

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 18 October 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.

Acknowledgement of Traditional Ownership

I respectfully acknowledge the past and present Traditional Custodians of this land on which we are meeting, the Larrakia people. It is a privilege to be standing on Larrakia country.

1 PRESENT

Elected Members:	His Worship the Mayor Ian Abbott (Chair) Alderman Athina Pascoe-Bell Alderman Andrew Byrne Alderman Paul Bunker Alderman Sue McKinnon
Staff:	Ricki Bruhn, Chief Executive Officer Mark Spangler, Director of Technical Services Alyce Breed, Minute Secretary Gary Boyle, Major Projects Officer
Gallery:	Nil

2 APOLOGIES

Deputy Mayor Shutt – Council Business

ACCEPTANCE OF APOLOGIES AND LEAVE OF ABSENCE

Moved: Alderman Pascoe-Bell
Seconded: Alderman Byrne

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

CARRIED 8/2281 – 18/10/2016

3 CONFIRMATION OF MINUTES

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

1. THAT the minutes of the Council Meeting held Tuesday, 4 October 2016 pages 8701 to 8708, be confirmed subject to the inclusion of a second division being called under item 10.2 by Alderman Byrne and the response by the Chair indicating that a division had previously been called.
2. THAT the Confidential minutes of the Council Meeting held Tuesday, 4 October 2016 pages 260 to 261, be confirmed.

CARRIED 8/2282 – 18/10/2016

4 MAYOR'S REPORT

M8-30

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

THAT Council receives Report Number M8-30.

CARRIED 8/2283 – 18/10/2016

5 REPORT OF DELEGATES

Nil.

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

Nil.

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

Nil.

8 PETITIONS

Nil.

9 DEPUTATIONS/PRESENTATIONS

Nil.

10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil.

11 COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

Nil.



Alderman Byrne declared a conflict of interest and left the Chambers at 6.48pm.

11.2 Economic Development and Infrastructure

Moved: Alderman Bunker

Seconded: Alderman McKinnon

THAT the minutes from the Economic Development and Infrastructure Committee meeting held on 13 October 2016, be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of 11.2.3 and accordingly resolves as follows:-

11.2.1 Street Naming, Maluka Views Subdivision

THAT Council resolve to endorse the naming of the following two streets within the Maluka Views subdivision in Gunn to Place Names Committee:

- (a) Name Road A (as shown on the plan 3853-SK12C in Attachment A) as Thompson Street.
- (b) Name Road B (as shown on the plan 3853-SK12C in Attachment A) as Wilson Lane.

11.2.2 Tender TS2016/09 – Public Place Litter Collection (Roads and Bins)

- 1. THAT Council award contract TS2016/09 – Public Place Litter Collection (Roads and Bins) to Akron Group NT Pty Ltd for the amount of \$209,933.84 (GST exclusive).
- 2. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the contract TS2016/09 – Public Place Litter Collection (Roads and Bins).

CARRIED 8/2284 – 18/10/2016

Alderman Byrne returned to Chambers at 6.51pm.

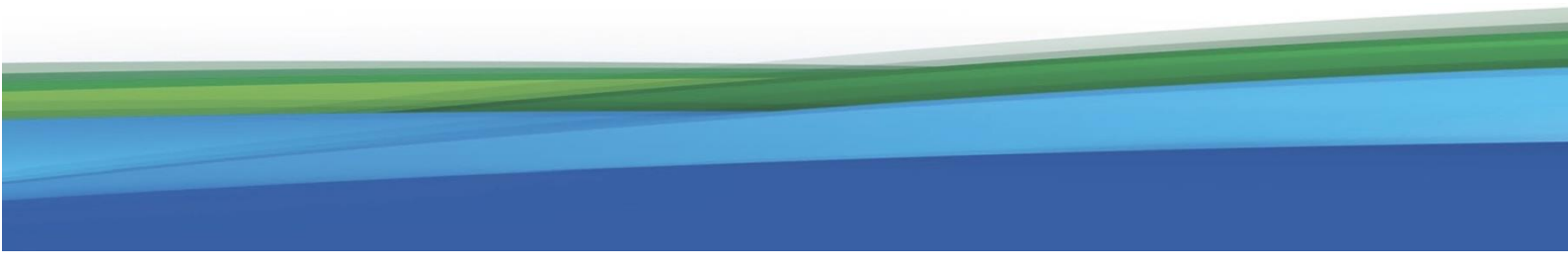
Moved: Alderman Bunker

Seconded: Alderman Byrne

11.2.3 35m Wide Overhead Electrical Easement on Lot 4192 Archer

- 1. THAT Council agrees to the establishment of a 35m wide overhead power easement running along the entire length of the eastern boundary being established on Lot 4192 Archer in favour of PowerWater Corporation subject to the payment of \$50,000 ex GST compensation for lost market value and also subject to the City of Palmerston being reimbursed for payments made of \$313,519.45 (GST inclusive) for street lighting repairs and maintenance charges.
- 2. THAT the Mayor and Chief Executive Officer be granted consent to sign and seal all easement establishment documentation to establish an easement over Lot 4192 Archer for an overhead electrical easement in favour of the PowerWater Corporation.

CARRIED 8/2285 – 18/10/2016



11.3 Community Culture and Environment

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT the minutes from the Community Culture and Environment Committee meeting held on 5 October 2016, be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of 11.3.2 and accordingly resolves as follows:-

11.3.1 Palmerston Carols 2016

THAT Council approve the Palmerston Carols 2016 event being held on Saturday 26 November 2016 at the Palmerston Recreation Centre.

11.3.3 Rainworks around Palmerston

THAT Council approve the placement of temporary Rainwork messages in Palmerston Public Spaces.

11.3.4 Palmerston Animal Management Reference Group Meeting 22 September 2016

THAT Attachment B to Report Number CCE/0362 Animal Awareness Day Report be provided to Council for information.

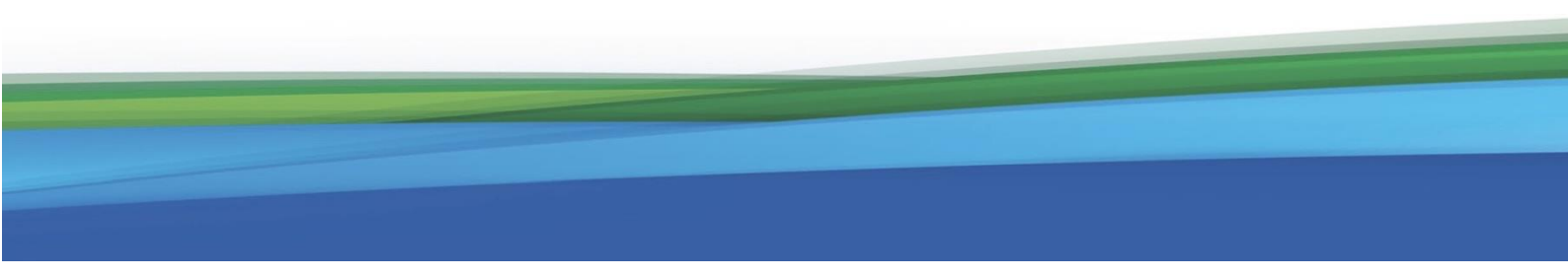
CARRIED 8/2286 – 18/10/2016

11.3.2 Goyder Christmas Tree Lighting

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

THAT Council approve the 2016 Christmas Tree Lighting event at Goyder Square to be held on Friday 9 December at 7.00pm.

CARRIED 8/2287 – 18/10/2016



12 INFORMATION AGENDA

12.1 Items for Exclusion

12.3.2 Animal Awareness Day 8/0997

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 8/2288 – 18/10/2016

12.3.2 Animal Awareness Day 8/0997

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0997.

CARRIED 8/2289 – 18/10/2016

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

2. THAT Council gives consideration to the Animal Awareness Day becoming an annual event during the budget discussions for the 2017/18 financial year.

CARRIED 8/2290 – 18/10/2016

13 DEBATE AGENDA

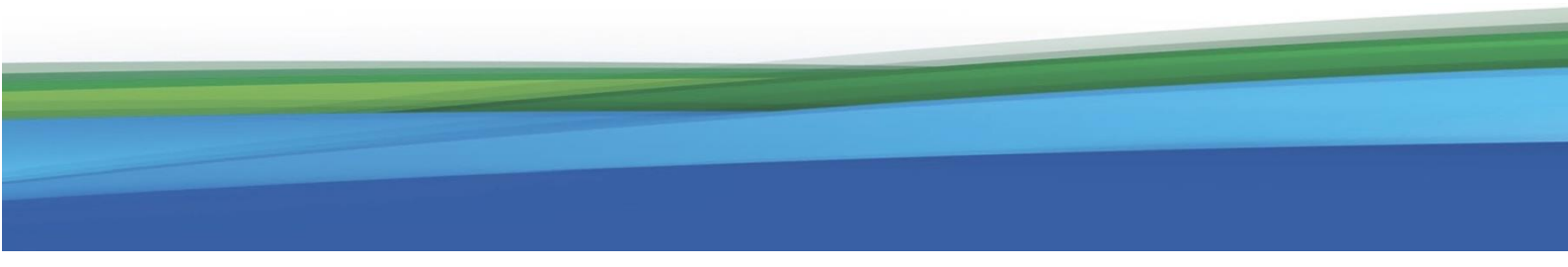
13.1 Officer Reports

13.1.1 Affixation of Common Seal – Variation to Crown Lease Term over Lot 4302
Town of Palmerston 8/0996

Moved: Alderman Byrne
Seconded: Alderman Bunker

1. THAT Council receives Report Number 8/0996.
2. THAT the Mayor and Chief Executive Officer be authorised to sign and seal the Variation of Crown Lease for Crown Lease Term (CLT) 2255 over Lot 4302 Town of Palmerston.

CARRIED 8/2291 – 18/10/2016



- 13.1.2 Liquor Licence Application – Lot 4536 (11) University Avenue, Palmerston – Permanent Variation and Material Alterations to existing Liquor Licence – Arch Rival Bar & Grill 8/0998

Moved: Alderman Bunker
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0998.
2. THAT Council endorses Attachment A to Report Number 8/0998.

CARRIED 8/2292 – 18/10/2016

Alderman Byrne declared a conflict of interest and left the Chambers at 7.17pm.

- 13.1.3 TS2016/08 – Civil Works and Miscellaneous Services Period Contract 8/0999

Moved: Alderman Bunker
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0999.
2. THAT Council award contract TS2016/08 – Civil Works and Miscellaneous Services Period Contract to JLM Civil Works Pty Ltd for the amount of \$1,559,317.75 (GST exclusive).
3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the contract TS2016/08 – Civil Works and Miscellaneous Services Period Contract.

CARRIED 8/2293 – 18/10/2016

Alderman Byrne returned to Chambers at 7.20pm.

- 13.1.4 Shared Services Agreement with West Arnhem Regional Council 8/1000

Moved: Alderman Byrne
Seconded: Alderman Pascoe-Bell

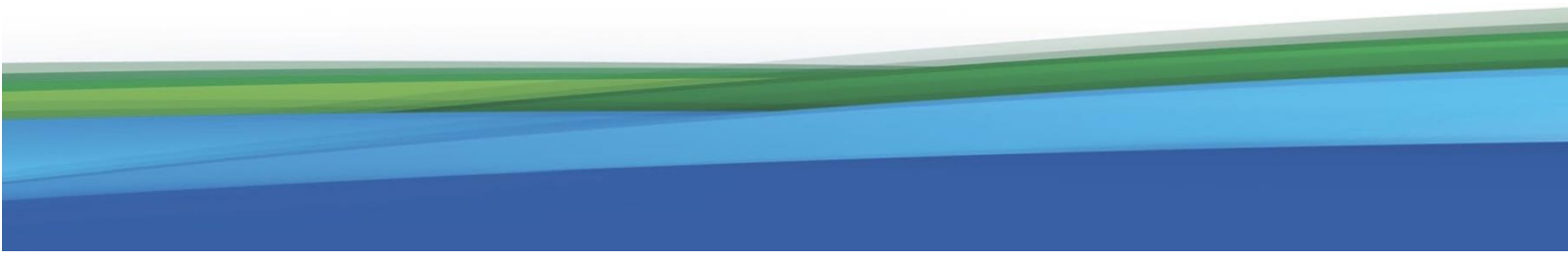
1. THAT Council receives Report Number 8/1000.

CARRIED 8/2294 – 18/10/2016

Moved: Alderman Byrne
Seconded: Alderman Pascoe-Bell

2. THAT subject to the success of Council's funding application under the Department of Local Government and Community Services Special Purpose Grant application 2016/17 for the purchase of a Truxor aquatic weed harvester Council agrees to enter into an agreement for the shared service of the plant and operators.

CARRIED 8/2295 – 18/10/2016



13.1.5 2016 Compliance Review Report 8/1001

Moved: Alderman Bunker

Seconded: Alderman Byrne

THAT Council receives Report Number 8/1001.

CARRIED 8/2296 – 18/10/2016

13.1.6 Financial Report for the Month of September 2016 8/1002

Moved: Alderman Byrne

Seconded: Alderman McKinnon

THAT Council receives Report Number 8/1002.

CARRIED 8/2297 – 18/10/2016

13.1.7 2016 Northern Territory Disability Services Awards – Request for Attendance 8/1005

Moved: Alderman Byrne

Seconded: Alderman Bunker

1. THAT Council receives Report Number 8/1005.
2. THAT Council approve that the City of Palmerston be represented at the 2016 Northern Territory Disability Services Awards by Deputy Mayor Seranna Shutt and that a ticket be purchased at a cost of \$110 GST Inc.

CARRIED 8/2298 – 18/10/2016

13.1.8 Water Tower Feature Lighting 8/1008

Moved: Alderman Bunker

Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/1008.

CARRIED 8/2299 – 18/10/2016

Moved: Alderman Bunker

Seconded: Alderman McKinnon

2. THAT a variation of \$71,000 for the water tower lighting project be approved.
3. THAT staff commence the installation of the water tower lighting immediately.

CARRIED 8/2300 – 18/10/2016



DIVISION

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

Upon dividing, 4 members voted in the affirmative, 1 member voted in the negative.

Members Voting in the Affirmative

Mayor Abbott
Alderman McKinnon
Alderman Byrne
Alderman Bunker

Members Voting in the Negative

Alderman Pascoe-Bell

The Chair declared the motion CARRIED

13.1.8 Water Tower Feature Lighting (continued)

8/1008

Moved: Alderman Byrne
Seconded: Alderman Bunker

4. THAT the Mayor and Chief Executive Officer sign and seal the required licence agreement with PowerWater Corporation for the installation of lighting on the Goyder Square Water Tower.

CARRIED 8/2301 – 18/10/2016

14 CORRESPONDENCE

Nil.

15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

16 PUBLIC QUESTION TIME

Nil.

17 OTHER BUSINESS

17.1 Alderman McKinnon

Provided an overview of the community involved opening of the Bakewell Medical Centre.

17.2 Alderman Pascoe-Bell

Gave details about the 2016 Presentation Day at the Greater Palmerston United Football Club held on 15 October 2016.

18 CONFIDENTIAL REPORTS

18.1 YMCA Consolidation

8/1003

Moved: Alderman McKinnon

Seconded: Alderman Byrne

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 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 YMCA Consolidation 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:

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

- (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person; or

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

2. THAT Council orders that the minutes from the Confidential Council meeting held on 18 October 2016, in relation to confidential item number 18.1 YMCA Consolidation 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.

CARRIED 8/2302 - 18/10/2016

The meeting moved into the Confidential Session at 8.00pm.

19 CLOSURE

Meeting closed at 8.01pm

