

MINUTES

1st Ordinary Council Meeting **Tuesday 17 January 2023**

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 17 January 2023 at 5:30pm.

PRESENT

ELECTED MEMBERS

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

STAFF

Chief Executive Officer, Luccio Cercarelli
General Manager Community and Culture, Anna Ingram
General Manager Infrastructure, Nadine Nilon
Director of Finance and Governance, Wati Kerta
Minute Secretary, Kate Roberts

GALLERY

Four members of staff

1 ACKNOWLEDGEMENT OF COUNTRY

Didgeridoo Performance performed by Larrakia man, William Hewitt and Smoking Ceremony performed by Larrakia man, Trent Lee.

City of Palmerston acknowledges the Larrakia people as the Traditional Custodians of the Palmerston region. We pay our respects to the Elders past, present and future leaders and extend that respect to all Aboriginal and Torres Strait Islander people.

2 OPENING OF MEETING

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

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Moved: Councillor Fraser
Seconded: Councillor Eveleigh

THAT the apology received from Deputy Mayor Lucy Morrison for 17 January 2023 be received and noted.

CARRIED 10/658 – 17/01/2023

3.2 Leave of Absence Previously Granted

THAT it be noted Councillor Giesecke will be on leave of absence as previously granted on 6 December 2022, for the period of 5 January to 22 January 2023 inclusive.

3.3 Leave of Absence Request

Moved: Councillor Eveleigh
Seconded: Councillor Fraser

1. THAT the leave of absence received from Councillor Eveleigh for 19 to 20 January 2023 inclusive be received and noted.
2. THAT the leave of absence received from Councillor Garden for 4 to 10 April 2023 inclusive be received and noted.

CARRIED 10/659 – 17/01/2023

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Moved: Councillor Garden
Seconded: Councillor Hale

1. THAT Council note that Councillor Giesecke is attending via Audio/Audiovisual who will be physically prevented from attending a meeting due to being further than 100kms from the place of meeting and approval has been granted by the CEO in accordance with the City of Palmerston Audio/Audiovisual Conferencing policy.

Initials: 

2. THAT Council note that Councillor Garden will attend via Audio/Audiovisual who will be physically prevented from attending a meetings for the leave period 4 April to 10 April 2023 due to being further than 100kms from the place of meeting.

CARRIED 10/660 - 17/01/2023

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil

5.2 Staff

Nil

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Councillor Henderson

Seconded: Councillor Garden

THAT the Minutes of the Council Meeting held on 6 December 2022 pages 10907 to 10914 be confirmed.

CARRIED 10/661 - 17/01/2023

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Deputy Mayor Morrison

Seconded: Councillor Hale

THAT Report entitled Mayoral Update Report - December 2022 be received and noted.

CARRIED 10/662 - 17/01/2023

8 DEPUTATIONS AND PRESENTATIONS

Nil

9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Moved: Councillor Eveleigh

Seconded: Councillor Garden

Initials: LA

THAT the following public question from Mr Trevor Jenkins and response as tabled regarding unaccompanied minors accessing the public library and antisocial behaviour at the Palmerston Bus Depot be received and noted.

Question 1: Underage at risk girls/children not going to school, visiting library during school time, accessing first person shooter games. There should be mandatory reporting of children at risk. Public report P22314803. Why don't library staff / managers mandatory report / refuse entry/bar to use facilities? Kids not going to school and openly playing first person shooter games with adult online when at risk children reporting is mandatory. Police report P22314813.

Response: Palmerston Library is a community space open to everyone. The City of Palmerston has a focus on ensuring all community members feel welcome and comfortable visiting the Palmerston Library. There are many reasons why school-age children may visit the library during school hours and for these reasons library staff do not restrict access. While the Northern Territory does not have specific legislation around children being unsupervised, library staff ensure children under the age of 11 have appropriate supervision while visiting the library. Library staff also engage when required with the Education Department as well as individual schools, who are responsible for tracking and enforcing student truancy issues.

Question 2: Two year ongoing same people living, camping, defecating, smashing bottles and drinking at the Palmerston bus stop at Roystonea Avenue. I realize this supposedly isn't Council land but it's (unable to decipher) in Palmerston, it is part of its responsibility. When is Council going to address two year ongoing camping/drinking/living literally at Palmerston bus stop/car park overflow/Roystonea Avenue. I.e. Social/ (unable to decipher)/social work services.

Response: This question has previously been responded to at the Council Meeting held 4 October 2022. Mr Jenkins was provided a response on 10 October 2022.

CARRIED 10/663 – 17/01/2023

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

10.1.1 NT Planning Commission Presentation - Draft Greater Holtz Area Plan

Moved: Councillor Garden

Seconded: Councillor Eveleigh

1. THAT the presentation by the NT Planning Commission on the Draft Greater Holtz Area Plan be received and noted.
2. THAT the Council Decision relating to the Presentation by the NT Planning Commission on the Draft Greater Holtz Area Plan be moved to the Open Minutes of 17 January 2023.

CARRIED 10/677 – 17/01/2023

Initials: LA

10.1.2 Palmerston and Litchfield Regional Economic Growth Committee Working Group

Moved: Councillor Eveleigh
Seconded: Councillor Henderson

1. THAT Report entitled Palmerston and Litchfield Regional Economic Growth Committee Working Group be received and noted.
2. THAT the Council endorses its ongoing commitment to the Palmerston and Litchfield Regional Economic Growth Committee and working group, and formalisation of the partnership through a Memorandum of Understanding.
3. THAT Council commits \$50,000 in funding to develop the Palmerston and Litchfield Regional Economic Growth Plan through the Palmerston and Litchfield Regional Economic Growth Committee Working Group, and that this be funding from the Developers Funds in Lieu of Construction Reserve (the FILOC Reserve).
4. THAT Council endorses the Chief Executive Officer or their nominated delegate as the City of Palmerston representative on the Palmerston and Litchfield Regional Economic Growth Committee Working Group.
5. THAT effective 17 January 2023 pursuant to section 40 of the *Local Government Act 2019*, Council hereby delegates to the Chief Executive Officer the power to finalise and execute an MOU formalising the Palmerston and Litchfield Regional Economic Growth partnership.
6. THAT the Council Decisions relating to Report Entitled Palmerston and Litchfield Regional Economic Growth Committee Working Group be moved to the Open Minutes of 17 January 2023.

CARRIED 10/679 - 17/01/2023

10.2 Moving Open Items into Confidential

Nil

10.3 Confidential Items

Moved: Councillor Henderson
Seconded: Councillor Garden

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

Initials: 

		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	Council Performance, Service Delivery and Budget Review	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)(c)(i) 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 that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
25.1.2	External Request for Support	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)(c)(iv) 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 that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
25.1.3	Council Committee Recommendations	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)(c)(iv) 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 that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.

CARRIED 10/664 – 17/01/2023

11 PETITIONS


Nil

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

Initials: 

13.1.1 Community Advisory Committee Minutes - November 2022

Moved: Councillor Garden

Seconded: Councillor Eveleigh

1. THAT Report entitled Community Advisory Committee Minutes - November 2022 be received and noted.
2. THAT Council receive and note the unconfirmed minutes from the relevant Committee meetings as listed below to the report entitled Community Advisory Committee Minutes - November 2022.:
 - a. Palmerston Vibrant Economy Committee minutes provided as **Attachment 13.1.1.1.**
 - b. Palmerston Wellbeing Advisory Committee minutes provided as **Attachment 13.1.1.2.**
3. THAT Council notes that due to lack of Quorum the Palmerston Community Safety Advisory Committee is rescheduled for 5:30pm on 28 March 2023.
4. THAT Council endorses the recommendations within the respective minutes from the Palmerston Vibrant Economy Committee being:

8.1.2 Committee Schedule of Meetings and Membership

Moved: Councillor Giesecke

Seconded: Mohan Kandas

1. THAT Report entitled Committee Schedule of Meetings and Membership be received and noted.
2. THAT the Vibrant Economy Advisory Committee recommend to the Council:

The Vibrant Economy Advisory Committee adopts the Committee meeting be held at 5.30pm in Chambers at Civic Plaza, 1 Chung Wah Terrace, Palmerston and on the following dates in 2023:

Monday 27 March 2023

Monday 26 June 2023


Monday 25 September 2023

Monday 27 November 2023

3. Council undertake the following activities to fill vacancies
 - i. Council to write to the Property Council (NT) and Chamber of Commerce (NT) advising that the Committee has one vacancy for a member of a relevant business or property association and seeking an expression of interest.
 - ii. Council re-advertise expression of interest in February 2023 for a Committee Community member.

CARRIED VEAC10/2 - 21/11/2022

8.1.3 Palmerston Local Economic Plan Update

Initials: 

Moved: Mayor Pascoe-Bell
Seconded: Brandon Evans

1. THAT Report entitled Palmerston Local Economic Plan Update be received and noted.
2. THAT the Vibrant Economy Advisory Committee recommend to the Council:
 - a. THAT a report be prepared updating the progress of the Palmerston Local Economic Plan actions and prioritisation of actions for 2023 to be presented at the March 2023 Vibrant Economy Advisory Committee meeting.

CARRIED VEAC10/3 - 21/11/2022

8.2 Receive and Note Reports Palmerston Vibrant Economy Advisory Committee

8.2.1 Capital Investment Program

Moved: Mayor Pascoe-Bell
Seconded: Sue Shearer

THAT Report entitled Capital Investment Program be received and noted.

CARRIED VEAC10/4 - 21/11/2022

5. THAT Council endorses the recommendations within the respective minutes from the Palmerston Wellbeing Advisory Committee being:

8.1 Action Reports Palmerston Wellbeing Advisory Committee

8.1.1 Committee Schedule and Membership

Moved: Councillor Henderson
Seconded: Mayor Pascoe-Bell

THAT the Community Wellbeing Advisory Committee recommends to Council:

1. THAT Report entitled Committee Schedule and Membership be received and noted.
2. THAT meetings be scheduled quarterly as follows:
 - 5.30pm Thursday 30 March 2023 in Council Chambers
 - 5.30pm Thursday 29 June 2023 in Council Chambers
 - 5.30pm Thursday 28 September 2023 in Council Chambers
 - 5.30pm Thursday 30 November 2023 in Council Chambers
3. THAT as per the Palmerston (Procedures for Meetings) By-Laws 2003, Section 2 Part 23, members of the Community Wellbeing Committee are not required to stand when speaking to a matter being considered.
4. Council readvertises the current Community Wellbeing Committee Senior Community Member vacancy and writes directly to a number of Senior Organisations.

CARRIED CWAC 10/02 - 24/11/2022

Initials: LM

8.2 Receive and Note Reports Palmerston Community Wellbeing Advisory Committee

8.2.1 Committee Process and Terms of Reference

Moved: Mayor Pascoe-Bell
Seconded: Veronica Matipira.

1. THAT the Community Wellbeing Advisory Committee recommends to Council:
2. THAT Report entitled Committee Process and Terms of Reference be received and noted.

CARRIED CWAC 10/03 – 24/11/2022

8.2.2 Network Groups Update

Moved: Gabrielle Brown
Seconded: Councillor Henderson

1. THAT the Community Wellbeing Advisory Committee recommends to Council:
2. THAT Report entitled Network Groups Update be received and noted.

CARRIED CWAC 10/04 – 24/11/2022

8.2.3 Diversity, Inclusion and Access Update

Moved: Michelle Walker
Seconded: Councillor Henderson

1. THAT the Community Wellbeing Advisory Committee recommends to Council:
2. THAT Report entitled Diversity, Inclusion and Access Update be received and noted.

CARRIED CWAC 10/05 – 24/11/2022

8.2.4 Major Projects Update

Moved: Councillor Henderson
Seconded: Veronica Matipira

1. THAT the Community Wellbeing Advisory Committee recommends to Council:
2. THAT Report entitled Major Projects Update be received and noted.

CARRIED CWAC 10/06 – 24/11/2022

10.1 Fibersense Question

Moved: George Watkinson PROXY for Siiri Tennosaar
Seconded: Gabrielle Brown

An update on Fibersense was given by the Chief Executive Officer in response to a member question.

10.2 THAT a report be prepared identifying existing and future programs and events relevant to the Wellbeing Advisory Committee to identify opportunities and promotions by members.

CARRIED CWAC 10/07 - 24/11/2022

CARRIED 10/665 - 17/01/2023

13.1.2 Council to the Community Meetings 2023

Moved: Councillor Henderson
Seconded: Councillor Garden

1. THAT Report entitled Council to the Community Meetings 2023 be received and noted.
2. THAT Council approve the continuation of the Council to the Community Meetings including the pre-meeting public forum, in 2023 as a part of the Ordinary Meeting Calendar, for the following Ordinary Meetings:
 - 2nd Ordinary Meeting 21st March 2023.
 - 2nd Ordinary Meeting 19th September 2023.

CARRIED 10/666 - 17/01/2023

13.2 Receive and Note Reports

13.2.1 Community Benefit Scheme - December Update

Moved: Councillor Fraser
Seconded: Councillor Garden

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

CARRIED 10/667 - 17/01/2023

13.2.2 Infrastructure Quarterly Report - October to December 2022

Moved: Councillor Fraser
Seconded: Councillor Eveleigh

THAT Report entitled Infrastructure Quarterly Report - October to December 2022 be received and noted.

CARRIED 10/668 - 17/01/2023

Initials: LG

13.2.3 Community and Culture Quarterly Report October to December 2022

Moved: Councillor Fraser
Seconded: Councillor Garden

THAT Report entitled Community and Culture Quarterly Report October to December 2022 be received and noted.

CARRIED 10/669 - 17/01/2023

13.2.4 Financial Report for the Month of December 2022

Moved: Councillor Henderson
Seconded: Councillor Garden

THAT Report entitled Financial Report for the Month of December 2022 be received and noted.

CARRIED 10/670 - 17/01/2023

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

17.1 Resolution of Acting Mayor - 28 January 2023

Moved: Councillor Fraser
Seconded: Councillor Garden

THAT Councillor Henderson will be Acting Mayor for the period of 28 January 2023.

CARRIED 10/671 - 17/01/2023

Initials: 

18 NEXT ORDINARY COUNCIL MEETING

Moved: Councillor Fraser
Seconded: Councillor Eveleigh

THAT the next Ordinary Meeting of Council be held on Tuesday, 7 February 2023 at 5:30pm in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston.

CARRIED 10/672 - 17/01/2023

19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Garden
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 10/673 - 17/01/2023

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Moved: Councillor Garden
Seconded: Councillor Fraser

THAT the meeting be adjourned for 10 minutes.

CARRIED 10/674 - 17/01/2023

The meeting adjourned at 6.05pm

The Chair declared the meeting closed at 7.06pm.



Chair

LUCY MORRISON

Print Name

7/2/23

Date

Initials: 