

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 6 September 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) Deputy Mayor Seranna Shutt Alderman Athina Pascoe-Bell Alderman Andrew Byrne Alderman Paul Bunker Alderman Sue McKinnon
Staff:	Ben Dornier, Acting Chief Executive Officer Mark Spangler, Director of Technical Services Gary Boyle, Major Projects Officer Alyce Breed, Minute Secretary Sharon Tollard, Library Services Manager
Gallery:	Lauren Roberts, NT News 2 members of the public

2 APOLOGIES

Nil.

3 CONFIRMATION OF MINUTES

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

1. THAT the minutes of the Council Meeting held Tuesday, 16 August 2016 pages 8667 to 8677, be confirmed.

CARRIED 8/2217 – 06/09/2016

Moved: Alderman Byrne
Seconded: Deputy Mayor Shutt

2. THAT the Confidential minutes of the Council Meeting held Tuesday, 16 August 2016 pages 254 to 256, be confirmed.

CARRIED 8/2218 – 06/09/2016

4 MAYOR'S REPORT

M8-28

Moved: Alderman Pascoe-Bell
Seconded: Alderman Byrne

1. THAT Council receives Report Number M8-28.
2. THAT Council note that Mayor Abbott has cancelled his Leave of Absence from Wednesday, 7 September to Sunday, 18 September 2016.

CARRIED 8/2219 – 06/09/2016

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

7.1 Alderman Pascoe-Bell – Library Café Lease

Alderman Pascoe-Bell asked the Acting Chief Executive Officer:

"In regards to the question asked at the previous Council meeting, it is not clear how it was advertised or how applicants were sourced to fill the library café lease, please elaborate?"

The Acting Chief Executive Officer took the question on notice.

8 PETITIONS

Nil.

9 DEPUTATIONS/PRESENTATIONS

Nil.



10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

10.1 Policy for Casual Vacancy on Council

Moved: Alderman Bunker
Seconded: Alderman Byrne

1. THAT Council adopt EM04 Casual Vacancy Policy.

MOTION LOST

DIVISION

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

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

Members Voting in the Affirmative

Alderman Byrne
Alderman Bunker
Deputy Mayor Shutt

Members Voting in the Negative

Mayor Abbott
Alderman McKinnon
Alderman Pascoe-Bell

The Chair declared the motion LOST

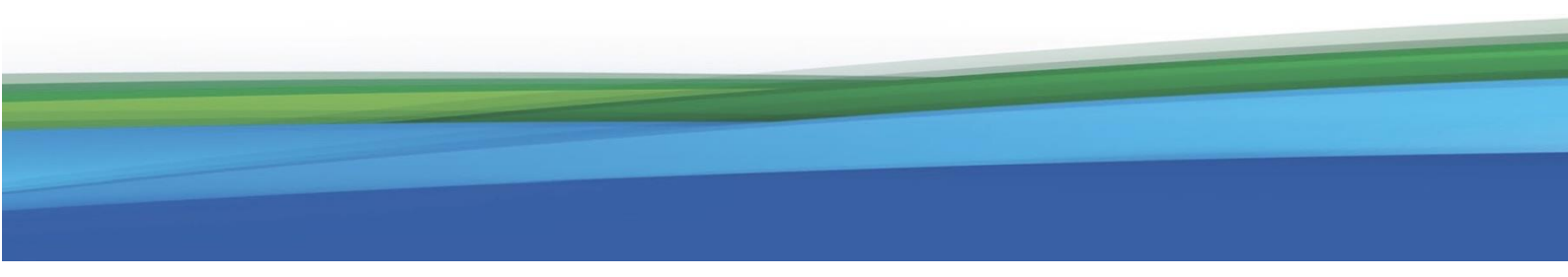
A Point of Order was raised by Alderman Bunker. The Mayor accepted this Point of Order.

10.2 Determining Casual Vacancy on Council

Moved: Alderman Bunker
Seconded: Alderman Byrne

1. THAT in accordance with Section 39 (5) (a) of the Local Government Act, Council elect to co-opt a person to fill the casual vacancy (created by the resignation of Alderman Carter) until the next general election, with expressions of interest to be advertised in the NT News on 10th and 17th September and closing on Friday 23rd September 2016.

MOTION LOST



DIVISION

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

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

Members Voting in the Affirmative

Deputy Mayor Shutt

Alderman Byrne

Alderman Bunker

Members Voting in the Negative

Mayor Abbott

Alderman McKinnon

Alderman Pascoe-Bell

The Chair declared the motion LOST

Moved: Alderman Pascoe-Bell

Seconded: Alderman McKinnon

THAT the motion be put.

CARRIED 8/2220 – 06/09/2016

DIVISION

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

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

Members Voting in the Affirmative

Mayor Abbott

Alderman Pascoe-Bell

Alderman McKinnon

Members Voting in the Negative

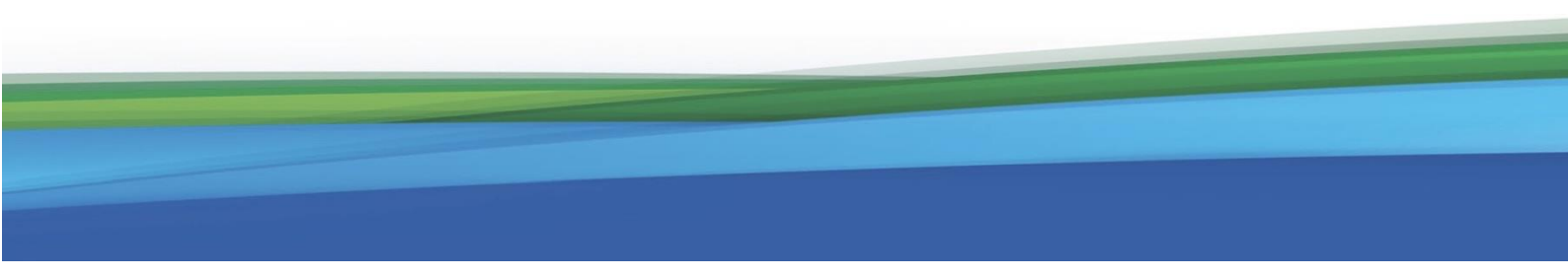
Deputy Mayor Shutt

Alderman Byrne

Alderman Bunker

The Chair used his casting vote and declared the motion CARRIED

A Point of Order was raised by Alderman Pascoe-Bell. The Mayor did not accept this Point of Order.



11 COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

Nil.

11.2 Economic Development and Infrastructure

Nil.

11.3 Community Culture and Environment

Nil.

12 INFORMATION AGENDA

12.1 Items for Exclusion

Moved: Deputy Mayor Shutt

Seconded: Alderman McKinnon

1. THAT item 12.3.3 'Smart Cities' report be excluded from the Information Agenda for discussion.

CARRIED 8/2221 – 06/09/2016

Moved: Deputy Mayor Shutt

Seconded: Alderman McKinnon

2. THAT a report be brought to Council with options and costings for the development of a digital strategy.

CARRIED 8/2222 – 06/09/2016

12.2 Receipt of Information Reports

Moved: Alderman McKinnon

Seconded: Deputy Mayor Shutt

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

CARRIED 8/2223 – 06/09/2016

The Chair invited the Acting Chief Executive Officer and Director of Technical Services to provide a verbal update on the outstanding matters contained within the Action Report.

Officers provided a verbal report to the meeting.

13 DEBATE AGENDA

13.1 Officer Reports

13.1.1 Thai Temple and NT Thai Association 8/0966

Moved: Alderman McKinnon

Seconded: Deputy Mayor Shutt

1. THAT Council receives Report Number 8/0966.

CARRIED 8/2224 – 06/09/2016

Moved: Alderman Pascoe-Bell

Seconded: Alderman McKinnon

2. THAT Council instruct officers to determine a suitable location and brings this location back to Council for consideration.

MOTION LOST

Moved: Deputy Mayor Shutt

Seconded: Alderman Byrne

3. THAT Council further consider the request by Thai Temple and NT Thai Association for land following the completion of the land use plan for Marlow Lagoon and adjoining Crown Land.

CARRIED 8/2225 – 06/09/2016

13.1.2 Alderman Carter - Resignation

8/0967

Moved: Alderman Bunker

Seconded: Deputy Mayor Shutt

1. THAT Council receives Report Number 8/0967.

CARRIED 8/2226 – 06/09/2016

A Point of Order was raised by Alderman Byrne. The Mayor did not accept this Point of Order.

A Point of Order was raised by Alderman Byrne. The Mayor did not accept this Point of Order.

Moved: Mayor Abbott

Seconded: Alderman Pascoe-Bell

2. THAT Council not fill the casual vacancy.

CARRIED 8/2227 – 06/09/2016

A Point of Order was raised by Alderman McKinnon. The Mayor did not accept this Point of Order.

DIVISION

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

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

Members Voting in the Affirmative

Mayor Abbott
Alderman McKinnon
Alderman Pascoe-Bell

Members Voting in the Negative

Deputy Mayor Shutt
Alderman Byrne
Alderman Bunker

The Chair used his casting vote and declared the motion CARRIED

13.1.3 Library Materials – Stock Write-off 8/0970

Moved: Alderman Pascoe-Bell
Seconded: Deputy Mayor Shutt

1. THAT Council receives Report Number 8/0970.

CARRIED 8/2228 – 06/09/2016

Moved: Alderman McKinnon
Seconded: Deputy Mayor Shutt

2. THAT Council approves the stock write off \$81,273.

CARRIED 8/2229 – 06/09/2016

13.1.4 Review EM02 Elected Members Benefits and Support Policy 8/0971

Moved: Deputy Mayor Shutt
Seconded: Alderman Pascoe-Bell

1. THAT Council receives Report Number 8/0971.

CARRIED 8/2230 – 06/09/2016

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

2. THAT Council approve the amended EM02 Elected Members Benefits and Support Policy.

MOTION WITHDRAWN



13.1.5 City of Palmerston Arts Strategy

8/0962

Moved: Alderman Pascoe-Bell
Seconded: Deputy Mayor Shutt

THAT the matter be brought back for discussion.

CARRIED 8/2231 – 06/09/2016

13.1.5 City of Palmerston Arts Strategy

8/0962

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

THAT Council receives Report Number 8/0962.

MOTION WITHDRAWN

13.1.5 City of Palmerston Arts Strategy

8/0974

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0974.

CARRIED 8/2232 – 06/09/2016

Moved: Alderman Byrne
Seconded: Deputy Mayor Shutt

2. THAT Council endorses the Palmerston Arts Strategy 2016-2021.

CARRIED 8/2233 – 06/09/2016

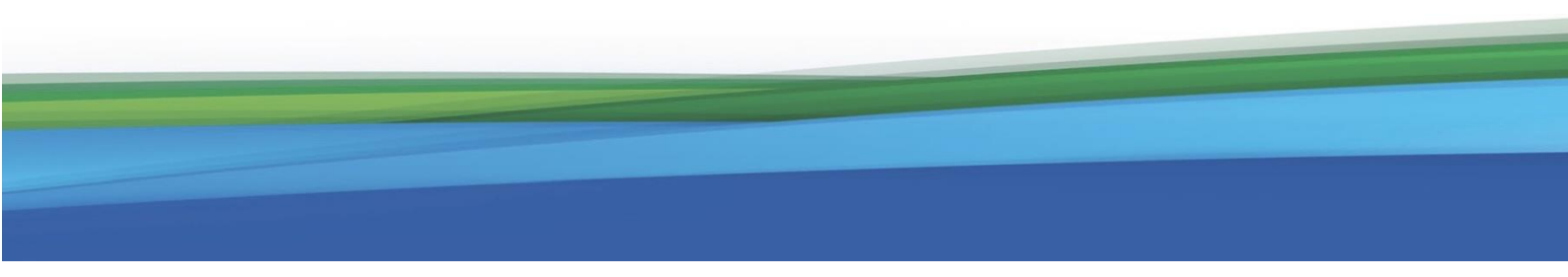
13.1.6 Proposed Future Multistorey Car Park Lot 10024 and Part Lot 9629 Frances Street, Palmerston City

8/0976

Moved: Alderman McKinnon
Seconded: Deputy Mayor Shutt

1. THAT Council receives Report Number 8/0976.

CARRIED 8/2234 – 06/09/2016



13.1.6 Proposed Future Multistorey Car Park Lot 10024 and Part Lot 9629 Frances Street, Palmerston City (continued) 8/0976

Moved: Alderman Bunker
Seconded: Deputy Mayor Shutt

2. THAT Council continue to pursue the option of including a public car park in the building development on Lot 10024 and neighbouring Lot 9629 with the future owner of Lot 10024.
3. THAT a minimum of 250 bays be provided in a standalone public accessible area separate from the buildings private car park.
4. THAT a minimum of 250 bays be provided in addition to the bays generated by the uses at the site.

CARRIED 8/2235 – 06/09/2016

DIVISION

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

Upon dividing, 5 members voted in the affirmative, 1 member voted in the negative.

Members Voting in the Affirmative

Mayor Abbott
Deputy Mayor Shutt
Alderman Bunker
Alderman Byrne
Alderman McKinnon

Members Voting in the Negative

Alderman Pascoe-Bell

The Chair declared the motion CARRIED

14 CORRESPONDENCE

14.1 Northern Territory Grants Commission Allocations 2016-17

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

THAT Council receives correspondence from Mr Bob Beadman, Chairman of the Northern Territory Grants Commission regarding Northern Territory Grants Commission Allocations 2016-17, received on 16 August 2016.

CARRIED 8/2236 – 06/09/2016

15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

16 PUBLIC QUESTION TIME

At the invitation of the Chair

17 OTHER BUSINESS

Nil

ADJOURNMENT

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT the meeting be adjourned for approximately 20 minutes.

CARRIED 8/2237 – 06/09/2016

The meeting adjourned at 9:06pm.

RECONVENED

Moved: Alderman McKinnon
Seconded: Alderman Pascoe-Bell

THAT the meeting be reconvened.

CARRIED 8/2238 – 06/09/2016

The meeting reconvened at 9:23pm.

18 CONFIDENTIAL REPORTS

Moved: Alderman Pascoe-Bell
Seconded: Alderman McKinnon

18.1 Facilities Review

8/0968

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 Acting Chief Executive Officer, Director of Technical Services, Major Projects Officer 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 Facilities Review 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:

18.1 Facilities Review (continued)

8/0968

- (c) information that would, if publicly disclosed, be likely to:
 - (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

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 6 September 2016, in relation to confidential item number 18.1 Facilities Review 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 Covai Café

8/0969

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 Acting Chief Executive Officer, Director of Technical Services, Major Projects Officer 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 Covai Café 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:

- (c) information that would, if publicly disclosed, be likely to:
 - (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

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 6 September 2016, in relation to confidential item number 18.2 Covai Café 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.

18.3 Repurposing of ISLRIP Funds to Hillson ST and Archer Waste Transfer Station

8/0973

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 Acting Chief Executive Officer, Director of Technical Services, Major Projects Officer 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 Repurposing of ISLRIP Funds to Hillson ST and Archer Waste Transfer Station 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:

- (c) information that would, if publicly disclosed, be likely to:
 - (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

18.3 Repurposing of ISLRIP Funds to Hillson ST and Archer Waste Transfer Station (continued)
8/0973

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 6 September 2016, in relation to confidential item number 18.3 Repurposing of ISLRIP Funds to Hillson ST and Archer Waste Transfer Station 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 8/2239 - 06/09/2016

The meeting moved into the Confidential Session at 9:24pm.

19 CLOSURE

Meeting closed at 10.35pm

