



OPEN AGENDA for the Milingimbi Special Local Authority Meeting 8 January 2024

Dedicated to promoting the power of people, protection of community and respect for cultural diversity.

Djambarrpuyŋu

Dhuwandja dhäwu dhipuŋur EARC-ŋur bukmakku yolŋuw mala nhämunha limurr ga nhina wäŋakurr malaŋuwurr buku-ŋiwŋaram:

- limurr dhu räŋ-manapanmirr ganydjarrwu limurrŋgalaŋaw rur'maranharaw,
- ga dharay walŋaw,
- ga ŋayaŋu-ŋapmaranhamirr bukmak bala-räli'yunmirr.

Dhaŋu

Dhaŋum dhäwu EARC-ŋur bukmakku yolŋuwu warrawu nhämunha ŋalma yaka nyena ŋayambalŋurru buku-ŋiw'yuman:

- ŋalma ŋarru räŋ-manapanmi ganydjarrwu ŋakanhaminyarawu ŋalmaliŋguwaywuru,
- ga dharay walŋawu,
- ga ŋayaŋu-ŋapthumanmi bukmak bala-räli'yunmi.

Anindilyakwa

Warna East Arnhem Shire narringandena-ma wurrarrubuda warnamalya, karridirrakina-ma ababurna-langwa community akwa kuwerrukwulina-yada ngakwurri-langwa culture.

Gumatj

Dhuwalanydja dhäwu EARC-ŋuru bukmakku yolŋuwu mala nhämunha ŋilimurru yukurra nhina wäŋakurru buku-ŋiw'yunmarama:

- ŋilimurru yurru räŋ-manapanmirr ganydjarrwu gaŋga'thinyarawu ŋilimurrŋgalaŋawu,
- ga dharay walŋawu,
- ga ŋayaŋu-ŋapthunmaranhamirr bukmak bala-lili'yunmirr.

Marraŋu

Dhuwanydji dhäwu barranga'yun EARC-ŋur bukmakku yolŋuw yukurr buku-ŋiw'maram wäŋa miŋtji malanyha:

- Dalimurr wurruku räŋ-manapanmirr djäk ganydjarrwu ŋalimurrŋgalaŋaw
- Gaŋgathinyamaranharaw woŋdaŋarrgunharaw,
- Ga djäga walŋaw,
- Ga ŋayaŋu-ŋapmaranhamirr ŋalimurr wurruku bukmak bala-räli'yunmirr.

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.

EAST ARNHEM REGIONAL COUNCIL

Notice is hereby given that a Meeting of the Milingimbi Local Authority will be held at the Milingimbi Council Office offices on Monday 8 January 2024 at 1:00 pm.

Agendas and minutes are available on the Council website www.eastarnhem.nt.gov.au and can be viewed at the Councils public office.

Dale Keehne
Chief Executive Officer

Dial-in Details:

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 484 410 040 000

Passcode: rfkmXm

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

+61 2 8318 0005,,40871055# Australia, Sydney

Phone Conference ID: 408 710 55#

Schedule 1 Code of conduct**1 Honesty and integrity**

A member must act honestly and with integrity in performing official functions.

2 Care and diligence

A member must act with reasonable care and diligence in performing official functions.

3 Courtesy

A member must act with courtesy towards other members, council staff, electors and members of the public.

4 Prohibition on bullying

A member must not bully another person in the course of performing official functions.

5 Conduct towards council staff

A member must not direct, reprimand, or interfere in the management of council staff.

6 Respect for cultural diversity and culture

6.1 A member must respect cultural diversity and must not therefore discriminate against others, or the opinions of others, on the ground of their cultural background.

6.2 A member must act with respect for cultural beliefs and practices in relation to other members, council staff, electors and members of the public.

7 Conflict of interest

7.1 A member must avoid any conflict of interest, whether actual or perceived, when undertaking official functions and responsibilities.

7.2 If a conflict of interest exists, the member must comply with any statutory obligations of disclosure.

8 Respect for confidences

8.1 A member must respect the confidentiality of information obtained in confidence in the member's official capacity.

8.2 A member must not make improper use of confidential information obtained in an official capacity to gain a private benefit or to cause harm to another.

9 Gifts

9.1 A member must not solicit, encourage or accept gifts or private benefits from any person who might have an interest in obtaining a benefit from the council.

9.2 A member must not accept a gift from a person that is given in relation to the person's interest in obtaining a benefit from the council.

10 Accountability

A member must be prepared at all times to account for the member's performance as a member and the member's use of council resources.

11 Interests of municipality, region or shire to be paramount

11.1 A member must act in what the member genuinely believes to be the best interests of the municipality, region or shire.

11.2 In particular, a member must seek to ensure that the member's decisions and actions are based on an honest, reasonable and properly informed judgment about what best advances the best interests of the municipality, region or shire.

12 Training

A member must undertake relevant training in good faith.

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1 Meeting Establishment

YOW NGILIMURR BUKU'LUNGTHUN DHIYAK MEETINGU GA MALA DJARRYUN ROM

The Chair may wish to open the meeting with a prayer.

MEETING ESTABLISHMENT

1.3 Attendance**RECOMMENDATION:**

That the Local Authority:

- (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 under Section 47(1) (0) of the Act.**

SUMMARY:

This report is also to table, for the Councils record, any absences, apologies and requests for leave of absence received from the Council members and what absences that the Council given permission for.

ATTACHMENTS:

Nil

MEETING ESTABLISHMENT

1.4 Conflict of Interest**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.

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).

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ATTACHMENTS:

Nil

2 Looking Forward - Discussions and Decisions

GO NGILIMURR MALA DJARRYUN GA YURAM GA YAKAYUN GA BALWAK NGUPAN
DHUWAL DHARUK

LOOKING FORWARD - DISCUSSIONS AND DECISIONS

2.1 Revised Budget 2023-2024**AUTHOR** Nawshaba Razzak (Procurement Officer)**RECOMMENDATION****That the Local Authority notes the 2023-2024 Budget Revision.****SUMMARY:**

This report presents a draft Revised Budget for consideration.

BACKGROUND:

The *Local Government (General) Regulations* state in section 9 that **the council budget must be reviewed on at least one occasion between 1 July and 31 December**; and again between 1 January and 30 April.

The current original budget was prepared in April 2023, prior to the start of the year. Therefore it contains assumptions and estimates for end of year figures. With the completion of the audit of the 2022/23 year those figures are now known and require adjustment in the budget. In addition, funding agencies have provided funding contracts for 2023/24 that require adjustment of the figures.

The budget revision does not, and cannot, alter rates and waste charges for the year, which have already been charged to property owners. Additionally, the law continues to state that Council cannot budget for a deficit.

The draft budget revision is included on each of the Local Authority meeting agendas for feedback. This Local Authority meeting has the opportunity to review and provide feedback. The final budget revision will be presented at the 14 December 2023 Council meeting for approval as required within the timeframe of the law.

GENERAL:Overall

Overall, the revised budget is currently showing a surplus of \$12,567 compared to the original budget of \$25,904.

Revenue Sources

Carried forward revenue from previous years is 47.83% Tied Funds (\$6.13M) for a specific grant purpose. The remaining 52.17% (\$6.69M) consists of payment in advance by the Northern Territory Government for general operational purposes (\$4.09M), FAA Roads Carried Forward (\$1.55M), Training (\$336.59K), IT Systems Project (\$399.81K), Public Relations (\$88.37K) and Civic Events (\$226.80K).

The revenue for the current year is 37.46% tied funds (\$15.09M), 17.31% rates (\$7.52M), 15.66% untied funds that includes NTG operational grant \$6.80M. User Charges and Fees are 24.78% (\$10.76M) and Other Operating Revenue is 7.50% (\$3.26M).

Major Highlighted Changes to Revision Budget:

Services	Original Budget	Revised Budget	Variance	Note
100 - Local Authorities	315,750	315,750	(0)	
107 - Community Development	4,975,862	5,425,862	450,000	A
108 - Veterinary and Animal Control Services	897,764	906,836	9,072	
112 - Fleet and Workshop Services	482,175	410,215	(71,959)	B
114 - Information Communication and Technology Services	103,107	(0)	(103,107)	
115 - Library Services	545,942	545,942	-	
116 - Lighting for Public Safety	290,850	302,369	11,519	
118 - Local Road Maintenance & Traffic Management	96,353	96,353	-	
119 - Local Road Upgrade and Construction	-	200,000	200,000	C
122 - Building and Infrastructure Services	1,362,987	1,374,076	11,089	
129 - Waste and Environmental Services	(0)	(0)	0	
138 - Council Housing/Tenancy Services	-	-	-	
139 - Visitor Accommodation	(39,423)	(39,423)	-	
141 - Aged Care and Disability Services	0	0	(0)	
145 - Children and Family Services	(0)	(0)	(0)	
146 - Community Media	23,727	23,727	-	
147 - Community Patrol and SUS Services	0	0	0	
152 - Youth, Sport and Recreation Services	353,043	398,365	45,322	D
156 - Community Events	46,306	46,306	-	
157 - Local Commercial Opportunities	(5,000)	(5,000)	-	
167 - Corporate Services	(15,464,623)	(15,985,893)	(521,270)	E
168 - Governance and CEO	(0)	(0)	0	
169 - Municipal Services	5,989,275	5,971,947	(17,328)	
Net Surplus	(25,904)	(12,567)	13,337	

Notes to Material Changes (items over \$40K)

- A. The increase is due to the addition of the Asset Replacement Project where phase one of the project is established and the trial phase has now been completed. The allocation will allow Council to continue replacing resources throughout the region at an acceptable rate. Note: further allocations will be required in future budgets for completion of project.
- B. Reductions at Mechanical workshops spending (Milingimbi and Gapuwiyak) relates to the addition of money to Galiwinku capital project for roads and the other allocation to support the Darwin office staffing requirements.
- C. Relates to additional spending on contract labour general at Galiwinku Roads
- D. Mainly contributable to increase in insurance and Information Communication and Technology cost allocations
- E. Attributable to increase in interest on term deposits and adjustment related to NTG Operational and Financial Assistance (FAA) funding.

Local Authority Projects

Expenditure on Local Authority Projects is \$7,322,170. Available funds carried over from previous years of \$2,392,312 plus additional funding of \$1,742,200 gives \$3,634,512. Council funds of \$5.7M from the Public Area Infrastructure Reserve and the Community Benefit Reserve gives \$9,394,730 available to allocate to projects.

The unallocated funds will be the subject of a separate report from the Director Technical and Infrastructure.

Location	Budgeted		Available Reserves from FY2023		Total Available Funding for FY2024	Less FY2024 Budget LAPF Projects Costs	Unallocated Funds
	Carry Over from previous years	FY2024 Current Year Revenue	Public Infrastructure	Community Benefit			
Angurugu	283,029	150,200	343,127	333,333	1,109,689	849,414	260,275
Umbakumba	-	110,500	310,768	185,123	606,391	466,292	140,098
Milyakburra	74,947	30,100	246,451	333,333	684,831	546,292	138,539
Ramingining	-	135,400	331,214	241,762	708,376	6,292	702,083
Milingimbi	512,184	187,700	373,313	333,333	1,406,531	1,356,292	50,238
Gapuwiyak	357,948	140,300	335,158	333,333	1,166,739	956,292	210,447
Galiwinku	772,537	341,100	497,277	333,333	1,944,247	1,500,365	443,882
Yirrkala	297,374	113,300	313,424	333,333	1,057,431	1,057,431	0
Gunyangara	94,293	33,600	249,269	333,333	710,495	583,497	126,998
Total	2,392,312	1,242,200	3,000,000	2,760,218	9,394,730	7,322,170	2,072,560

Reserves

Council created specific reserves, which totaled \$35,304,335 at the start of the year are budgeted to total \$18,315,818 at the end of the year.

Attached is the detailed movements per reserve for the community.

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

ATTACHMENTS:

Nil

3 Noting Progress and Achievement

YOW GALKI MEETING DJA DHAWARYUNA YURRU NGILIMURR RONGIYI GA NHAMA NGUNIYI

NANYTJAK NGU DHARUK MALAN GA YURUM GA BUKU WEKAM DHIYAKU MEETING GU

4 Confidential Reports

5 Date of Next Meeting
GENERAL BUSINESS

DATE OF NEXT MEETING:

6 Meeting Close