

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 16 August 2016 at 6.31pm.**

Mayor Ian Abbott
Chair

Any member of Council who may have a conflict of interest, or a possible conflict of interest in regard to any item of business to be discussed at a Council meeting or a Committee meeting should declare that conflict of interest to enable Council to manage the conflict and resolve it in accordance with its obligations under the Local Government Act and its policies regarding the same.

Audio Disclaimer

An audio recording of this meeting is being made for minute taking purposes as authorised by City of Palmerston Policy MEE3 Recording of Meetings, available on Council's Website.

1 PRESENT

Elected Members:	His Worship the Mayor Ian Abbott (Chair) Alderman Athina Pascoe-Bell Alderman Andrew Byrne Alderman Geoff Carter Alderman Paul Bunker Alderman Sue McKinnon
Staff:	Ben Dornier, Acting Chief Executive Officer Mark Spangler, Director of Technical Services Alyce Breed, Minute Secretary Gary Boyle, Major Projects Officer
Gallery:	Lauren Roberts, NT News 3 members of the public

2 APOLOGIES

Deputy Mayor Seranna Shutt – On leave of absence

ACCEPTANCE OF APOLOGIES AND LEAVE OF ABSENCE

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

THAT the apology received from Deputy Mayor Shutt be received and granted.

CARRIED 8/2189 – 16/08/2016

3 CONFIRMATION OF MINUTES

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

1. THAT the minutes of the Council Meeting held Tuesday, 2 August 2016 pages 8654 to 8666, be confirmed.
2. THAT the Confidential minutes of the Council Meeting held Tuesday, 2 August 2016 pages 252 to 253, be confirmed.

CARRIED 8/2190 – 16/08/2016

4 MAYOR'S REPORT

M8-27

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

1. THAT Council receives Report Number M8-27.
2. THAT Council note that Mayor Abbott will be on Leave of Absence Wednesday, 7 September to Sunday, 18 September 2016 and that Deputy Mayor Shutt will be Acting Mayor during this period.

CARRIED 8/2191 – 16/08/2016

5 REPORT OF DELEGATES

Nil.

Moved: Alderman Pascoe-Bell
Seconded: Alderman Carter

THAT the order of business be varied to allow the meeting Item 14.2 NT Thai Association Land Request for Buddhist Temple to be brought forward.

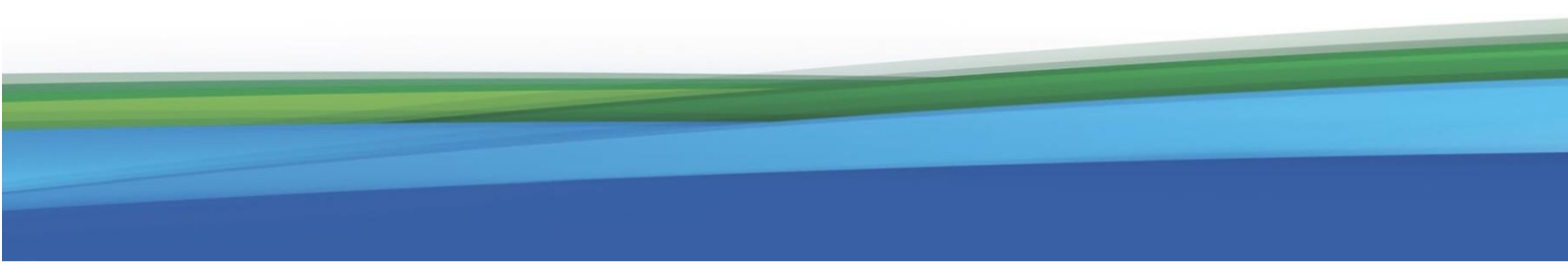
CARRIED 8/2192 – 16/08/2016

14.2 NT Thai Association Land Request for Buddhist Temple

Moved: Alderman Pascoe-Bell
Seconded: Alderman Bunker

THAT Council receives correspondence from Saramate Ruchkaew, President of NT Thai Association – Request for Land for a Buddhist Temple.

CARRIED UNANIMOUSLY 8/2193 – 16/08/2016



6 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS BEEN GIVEN

6.1 Library Café Lease

In response to the Questions raised by Alderman Pascoe-Bell "Please provide the Council with details on the process used to identify the new lease and secured the tenancy agreement" – The Acting Chief Executive Officer provided the following response:-

"Once the prior tenant decided to stop trading, the Director of Corporate and Community Services requested that Council's property manager carry out a rental review and to immediately search for new possible tenants, and to bring any applications to Council. Two applications were brought back to Council, which were reviewed by the Director and the Chief Executive Officer, who determined that Moskos Market were the most appropriate tenant. Negotiations commenced, and the lease was settled."

7 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS NOT BEEN GIVEN

Nil.

8 PETITIONS

Nil.

9 DEPUTATIONS/PRESENTATIONS

9.1 Cloud Conference

Presentation by Alderman Geoff Carter.

10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil.

11 COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

Moved: Alderman Byrne

Seconded: Alderman Carter

THAT the minutes from the Governance and Organisation Committee meeting held on 11 August 2016, be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of 11.1.2 and accordingly resolves as follows:-

11.1.1 Review FIN02 Financial Management Policy

GOC/0303

THAT Council adopt the amended FIN02 Financial Management Policy.

CARRIED 8/2194 – 16/08/2016

Moved: Alderman Byrne
Seconded: Alderman Carter

11.1.2 Review EM02 Elected Members Benefits and Support Policy GOC/0304

THAT EM02 Elected Members Benefits and Support Policy be brought to Council for consideration.

CARRIED 8/2195 – 16/08/2016

11.2 Economic Development and Infrastructure

Moved: Alderman Byrne
Seconded: Alderman McKinnon

THAT the minutes from the Economic Development and Infrastructure meeting held on 11 August 2016, be received and noted and that Council adopts the recommendations made by the Committee and accordingly resolves as follows:-

11.2.1 Naming of extensions to roads in Zuccoli Stages 3, 4 and 5 EDI/0447

THAT Council supports the extensions to Zuccoli Parade, Kangaroo Street and Windmill Street in Zuccoli Subdivision Stages 3, 4 and 5, for three (3) roads as marked up on the plans (Attachment A) attached to Report Number EDI/225.

11.2.2 Consent for the consolidation of Lots 8561 and 8570 (over which Council's drainage easement is registered) EDI/0448

1. THAT Council grants the consent for consolidation of Lots 8561 and 8570 (over which Council's drainage easement is registered) to proceed.
2. THAT Council authorises the Mayor and Chief Executive Officer to sign and seal Form 93 (General Consent) for the consolidation of Lots 8561 and 8570 (over which Council's drainage easement is registered) to proceed.

CARRIED 8/2196 – 16/08/2016

11.3 Community Culture and Environment

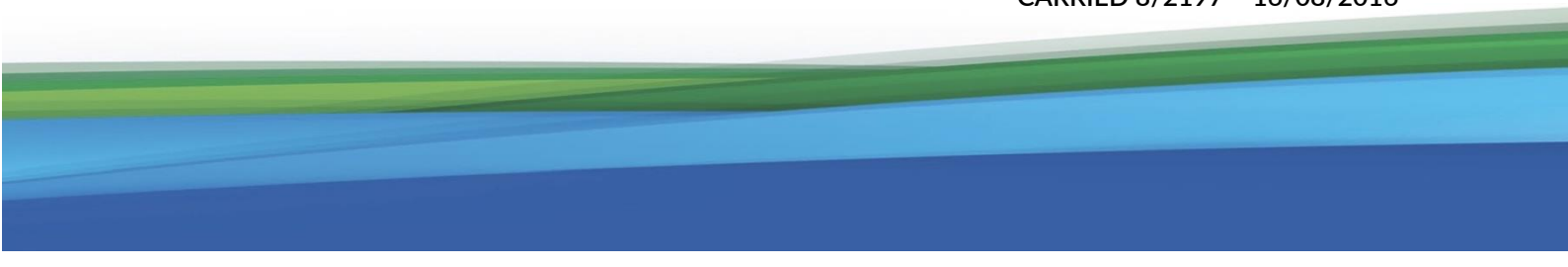
Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT the minutes from the Community Culture and Environment meeting held on 3 August 2016, be received and noted and that Council adopts the recommendations made by the Committee and accordingly resolves as follows:-

11.3.1 ABC Emergency Services Expo CCE/0585

THAT Council approve \$1,100.00 financial support for the ABC Emergency Expo road closure of Frances Street and road closure advert.

CARRIED 8/2197 – 16/08/2016



12 INFORMATION AGENDA

12.1 Items for Exclusion

Nil.

12.2 Receipt of Information Reports

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT the information items contained within the Information Agenda, be received.

CARRIED 8/2198 – 16/08/2016

13 DEBATE AGENDA

13.1 Officer Reports

13.1.1 Animal Awareness Day 11 September 2016 8/0958

Moved: Alderman Pascoe-Bell
Seconded: Alderman Carter

1. THAT Council receives Report Number 8/0958.
2. THAT Council hold an Animal Awareness Day of 11 September 2016 at Marlow Lagoon Recreation Area.
3. THAT a budget variation of \$5,000 to fund an Animal Awareness Day at Marlow Lagoon Recreation Area be provided at the first budget review 2016/17.

CARRIED 8/2199 – 16/08/2016

13.1.2 Concurrent Application (PA2016/0399) to rezone from Zone MD (Multiple Dwelling Residential) to part Zone MR (Medium Density Residential) and part Zone C (Commercial) and develop the site for 24 x 3 bedroom multiple dwellings and a commercial development comprising restaurants, shops and offices on Lot 10288 (3) Tarakan Court, Johnston 8/0959

Moved: Alderman McKinnon
Seconded: Alderman Carter

1. THAT Council receives Report Number 8/0959.

CARRIED 8/2200 – 16/08/2016

- 13.1.2 Concurrent Application (PA2016/0399) to rezone from Zone MD (Multiple Dwelling Residential) to part Zone MR (Medium Density Residential) and part Zone C (Commercial) and develop the site for 24 x 3 bedroom multiple dwellings and a commercial development comprising restaurants, shops and offices on Lot 10288 (3) Tarakan Court, Johnston (continued) 8/0959

Moved: Mayor Abbott

Seconded: Alderman Pascoe-Bell

2. THAT the Development Consent Authority be advised that Council cannot support this proposed development due to the unacceptable loss in public amenity being that traffic congestion, waste and litter, and inappropriate activity it will bring during night time hours that the commercial aspect will bring to the immediate area.

CARRIED 8/2201 - 16/08/2016

DIVISION

Alderman Bunker called a division – as a consequence the result of the above motion was set aside.

Upon dividing, 3 members voted in the affirmative, 3 member voted in the negative.

Members Voting in the Affirmative

Mayor Abbott

Alderman Pascoe-Bell

Alderman McKinnon

Members Voting in the Negative

Alderman Carter

Alderman Bunker

Alderman Byrne

The Chair used his casting vote and declared the motion CARRIED

Moved: Alderman Pascoe-Bell

Seconded: Alderman McKinnon

3. THAT the Director of Technical Services advise the Development Consent Authority that should the Development Consent Authority approve the application in Report Number 8/0959 Council requests that their approval be subject to the following conditions:

“The applicant/owner is required to enter into a minimum of a 2 year lease agreement with the City of Palmerston for the utilisation of a minimum of 30m² of usable office space. The lease agreement should contain a clause whereby:-

- A) The City of Palmerston can withdraw from the lease with 2 months written notice to the lessor;
- B) Subject to the space achieving agreed usage rates the term of the agreement can be extended by the Council; and
- C) The lease is to be provided to Council at a cost of no more than \$1 per year.”

MOTION LOST

DIVISION

Alderman Byrne called a division – as a consequence the result of the above motion was set aside.

Upon dividing, 2 members voted in the affirmative, 4 member voted in the negative.

Members Voting in the Affirmative

Alderman Pascoe-Bell

Alderman McKinnon

Members Voting in the Negative

Mayor Abbott

Alderman Carter

Alderman Bunker

Alderman Byrne

The Chair declared the motion LOST

13.1.3 On and Off-Street Car Parking Charges in the City Centre 8/0960

Moved: Alderman McKinnon

Seconded: Alderman Pascoe-Bell

1. THAT Council receives Report Number 8/0960.

CARRIED 8/2202 – 16/08/2016

Moved: Alderman Pascoe-Bell

Seconded: Alderman Carter

2. THAT Stakeholders be notified of Council's intention to commence charging for parking within the City Centre via the level 2 consultation process.

CARRIED 8/2203 – 16/08/2016

Moved: Alderman Carter

Seconded: Alderman Pascoe-Bell

3. THAT the preparation of drawings and contract documents for the implementation of paid parking in the city centre commence.

CARRIED 8/2204 – 16/08/2016

SUSPENSION OF STANDING ORDERS

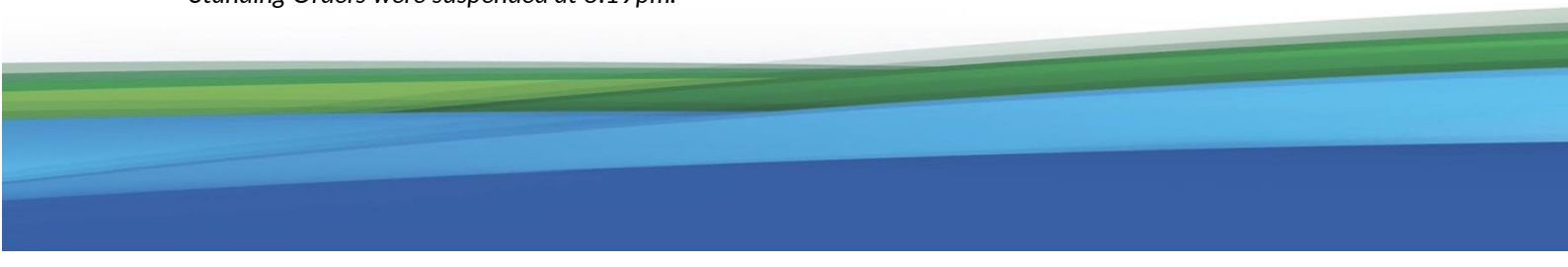
Moved: Alderman Pascoe-Bell

Seconded: Alderman Carter

THAT Standing Orders be suspended to allow for open discussion.

CARRIED 8/2205 – 16/08/2016

Standing Orders were suspended at 8:19pm.



REINSTATEMENT OF STANDING ORDERS

Moved: Alderman Carter
Seconded: Alderman Pascoe-Bell

THAT Standing Orders be reinstated.

CARRIED 8/2206 – 16/08/2016

Standing Orders were reinstated at 8:51pm.

13.1.3 On and Off-Street Car Parking Charges in the City Centre (continued) 8/0960

Moved: Alderman Carter
Seconded: Alderman McKinnon

4. That the following charges be included in the Fees and Charges Register for 2016/17 to be applied at a date determined by Council:
- Zone A: \$1.80 per hour for a maximum of 2 hours continual parking.
 - Zone B: \$1 per hour to a maximum of \$4 per day.
 - Annual all day permits in Zone B \$400 per year.

CARRIED UNANIMOUSLY 8/2207 – 16/08/2016

13.1.4 Financial Report for the Month of July 2016 8/0961

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT Council receives Report Number 8/0961.

CARRIED 8/2208 – 16/08/2016

13.1.5 City of Palmerston Arts Strategy 8/0962

Moved: Alderman Carter
Seconded: Alderman Pascoe-Bell

1. THAT Council receives Report Number 8/0962.
2. THAT Council endorses the Palmerston Arts Strategy 2016-2021.

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

That the matter lay on the table to clarify financial implications as tabled in the report.

CARRIED 8/2209 – 16/08/2016



13.1.6 Exemption from Rates

8/0964

Moved: Alderman Pascoe-Bell

Seconded: Alderman Byrne

1. THAT Council receives Report Number 8/0964.

CARRIED 8/2210 – 16/08/2016

Moved: Alderman Pascoe-Bell

Seconded: Alderman Carter

2. THAT Council exempt land held under a Crown Lease in pursuance of a covenant contained in a lease as per Section 31 of the Crown Lands Act.

CARRIED 8/2211 – 16/08/2016

14 CORRESPONDENCE

14.1 Proposed Planning Scheme Amendment – Palmerston City Centre 2030 Master Plan

Moved: Alderman McKinnon

Seconded: Alderman Carter

THAT Council receives correspondence from the Hon David Tollner, Minister for Lands and Planning – Proposed Planning Scheme Amendment – Palmerston City Centre 2030 Master Plan.

CARRIED 8/2212 – 16/08/2016

15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

16 PUBLIC QUESTION TIME

Nil

17 OTHER BUSINESS

17.1 Alderman Bunker

Discussed community suggestions of a Seniors Community Centre in Palmerston and his support of development. It was suggested this be included in a Land Use Plan for Palmerston.

17.2 Alderman Carter

Alderman Carter announced his retirement as an Elected Member for City of Palmerston, ending on 25 August 2016. Comments were made thanking the other Elected Members and staff, and the projects Alderman Carter is proud to have been part of.

Mayor Abbott and Alderman Bunker thanked Alderman Carter for his valuable service.



18 CONFIDENTIAL REPORTS

Moved: Alderman Pascoe-Bell
Seconded: Alderman Carter

18.1 Financial Hardship Application Assessment 106258**8/0963**

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director of Corporate and Community Services, Director of Technical Services and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the report and associated documents in relation to confidential agenda item 18.1 Financial Hardship Application Assessment 106258 and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation involves:

(b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.

2. THAT Council orders that the minutes from the Confidential Council meeting held on 16 August 2016, in relation to confidential item number 18.1 Financial Hardship Application Assessment 106258, the report and associated documents remain confidential and not available for public inspection for a period of 12 months from the date of this meeting or a lesser period as determined by the Chief Executive Officer.

18.2 Question on Notice – Alderman Pascoe-Bell – Sale of Land

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director of Corporate and Community Services, Director of Technical Services and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the Question in relation to confidential agenda item 18.2 Sale of Land and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the Question involves:

(b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.

2. THAT Council orders that the minutes from the Confidential Council meeting held on 16 August 2016, in relation to confidential item number 18.2 Sale of Land, and Question not be available for public inspection for a period of 12 months from the date of this meeting or a lesser period as determined by the Chief Executive Officer.

18.3 Question on Notice – Alderman Pascoe-Bell - Northern Territory Government Health Headquarters

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director of Corporate and Community Services, Director of Technical Services and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the Question in relation to confidential agenda item 18.3 Northern Territory Government Health Headquarters and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the Question involves:

(b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.

2. THAT Council orders that the minutes from the Confidential Council meeting held on 16 August 2016, in relation to confidential item number 18.3 Northern Territory Government Health Headquarters and Question not be available for public inspection for a period of 12 months from the date of this meeting or a lesser period as determined by the Chief Executive Officer.

CARRIED 8/2213 – 16/08/2016

The meeting moved into the Confidential Session at 9:30pm.

18.4 Moving decisions from the Confidential Session into the Open Session

In accordance with the resolutions of Council, the following decisions from the Confidential Session are moved into the Open Session:

Financial Hardship Application Assessment 107440

8/0955

1. THAT Council receives Report Number 8/0955.
2. THAT Council approves remission of interest for the period 1 July 2016 to 30 June 2017 for assessment 107440 under the conditions of the rates concession policy FIN17.
3. THAT the resolutions only come back to the open session.

19 CLOSURE

Meeting closed at 9.34pm

