CITY OF PALMERSTON

Minutes of Council Meeting held in Council Chambers, Civic Plaza, Palmerston on Tuesday, 20 October 2015 at 6.30pm

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)

Deputy Mayor Sue McKinnon Alderman Andrew Byrne Alderman Paul Bunker Alderman Seranna Shutt

Staff: Ricki Bruhn, Chief Executive Officer

Mark Spangler, Director of Technical Services

Silke Reinhardt, Acting Director of Corporate Services Jan Peters, Acting Director of Community Services

Emily Fanning, Minute Secretary

Gallery: Tony Burns, Chief Executive Officer HPA "Helping People Achieve"

Athina Pascoe-Bell, Palmerston Resident Geoffrey Herrod, Palmerston Resident Margy Kerle, Palmerston Resident Three members of the public

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2. APOLOGIES

Alderman Carter - Leave of Absence

ACCEPTANCE OF APOLOGIES AND LEAVE OF ABSENCE

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

THAT the leave of absence received from Alderman Carter, be received and granted.

CARRIED 8/1705-20/10/2015

3. CONFIRMATION OF MINUTES

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

- 1. THAT the minutes of the Council Meeting held Tuesday, 6 October 2015 pages 8210 to 8286, be confirmed.
- 2. THAT the Confidential minutes of the Council Meeting held Tuesday, 6 October 2015 pages 192 to 193, be confirmed.

4. MAYOR'S REPORT

Nil

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

9.1 HPA "Helping People Achieve" Presentation by Tony Burns, Chief Executive Officer HPA

10. CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil

11. COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

The Chair invited Alderman Byrne, Chair of the Governance and Organisation Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 8 October 2015 was presented by Alderman Byrne.

Moved: Alderman Byrne Seconded: Alderman Bunker

THAT the minutes from the Governance and Organisation Committee meeting held on 8 October 2015, be received and noted and that Council adopts the recommendations made by the Committee and accordingly resolves as follows:

11.1.1 Bi-Annual Council Meetings in Community Venue GOC/0218

THAT Council trial the holding of two Council meetings in 2016 in community venues with a budget allocation of \$4,600.

11.1.2 Policy Review Community Consultation Policy GOC/0220

THAT Council undertake a City Wide Level 1 Consultation on the Draft Community Consultation Policy.

11.2.3 Annual Open Community Forums

GOC/0221

THAT Council approves the holding of two Community Forums during the 2015/2016 financial year, with an external facilitator being appointed.

11.2.4 Top End Regional Organisation of Councils (TOPROC) Regional Development Plan

GOC/0222

THAT Council endorses the Top End Regional Organisation of Councils (TOPROC) Regional Development Plan.

CARRIED 8/1707-20/10/2015

11.2 Economic Development and Infrastructure

The Chair invited Alderman Bunker, Chair of the Economic Development and Infrastructure Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 8 October 2015 was presented by Alderman Bunker.

Moved: Alderman Bunker Seconded: Alderman Byrne

THAT the minutes from the Economic Development and Infrastructure Committee meeting held on 8 October 2015 be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of items 11.2.1 and 11.2.4 and accordingly resolves as follows:

11.2.2 Affixation of Common Seal – Establish a Public Right of Way Easement over Lot 11510 Town of Palmerston EDI/0335

- 1. THAT Council approves of a public right of way easement being established over Lot 11510 Town of Palmerston, as shown on Drawing No 15/9334/3A in Attachment A to Report Number EDI/180.
- 2. THAT the Mayor and Chief Executive Officer be granted consent to sign and seal all required documents to establish a public right of way easement over Lot 11510 Town of Palmerston, as shown on Drawing No 15/9334/3A in Attachment A to Report Number EDI/180.

11.2.3 Proposal to Amend NT Planning Scheme (PA2015/0151) - Holtze Urban Area Plan and Planning Principles and Rezoning - Section 4231 Hundred of Bagot from Zone RL (Rural Living) and Zone RR (Rural Residential) to Zone FD (Future Development)

EDI/0337

THAT Council endorse Attachment A to Report Number EDI/181.

CARRIED 8/1708-20/10/2015

11.2.1 Johnston Heritage Site Fence

EDI/0332

Alderman McKinnon tabled correspondence received from the Department of Lands, Planning and the Environment dated 16 October 2015 in relation to the 16 ½ Mile Camp Fencing.

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

1. THAT Council inform the Chief Executive of the Department of Lands, Planning and the Environment, that it supports the removal of Condition 19 of Planning Permit DP09/0920.

CARRIED 8/1709-20/10/2015

Moved: Alderman Bunker Seconded: Alderman Byrne

2. THAT the Chief Executive Officer write to the developer of the Johnston Subdivision, seeking that the value of the fence be made available to Council as a contribution towards providing indented on-street parking on Lind Road.

CARRIED 8/1710-20/10/2015

11.3 Community, Culture and Environment

The Chair invited Deputy Mayor McKinnon, Chair of the Community, Culture and Environment Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 7 October 2015 was presented by Deputy Mayor McKinnon.

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

THAT the minutes from the Community Culture and Environment Committee meeting held on 7 October 2015, be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of items 11.3.1 and 11.3.3 and accordingly resolves as follows:

11.3.2 Palmerston Carols 2015

CCE/0449

THAT Council approve the Palmerston Carols 2015 event being held on Saturday, 28 November 2015 at the Palmerston Recreation Centre.

11.3.4 Tree Lighting Ceremony 2015

CCE/0458

THAT Council approve the 2015 Christmas Tree Lighting event being held on Sunday, 13 December at 6:30pm.

CARRIED 8/1711-20/10/2015

MEETING PROCEDURES

Suspension of Standing Orders

Moved: Alderman Byrne Seconded: Alderman Bunker

THAT Standing Orders be suspended for up to 30 minutes to allow for open discussion.

CARRIED 8/1712-20/10/2015

Standing Orders were suspended at 7.30pm.

Reinstatement of Standing Orders

Moved: Alderman Byrne

Seconded: Deputy Mayor McKinnon

THAT Standing Orders be reinstated.

CARRIED 8/1713-20/10/2015

Standing Orders were reinstated at 7.47pm.

11.3.1 Joy Anderson Centre

CCE/0445

Moved: Alderman Bunker Seconded: Alderman Byrne

- 1. THAT Council continue with the lease agreement for Joy Anderson Centre after 30 October 2015.
- 2. THAT the Chief Executive Officer write to the Department of Housing, to seek consideration for the freehold title of the Joy Anderson Centre, to be transferred to the City of Palmerston as a community asset.
- 3. THAT Council provide in kind support to the user groups of the Joy Anderson Centre through meeting the cost of building maintenance and utilities.

CARRIED 8/1714-20/10/2015

11.3.3 Goyder Walking Trail in Palmerston

CCE/0452

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

- 1. THAT Council investigate developing a "Goyder Walking Trail" within the City of Palmerston with a view to establishing appropriate walking trail infrastructure and interpretive signage.
- 2. THAT Council initiate discussions with the City of Darwin and Litchfield Council to develop an integrated Goyder Walking Trail across the three municipalities.
- 3. THAT Council seek funding under appropriate Federal and Northern Territory Government funding programs that are available to fund the Goyder Walking Trail project.
- 4. THAT Council investigate the development of an annual Goyder Walking Trail Event in the City of Palmerston to commence in February 2016 as part of the Northern Territory Heritage Week.

CARRIED 8/1715-20/10/2015

12. INFORMATION AGENDA

12.1 Items for Exclusion

Nil

12.2 Receipt of Information Reports

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

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

CARRIED 8/1716-20/10/2015

13. DEBATE AGENDA

13.1 Officer Reports

Alderman Byrne declared a conflict of interest and left chambers at 7.49pm.

13.1.1 Tender TS2015/09 – Reseal Various Roads 2015-2016 8/0753

Moved: Alderman Bunker

Seconded: Deputy Mayor McKinnon

1. THAT Council receives Report Number 8/0753.

13.1.1 Tender TS2015/09 – Reseal Various Roads 2015-2016 (continued) 8/0753

2. THAT Council award Contract TS2015/09 – Reseal Various Roads 2015-2016 to Asphalt Co Aust Pty Ltd for the amount of \$330,395.95 (GST exclusive).

