

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 29 January 2019 at 5:30pm.**

ELECTED MEMBERS

Mayor Athina Pascoe-Bell
Deputy Mayor Mick Spick
Alderman Lucy Buhr
Alderman Amber Garden
Alderman Benjamin Giesecke
Alderman Damian Hale
Alderman Sarah Henderson
Alderman Tom Lewis

STAFF

Chief Executive Officer, Luccio Cercarelli
Director Corporate Services, Chris Kelly
Acting Director Lifestyle and Community, Amelia Vellar
Communications Officer, Samantha Abdic
Minute Secretary, Alyce Breed

GALLERY

Yvette Nicholls, NT Government
Matthew Kennon, Merit Partners

1 ACKNOWLEDGEMENT OF COUNTRY

I respectfully acknowledge the traditional owners of the land on which we are meeting – the Larrakia People – and pay my respects to their elders, past, present and future.

2 OPENING OF MEETING

The Mayor declared the meeting open at 5:30pm.

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Nil.

Initials: _____

3.2 Leave of Absence Previously Granted

Nil.

3.3 Leave of Absence Request

Moved: Alderman Buhr
Seconded: Alderman Garden

1. THAT the leave of absence received from Alderman Buhr for 6 March to 11 March 2019 inclusive be received and noted.
2. THAT the leave of absence received from Alderman Buhr for 10 April to 14 April 2019 inclusive be received and noted.
3. THAT the leave of absence received from Alderman Buhr for 28 June to 12 July 2019 inclusive be received and noted.

CARRIED 9/0426 – 29/01/2019

4 REQUEST FOR TELECONFERENCING

Nil.

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil.

5.2 Staff

Nil.

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Alderman Lewis
Seconded: Alderman Hale

THAT the minutes of the Council Meeting held on Tuesday, 11 December 2018 pages 9623 to 9636, be confirmed.

CARRIED 9/0427 – 29/01/2019

Initials: _____

6.2 Business Arising from Previous Meeting

Nil.

7 MAYORAL REPORT

Nil.

8 DEPUTATIONS AND PRESENTATIONS

Nil.

9 PUBLIC QUESTIONS (WRITTEN SUBMISSIONS)

Nil.

10 CONFIDENTIAL ITEMS

10.1 Confidential Items

Moved: Deputy Mayor Spick
Seconded: Alderman Henderson

THAT pursuant to Section 65(2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the following confidential items.

ITEM	REGULATION	REASON
23.1	8(e)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(e) of the Local Government (Administration) Regulations, which states municipal council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information provided to the council on condition that it be kept confidential.
25.2.1	8(c)(i)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(i) of the Local Government (Administration) Regulations, which states municipal council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
25.2.2	8(c)(i)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(i) of the Local Government (Administration) Regulations, which states

Initials: _____

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		municipal council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
25.2.3	8(e)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(e) of the Local Government (Administration) Regulations, which states municipal council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information provided to the council on condition that it be kept confidential.
25.2.4	8(c)(iv)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(iv) of the Local Government Administration Regulations, whereby the public may be excluded while business of a kind classified as information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person is discussed.
25.2.5	8(c)(iv) 8(d)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(iv) of the Local Government Administration Regulations, whereby the public may be excluded while business of a kind classified as information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person is discussed. This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(d) of the Local Government (Administration) Regulations, which states municipal council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information subject to an obligation of confidentiality at law, or in equity.

CARRIED 9/0428 – 29/01/2019

10.2 Moving Open Items into Confidential

Nil.

10.3 Moving Confidential Items into Open

Nil.

11 PETITIONS

Nil.

Initials: _____

12 NOTICES OF MOTION

Nil.

13 OFFICERS REPORTS

13.1 Receive and Note Reports

13.1.1 Financial Report for the Month of December 2018 9/0153

Moved: Alderman Garden
Seconded: Alderman Hale

THAT Report Number 9/0153 entitled Financial Report for the Month of December 2018 be received and noted.

CARRIED 9/0429 – 29/01/2019

13.1.2 Community Benefit Scheme 2018/2019 Update 9/0151

Moved: Alderman Buhr
Seconded: Alderman Henderson

THAT Report Number 9/0151 entitled Community Benefit Scheme 2018/2019 Update be received and noted.

CARRIED 9/0430 – 29/01/2019

13.2 Action Reports

13.2.1 Appointment of Deputy Mayor – February – July 2019 9/0148

Moved: Deputy Mayor Spick
Seconded: Alderman Giesecke

1. THAT Report Number 9/0148 entitled Appointment of the Deputy Mayor – February to July 2019 be received and noted.

CARRIED 9/0431 – 29/01/2019

Initials: _____

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13.2.1 Appointment of Deputy Mayor – February – July 2019 (continued) 9/0148

Moved: Alderman Hale

Seconded: Alderman Buhr

2. THAT Council appoint Alderman Henderson as Deputy Mayor for a period of five (5) months in accordance with Council Policy *EM01 Elected Members*, commencing 20 February 2019 to 20 July 2019 (inclusive).

CARRIED 9/0432 – 29/01/2019

13.2.2 Australian Local Government Association (ALGA) National General Assembly (NGA) 2019 9/0150

Moved: Deputy Mayor Spick

Seconded: Alderman Henderson

1. THAT Report Number 9/0150 entitled Australian Local Government Association (ALGA) National General Assembly (NGA) 2019 be received and noted.
2. THAT Council endorse the attendance of the Mayor to the Australian Local Government Association (ALGA) National General Assembly (NGA) in Canberra being held 16 to 19 June 2019.
3. THAT Council endorses the Mayor to vote on behalf of the City of Palmerston at the Australian Local Government Association (ALGA) National General Assembly (NGA) 2019 debating sessions, taking into consideration the interests of the Community and Council.
4. THAT the leave of absence from Mayor Pascoe-Bell, for period 16 June to 19 June 2019 (inclusive) be received and granted.

CARRIED 9/0433 – 29/01/2019

13.2.3 Local Government Association of the Northern Territory Call for Policy and Action Motions – 11 April 2019 9/0155

Moved: Alderman Henderson

Seconded: Alderman Hale

1. THAT Report Number 9/0155 entitled Local Government Association of the Northern Territory Call for Policy and Action Motions – 11 April 2019 be received and noted.
2. THAT any proposed Policy and Action Motions to the April 2019 General Meeting of the Local Government Association of the Northern Territory, be provided in writing to the Chief Executive Officer by Friday 8 February 2019.

CARRIED 9/0434 – 29/01/2019

Initials: _____

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13.2.4 Affixation of Common Seal – Crown Lease Term 2627 over Lot 15269 9/0157

Moved: Alderman Buhr
Seconded: Alderman Hale

1. THAT Report Number 9/0157 entitled Affixation of Common Seal – Crown Lease Term (CLT) 2627 over Lot 15269 be received and noted.
2. THAT in accordance with *Section 26(7) of the Local Government Act*, the Mayor and Chief Executive Officer be authorised to sign and seal Crown Lease Term (CLT) 2627 over Lot 15269 Town of Palmerston at **Attachment A** to Report Number 9/0157 entitled Affixation of Common Seal – Crown Lease Term (CLT) 2627 over Lot 15269.

CARRIED 9/0435 – 29/01/2019

13.3 Confidential Decisions moved into the Open Session

23.2.1 Assignment of Lease of Mosko's Market, Part of Lot 9608, Palmerston C9/0156

Moved: Alderman Henderson
Seconded: Alderman Buhr

1. THAT Report Number C9/0156 entitled Assignment of Lease of Mosko's Market, Part of Lot 9608, Palmerston be received and noted.
2. THAT Council approve the assignment of the lease of Mosko's Market, Part of Lot 9608, Palmerston from Melinda Hosking to Territory Projects Pty Ltd for the balance of the current lease term ending 31 July 2020 with a two (2) year option expiring 31 July 2022 subject to the conditions outlined in Report Number C9/0156 entitled Assignment of Lease of Mosko's Market, Part of Lot 9608, Palmerston.
3. THAT Council reject the request to enter into a new lease for Mosko's Market, Part of Lot 9608, Palmerston at this time.
4. THAT the Council Decisions relating to Report Number C9/0156 entitled Assignment of Lease of Mosko's Market, Part of Lot 9608, Palmerston be moved to the 29 January 2019 Open Minutes.

CARRIED 9/0445 – 29/01/2019

Initials: _____

14 INFORMATION AND CORRESPONDENCE

14.1 Information

14.1.1 Local Government Association of the Northern Territory Conference Advance Notice – April 2019

Moved: Deputy Mayor Spick

Seconded: Alderman Garden

1. THAT Council receive and note Item 14.1.1 entitled Local Government Association of the Northern Territory Conference Advance Notice – April 2019.
2. THAT Council note the Mayor and Alderman Henderson's attendance to the Local Government Association of the Northern Territory General Meeting scheduled 10 to 11 April 2019.
3. THAT the leave of absence from Mayor Pascoe-Bell and Alderman Henderson for period 9 April to 11 April (inclusive) be received and granted.

CARRIED 9/0436 – 29/01/2019

14.2 Correspondence

14.2.1 Roads to Recovery Funding Allocation – 1 July 2019 to 30 June 2024

Moved: Alderman Garden

Seconded: Alderman Buhr

THAT correspondence entitled Roads to Recovery Funding Allocation – 1 July 2019 to 30 June 2024 be received and noted.

CARRIED 9/0437 – 29/01/2019

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

16.1 Laneway Trial

Moved: Alderman Henderson

Seconded: Alderman Hale

THAT the question asked by Alderman Henderson regarding Laneway Trials, and the response provided by the Chief Executive Officer be received and noted.

CARRIED 9/0438 – 29/01/2019

Initials: _____

16.2 Driver Avenue and Elrundie Avenue Intersection

Moved: Alderman Henderson

Seconded: Alderman Hale

THAT the question asked by Alderman Henderson regarding safety concerns at the Driver Avenue and Elrundie Avenue Intersection, and the response provided by the Mayor stating that she will raise the matter with the relevant Minister be received and noted.

CARRIED 9/0439 – 29/01/2019

17 GENERAL BUSINESS

17.1 Former Dollars & Sense

Moved: Alderman Hale

Seconded: Deputy Mayor Spick

THAT Council request that the Chief Executive Officer contact the owners of the allotment containing the former Dollars and Sense seeking to improve the amenity of the site including litter.

CARRIED 9/0440 – 29/01/2019

18 NEXT COUNCIL MEETING

Moved: Alderman Garden

Seconded: Deputy Mayor Spick

THAT the next Ordinary Meeting of Council be held on Tuesday, 5 February 2019 at 5:30pm in the Council Chambers, First Floor, Civic Plaza, 1 Chung Wah Terrace Palmerston.

CARRIED 9/0441 – 29/01/2019

19 CLOSURE OF MEETING TO PUBLIC

Moved: Alderman Buhr

Seconded: Alderman Henderson

THAT pursuant to Section 65 (2) of the *Local Government Act* and Regulation 9 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the Confidential Items of the Agenda.

CARRIED 9/0442 – 29/01/2019

Athina Pascoe-Bell
MAYOR

Date:
