

MINUTES

2nd Ordinary Council Meeting Tuesday 19 October 2021

The Ordinary Meeting of the City of Palmerston held in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston, NT 0830

Minutes of Council Meeting
held in Council Chambers
Civic Plaza, 1 Chung Wah Terrace, Palmerston
on Tuesday 19 October 2021 at 5:30pm.

PRESENT

ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)
Deputy Mayor Sarah Henderson
Councillor Danielle Eveleigh
Councillor Mark Fraser
Councillor Amber Garden
Councillor Ben Giesecke
Councillor Damian Hale
Councillor Sarah Henderson
Councillor Lucy Morrison

STAFF

Chief Executive Officer, Luccio Cercarelli
Deputy Chief Executive Officer/Director Lifestyle and
Community, Amelia Vellar
Director City Growth and Operations, Nadine Nilon
Director Organisational Services, Silke Maynard
Minute Secretary, Chloe Hayes

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 5.32pm.

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Nil

3.2 Leave of Absence Previously Granted

Nil

3.3 Leave of Absence Request

Moved: Deputy Mayor Henderson

Seconded: Councillor Eveleigh

1. THAT the leave of absence received from Councillor Morrison for 17 October to 18 October 2021 inclusive be received and noted.
2. THAT the leave of absence received from Councillor Morrison for 3 November from 6:00pm to 10 November 2021 inclusive be received and noted.
3. THAT the leave of absence received from Councillor Hale for 20 October to 21 October 2021 inclusive be received and noted.
4. THAT the leave of absence received from Councillor Giesecke for 4 November to 9 November 2021 inclusive be received and noted.
5. THAT the leave of absence received from Councillor Fraser for 27 October to 28 October 2021 inclusive be received and noted.

CARRIED 10/48 – 19/10/2021

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Nil

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil

5.2 Staff

Nil

Initials:



6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Councillor Garden
Seconded: Councillor Morrison

THAT the Minutes of the Council Meeting held on 5 October 2021 pages 10554 to 10564 be confirmed.

CARRIED 10/49 - 19/10/2021

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Mayor Pascoe-Bell
Seconded: Councillor Eveleigh

THAT Report entitled Mayoral Update Report - October 2021 be received and noted.

CARRIED 10/50 - 19/10/2021

8 DEPUTATIONS AND PRESENTATIONS

Nil

9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Nil

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

23.1 Middle Arm Sustainable Development Precinct

Moved: Councillor Eveleigh
Seconded: Councillor Hale

1. THAT the confidential presentation by Simon Flowers, Project Director and Alister Trier, Chief Executive Officer of Department of Infrastructure, Planning and Logistics be received and noted.
2. THAT the Council Decision relating to Agenda Item 23.1 be moved to the Open Minutes of the 19 October 2021 Council Meeting.

CARRIED 10/65 - 19/10/2021

Initials: 

10.1.1 Zuccoli Community Hub - Crown Lease Proposal Lot 13503

Moved: Alderman Hale

Seconded: Alderman Henderson

1. THAT Report entitled Zuccoli Community Hub - Crown Lease Proposal Lot 13503 be received and noted.
2. THAT Council agrees to accept a Crown Lease Term (CLT) over an inductive area being **Attachment 25.2.1.2 and Attachment 25.2.1.4**, as detailed in report entitled Zuccoli Community Hub - Crown Lease Proposed Lot 13503.
3. THAT Council pursuant to Section 40 of the Local Government Act 2019, delegate to the Chief Executive Office the power to enter into a Crown Lease Term (CLT), finalising all terms and conditions, for the purpose of the development of the Zuccoli Community Hub, and management of part of Mitchell Creek, as identified in report entitled Zuccoli Community Hub - Crown Lease Proposed Lot 13503.
4. THAT this decision move to the Open Minutes on public notification of the Crown Lease Term offer by the Northern Territory Government.

CARRIED 9/1452 - 19/01/2021

10.1.3 Northern Territory Cricket Sponsorship- Cricket 365

Moved: Alderman Morrison

Seconded: Mayor Pascoe-Bell

1. THAT Report entitled Northern Territory Cricket Sponsorship- Cricket 365 be received and noted.
2. THAT Council approve Program Partnership with Northern Territory Cricket for Cricket 365 to the value of \$25,422 excluding GST per annum for two years commencing in 2021, as detailed in report entitled Northern Territory Cricket Sponsorship- Cricket 365.
3. THAT the Council Decisions relating to this report entitled Northern Territory Cricket Sponsorship - Cricket 365 be moved to the Open Minutes at the time of a related announcement from Northern Territory Cricket.

CARRIED 9/1499 - 16/02/2021

10.1.4 10 Temple Terrace Planning Matter - Telstra Tower

Moved: Alderman Spick

Seconded: Alderman Hale

1. THAT Report entitled 10 Temple Terrace Planning Matter - Telstra Tower be received and noted.

Initials: 

2. THAT Council proceed with the application to join as a party in relation to the matter of the appeal of Telstra for the Development Consent Authority's refusal of a Development Permit for a telecommunications tower to be located at 10 Temple Terrace.
3. THAT this decision be moved into Open following the NTCAT determination of the application from Council to join as a party.

CARRIED 9/1549 – 16/03/2021

10.1.5 Grounds Maintenance Contract - Update

Moved: Deputy Mayor Garden
Seconded: Alderman Morrison

1. THAT Report entitled Grounds Maintenance Contract - Update be received and noted.
2. THAT the Council Decisions relating to Report entitled Grounds Maintenance Contract - Update be moved to the Open Minutes on award of contract.

CARRIED 9/1595 – 20/04/2021

10.1.6 Appointment of Independent Chair - Risk Management and Audit Committee

Moved: Deputy Mayor Garden
Seconded: Alderman Henderson

1. THAT Report entitled Appointment of Independent Chair - Risk Management and Audit Committee be received and noted.
2. THAT Council appoint Ms Clare Milikins as the Independent Chair of the Risk Management and Audit Committee commencing 1 June 2021 for an initial term of two years.
3. THAT pursuant to section 32 of the Local Government Act 2008 Council hereby delegates to the Chief Executive Officer the power and authority to finalise and sign all documentation required for the appointment of Ms Clare Milikins as the Independent Chair to the Risk Management and Audit Committee.
4. THAT Council writes a letter to Mr Blackburn acknowledging his time and contribution as Interim Independent Chair to the Risk Management and Audit Committee.
5. THAT the Council Decisions relating to Report entitled Appointment of Independent Chair – Risk Management and Audit Committee be moved to the Open Minutes once the appointment of Independent Chair has been finalised.

CARRIED 9/1646 – 18/05/2021

10.1.7 SWELL Management and Operations Contract

Moved: Alderman Lewis

Initials: 

Seconded: Deputy Mayor Garden

1. THAT Report entitled SWELL Management and Operations Contract be received and noted.
2. THAT Council endorse awarding the SWELL Management and Operations Contract for a period of five (5) years with free entry access to the aquatic components of the pool for the term of the contract with all other fees and charges to be determined annually.
3. THAT Council note Belgravia Pty Ltd as the preferred tenderer of the SWELL Management and Operations Contract at a total contract value of \$1,834,116 (GST exclusive) for a period of five years with the start date being 1 July 2021.
4. THAT the Council Decisions relating to Report Entitled SWELL Management and Operations Contract be moved to the Open Minutes on award of the contract.

CARRIED 9/1664 – 01/06/2021

10.2 Moving Open Items into Confidential

Nil

10.3 Confidential Items

Moved: Councillor Garden

Seconded: Deputy Mayor Henderson

THAT pursuant to Section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1) of the *Local Government (General) Regulations 2021* the meeting be closed to the public to consider the following confidential items:

Item	Confidential Category	Confidential Clause
23.1	External Presentation Request	This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the <i>Local Government Act 2019</i> and section 51(1)(e) of the <i>Local Government (General) Regulations 2021</i> , which states a 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 and would, if publicly disclosed, be likely to be contrary to the public interest.
25.1.1	Legal Advice	This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the <i>Local Government Act 2019</i> and section 51(1)(f) of the <i>Local Government (General) Regulations 2021</i> , which states a 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 in relation to a complaint of a contravention of the code of conduct.

CARRIED 10/50 – 19/10/2021

Initials:



11 PETITIONS

Nil

12 NOTICES OF MOTION

12.1 Palmerston Recreation Lake

Moved: Councillor Hale

Seconded: Councillor Fraser

1. THAT Notice of Motion entitled Palmerston Recreation Lake be received and noted.
2. THAT a report be prepared regarding the Palmerston Recreational Lake including work undertaken to date, potential funding sources, potential preliminary studies and other relevant matters required to allow progression and advocacy for its funding and development by the 2nd Ordinary Meeting in November 2021.

CARRIED 10/51 – 19/10/2021

13 OFFICER REPORTS

13.1 Action Reports

13.1.1 Implementation Strategy for Inclusive, Diverse and Accessible Policy Framework

Moved: Councillor Eveleigh

Seconded: Councillor Morrison

1. THAT Report entitled Implementation Strategy for Inclusive, Diverse and Accessible Policy Framework be received and noted.
2. THAT the draft Disability Inclusion and Access Plan be presented to Council by the 2nd Ordinary Meeting in February 2022.

CARRIED 10/52 – 19/10/2021

13.1.2 End of Financial Year 2020/2021 Reserve Allocation

Moved: Councillor Garden

Seconded: Deputy Mayor Henderson

1. THAT Report entitled End of Financial Year 2020/21 Reserve Allocation be received and noted.
2. THAT Council adopts the end of financial year reserve movements for 2020/21 of:

Transfers to Reserve:

- \$4,589,920 transfer to the Unexpended Capital Works Reserve.
- \$274,480 transfer to the Developer Contribution Reserve.

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- \$1,001,404 transfer to the Waste Reserve.
- \$243,891 transfer to the Unexpended Grants Reserve to comply with AASB 1058.

Transfers from Reserve:

- \$1,965,311 transfer from the Working Capital Reserve.

CARRIED 10/53- 19/10/2021

13.1.3 SWELL October 2021 Update

Moved: Councillor Fraser

Seconded: Councillor Hale

1. THAT Report entitled SWELL October 2021 Update be received and noted.
2. THAT the Mayor write to Senator for the Northern Territory, Dr Sam McMahon and the Honorable Michael Gunner, Chief Minister of the Northern Territory, thanking them on behalf of the Palmerston Community for their support and efforts to deliver Swimming Wellness Events Leisure Lifestyle

CARRIED 10/54 - 19/10/2021

13.1.4 Energy Efficiency and Sustainability Grant - Partial Acquittal October 2021

Moved: Councillor Eveleigh

Seconded: Councillor Garden

1. THAT Report entitled Energy Efficiency and Sustainability Grant - Partial Acquittal October 2021 be received and noted.
2. THAT Council approves the partial acquittal of the Energy Efficiency and Sustainability Grant 2018-19 as presented as **Attachment 13.1.4.1** to Report entitled Energy Efficiency and Sustainability Grant - Partial Acquittal October 2021 to the value of \$137,493.34 as of 13 October 2021, to upgrade internal lights of Palmerston Library and Palmerston Recreation Centre.

CARRIED 10/55 - 19/10/2021

13.1.5 Ninja Warrior Obstacle Course Update

Moved: Councillor Morrison

Seconded: Councillor Eveleigh

1. THAT Report entitled Ninja Warrior Obstacle Course Update be received and noted.
2. THAT Council endorses the location of Hobart Park for the Ninja Warrior Obstacle Course.
3. THAT the Ninja Warrior Obstacle Course tender includes the provision of shade over the course, with the construction of the shade subject to budget availability.

CARRIED 10/56- 19/10/2021

Initials: 

13.2 Receive and Note Reports

13.2.1 Lifestyle and Community Quarterly Report July to September 2021

Moved: Councillor Morrison
Seconded: Councillor Garden

THAT Report entitled Lifestyle and Community Quarterly Report July to September 2021 be received and noted.

CARRIED 10/57- 19/10/2021

13.2.2 Community Satisfaction Survey 2021

Moved: Councillor Morrison
Seconded: Deputy Mayor Henderson

THAT Report entitled Community Satisfaction Survey 2021 be received and noted.

CARRIED 10/58- 19/10/2021

13.2.3 Community Benefit Scheme Update - October 2021

Moved: Councillor Eveleigh
Seconded: Councillor Morrison

THAT Report entitled Community Benefit Scheme Update - October 2021 be received and noted.

CARRIED 10/59 - 19/10/2021

13.2.4 Financial Report for the Month of September 2021

Moved: Councillor Garden
Seconded: Deputy Mayor Henderson

THAT Report entitled Financial Report for the Month of September 2021 be received and noted.

CARRIED 10/60 - 19/10/2021

13.2.5 Local Roads and Community Infrastructure Update

Moved: Councillor Morrison
Seconded: Deputy Mayor Henderson

THAT Report entitled Local Roads and Community Infrastructure Update be received and noted.

CARRIED 10/61- 19/10/2021

Initials: 

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

18 NEXT ORDINARY COUNCIL MEETING

Moved: Councillor Garden

Seconded: Councillor Fraser

THAT the next Ordinary Meeting of Council be held on Tuesday, 2 November 2021 at 5:30pm in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston.

CARRIED 10/62- 19/10/2021

19 CLOSURE OF MEETING TO PUBLIC

Moved: Deputy Mayor Henderson

Seconded: Councillor Fraser

THAT pursuant to section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1)(a) of the *Local Government (General) Regulations 2021* the meeting be closed to the public to consider the Confidential items of the Agenda.

CARRIED 10/63- 19/10/2021

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

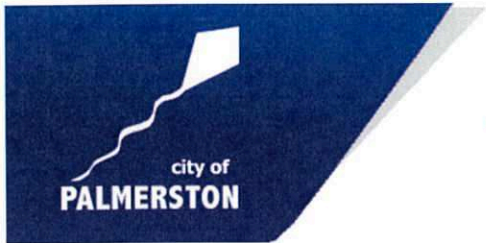
Nil

The open section of the meeting closed at 6.09pm for the discussion of confidential matters.

The Chair declared the meeting closed at 7:42pm

Initials: _____





COUNCIL MINUTES

Chair

Print Name

Date

Initials: _____