3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the Contract TS2015/09 – Reseal Various Roads 2015-2016.

CARRIED 8/1717-20/10/2015

Alderman Byrne returned to Chambers at 7.50pm.

13.1.2 Christmas and New Year Meeting Dates 2015-2016 8/0755

Moved: Alderman Shutt Seconded: Alderman Bunker

- 1. THAT Council receives Report Number 8/0755.
- 2. THAT the December 2015 meeting of Council be held on 8th December 2015 and the January 2016 meeting of Council be held on 12th January 2016 in lieu of the scheduled monthly meetings.
- 3. THAT the December 2015 Governance and Organisation and Economic Development and Infrastructure Committee meetings be held on 3rd December 2015.
- 4. THAT a public notice be provided of these changes to meeting dates.

CARRIED 8/1718-20/10/2015

13.1.3 Financial Report for the month of September 2015 8/0757

Moved: Alderman Byrne

Seconded: Deputy Mayor McKinnon

THAT Council receives Report Number 8/0757.

CARRIED 8/1719-20/10/2015

13.1.4 Concurrent Application (PA2015/0430) To rezone part of Lot 10288 from Zone MD to Zone MR and construct 32 x 2 bedroom and 8 x 3 bedroom multiple dwellings in a four storey building on Lot 10288 (3) Tarakan Court, Johnston 8/0758

Moved: Alderman Bunker Seconded: Alderman Byrne

- 1. THAT Council receives Report Number 8/0758.
- 2. THAT Attachment A to Report Number 8/0758 be endorsed.

CARRIED 8/1720-20/10/2015

13.1.5 Tender TS2015/11 – Cleaning City of Palmerston Buildings and Facilities 8/0759

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

- 1. THAT Council receives Report Number 8/0759.
- 2. THAT Council award contract TS2015/11 Cleaning City of Palmerston Buildings and Facilities to Ezko Property Services.
- 3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the Contract TS2015/11 Cleaning City of Palmerston Buildings and Facilities.

CARRIED 8/1721-20/10/2015

13.1.6 Elected Member Allowances – Extra Meeting Allowance 8/0765

Moved: Alderman Bunker Seconded: Alderman Shutt

- 1. THAT Council receives Report Number 8/0765.
- 2. THAT Council adopt the amended EM02 "Elected Members Benefits and Support Policy" which incorporates the framework for the future payment of Extra Meeting Allowance.

CARRIED 8/1722-20/10/2015

14. CORRESPONDENCE

14.1 Legislative Assembly Elections

Moved: Deputy Mayor McKinnon

Seconded: Alderman Shutt

THAT Council receives correspondence 'Legislative Assembly Elections' dated 12 October 2015.

CARRIED 8/1723-20/10/2015

15. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

16. PUBLIC QUESTION TIME

At the invitation of the Chair

The Director of Technical Services answered a question from a member of the public regarding the Archer Waste Site.

17. OTHER BUSINESS - ALDERMAN REPORTS

Nil

18. CONFIDENTIAL REPORTS

Moved: Alderman Bunker

Seconded: Deputy Mayor McKinnon

18.1 Application – Remission of Interest for Lot 8788

8/0761

- 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, Acting Director of Corporate Services, Acting Director of Community 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 Application Remission of Interest for Lot 8788 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 20 October 2015, in relation to confidential item number 18.1 Application – Remission of Interest for Lot 8788 and the report and associated documentation 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 Application – Remission of Interest for Lot 8094

8/0762

- 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, Acting Director of Corporate Services, Acting Director of Community 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 18.2 Application Remission of Interest for Lot 8094 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 20 October 2015, in relation to confidential item number 18.2 Application – Remission of Interest for Lot 8094 and the report and associated documentation 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.

18.3 Application – Remission of Interest for Lot 5789

8/0763

- 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, Acting Director of Corporate Services, Acting Director of Community 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 18.3 Application Remission of Interest for Lot 5789 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 20 October 2015, in relation to confidential item number 18.3 Application – Remission of Interest for Lot 5789 and the report and associated documentation 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 8/1724-20/10/2015

The meeting moved into the Confidential Session at 8:02pm

19.	CLOSURE			
	Meeting closed at 8.25pm			
(Cha	air)			



DEPARTMENT OF LANDS, PLANNING AND THE ENVIRONMENT

Item 11.2.1 - Tabled Correspondence

Chief Executive Level 5, Energy House 18-20 Cavenagh Street, Darwin NT 0801

Postal address
GPO Box 1680
Darwin NT 0801
Tel 08 8924 7286
Fax 08 8924 7044

Web www.nt.gov.au/dlpe

Our ref LD2013/0011

Sue Mckinnon, Deputy Mayor City of Palmerston GPO Box 1 PALMERSTON NT 0831

Dear Miss McKinnon,

RE: 171/2 Mile (renamed to 161/2 Mile) Camp Fencing Requirement

Thank you for bringing this item on Council's agenda to our attention.

As stated in the correspondence dated 17 October 2014, the Department requests Council re-consider its requirement for the erection of a fence between Lind Road and the 16½ Mile Camp that will completely restrict pedestrian access.

In addition to the issues raised in the previous correspondence, we have the following concerns:

- Clarification on Council's concerns dated 24 September 2009 The concern appears to be in relation to preventing vehicular access from Lind Road into the 16½ Mile Camp rather than completely prohibiting pedestrian access. We believe vehicular access has been sufficiently prohibited with the placement of boulders, refer site photos at Attachment A.
- Amenity We are of the opinion the visual mass of the fence will have a negative impact on amenity of the suburb and the heritage area. We believe the concerns of Coaches and Mini Buses accessing the site via Lind Road could be sufficiently managed through more subtle methods such as line marking and/or signage.
- Connectivity Currently the path provides connectivity from Lind Road to the
 heritage trails and back along Farrar Blvd improving the walkability of the suburb
 and providing a great circuit for people wanting to exercise. A fence will disrupt this
 connection and it is likely it will confuse and frustrate the local residents with three
 footpath connections being cut-off.

Additionally we are concerned with the possible restriction of emergency vehicles along fire breaks; refer to plan at Attachment B.

• Costs – The 16½ Mile Camp footpaths were altered to integrate with the Council footpaths. There will be a cost to re-align the footpath if a fence is erected.

We do not support bus/coach bays on Lind Road as sufficient bus and coach parking is provided at McKillop Court.

Additionally we are concerned about potential vandalism to the fence and the ongoing maintenance cost.

Prior to Council making a decision on this issue we invite all Council members to an informative walk and discussion of 16½ Mile Camp site from our Heritage Branch.

Should you have any further questions please contact Victor Oecker, Project Officer, on ph: (08) 8999 6008 or email: victor.oecker@nt.gov.au.

Yours sincerely

LAWSON BROAD

Director

16 October 2015



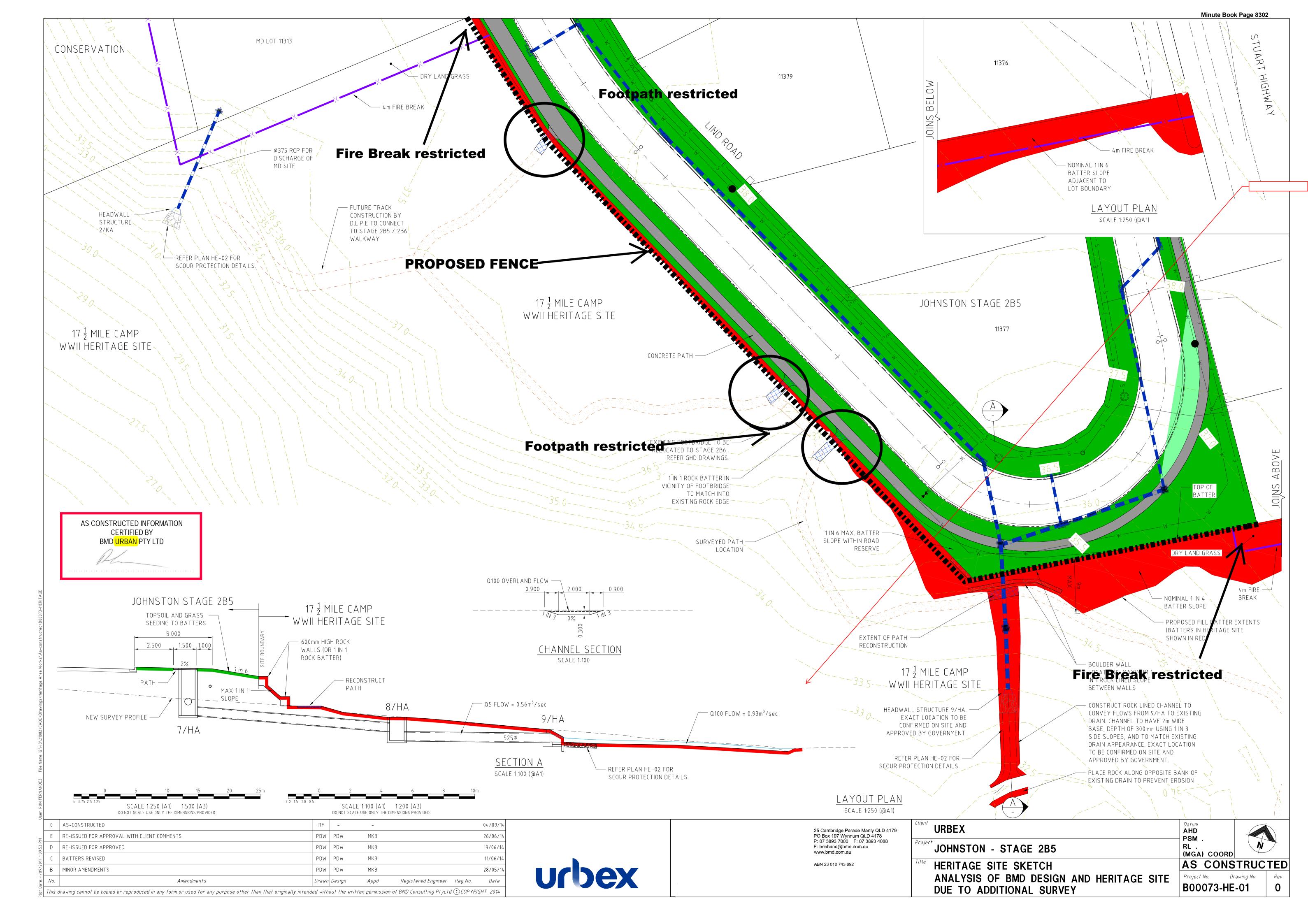


Minute Book Page 8301









CITY OF PALMERSTON

Minutes of Confidential Council Meeting held in Council Chambers, Civic Plaza, Palmerston on Tuesday, 17 February 2015 at 7.47pm

RELEASED TO THE PUBLIC RECORD

1. PRESENT

Elected Members: His Worship the Mayor Ian Abbott (Chair)

Deputy Mayor Heather Malone

Alderman Geoff Carter Alderman Paul Bunker Alderman Andrew Byrne Alderman Sue McKinnon Alderman Seranna Shutt

Staff: Ricki Bruhn, Chief Executive Officer

Ben Dornier, Director of Corporate and Community Services

Mark Spangler, Director of Technical Services

Emily Fanning, Minute Secretary

Gallery: Gerard Rosse, Strategic Planner

Deputy Mayor Malone left the Chambers at 7.48pm

2. APOLOGIES

Nil

3. DEPUTATIONS / PRESENTATIONS

Nil

Deputy Mayor Malone returned to the Chambers at 7.50pm

4. OFFICER REPORTS

4.1 The process of rezoning and assessing subdivision applications over FD zoned land in the Palmerston Eastern Suburbs

8/0626

Moved: Alderman Bunker Seconded: Alderman Shutt

THAT Council receives Report Number 8/0626.

