



PUBLIC MINUTES
SPECIAL COUNCIL MEETING
30th March 2019

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Signed: Paul McInerney, Chief Executive Officer

MINUTES

SPECIAL MEETING

HELD IN THE COUNCIL CHAMBERS, BATCHELOR

ON 30th MARCH 2019 AT 9:00AM

President of the Shire Council Andrew Turner declared the meeting open at 9:22am and welcomed all in attendance.

1 PERSONS PRESENT

ELECTED MEMBERS PRESENT

Councillor	President Andrew Turner
Councillor	Vice President Max Corliss
Councillor	Sharon Beswick
Councillor	Sue Bulmer
Councillor	Deborah Moyle

STAFF PRESENT

Chief Executive Officer	Paul McInerney
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VISITORS PRESENT

2 APOLOGIES AND LEAVE OF ABSENCE

Applicant:	N/A
Location/Address:	N/A
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	30 th March 2019
Author:	Paul McInerney, Chief Executive Officer
Attachments:	Nil

SUMMARY

This report is to table, for Council's record, any apologies and requests for leave of absence received from Elected Members for the Special Meeting held 30th March 2019.

BACKGROUND

Not applicable.

COMMENT

Council can choose to accept the apologies or requests for leave of absence as presented, or not accept them. Apologies or requests for leave of absence that are not accepted by Council will be recorded as absence without notice.

CONSULTATION

Not applicable.

STATUTORY ENVIRONMENT

As per the Local Government Act s.39 (1) A person ceases to hold office as a member of a council if the person: (d) is absent, without permission of the council, from 2 consecutive ordinary meetings of the council.

POLICY IMPLICATIONS

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

VOTING REQUIREMENT

Simple majority

RESOLUTION 30/03/2019-001

That Council receive and notes apologies of absence from Councillor McElwee for the Special Meeting held 30th March 2019.

Moved: Clr. Moyle

Seconded: Clr. Corliss

CARRIED

3 DECLARATION OF INTEREST OF MEMBERS OR STAFF

Applicant: N/A

Location/Address: N/A

File Ref: N/A

Disclosure of Interest: Nil

Date: 30th March 2019

Author: Paul McInerney, Chief Executive Officer

Attachments: Nil

SUMMARY

Elected Members are required to disclose an interest in a matter under consideration by Council at a meeting of the Council or a meeting of a Council committee by:

1) In the case of a matter featured in an officer's report or written agenda item by disclosing the interest to the Council by disclosure as soon as possible after the matter is raised.

2) In the case of a matter raised in general debate or by any means other than the printed agenda of the Council by disclosure as soon as possible after the matter is raised. The Council may elect to allow the Member to provide further and better particulars of the interest prior to requesting him/ her to leave the Chambers.

Staff Members of the Council are required to disclose an interest in a matter at any time at which they are required to act or exercise their delegate authority in relation to the matter. Upon disclosure the Staff Member is not to act or exercise his or her delegated authority unless the CEO or Acting CEO expressly directs him or her to do so.

BACKGROUND

Not applicable.

COMMENT

Not applicable.

CONSULTATION

Not applicable.

STATUTORY ENVIRONMENT

Local Government Act s73 &s74 (Elected Members).

Local Government Act (2008) s107 Conflict of interest (Staff Members).

POLICY IMPLICATIONS

Conflict of Interest – Code of Conduct.

FINANCIAL IMPLICATIONS

Not applicable.

VOTING REQUIREMENT

Simple majority

RESOLUTION 30/03/2019-002

That Council receives the declaration of interest from CEO Paul McNerney for Item 4.3 for the Special Meeting held 30th March 2019.

That Council receives the declaration of interest from Councillor Corliss for Item 4.2 for the Special Meeting held 30th March 2019.

Moved: Clr. Moyle

Seconded: Clr. Beswick

CARRIED

4 CONFIDENTIAL ITEMS

RESOLUTION 30/03/2019-003

That Council close the meeting to the general public in accordance with section 65(2) of the Local Government Act to enable Council to discuss in a Confidential Session an item described under Local Government (Administration) regulations 8;

(a) information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual;

(c) information that would, if publicly disclosed, be likely to:

(iv) prejudice the interests of Council or some other person;

Moved: Clr. Moyle

Seconded: Clr. Beswick

CARRIED

4.1 ADELAIDE RIVER WASTE TRANSFER STATION – GREEN WASTE STOCKPILE MANAGEMENT PROPOSAL AND COSTING AND NT EPA REQUIREMENTS FOR A GREEN WASTE BURN INCLUDING QUOTATION

4.2 ADELAIDE RIVER WASTE TRANSFER STATION SUPERVISION – EXPRESSIONS OF INTEREST RECEIVED

4.3 STAFF PERFORMANCE REVIEW – CEO

RESOLUTION 30/03/2019-004

That Council re-open the meeting to the general public in accordance with Section 65(1) of the Local Government Act

Moved: Clr. Moyle

Seconded: Clr. Beswick

CARRIED

5 GENERAL BUSINESS

Nil

6 DECISIONS ARISING FROM THE CONFIDENTIAL SECTION OF THE COUNCIL MEETING

ADELAIDE RIVER WASTE TRANSFER STATION – GREEN WASTE STOCKPILE MANAGEMENT PROPOSAL AND COSTING AND NT EPA REQUIREMENTS FOR A GREEN WASTE BURN INCLUDING QUOTATION

RESOLUTION 30/03/2019-004

That Council consider the report and engage the services from Litchfield Green Waste as per their hourly rate quotation, and process for reducing the green waste piles at the Adelaide River Waste Site, and the works be undertaken as a matter of urgency to reduce the potential fire hazard leading into the dry season.

ADELAIDE RIVER WASTE TRANSFER STATION SUPERVISION – EXPRESSIONS OF INTEREST RECEIVED

RESOLUTION 30/03/2019-005

That Council in meeting the stage 1 night time closure implementation requirements daily (5pm to 7am) authorise the CEO to:

Negotiate with Ms Diedre Pickering to undertake locking and opening of the site for the interim period until further closure stages are determined;

Stage 1 closure requirements of the Adelaide River Waste Transfer Station; and that if Ms Pickering either withdraws from the offer or terms and price cannot be agreed; that the CEO be authorised to negotiate with other responsible persons who can assist in implementing the initial Stage 1, 7 day closure of the site.

With a 2 month review pending Stage 2

RESOLUTION 30/03/2019-006

That the expressions of interest lay on the table for up to 3 months pending surveys being assessed by staff. This would allow for potential further control stages to be developed and reported to Council.

STAFF PERFORMANCE REVIEW - CEO

RESOLUTION 30/03/2019-009

That Council appoints the President to keep notes and decision from Item 4.3 and adjourn the meeting to discuss any points in the appraisal document with the Chief Executive Officer, Paul McInerney. And, that Council notes the report and conduct the annual review of the Chief Executive Officer, Paul McInerney,

7 CLOSE MEETING

Meeting closed at 10:18 am