



MINUTES

1st Ordinary Council Meeting Tuesday 5 September 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 5 September 2023 at 5:30pm.

PRESENT

ELECTED MEMBERS

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

STAFF

Chief Executive Officer, Luccio Cercarelli
Deputy Chief Executive Officer, Amelia Vellar
General Manager Finance and Governance, Wati Kerta
Minute Secretary, Jodi Holden

GALLERY

One member of staff
Eight members of the public

Initials:



1 ACKNOWLEDGEMENT OF COUNTRY

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

Nil

3.2 Leave of Absence Previously Granted

Nil

3.3 Leave of Absence Request

Moved: Councillor Hale
Seconded: Councillor Henderson

1. THAT the leave of absence received from Councillor Giesecke for 19 August to 26 August 2023 inclusive be received and noted.
2. THAT the leave of absence received from Councillor Morrison for 9 September to 10 September 2023 inclusive be received and noted.
3. THAT the leave of absence received from Councillor Hale for 6 September to 8 September 2023 inclusive be received and noted.
4. THAT the leave of absence received from Councillor Hale for 21 September to 24 September 2023 inclusive be received and noted.

CARRIED 10/980 - 5/09/2023

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Moved: Councillor Morrison
Seconded: Deputy Mayor Eveleigh

1. THAT Council note Councillor Garden is attending via Audio/Audiovisual Conferencing due to being a greater distance than 100km from the appointed place of meeting.
2. THAT Council note that Councillor Fraser is attending via Audio/Audiovisual Conferencing who will be physically prevented from attending a meeting on 5 September 2023 due to ill health and approval has been granted by the CEO in accordance with the City of Palmerston Audio/Audiovisual Conferencing Policy.

CARRIED 10/981 - 5/09/2023

Initials:



5 DECLARATION OF INTEREST

5.1 Elected Members

Nil

5.2 Staff

Nil

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Deputy Mayor Eveleigh

Seconded: Councillor Henderson

THAT the Minutes of the Council Meeting held on 15 August 2023 pages 11104 to 11117 be confirmed.

CARRIED 10/982 - 5/09/2023

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Mayor Pascoe-Bell

Seconded: Councillor Morrison

THAT Report entitled Mayoral Update Report - August 2023 be received and noted.

CARRIED 10/983 - 5/09/2023

8 DEPUTATIONS AND PRESENTATIONS

Nil

9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Nil

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

Nil

10.2 Moving Open Items into Confidential

Nil

Initials: 

10.3 Confidential Items

Moved: Councillor Henderson
Seconded: Councillor Morrison

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	Confidential Presentation	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	Appointment of Committee Member	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)(b) 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 about the personal circumstances of a resident or ratepayer.
25.1.2	Council Project Initiative	<p>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.</p> <p>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)(d) 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 subject to an obligation of confidentiality at law, or in equity.</p>

CARRIED 10/984 - 5/09/2023

11 PETITIONS

Nil

Initials: 

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

13.1.1 Community Benefit Scheme - Sponsorship - Northern Sharks Rugby League Football Club

Moved: Councillor Henderson

Seconded: Councillor Hale

1. THAT Report entitled Community Benefit Scheme - Sponsorship - Northern Sharks Rugby League Football Club be received and noted.
2. THAT Council endorse the sponsorship application from the Northern Sharks Rugby League Football Club, Palmerston for \$10,000 annually for three years being 2023/24, 2024/25 and 2025/26, with a total value of \$30,000 as per **Attachment 13.1.1.1** to Report entitled Community Benefit Scheme - Sponsorship - Northern Sharks Rugby League Football Club to be funded from the Community Benefit Scheme.

CARRIED 10/985 – 5/09/2023

13.1.2 Australia Day Awards Review

Moved: Mayor Pascoe-Bell

Seconded: Deputy Mayor Eveleigh

1. THAT Report entitled Australia Day Awards Review be received and noted.
2. THAT Council notes that City of Palmerston will participate in the Australia Day Council Northern Territory campaign in order to gain greater promotional coverage and potentially boost nominations.
3. THAT Council extends the nomination period for the Palmerston Australia Day Awards, following the 2024 Awards, in order to capture community groups and/or individuals throughout the year and promote the awards when groups are most active, to potentially increase nominations.

CARRIED 10/986 – 5/09/2023

13.1.3 2022-23 Capital Rollover

Moved: Deputy Mayor Eveleigh

Seconded: Councillor Henderson

1. THAT Report entitled 2022-23 Capital Rollover be received and noted.

Initials: 

2. THAT Council adopts the capital works rollover movements of \$11,529,948.35, as identified in **Attachment 13.1.3.1** contained in the Report entitled 2022-23 Capital Rollover, from the 2022-23 financial year to the 2023-24 financial year.
3. THAT Council adopts the capital works rollover movements effective as at 30 June 2023 of:
 - \$4,971,042.81 transferred to Unexpended Capital Works Reserve
 - \$6,558,905.54 transferred to Unexpended Grants Liability
4. THAT Council adopts the capital works rollover movements and associated expenditure effective as at 1 July 2023 of:
 - \$4,971,042.81 transferred from Unexpended Capital Works Reserve
 - \$6,558,905.54 recognised as Capital income, reducing the Unexpended Grants Liability
5. THAT Council notes that the capital works rollover movements and associated income and expenditure as of 1 July 2023 will be included in the First Budget Review 2023-24 and amendment of the Long-Term Financial Plan for 2024-2033 and will be presented to council for adoption.