CARRIED 8/1424-17/02/2015

4.1 The process of rezoning and assessing subdivision applications over FD zoned land in the Palmerston Eastern Suburbs (continued) 8/0626

Moved: Alderman Byrne Seconded: Alderman Shutt

- 2. THAT Council accept the late correspondence received from the Department of Lands, Planning and the Environment dated 17 February 2015.
- THAT the CEO issue a media release advising Council does not support poorly planned small lot developments in Zuccoli being brought to the DCA Palmerston Division 18 February 2015.
- 4. THAT based on legal advice Council opposes the lack of transparency by Department of Lands, Planning and the Environment for the proposed subdivision of Zuccoli considered by the DCA Palmerston Division meeting 18 February 2015.
- THAT based on legal advice Council believes the DCA does not hold the necessary power under the Act to grant subdivision approvals for FD zoned land unless the "intended ultimate zoning" has been provided in the Area Plan or otherwise expressed by the Minister.
- 6. THAT the Mayor write to the Minister for Lands, Planning and the Environment requesting the DCA be instructed to cease determining small lot developments in Zuccoli.
- 7. THAT the Council resolution, Report Number 8/0626 and associated documents be brought back to the Open Session.

CARRIED UNANIMOUSLY 8/1425–17/02/2015

Alderman Shutt left the Chambers at 8.26pm Alderman Shutt returned to the Chambers at 8.29pm

4.2 Recent comments in the media – Council Amalgamations

The Chief Executive Officer gave a verbal report to Elected Members regarding recent comments in the media by Minister Tollner on future Council Amalgamations.

Moved: Alderman Bunker Seconded: Alderman McKinnon

THAT Council accept the late verbal report.

CARRIED 8/1426-17/02/2015

Alderman McKinnon left the Chambers at 9.26pm Alderman McKinnon returned to the Chambers at 9.29pm

4.2 Recent comments in the media – Council Amalgamations (continued)

Moved: Alderman Carter Seconded: Alderman McKinnon

THAT the CEO meet with the Litchfield Manager to discuss Minister Tollner's recent comments in relation to Council amalgamation.

CARRIED 8/1427-17/02/2015

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

Upon dividing, five members voted in the affirmative, two members voted in the negative.

Members Voting in the Affirmative

Mayor Abbott
Deputy Mayor Malone
Alderman Shutt
Alderman Carter
Alderman McKinnon

Members Voting in the Negative

Alderman Bunker Alderman Byrne

The Mayor declared the MOTION CARRIED

5. MOVE TO OPEN

Moved: Deputy Mayor Malone Seconded: Alderman Carter

THAT the Council move into the open session.

CARRIED 8/1428-17/02/2015

The meeting moved to the Open Session at 9.32pm

CONFIRMED AT MEETING TO BE HELD 3 MARCH 2015

(Chair)			

CITY OF PALMERSTON

Minutes of Confidential Council Meeting held in Council Chambers, Civic Plaza, Palmerston on Tuesday, 7 April 2015 at 7:38pm

RELEASED TO THE PUBLIC RECORD

1. PRESENT

Elected Members: His Worship the Mayor Ian Abbott (Chair)

Deputy Mayor Heather Malone

Alderman Paul Bunker Alderman Andrew Byrne Alderman Geoff Carter Alderman Sue McKinnon Alderman Seranna Shutt

Staff: Ricki Bruhn, Chief Executive Officer

Silke Reinhardt, Acting Director of Corporate and Community

Services

Mark Spangler, Director of Technical Services

Emily Fanning, Minute Secretary

2. APOLOGIES

Nil

3. DEPUTATIONS / PRESENTATIONS

3.1 Presentation from Elton Consulting – The Views development on Maluka Drive Wendy Smith, NT Planning Manager at Elton Consulting and Cameron Bowes, Development Manager at MiBro (NT) updated the Council on the progress of the development.

4. OFFICER REPORTS

Nil

5. MOVE TO OPEN

Moved: Deputy Mayor Malone Seconded: Alderman Carter

THAT the Council move into the open session.

CARRIED 8/1469-07/04/2015

The meeti	ing moved to th	ne Open Sessi	on at 8:32pm
(Chair)			