

WAGAIT SHIRE COUNCIL
MINUTES
ORDINARY COUNCIL MEETING
19 JANUARY 2010

Present:	Peter Clee	- President
	Karen Duncan	- Deputy President
	Matt Prouse	- Councillor
	Trish McIntyre	- Councillor
	Rocco Magnoli	- Councillor
	Jill Mumme	- Administration
Apologies:	Vera Lamont	- Councillor
	Darryl Withnall	- Councillor

1. MEETING OPENING

President Clee opened the meeting at 7.00pm.

1.1 APOLOGIES

Resolution No. 09/113
That the apology of Cr Lamont and Cr Withnall be accepted.

Moved: Cr President Clee
Seconded: Cr McIntyre
Vote: Carried 5-0

2. DECLARATION OF INTERESTS

Nil

3. CONFIRMATION OF MINUTES

Resolution No. 09/114
That the minutes of the Monthly Meeting of 15 December 2009 be confirmed.

Moved: Cr Deputy President Duncan
Seconded: Cr Magnoli
Vote: Carried 5-0

3.1 Matters Arising from the Minutes

Nil

4. INWARDS CORRESPONDENCE

4.1 LGANT

Referring to the Climate Change Adaptation Project and asking Council to nominate persons to a Project Reference Team.

"To ensure that decisions are made that will benefit all the councils involved in the project, the Association is forming a project reference team. As you have already been involved in the project, we would like you to nominate one or more individuals to represent your council by participating on the reference team.

Time and responsibilities required to the project reference team will be limited to guidance on key decisions, feedback on draft reports and general input into the project from time to time." (L 1)

Resolution No. 09/115

That Council nominate the following persons to the Climate Change Adaptation Project Reference Team:

Matt Prouse – Councilor

Moved: Cr President Clee

Seconded: Cr Deputy President Duncan

Vote: Carried 5-0

4.2 Minister for Finance and Deregulation

Responding to Council's inquiry regarding the future use of the Radio Australia site.

"My department has only recently learned of CVC Network Ltd's intentions regarding their licence over the site, and as such there is yet to be any decision regarding the ongoing use of the site.

As you are no doubt aware, there are a number of issues to be considered which will influence any decision regarding the future ownership and ongoing management of Commonwealth land at Cox Peninsula.

In relation to your second question, I am unable to provide advice regarding the re-transmission of Radio Australia broadcasts." (C 14.7)

Resolution No.

That Council request that it be given consideration with regard to the future disposal/use of Section 34, Hundred of Bray, Charles Point Road Wagait Beach.

Council will make a decision next Council Meeting. They were not aware exactly where Section 34, Hundred of Bray, Charles Point Road, Wagait Beach, was allocated.

Section 34 is Radio Australia transmitting station.

Held Over until next meeting

5. CHIEF EXECUTIVE OFFICER'S REPORT

5.1 LGANT Draft Constitutional Changes

(Refer CEO's Report Item 2.5)

The following Resolution will be held for a few days until Councillors were able to read Clauses proposed. They will be in touch with President Clee and LGANT will be advised of their decision.

Resolution No.

That Council advise LGANT that suggested changes to Clauses 7, 8, 15 and 21 proposed to the Association's constitution are:-.

Held Over until next meeting

6. WORKS SUPERVISOR'S REPORT

6.1 If a firearm is used, as reported in the Works Supervisor's Report, a report needs to be submitted to Council. Gary Zikan to submit report ASAP to all Councillors.

6.2 What has become of a request for broken white lines on the corner of Dalmeny & Wagait Tower Road?

7. SPORT & RECREATION OFFICER'S REPORT

7.1 There has been some concern in the community that there needs to be another adult at the sports grounds helping while the Sport Rec Officer is running the sports. We need volunteer parents to help. A notice will be put on the notice board calling for Adult Volunteers.

8. OFFICERS REPORTS

Resolution No. 09/116

Subject to firearm Report, that the Officers' reports be received and accepted.

Moved: Cr Deputy President Duncan

Seconded: Cr McIntyre

Vote: Carried 5-0

9. FINANCIAL REPORTS

9.1 Financial Reports

(Refer Agenda Finance Report Item 1.1)

Resolution No 09/117

That the December Monthly Financial Reports be accepted.

Moved: Cr Magnoli

Seconded: Cr Prouse

Vote: Carried 5-0

10. AGENDA ITEMS

10.1 2008-09 Annual Report

The 2008-09 Annual Report has been updated

Resolution No 09/118

That Council adopt the 2008-09 as amended

Moved: Cr Deputy President Duncan

Seconded: Cr McIntyre

Vote: Carried 5-0

11. GENERAL BUSINESS

11.1 Memorial Garden – Could Jill Formby give the Council a report as to what progress has been made with the Memorial Garden. Have we received any funds and have there been any meetings?

11.2 Bore – What’s happening with the application to sink another bore on the Sport’s ground. Jill Mumme will look into that.

11.3 Satellite Dish – Matt Prouse suggested we advise the public of other alternatives rather than Wireless Broadband. We will have a display on Australia Day at the Sportsground.

12. IN-CAMERA ITEMS

12.1 CEO Position

13. MEETING CLOSE AND DATE OF NEXT MEETING

President Clee closed the meeting at 7:55pm .

The next monthly Council Meeting is to be held on 16 February 2010 at 7.00pm.

PRESIDENT: _____

DATE: _____

CEO: _____

DATE: _____

WAGAIT SHIRE COUNCIL
FINANCE REPORT
ORDINARY COUNCIL MEETING
19 January 2009

1. FINANCIAL MATTERS

1.1 Financial Report:

- 1.1.1 Program Report by Account (Ref Attachment
- 1.1.2 Bank Reconciliation Statements (Refer Attachment
- 1.1.3 Invoices Paid November (Refer Attachment
- 1.1.4 Outstanding Rates Report (Tabled)

2. GENERAL MATTERS

2.1.3 Annual Report

The Annual Report for 2008-09 has been re-drafted

The report also contains the Annual Accounts for 2008-09.

WAGAIT SHIRE COUNCIL
CHIEF EXECUTIVE OFFICER'S REPORT
ORDINARY COUNCIL MEETING
19 JANUARY 2010

1. GENERAL CORRESPONDENCE
(Not requiring response from Council)

1.1 Minister for Local Government

Granting approval to extend the specified period for Council to submit its 2009-2012 Shire Plan and 2008-2009 Annual Report to 18 December 2009. (A 3.1)

Received and Noted

1.2 Dept of Housing, Local Government and Regional Services

Advising that in accordance with the Local Government Act Guidelines, the elected member allowance amounts are to be increased at January 1 each year.

The effective increase applicable from the new financial year is 2.5%. (C 17.5)

Received and Noted

1.3 Department of Lands and Planning

Advising of the approval of an amendment to the NT Planning Scheme to change the rules relating to building setbacks for residential buildings and associated structures; garages and sheds.

The amendment introduces the following changes to Wagait Beach properties:

Compliance with the requirements means that planning approval is not required.

The setback for residential buildings, garages and sheds, verandahs and balconies and structures without external walls from a primary street shall be:

From a Primary Street

10m or 7.5m for lots with areas less than 1 ha.

From a Secondary Street

10m or 5m for lots with areas less than 1ha.

From a Side or Rear Boundary

10m or 5m for lots with areas less than 1 ha.

For residential buildings, other than single dwellings that are longer than 18m or taller than 4 storeys setbacks shall be:

For each additional 3m in building length over 18m, an additional 0.5m setback.

For each story over four an additional 1.5m

Where more than one building comprising one or two story residential buildings is located on a site the distance between buildings is to be a minimum of 3m. (N 4.6.1)

Received and Noted

1.4 Darwin City Council

Forwarding a copy of their Annual report for the year ending 30 June 2009. (D 1)

Received and Noted

1.5 Telstra, Chief Executive Officer

Responding to Council's correspondence regarding broadband services in Wagait Shire.

"I understand that your area is not currently serviced by ADSL but wireless broadband is available as a result of our investment in Wagait Beach and the construction of a mobile tower.

Let me assure you that we are taking your concerns very seriously and the business case for an ADSL upgrade is still active, but we do not have funding allocated at this time." (T 1)

Received and Noted

2. CHIEF EXECUTIVE OFFICER'S REPORT

2.1 Monthly Status Report

Please find attached (Attachment Pg 1) the current Status Report detailing action taken by Council staff on decisions made by the Council.

The report is open for any questions from Councillors.

Received and Noted

2.2 Correspondence

Please find attached (Attachment Pg 2 - 5) a copy of Inward and Outward correspondence for the Month of November.

Received and Noted

2.3 National Local Government Award

I recently attended a workshop on the proposed new National Local Government Award.

The Local Government Industry award 2010 (LGIA) is a national award that was drafted by the Australian Industrial Relations Commission and registered with Fair Work Australia as part of the award modernisation process. It operates alongside "The National Employment Standards" that provide minimum employment standards to be included in awards.

The award commences on the 1 January 2010 and all Councils have six months to ensure compliance.

The award provides minimum employment conditions for all employees (with the exception of the CEO and some medical positions) The award conditions are minimum conditions with the employer having discretion to pay over the award amounts and increased benefits in other areas.

It is not possible to contract out of the award conditions.

All employees will be required to be reclassified to establish their appropriate classification as defined by the award.

The Industrial Relations Commission will be replaced by Fair Work Australia. Overseeing employment disputes will be the Fair Work Ombudsman.

All new employees are to be provided with a Fair Work Information Statement that outlines some of the basic employer obligations. (Refer Attachment Pg No)

Received and Noted

2.4 Christmas Lights Competition

Judging of the Christmas lights competition was completed prior to Christmas.

Details of the judging follows:

WINNERS

Pat & Trish McIntyre
75/86 DeLissa Drive
Geoff & Carol
93/10 Boom Place

Murphy Family
Brisbane Street
Darryl & Helen
84/27 Harney Street

Liz & David
76/96 DeLissa Drive

Michael & Janelle
Cnr Cox Drive & Baluria St

GRAND EFFORT

Mick & Donna
Brisbane Street
Community Centre
Wagait Tower Road
Maureen
83 Erickson Street
Kat
95/105 Baluria
Wagait Beach Supermarket
Wagait Tower Road

Todd & Narelle
Uhr Road
Julie & Bryan
Cox Drive
Brian & Tina
127/7 Milady Street
Cox Country Club
Cox Drive

Received and Noted

2.5 LGANT Draft Constitutional Changes

LGANT has provided the Council with details of draft proposed changes to its constitution. (Refer Attachment pg. No.) The Executive will meet on the 3 February to determine which changes will be pursued and decided upon at the Association's general meeting in March 2010.

The following are suggestions on proposed changes to the draft:

Clause 7 – Representation

It would be more convenient for the “member” rather than a delegate to inform the Association in writing of the appointment of a substitute delegate.

Clause 8 – General Meetings of Members

Reference Groups comprise officer representation. Given that LGANT is a councillor orientated organisation, there should be restrictions on matters that may be delegated to the groups. ie there may be a different view held by elected members to those of the officer.

Clause 15 – Subscriptions

In some years it may be difficult to pay a subscription on the 1 July. Suggest amendment to read payable within seven days of the 1 July.

Clause 21 – Conflict of Interest

There may be times when a delegate or Executive member may have crucial information on a decision to be made even though they have an interest in the matter. Suggest amendment that a delegate or Executive member be allowed to participate in the debate upon the approval of the meeting.

2.6 Cost of Administering Animal Control ByLaw

At its November Council meeting the Council sought details on what it would cost to administer an animal control bylaw.

An estimate is attached at Appendix Page No .

The Litchfield Council has recently introduced voluntary dog registrations. The cost of this exercise was app \$100,000. The Council allocates app. \$80,000 annually towards operating expenses.

It has also been suggested that it may be possible to utilise an officer from Darwin City Council to undertake the regulatory control. This may be possible; however, it is only part of what is required. Once an animal is impounded it needs looking after. Feeding and housing out the pound incur costs in excess of the regulatory role.

Although there are other options available to the Council, as previously mentioned, given the scarcity of complaints, we should continue to deal with animal complaints in the same manner as we currently do.

Received and Noted

2.7 Wagait Tower Road Upgrade

Consultants have been liaising with Peter McLinden in relation to tenders and Plans, a process slightly delayed by the Christmas break, but is well in hand.

December 2009 Sport and Recreation Monthly Report

For the last month of the year I was away for the first two weeks. When I came back it was the start of the school holidays there has been a good number of kids still around Wagait Beach, as of next year the number will drop due to the kids going on holidays away from Wagait Beach. The sport and recreation program will still run as normal.

With the multi-purpose court at the sports ground being resurfaced last month I have recently discovered there has been another set of lines missed out when it was repainted, this time it was the basketball lines, on the key. I have informed Wally and it should be added in the new year.

There has been some concern in the community that there needs to be another adult at the sports grounds helping me while I run the sports program. This position is directed at parents of the kids that attend the sport and recreation program. It is voluntary position.

Friday 11 th	Community centre	13
Saturday 12 th	Sports grounds	12
Tuesday 15 th	Sports grounds	9
Friday 18 th	Sports grounds	17
Monday 21 st	Sports grounds	15
Wednesday 23 rd	Community centre	14
Thursday 24 th	Sports grounds	6
Monday 28 th	Sports grounds	11
Friday 1 st	Sports grounds	