CARRIED 10/987 – 5/09/2023

13.1.4 Nominations to Palmerston Division of the Development Consent Authority

Moved: Deputy Mayor Eveleigh
Seconded: Councillor Morrison

1. THAT Report entitled Nominations to Palmerston Division of the Development Consent Authority be received and noted.
2. THAT Council nominate Mayor Pascoe-Bell, Councillor Henderson, Councillor Eveleigh and Councillor Fraser to the Minister for Infrastructure, Planning and Logistics for consideration for appointment to positions of Community Members of the Palmerston Division of the Development Consent Authority.

CARRIED 10/988 – 5/09/2023

Moved: Councillor Hale
Seconded: Councillor Garden

THAT report entitled Elected Members - Superannuation be retrieved from the table.

CARRIED 10/989 – 5/09/2023

Moved: Mayor Pascoe-Bell
Seconded: Councillor Garden

1. THAT the Council resolves to be treated as an eligible local governing body under the *Taxation Administration Act 1953* and provides written notice to the Commissioner of

Initials: 

Taxation under *section 446 Schedule 1 of the Taxation Administration Act 1953* to come into effect by 8 September 2023.

2. THAT the City of Palmerston retains liability for any Fringe Benefits Tax payable because of the Council decision to be an eligible local governing body.

AMENDMENT

Moved: Councillor Henderson

Seconded: Councillor Fraser

1. THAT the Council resolves to be treated as an eligible local governing body under the *Taxation Administration Act 1953* and provides written notice to the Commissioner of Taxation under *section 446 Schedule 1 of the Taxation Administration Act 1953* to come into effect by 29 September 2023.

2. THAT the City of Palmerston retains liability for any Fringe Benefits Tax payable because of the Council decision to be an eligible local governing body.

CARRIED 10/990– 5/09/2023

Division

Mayor Pascoe-Bell called a division – as a consequence the result of the above motion was set aside.

Upon dividing, eight members voted in the affirmative, Nil members voted in the negative.

Members Voting in the Affirmative

Mayor Pascoe-Bell
Deputy Mayor Eveleigh
Councillor Garden
Councillor Fraser
Councillor Giesecke
Councillor Hale
Councillor Henderson
Councillor Morrison

Members Voting in the Negative

Nil

The Chair declared the motion carried unanimously.

13.2 Receive and Note Reports

Nil

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil

Initials:



14.2 Correspondence

14.2.1 NT Grants Commission Financial Assistance Grant Allocations 2023- 24

Moved: Councillor Morrison

Seconded: Councillor Garden

THAT correspondence dated 15 August 2023 14.2.1 entitled NT Grants Commission Financial Assistance Grant Allocations 2023- 24 be received and noted.

CARRIED 10/991 – 5/09/2023

14.2.2 Upcoming Scheduled Compliance Review 2023

Moved: Councillor Morrison

Seconded: Councillor Hale

THAT correspondence dated 14 August 2023 14.2.2 entitled Upcoming Scheduled Compliance Review 2023 be received and noted.

CARRIED 10/992 – 5/09/2023

14.2.3 Northern Territory Remuneration Tribunal - Reviews of Allowances for Members of Local Government Councils and Local Authorities

Moved: Councillor Giesecke

Seconded: Deputy Mayor Eveleigh

THAT correspondence dated 15 August 2023 14.2.3 entitled Northern Territory Remuneration Tribunal - Reviews of Allowances for Members of Local Government Councils and Local Authorities be received and noted.

CARRIED 10/993 – 5/09/2023

14.2.4 Determination of Allowances for Members of Local Government Councils - Response Received

Moved: Deputy Mayor Eveleigh

Seconded: Councillor Henderson

THAT correspondence dated 28 August 2023 14.2.4 entitled Determination of Allowances for Members of Local Government Councils - Response Received be received and noted.

CARRIED 10/994 – 5/09/2023

15 REPORT OF DELEGATES

Moved: Deputy Mayor Eveleigh

Seconded: Councillor Garden

1. THAT the verbal report received by Councillor Morrison regarding Tourism Top End be received and noted.

Initials:



2. THAT the verbal report received by Deputy Mayor Eveleigh regarding Tournament of Minds be received and noted.

CARRIED 10/995 – 5/09/2023

16 QUESTIONS BY MEMBERS

Moved: Councillor Morrison
Seconded: Deputy Mayor Eveleigh

THAT the question asked by Councillor Morrison regarding Cyclone Clean Up, and the response provided by the Chief Executive Officer and Deputy Chief Executive Officer be received and noted.

CARRIED 10/996 – 5/09/2023

17 GENERAL BUSINESS

17.1 80s Street Party On Frances

Moved: Councillor Henderson
Seconded: Councillor Hale

THAT Council thank the City of Palmerston staff for the delivery of the 80s Street Party On Frances and for the efforts in keeping City Centre clean.

CARRIED 10/997 – 5/09/2023

18 NEXT ORDINARY COUNCIL MEETING

Moved: Deputy Mayor Eveleigh
Seconded: Councillor Morrison

THAT the next Ordinary Meeting of Council be held on Tuesday, 19 September 2023 at 5:30pm in the Durack Community Arts Centre, 33 Packard Ave, Durack.

CARRIED 10/998 – 5/09/2023

19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Garden
Seconded: Councillor Hale

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 10/999 – 5/09/2023

Initials:



A Place for People

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Nil

The open section of the meeting closed at 6.23pm for the discussion of confidential matters.

The Chair declared the meeting closed at 7.10pm.



Chair



Print Name



Date

Initials: