

CITY OF PALMERSTON

Minutes of Council Meeting
held in Council Chambers
Civic Plaza, 1 Chung Wah Terrace, Palmerston
on Tuesday 15 October 2019 at 5:30pm.

ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)
Deputy Mayor Benjamin Giesecke
Alderman Damian Hale
Alderman Sarah Henderson
Alderman Tom Lewis
Alderman Lucy Morrison
Alderman Mick Spick

STAFF

Chief Executive Officer, Luccio Cercarelli
Director City Growth and Operations, Kathy Jarrett
Acting Director Lifestyle and Community, Amelia Vellar
Executive Manager Finance, Shane Nankivell
Acting Executive Manager Organisational Services, Richard Iap
Ranger Services Manager, Jeffrey Borella
Minute Secretary, Alexandra Briley

GALLERY

Nil.

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 Chair declared the meeting open at 5:30pm.

Initials: _____

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Nil.

3.2 Leave of Absence Previously Granted

THAT the leave of absence received from Alderman Garden for 13 October to 21 October 2019 inclusive be received and noted.

CARRIED 9/0701 – 02/07/2019

3.3 Leave of Absence Request

Nil.

4 REQUEST FOR TELECONFERENCING

Nil.

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil.

5.2 Staff

Moved: Deputy Mayor Giesecke

Seconded: Alderman Spick

THAT the Declaration of Interest received from the Chief Executive Officer for Item 25.1.1 be received and noted.

CARRIED 9/0864 – 15/10/2019

Initials: _____

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Alderman Spick
Seconded: Deputy Mayor Giesecke

THAT the minutes of the Council Meeting held on Tuesday, 8 October 2019 pages 9903 to 9910, be confirmed.

CARRIED 9/0865 – 15/10/2019

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 Moving Confidential Items into Open

10.1.1 Lease 58 Georgina Crescent, Yarrawonga

1. THAT Council receives Report Number 8/1325.
2. THAT Council approves a short 3 year lease to the Northern Territory Government for 58 Georgina Crescent, Yarrawonga with an option for a further 3 year period all subject to:
 - a. Both parties agreeing to a 3 year or less extension

Initials: _____

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- b. The Chief Executive Officer negotiating an annual lease within 20% of the recent market valuation of \$48,000 ex GST
 - c. Other standard lease terms and conditions satisfactory to the Chief Executive Officer
3. THAT Council delegate to the Official Manager and the Chief Executive Officer the ability to sign and seal the lease to the Northern Territory Government for 58 Georgina Crescent, Yarrowonga subject to the lease meeting Council's requirements.

CARRIED 8/2912 – 03/10/2017

10.1.2 Special City Centre Rate

THAT the correspondence received from Randazzo Investments (NT) Pty Ltd and Property Council of Australia regarding the Special City Centre Rate be received.

CARRIED 8/2633 – 02/05/2017

10.1.3 YMCA Estimate Future Subsidies

THAT a report be provided outlining the Council subsidies paid to the YMCA for the Palmerston Recreation Centre and estimated future subsidies likely to be payable if Council had tendered.

CARRIED 8/2566 – 04/04/2017

10.1.4 Action Report

THAT Council receives Report Number 8/1126.

CARRIED 8/2538 – 21/03/2017

10.1.5 Archer Landfill Rehabilitation Stage 1 – Construction Contract Variations

1. THAT Council accept the late report.

CARRIED 8/2493 – 21/02/2017

2. THAT Council receives Report Number 8/1104.

3. THAT Council delegate to the Chief Executive Officer authority to vary the construction contract contracting with Aldebaran Pty Ltd as required to complete works up to a total construction contract value of \$1.5M (ex GST).

CARRIED 8/2494 – 21/02/2017

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10.1.6 Closure of the Archer Landfill Site

1. THAT Council receives Report Number 8/1102.
2. THAT Council endorses the letter to the Minister for Infrastructure, Planning and Logistics at Attachment A to report Number 8/1102.

CARRIED 8/2491 – 21/02/2017

10.1.7 Communications Plan

1. THAT Council receives Report Number 8/1100.

CARRIED 8/2489 – 21/02/2017

2. THAT Council approve the communications plan set out in Report Number 8/1100 with the exclusion of the statement 'not compete with them'.

CARRIED 8/2490 – 21/02/2017

10.1.8 Amendment to Contract IT2014-01

1. THAT Council receives Report Number 8/0736.
2. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal the Contract Variation Number 03_2015 for the contract IT2014-01 – Provision of Managed ICT Services.

CARRIED 8/1680–15/09/2015

10.1.9 The Heights Durack – Neighbourhood Centre

1. THAT Council receives Report Number 8/0721.

CARRIED 8/1633–18/08/2015

2. THAT Council provides delegated authority to the Mayor and Chief Executive Officer to sign and seal all required documentation to give effect to the transfer of land comprising Lot 11889 from Charles Darwin University to the City of Palmerston.
3. THAT Council provides delegated authority to the Mayor and Chief Executive Officer to sign and seal all required documentation to give effect to the Development Agreement for the construction of the Community Centre on Lot 11889, The Heights Durack to the maximum contribution of \$750,000 plus GST.

CARRIED 8/1634–18/08/2015

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10.1.10 Community Centre in Durack

1. THAT Council receives Committee Recommendation EDI/0123.
2. THAT the Director of Corporate and Community Services be instructed to renegotiate with CIC-THD Pty Ltd ("CIC") over the following matters:
 - THAT Council commitment to the project be capped at \$750,000 plus GST.
 - THAT parity exists between CIC and Council with regards to treatment of GST.
 - THAT the agreement be between 2 parties only being CIC and Council.

CARRIED 8/0960- 18/02/2014

10.1.11 City of Palmerston Civic Centre

1. THAT Council receives Report Number 8/0401.

CARRIED 8/0838- 05/11/2013

2. THAT following consideration of the offer from Randazzo Properties / Joondanna Investments Pty Ltd, to provide approximately 2,200m² of office space and associated carparking within their proposed building on Lot 10026, Council decline the offer.
3. THAT the consortium partners be advised of this decision and thanked for their consideration in this matter.

CARRIED 8/0839- 05/11/2013

10.1.12 Tulagi Road Upgrade

THAT Council receives Report Number 8/0028.

CARRIED 8/0069 - 01/05/2012

10.2 Moving Open Items into Confidential

Nil.

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10.3 Confidential Items

Moved: Alderman Morrison
Seconded: Deputy Mayor Giesecke

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
25.1.1	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.
	8(d)	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.
25.2.1	8(b)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(b) 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 about the personal circumstances of a resident or ratepayer.
	8(c)(i)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(i) 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 cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
	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

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		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(a)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(a) 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 about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual.

CARRIED 9/0866 – 15/10/2019

11 PETITIONS

Nil.

12 NOTICES OF MOTION

Nil.

13 OFFICERS REPORTS

13.1 Receive and Note Reports

13.1.1 Renewal of 3 Mansfield Street, Palmerston City Centre

9/0298

Moved: Alderman Henderson

Seconded: Alderman Morrison

THAT Report Number 9/0298 entitled Renewal of 3 Mansfield Street, Palmerston City Centre be received and noted.

CARRIED 9/0867 – 15/10/2019

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13.1.2 Lifestyle and Community Quarterly Report July - September 2019 9/0322

Moved: Alderman Morrison

Seconded: Alderman Spick

THAT Report Number 9/0322 entitled Lifestyle and Community Quarterly Report July - September 2019 be received and noted.

CARRIED 9/0868 - 15/10/2019

13.1.3 Community Benefit Scheme October 2019 Update 9/0323

Moved: Alderman Morrison

Seconded: Alderman Hale

THAT Report Number 9/0323 entitled Community Benefit Scheme October 2019 Update be received and noted.

CARRIED 9/0869 - 15/10/2019

13.1.4 Financial Report for the Month of September 2019 9/0326

Moved: Alderman Lewis

Seconded: Deputy Mayor Giesecke

THAT Report Number 9/0326 entitled Financial Report for the Month of September 2019 be received and noted.

CARRIED 9/0870 - 15/10/2019

13.2 Action Reports

13.2.1 Community Benefit Scheme Sponsorship Application - The Returned & Services League of Australia, Palmerston Sub-branch Inc. 9/0324

Moved: Mayor Pascoe-Bell

Seconded: Alderman Spick

THAT this matter lay on the table subject to further advice regarding declaration of interest.

CARRIED 9/0871 - 15/10/2019

Initials: _____

13.2.2 Review of Policy *FIN20 - Borrowing*

9/0325

Moved: Alderman Henderson

Seconded: Alderman Hale

1. THAT Report Number 9/0325 entitled Review of Policy *FIN20 - Borrowing* be received and noted.
2. THAT Council rescind Council Policy *FIN20 - Borrowing* as **Attachment A** to Report Number 9/0325 entitled Review of Policy *FIN20 - Borrowing*.
3. THAT Council adopt Council Policy *FIN20 - Borrowing* as **Attachment B** to Report Number 9/0325 entitled Review of Policy *FIN20 - Borrowing* with the inclusion of the following amendments to section 4.4 being regard to Ministerial or Department borrowing guidelines and Council minutes approving the loan application to the Minister.

CARRIED 9/0872 - 15/10/2019

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil.

14.2 Correspondence

Nil.

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

Nil.

17 GENERAL BUSINESS

Nil.

Initials: _____

18 NEXT COUNCIL MEETING

Moved: Alderman Lewis
Seconded: Alderman Hale

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

CARRIED 9/0873 – 15/10/2019

19 CLOSURE OF MEETING TO PUBLIC

Moved: Alderman Spick
Seconded: Alderman Hale

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 9/0874 – 15/10/2019

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Nil.

Athina Pascoe-Bell
MAYOR

Date:
