

CITY OF PALMERSTON

Minutes of Council Meeting
held in Council Chambers
Civic Plaza, 1 Chung Wah Terrace, Palmerston
on Tuesday 18 August 2020 at 5:30pm.

ELECTED MEMBERS

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

STAFF

Chief Executive Officer, Luccio Cercarelli
Director City Growth and Operations, Nadine Nilon
Manager Projects, Alex Douglas
Communications Support Officer, Ashlee Haslop
Communications Media and Marketing Lead, Samantha Abdic
Executive Support Officer, Ashlee Gaddes
Minute Secretary, Tree Malyan

GALLERY

ABC Reporter, Sowaibah Hanifle
1 Member 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 Chair declared the meeting open at 5:30pm.

3 APOLOGIES AND LEAVE OF ABSENCE

Initials: 

3.1 Apologies

Nil.

3.2 Leave of Absence Previously Granted

Nil.

3.3 Leave of Absence Request

Moved: Alderman Hale
Seconded: Alderman Lewis

THAT the leave of absence received from Alderman Hale for 19 August to 20 August 2020 and 25 August to 26 August 2020 inclusive be received and noted

CARRIED 9/1239- 18/08/2020

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Nil.

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil.

5.2 Staff

Nil.

6 CONFIRMATION OF MINUTES

Initials:



6.1 Confirmation of Minutes

Moved: Alderman Morrison
Seconded: Alderman Henderson

THAT the Minutes of the Council Meeting held on 4 August 2020 pages 10165 to 10171 be confirmed.

CARRIED 9/1240- 18/08/2020

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

25.2.1 Regional Waste Management - Update August 2020

Moved: Alderman Hale
Seconded: Alderman Morrison

1. THAT Report entitled Regional Waste Management - Update August 2020 be received and noted.
2. THAT the Council Decision relating to Report entitled Regional Waste Management - Update August 2020 be moved to the 18 August 2020 Open Minutes.

CARRIED 9/1257 - 18/08/2020

25.2.2 Review of Releasing and Retaining Confidential Matters - 22 January to 4 August 2020

Initials: 

Moved: Alderman Morrison
Seconded: Deputy Mayor Garden

1. THAT Report entitled Review of Releasing and Retaining Confidential Matters - 22 January to 4 August 2020 be received and noted and this decision be moved into the 18 August 2020 Open Minutes.
2. THAT the following nine Council Decisions be moved to the 18 August 2020 Open Minutes and this decision be moved into the 18 August 2020 Council Meeting minutes:

Meeting Date	Council Decision Number	Type	Title
24/04/2020	9/1095	General Business	Rates Rebate
5/5/2020	9/1115	Report	Confidential Risk Management and Audit Committee Meeting Minutes - 25 February 2020
5/5/2020	9/1116	Report	Update of Lease of Part of Lot 4201, 31 Tilston Avenue, Moulden
2/6/2020	9/1155	Report	Draft Long-Term Financial Plan 2021-2030
2/6/2020	9/1156	Report	Draft Municipal Plan and Budget 2020/21
16/6/2020	9/1175	Presentation	Draft Central Palmerston Area Plan
16/6/2020	9/1176	Presentation	Integrated Homelessness Delivery including the New Batten Road Service
16/6/2020	9/1177	Report	Central Palmerston Area Plan
7/7/2020	9/1192	Report	Assignment of Lease Mosko's Market Café, Part of Lot 9608, Palmerston

CARRIED 9/1259 - 18/08/2020

10.1.1 Rates Rebate

Initials:



THAT the verbal update given by the Mayor and Chief Executive Officer on the Rates Rebate correspondence received by the Chief Ministers Office be received and noted.

CARRIED 9/1095 – 21/04/2020

10.1.2 Confidential Risk Management and Audit Committee Meeting Minutes – 25 February 2020

1. THAT Report entitled Confidential Risk Management and Audit Committee Meeting Minutes – 25 February 2020 be received and noted.
2. THAT Council receive and note the unconfirmed Confidential Risk Management and Audit Committee Minutes being Attachment 25.2.1.1 to Report entitled Confidential Risk Management and Audit Committee Meeting Minutes – 25 February 2020.

CARRIED 9/1115 – 05/05/2020

10.1.3 Update of Lease of Part of Lot 4201, 31 Tilston Avenue, Moulden

1. THAT Report entitled Update of Lease of Part of Lot 4201, 31 Tilston Avenue, Moulden be received and noted.
2. THAT Council approve an amendment to the general terms and conditions of the lease for the Youth Drop-In Centre, Lot 4201, 31 Tilston Avenue Moulden being that the lease offered to the Northern Territory Government is at a peppercorn rate of \$1 per annum exclusive of GST for a term of three years as detailed in Report entitled Lease of Part of Lot 4201, 31 Tilston Avenue, Moulden.

CARRIED 9/1116 – 05/05/2020

10.1.4 Draft Long-Term Financial Plan 2021-2030

1. THAT Report entitled Adoption of draft Long-Term Financial Plan 2021-2030 be received and noted.
2. THAT Council adopts the City of Palmerston draft Long Term Financial Plan 2021-2030 being the Attachment 25.2.1.1 for 28 days public consultation.

10.1.4 Draft Long-Term Financial Plan 2021-2030 (continued)

Initials: 

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2nd Ordinary Council Meeting

3. THAT Council be presented with the City of Palmerston draft Long Term Financial Plan 2021-2030, inclusive of the feedback from the public consultation for adoption at the Ordinary Meeting on 21 July 2020.
4. THAT The decisions be moved into the Open Minutes following the Municipal Plan and Budget 2020/21 Media Briefing.

CARRIED 9/1155 - 02/06/2020

10.1.5 Draft Municipal Plan and Budget 2020/21

1. THAT Report entitled draft Municipal Plan and Budget 2020/21 be received and noted.
2. THAT Council adopts the City of Palmerston draft Municipal Plan and Budget 2020/21 being Attachment 25.2.2.1 for 28 days public consultation.
3. THAT Council be presented with the City of Palmerston draft Municipal Plan and Budget 2020/21, inclusive of the feedback from the public consultation for adoption at the Ordinary Meeting on 21 July 2020.
4. THAT these decisions be moved into the Open Minutes following the Municipal Plan and Budget 2020/21 Media Briefing.

CARRIED 9/1156 - 02/06/2020

10.1.6 Draft Central Palmerston Area Plan

THAT the confidential presentation by the Northern Territory Planning Commission be received and noted.

CARRIED 9/1175 - 16/06/2020

10.1.7 Integrated Homelessness Delivery including the New Batten Road Service

THAT the confidential presentation by the Department of Local Government, Housing and Community Development be received and noted.

CARRIED 9/1176 - 16/06/2020

10.1.8 Central Palmerston Area Plan

Initials: 

1. THAT Report entitled Central Palmerston Area Plan be received and noted.
2. THAT Council accept the invitation to participate in and support as required Stage 2 of the Central Palmerston Area Plan development and make a submission on the draft Central Palmerston Area Plan as released for public consultation based on the following:
 - a. Council supports the principles and direction outlined in the Central Palmerston Area Plan,
 - b. further investigation occurs of options and strategies to increase pedestrian and cyclist access throughout the area plan boundaries, including in Yarrowonga between Roystonea Avenue and Stuart Highway to enhance permeability and realise Objective 4.4 of the Plan to "Establish a safe, connected and direct active transport network throughout Central Palmerston and to adjoining destinations", and
 - c. further investigation of infrastructure requirements to support the area plan, including:
 - i. road network capabilities to support proposed infrastructure (ie shared paths, greening, bus stops),
 - ii. stormwater infrastructure capability, both for the existing network and to support increased development,
 - iii. Suitability and design of the installation of the Chung Wah Terrace/Temple Terrace intersection to reduce peak hour traffic congestion and improve active transport use, and
 - iv. power supply upgrades of the Palmerston or Archer sub-stations to ensure adequate power supply to the Central Palmerston area.
3. THAT Council reserves the opportunity to make a further submission where matters identified during the consultation period require a further statement of the Council's position.

CARRIED 9/1177 - 16/06/2020

10.1.9 Assignment of Lease Mosko's Market Café, Part of Lot 9608, Palmerston

1. THAT Report entitled Assignment of Lease of Mosko's Market Cafe, Part of Lot 9608, Palmerston be received and noted.

Initials: 

2. THAT Council approve the assignment of the lease of Mosko's Market, Part of Lot 9608, Palmerston from Mosman Group Pty Ltd to Territory Projects Pty Ltd for the balance of the current lease term ending 31 July 2020 with a two year option expiring 31 July 2022.
3. THAT the Council Decisions relating to Report entitled Assignment of Lease of Mosko's Market Cafe, Part of Lot 9608, Palmerston be moved to the Open Minutes after the successful assignment of the lease to Territory Projects Pty Ltd.

CARRIED 9/1192 – 07/07/2020

10.2 Moving Open Items into Confidential

Nil.

10.3 Confidential Items

Moved: Deputy Mayor Garden
Seconded: Alderman Morrison

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)(iii)	This item is considered 'Confidential' pursuant to Section 65(2) of the <i>Local Government Act</i> and 8(c)(iii) 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 security of the council, its members or staff.
25.1.2	8(e)	This item is considered 'Confidential' pursuant to Section 65(2) of the <i>Local Government Act</i> and 8(e) 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 provided to the council on condition that it be kept confidential.

Initials: 

25.2.1	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.
25.2.2	8(a)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(a) 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 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.
	8(b)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(b) 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 about the personal circumstances of a resident or ratepayer.
	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.
	8(c)(ii)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(ii) 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 prejudice the maintenance or administration of the law.

Initials: 

8(c)(iii)	This item is considered 'Confidential' pursuant to Section 65(2) of the Local Government Act and 8(c)(iii) 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 prejudice the security of the council, its members or staff.
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, 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 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.
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.

CARRIED 9/1241 – 18/08/2020

11 PETITIONS

Nil.

12 NOTICES OF MOTION

Nil.

Initials:

13 OFFICERS REPORTS

13.1 Receive and Note Reports

13.1.1 Community Benefit Scheme August 2020 Update

Moved: Alderman Morrison
Seconded: Deputy Mayor Garden

THAT Report entitled Community Benefit Scheme August 2020 Update be received and noted.

CARRIED 9/1242 - 18/08/2020

13.1.2 SCALE Program - Update August 2020

Moved: Alderman Morrison
Seconded: Alderman Henderson

THAT Report entitled SCALE Program - Update August 2020 be received and noted.

CARRIED 9/1243 - 18/08/2020

13.1.3 Financial Report for the Month of July 2020

Moved: Alderman Morrison
Seconded: Alderman Giesecke

THAT Report entitled Financial Report for the Month of July 2020 be received and noted.

CARRIED 9/1244 - 18/08/2020

13.2 Action Reports

13.2.1 Proposal for a Catch and Release Fishing Competition within the City of Palmerston Lakes

Moved: Alderman Morrison
Seconded: Alderman Hale

Initials: 

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1. THAT Report entitled Proposal for a Catch and Release Fishing Competition within the City of Palmerston Lakes be received and noted.
2. THAT Council approve the Palmerston Catch and Release Competition to be run from mid-September 2020 to June 2021 inclusive based on the information, terms and conditions of the competition outlined in the report entitled Proposal for a Catch and Release Fishing Competition within the City of Palmerston Lakes.
3. THAT Council receive a report to review the operation and participation in the Palmerston Catch and Release Competition at the 1st Ordinary Council Meeting to be held in February 2021.

CARRIED 9/1245 - 18/08/2020

13.2.2 Local Business Voucher Scheme

Moved: Alderman Morrison
Seconded: Alderman Hale

1. THAT Report entitled Local Business Voucher Scheme be received and noted.
2. THAT Council participate in the Local Business Voucher Scheme with a funding commitment of \$20,000 for round one \$20,000 for round two and \$20,000 for round three being funded from Council's reserves, noting that the Northern Territory Government will match funding and provide an additional top up of funding of \$50,000 for round two and \$50,000 for round three to make an overall program amount of \$220,000, with the following transactions being exempt:
 - Gift Vouchers
 - Alcohol
 - Tobacco and
 - Gambling
3. THAT pursuant to Section 32(2)(b) of the *Local Government Act 2008* Council hereby delegates to the Chief Executive Officer the power to negotiate and finalise the agreement for the City of Palmerston 'myPalmerston' Local Business Voucher Program and associated conditions and documents as outlined in Report entitled Local Business Voucher Scheme.

CARRIED 9/1246 - 18/08/2020

13.2.3 Proposed Laneway Management Policy

Moved: Alderman Henderson

Initials: 

Seconded: Alderman Hale

1. THAT Report entitled Proposed Laneway Management Policy be received and noted.
2. THAT Council refer the draft Laneway Management Policy to a workshop to be held on Thursday 3 September 2020 with a report to Council on a final draft policy to be presented to the 2nd Ordinary Meeting in September 2020 for the purpose of community consultation.

CARRIED 9/1247- 18/08/2020

13.2.4 Risk Management and Audit Committee Open Minutes

Moved: Deputy Mayor Garden

Seconded: Alderman Henderson

1. THAT Report entitled Risk Management and Audit Committee Open Minutes be received and noted.
2. THAT Council receive and note the unconfirmed Risk Management & Audit Committee minutes provided as **Attachment 13.2.4.1** to Report entitled Risk Management and Audit Committee Meeting Minutes – 28 July 2020.
3. THAT Council endorse the recommendations from the Risk Management & Audit Committee meeting held on 28 July 2020:
 - a. The following items from Report Number 9RMA/0075:
 - THAT Report entitled Action Report – 28 July 2020 be received and noted.
 - THAT the complaints handling policies and procedures identified as part of the Strategic Risk Register update be presented to the Risk Management and Audit Committee in October 2020.
 - THAT the Risk Management and Audit Committee approves the removal of item RMA/0106 from the Action Plan – Outstanding Items as it is considered complete.
 - b. The following items from Report Number 9RMA/0076:
 - THAT Report entitled Review of Council Policy *FIN09 - Risk Management & Audit Committee* be received and noted.
 - THAT draft *FIN09 - Risk Management & Audit Committee Terms of Reference* being **Attachment A** to Report entitled Review of Council Policy *FIN09 - Risk Management & Audit Committee* be presented to Council for adoption with the following amendments:

Initials: 

- Principles 2 amend to include the Local Government Act 2019 section 87 (a), (b) and (c).
 - Amend 4.1.2 (g) to 4.1.3 entitled Review of Annual Report.
 - 4.1.2 (a) remove the word continuously.
 - 4.4.3 amend the required quorum from two to three, consisting of a minimum of one independent and two Elected Members.
 - 4.5.1 and 4.5.2 remove the word Council from Conflict of Interest and amend wording to reflect compliance to the Act.
- c. The following items from Report Number 9RMA/0077:
- THAT Report entitled Asset Management Plan Update be received and noted.
 - THAT the Asset Management Plans presented in Report entitled Asset Management Plan Update being **Attachment A, B and C** are endorsed for finalisation and implementation.
 - THAT a report be provided to the Risk Management and Audit Committee on an annual basis, no later than August each year, to provide an update of the implementation and achievement of the performance measures, and improvements of the Asset Management Plans.
 - THAT a report be provided to the Risk Management and Audit Committee meeting in October 2020 providing a program for the preparation of Asset Management Plans for the remaining asset classes.
 - THAT the Asset Management Policy is reviewed and presented to the Risk Management and Audit Committee for comment in October 2020 prior to presentation to Council.
 - THAT the Asset Management Plans are considered as part of the development of future Council budgets and Long Term Financial Plan, including consideration of progressive increases of capital renewal budgets and reserves to progressively reduce the funding shortfall and increase the financial sustainability of Council assets with consideration of the impacts on the Council's risk profile.
 - THAT the Executive Summary portion of each Asset Management Plan, once finalised, is made available for the community to view through Council's website.
 - THAT the Committee congratulates the Director City Growth and Operations and their team for the quality of the Asset Management Plans.

CARRIED 9/1248 - 18/08/2020

13.2.5 Review of Council Policy FIN09 Risk Management and Audit Committee Terms of Reference

Moved: Deputy Mayor Garden
Seconded: Alderman Henderson

Initials:



1. THAT the Council Policy *FIN09 Risk Management and Audit Committee Terms of Reference* be tabled and replace **Attachment 13.2.5.2** to Report entitled *FIN09 - Risk Management and Audit Committee Terms of Reference*.
2. THAT Report entitled *Review of Council Policy FIN09 Risk Management and Audit Committee Terms of Reference* be received and noted.
3. THAT Council rescind Council Policy *FIN09 - Risk Management and Audit Committee* being **Attachment 13.2.5.1** to Report entitled *Review of Council Policy FIN09 Risk Management and Audit Committee Terms of Reference*.
4. THAT Council adopt draft *FIN09 - Risk Management and Audit Committee Terms of Reference* being **Attachment 13.2.5.2** to Report entitled *Review of Council Policy FIN09 - Risk Management & Audit Committee Terms of Reference* as a policy of Council.

CARRIED 9/1249 - 18/08/2020

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil.

14.2 Correspondence

Nil.

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

16.1 Sanctuary Lakes Carpark Nighttime Closure

Moved: Alderman Hale
Seconded: Alderman Spick

THAT the question asked by Alderman Hale regarding Sanctuary Lakes Carpark Nighttime closure, and the response provided by the Chief Executive Officer be received and noted.

16.2 Delany Gwa Lighting Petition Update (Council Decision 9/1139)

Initials:



Moved: Alderman Spick
Seconded: Alderman Hale

THAT the question asked by Alderman Spick regarding Delany Gwa Lighting Petition Update (Council Decision 9/1139), and the response provided by the Chief Executive Officer be received and noted.

CARRIED 9/1250 – 18/08/2020

17 GENERAL BUSINESS

Nil.

18 NEXT COUNCIL MEETING

Moved: Alderman Lewis
Seconded: Deputy Mayor Garden

THAT the next Ordinary Meeting of Council be held on Tuesday, 1 September 2020 at 5:30pm in the Council Chambers, First Floor, Civic Plaza, 1 Chung Wah Terrace Palmerston.

CARRIED 9/1251 – 18/08/2020

19 CLOSURE OF MEETING TO PUBLIC

Moved: Alderman Hale
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 9/1252 – 18/08/2020

Initials:



20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

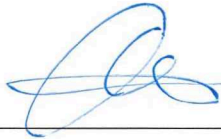
Moved: Alderman Hale
Seconded: Deputy Mayor Garden

THAT the meeting be adjourned for 10 minutes for media liaison.

CARRIED 9/1253 - 18/08/2020

The meeting adjourned at 6:22pm.

The Chair declared the meeting closed at 6:44 pm.



Chair



Print Name



Date

Initials:
