

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, 1 Chung Wah Terrace Palmerston
on Tuesday 21 May 2019 at 5:31pm.**

ELECTED MEMBERS

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

STAFF

Chief Executive Officer, Luccio Cercarelli (*attended from 5:34pm*)
Director City Growth and Operations, Kathy Jarrett
Director Governance and Regulatory Services, Chris Kelly
Acting Director Lifestyle and Community, Amelia Vellar
Executive Manager Finance, Shane Nankivell
Minute Secretary, Alexandra Briley

GALLERY

Will Zwar, NT News
Dave Howie, KPMG
Two members of the public

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 5:31 pm.

Initials: _____

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Moved: Deputy Mayor Henderson
Seconded: Alderman Garden

THAT the apology received from Alderman Giesecke for 21 May 2019 be received and noted.

CARRIED 9/0618 – 21/05/2019

3.2 Leave of Absence Previously Granted

Nil.

3.3 Leave of Absence Request

Moved: Alderman Buhr
Seconded: Alderman Lewis

1. THAT the leave of absence received from Alderman Spick for 25 May 2019 to 28 May 2019 inclusive be received and noted.
2. THAT the leave of absence received from Alderman Buhr for 25 June 2019 to 11 July 2019 inclusive be received and noted.
3. THAT Council notes Mayor Pascoe-Bell will be absent on Council business from 14 July 2019 to 16 July 2019 inclusive.
4. THAT Council notes Alderman Hale will be absent on Council business from 14 July 2019 to 16 July 2019.
5. THAT the leave of absence received from Mayor Pascoe-Bell for 3 September 2019 to 5 September 2019 inclusive be received and noted.

CARRIED 9/0619 – 21/05/2019

4 REQUEST FOR TELECONFERENCING

Nil.

Initials: _____

5 DECLARATION OF INTEREST

5.1 Elected Members

Moved: Mayor Pascoe-Bell
Seconded: Alderman Spick

THAT the Declaration of Interest received from Mayor Pascoe-Bell for Item 13.1.1 be received and noted.

CARRIED 9/0620 – 21/05/2019

5.2 Staff

Moved: Alderman Buhr
Seconded: Alderman Spick

THAT the Declaration of Interest received from Executive Manager Finance for Item 25.2.2 be received and noted.

CARRIED 9/0621 – 21/05/2019

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Alderman Hale
Seconded: Alderman Garden

THAT the minutes of the Council Meeting held on Tuesday, 7 May 2019 pages 9742 to 9751, be confirmed.

CARRIED 9/0622 – 21/05/2019

6.2 Business Arising from Previous Meeting

Nil.

7 MAYORAL REPORT

Nil.

Initials: _____

8 DEPUTATIONS AND PRESENTATIONS

Nil.

9 PUBLIC QUESTIONS (WRITTEN SUBMISSIONS)

Nil.

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

10.1.1 Draft City of Palmerston Municipal Plan and Budget 2019/2020 C9/0225

1. THAT Report Number C9/0225 entitled Draft City of Palmerston Municipal Plan and Budget 2019/2020 be received and noted.
2. THAT in accordance with section 24(2) of the *Local Government Act*, Council endorse the Draft City of Palmerston Municipal Plan and Budget 2019/2020 at **Attachment A** to Report Number C9/0225 for the purposes of 28 days public consultation.
3. THAT a report be provided to Council with the outcomes of public consultation by the Second Ordinary Meeting in June 2019.
4. THAT the decisions and **Attachment A** to Report Number C9/0225 entitled Draft City of Palmerston Municipal Plan and Budget 2019/2020 move into the open session to allow for public consultation following the media launch of the Draft Plan.

CARRIED 9/0616 – 07/05/2019

Initials: _____

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25.2.1 RSPCA Darwin Request for Funding

C9/0222

Moved: Alderman Hale
Seconded: Alderman Garden

1. THAT Report Number C9/0222 entitled RSPCA Darwin Request for Funding be received and noted.
2. THAT Council provide a \$65 contribution per dog, when a dog is being rehomed by an independent agency from the Palmerston Pound.
3. THAT the Council Decisions relating to Report Number C9/0222 entitled RSPCA Darwin Request for Funding be moved to the 21 May 2019 Open minutes.

CARRIED 9/0637 – 21/05/2019

**25.2.2 Authority to Sign and Seal Loan Documentation for Archer Landfill
Rehabilitation**

C9/0226

Moved: Alderman Spick
Seconded: Deputy Mayor Henderson

1. THAT Report Number C9/0226 entitled Authority to Sign and Seal Loan Documentation for Archer Landfill Rehabilitation 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 loan documentation with the National Australia Bank for a fixed rate loan of \$1,960,000 over eight years as defined within Report Number C9/0226 entitled Authority to Sign and Seal Loan Documentation for Archer Landfill Rehabilitation.
3. THAT the Council Decisions relating to Report Number C9/0226 entitled Authority to Sign and Seal Loan Documentation for Archer Landfill Rehabilitation be moved to the 21 May 2019 Open minutes.

CARRIED 9/0638 – 21/05/2019

10.2 Moving Open Items into Confidential

Nil.

Initials: _____

10.3 Confidential Items

Moved: Alderman Spick
Seconded : Deputy Mayor 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
25.2.1	8(c)(iv)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(iv) of the <i>Local Government (Administration) Regulations</i> , 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 prejudice the interests of the council or some other person is discussed.
25.2.2	8(c)(iv)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(iv) of the <i>Local Government (Administration) Regulations</i> , 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 prejudice the interests of the council or some other person is discussed.
25.2.3	8(c)(iv) 8(d)	<p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(iv) of the <i>Local Government (Administration) Regulations</i>, 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.</p> <p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(d) of the <i>Local Government (Administration) Regulations</i>, 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.</p>

CARRIED 9/0623 - 21/05/2019

11 PETITIONS

Nil.

Initials: _____

12 NOTICES OF MOTION

Nil.

13 OFFICERS REPORTS

13.1 Receive and Note Reports

Mayor Pascoe-Bell declared a conflict of interest and left the Council Chambers at 5:36pm

Deputy Mayor Henderson proceeded the meeting as Chair.

13.1.1 Community Benefit Scheme May 2019 Update 9/0231

Moved: Alderman Garden

Seconded: Alderman Buhr

THAT Report Number 9/0231 entitled Community Benefit Scheme May 2019 Update be received and noted.

CARRIED 9/0624 – 21/05/2019

Mayor Pascoe-Bell entered the Council Chambers at 5:37 pm.

Mayor Pascoe-Bell resumed as Chair.

13.1.2 Financial Report for the Month of April 2019 9/0235

Moved: Alderman Buhr

Seconded: Alderman Hale

THAT Report Number 9/0235 entitled Financial Report for the Month of April 2019 be received and noted.

CARRIED 9/0625 – 21/05/2019

Initials: _____

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13.1.3 Northern Territory Government Exposure Draft Liquor Bill 2019 9/0236

Moved: Deputy Mayor Henderson

Seconded: Alderman Buhr

THAT Report Number 9/0236 entitled Northern Territory Government Exposure Draft Liquor Bill 2019 be received and noted.

CARRIED 9/0626 – 21/05/2019

13.2 Action Reports

13.2.1 Strategic Risk Register 9/0223

Dave Howie, Managing Partner of KPMG provided Council with a briefing on item 13.2.1

Moved: Alderman Buhr

Seconded: Deputy Mayor Henderson

1. THAT Report Number 9/0223 entitled Strategic Risk Register be received and noted.
2. THAT Council endorse the eight strategic risks listed in the Strategic Risk Register at **Attachment A** to Report Number 9/0223 entitled Strategic Risk Register.
3. THAT an annual report on the operation of the Strategic Risk Register, including any recommended changes to the Strategic Risks be provided to Council by 30th June each year.

CARRIED 9/0627 – 21/05/2019

13.2.2 Review of *FIN17 Rate Concession Policy* 9/0228

Moved: Alderman Garden

Seconded: Alderman Hale

1. THAT Report Number 9/0228 entitled Review of *FIN17 Rate Concession Policy* be received and noted.
2. THAT Council endorse the following amendments to Council Policy *FIN17 Rate Concession* as **Attachment A** to Report Number 9/0228 entitled Review of *FIN17 Rate Concession Policy*.

Initials: _____

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2nd Ordinary Council Meeting

13.2.2 Review of *FIN17 Rate Concession Policy* (continued) 9/0228

These amendments are:

- Change of Responsible Officer to Executive Manager Finance.
- Under clause 4.3.1, change of addressee to Chief Executive Officer.

CARRIED 9/0628 – 21/05/2019

13.2.3 Adoption of the Draft Council Policy *AD03 Alcohol Management* 9/0233

Moved: Alderman Hale
Seconded: Alderman Buhr

THAT the amended draft Council Policy *AD03 Alcohol Management* be tabled and replace **Attachment C** to Report Number 9/0233 entitled Adoption of the Draft Council Policy *AD03 Alcohol Management*.

CARRIED 9/0629 – 21/05/2019

Moved: Alderman Spick
Seconded: Alderman Garden

1. THAT Report Number 9/0233 entitled Adoption of the Draft Council Policy *AD03 Alcohol Management* be received and noted.
2. THAT Council rescind Council Policy *AD03 Liquor Licence* being **Attachment D** to Report Number 9/0233 entitled Adoption of the Draft Council Policy *AD03 Alcohol Management*.
3. THAT Council adopt the amended Council Policy *AD03 Alcohol Management* being **Attachment C** to Report Number 9/0233 entitled Adoption of the Draft Council Policy *AD03 Alcohol Management*.

CARRIED 9/0630 – 21/05/2019

Initials: _____

13.2.4 Graffiti Buster Trailer

9/0234

Moved: Alderman Lewis

Seconded: Alderman Spick

1. THAT Report Number 9/0234 entitled Graffiti Buster Trailer be received and noted.
2. THAT Council establish a Graffiti Busting Grant Fund to commence from 1 July 2019 with the following conditions:
 - \$5,000 total fund;
 - \$500 per instance;
 - community groups can access funding; and
 - conditions, including consent of property owner, to be determined.

CARRIED 9/0631 – 21/05/2019

13.2.5 Third Quarter Budget Review 2018/2019

9/0232

Moved: Alderman Buhr

Seconded: Alderman Hale

1. THAT Report Number 9/0232 entitled Third Quarter Budget Review 2018/2019 be received and noted.
2. THAT Council adopts the Third Quarter Budget Review 2018/2019, pursuant to Section 128 (2) of *Local Government Act* per **Attachment A** of Report Number 9/0232 entitled Third Quarter Budget Review 2018/2019.
3. THAT Council adopts the reserve movements for 2018/2019 of:
 - (i) Transfer to reserve:
 - \$614,000 transferred to Unexpended Grants Reserve;
 - \$300,000 transferred to Infrastructure Reserve;
 - \$195,000 transferred to Funds in Lieu of Construction Reserve;
 - \$16,307 transferred to Strategic Initiatives Reserve;
 - (ii) Transfer from reserve:
 - \$550,000 transferred from Funds in Lieu of Construction Reserve;
 - \$50,000 transferred from Infrastructure Reserve;
 - \$40,000 transferred from Plant & Equipment Reserve;
 - \$26,307 transferred from Strategic Initiatives Reserve;

Initials: _____

13.2.5 Third Quarter Budget Review 2018/2019 (continued) 9/0232

as per **Attachment B** of Report Number 9/0232 entitled Third Quarter Budget Review 2018/2019.

4. THAT Council adopts reserves movements, to allow delivery of programs, as at 1 July 2019 for 2019/2020 of:

- (i) Transfer from reserve:
- \$614,000 transfer from Unexpended Grants Reserve;
 - \$300,000 infrastructure Reserve.

CARRIED 9/0632 – 21/05/2019

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil.

14.2 Correspondence

Nil.

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

16.1 Ambient Live Music in Goyder Square

Moved: Alderman Buhr
Seconded: Alderman Garden

THAT the question asked by Alderman Buhr regarding Ambient live music in Goyder Square during lunch hours, and the response provided by the Acting Director Lifestyle and Community be received and noted.

CARRIED 9/0633 – 21/05/2019

Initials: _____

17 GENERAL BUSINESS

Nil.

18 NEXT COUNCIL MEETING

Moved: Alderman Hale
Seconded: Deputy Mayor Henderson

THAT the next Ordinary Meeting of Council be held on Tuesday, 4 June 2019 at 5:30pm in the Council Chambers, First Floor, Civic Plaza, 1 Chung Wah Terrace Palmerston.

CARRIED 9/0634 – 21/05/2019

19 CLOSURE OF MEETING TO PUBLIC

Moved: Deputy Mayor Henderson
Seconded: Alderman Spick

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 9/0635– 21/05/2019

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Nil.

Athina Pascoe-Bell
MAYOR

Date:
