

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 11 December 2018 at 5:34pm.**

ELECTED MEMBERS

Mayor Athina Pascoe-Bell
Deputy Mayor Mick Spick
Alderman Benjamin Giesecke
Alderman Damian Hale
Alderman Lucy Buhr
Alderman Sarah Henderson
Alderman Tom Lewis

STAFF

Chief Executive Officer, Luccio Cercarelli
Director Corporate Services, Chris Kelly
Director Lifestyle and Community, Jan Peters
Manager Information and Digital Innovation, Richard Iap
Manager Growth and Operations, Rebecca de Vries
Manager People, Performance and Change, Amelia Vellar
Communications Officer, Samantha Abdic
Minute Secretary, Alyce Breed

GALLERY

33 members of the public
Will Zwar, NT News
Kathleen Gazzola, Nine News
Jacqueline Breen, ABC
Penny Baxter, True North Strategic Communication
Bridget McCue, True North Strategic Communication

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 Mayor declared the meeting open at 5:34pm.

Initials: _____

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Nil.

3.2 Leave of Absence Previously Granted

Moved: Alderman Hale
Seconded: Alderman Henderson

THAT it be noted Alderman Garden will be on leave of absence previously granted on 20 November 2018, for the period of 8 December to 13 December 2018 inclusive.

CARRIED 9/0391 – 11/12/2018

3.3 Leave of Absence Request

Moved: Alderman Buhr
Seconded: Deputy Mayor Spick

1. THAT the leave of absence received from Mayor Pascoe-Bell for 10 January to 18 January 2019 inclusive be received and noted.
2. THAT the leave of absence received from Deputy Mayor Spick for 22 December 2018 to 9 January 2019 inclusive be received and noted.
3. THAT the leave of absence received from Alderman Hale for 6 February to 18 February 2019 inclusive be received and noted.
4. THAT the leave of absence received from Alderman Giesecke for 21 December 2018 to 8 January 2019 inclusive be received and noted.
5. THAT the leave of absence received from Alderman Henderson for 19 December 2018 to 10 January 2019 inclusive be received and noted.

CARRIED 9/0392 – 11/12/2018

4 REQUEST FOR TELECONFERENCING

Nil.

Initials: _____

5 DECLARATION OF INTEREST

5.1 Elected Members

Nil.

5.2 Staff

Nil.

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Alderman Giesecke

Seconded: Alderman Hale

THAT the minutes of the Council Meeting held on Tuesday, 20 November 2018 pages 9607 to 9617, be confirmed.

CARRIED 9/0393 - 11/12/2018

6.2 Business Arising from Previous Meeting

Nil.

7 MAYORAL REPORT

7.1 Mayoral Update Report - November 2018

M9/007

Moved: Mayor Pascoe-Bell

Seconded: Deputy Mayor Spick

THAT Report Number M9/007 entitled Mayoral Update Report - November 2018 be received and noted.

CARRIED 9/0394 - 11/12/2018

8 DEPUTATIONS AND PRESENTATIONS

8.1 Deputations and Presentations

Nil.

Initials: _____

9 PUBLIC QUESTIONS (WRITTEN SUBMISSIONS)

Nil.

10 CONFIDENTIAL ITEMS

10.1 Confidential Items

Moved: Alderman Buhr
Seconded: Alderman Henderson

THAT the following items be confirmed and considered within the Confidential session of the Council meeting held Tuesday, 11 December 2018.

ITEM	REGULATION	REASON
23.1	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.
23.2	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.
23.3	8(c)(iv) 8(d)	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, whereby the public may be excluded while business of a kind classified as information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person is discussed. 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.
25.2.1	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

Initials: _____

		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.
25.2.2	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.
25.2.3	8(c)(ii) 8(c)(iv)	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. 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, whereby the public may be excluded while business of a kind classified as information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person is discussed.

CARRIED 9/0395 – 11/12/2018

10.2 Moving Open Items into Confidential

Nil.

10.3 Moving Confidential Items into Open

10.3.1 Palmerston Shopping Centre Private Car Park Agreement

1. THAT Report Number 8/1404 entitled Palmerston Shopping Centre Private Car Park Agreement be received and noted.
2. THAT Council enters into the Palmerston Shopping Centre Private Car Park Agreement and continues to provide the regulation of the car park as detailed

Initials: _____

10.3.1 Palmerston Shopping Centre Private Car Park Agreement (continued)

in Report Number 8/1404 entitled Palmerston Shopping Centre Private Car Park Agreement.

3. THAT pursuant to Section 26 (2) of the Local Government Act, Council authorises the affixing of the common seal to all documents associated with the Palmerston Shopping Centre Private Car Park Agreement between Joondanna Investments Pty Ltd and Council over Lot 5976 Town of Palmerston and that this be attested by the signatures of the Official Manager and Chief Executive Officer.
4. THAT Report Number 8/1404 entitled Palmerston Shopping Centre Private Car Park Agreement remain confidential and not available for public inspection with the exception of the Council Decision in accordance with Regulation 8(c)(i) of the Local Government (Administration) Regulations.
5. THAT this decision be moved into the open session of the Council meeting held 6 February 2018.

CARRIED 8/3017 – 06/02/2018

10.3.2 TS2018/01 – Fire Protection Upgrade – City of Palmerston Library

1. THAT Report Number 8/1413 entitled TS2018/01 – Fire Protection Upgrade – City of Palmerston Library be received and noted.
2. THAT Council award contract TS2018/01 – Fire Protection Upgrade – City of Palmerston Library to Timber and Steel Constructions Pty Ltd T/A TS Construction NT for the amount of \$100,299.00 (GST exclusive).
3. THAT pursuant to Section 26 (2) of the Local Government Act, Council authorises the Chief Executive Officer to finalise and sign all documents to enter into contract TS2018/01 – Fire Protection Upgrade – City of Palmerston Library to Timber and Steel Constructions Pty Ltd T/A TS Construction NT.
4. THAT this decision be moved into the Open session once the contract has been awarded.

CARRIED 8/3039 – 20/02/2018

10.3.3 Confidential Presentation by Territory Families

THAT the confidential presentation by Brent Warren, Acting Deputy Chief Executive Officer Operations and Sasha Robinson, Executive Director Youth Justice, of Territory Families be received and noted.

CARRIED 9/0191 – 17/07/2018

Initials: _____

10.3.4 Library Services – Taminmin Community Library

C9/0122

1. THAT Report Number C9/0122 entitled Library Services – Taminmin Community Library be received and noted.
2. THAT Council note that the City of Palmerston will be providing branch staff and management oversight for the public library service at Taminmin Community Library as a fee for service for a fixed term of 12 months, commencing 1 January 2019 as part of regional collaboration and shared services.
3. THAT Council notes the provision of an additional four (4) City of Palmerston limited tenure full time equivalents for a 12-month period, to provide the transitional library service to Litchfield Council and that positions will be fully funded by Litchfield Council.
4. THAT Council agree to explore long term shared services models with the Litchfield Council commencing with library services.
5. THAT Council jointly write with Litchfield Council, to the Minister of Housing and Community Development requesting funding to support exploring opportunities for share services including transferable governance models.
6. THAT a further report be presented to Council on the outcomes of work to explore opportunities for shared services including a transferable governance model.

CARRIED 9/0387 – 20/11/2018

11 PETITIONS

11.1 Anti-Social Behaviour – Murdoch Gardens, Durack

Moved: Alderman Lewis
Seconded: Deputy Mayor Spick

1. THAT the petition be tabled by the Chief Executive Officer on behalf of Ms C Burnup regarding Anti-Social Behaviour – Murdoch Gardens, Durack be tabled at the Council Meeting held on Tuesday, 11 December 2018.
2. THAT Council receives and notes the petition received on 12 November 2018 by Ms C Burnup and that a report be presented to the first Ordinary meeting of Council in February 2019 regarding the Anti-Social Behaviour – Murdoch Gardens, Durack.

CARRIED 9/0396 – 11/12/2018

Initials:

12 NOTICES OF MOTION

12.1 Expansion of Gray Community Hall

Moved: Alderman Henderson
Seconded: Alderman Giesecke

THAT a report be prepared outlining expansion options for the Gray Community Hall, to be suitable to be used for multipurpose community use, including concept, demand, costs and prioritisation, to be presented to the second Ordinary Council Meeting in April 2019.

CARRIED 9/0397 - 11/12/2018

13 OFFICERS REPORTS

Moved: Alderman Lewis
Seconded: Alderman Henderson

THAT the order of business be altered such that items 13.2.5 and 13.2.6 are considered before item 13.1 Receive and Note Reports.

CARRIED 9/0398 - 11/12/2018

13.2.5 Subdivision of 125 McFarland Road to facilitate a Youth Justice Centre 9/0133

Moved: Alderman Lewis
Seconded: Alderman Giesecke

1. THAT Report Number 9/0133 entitled Subdivision of 125 McFarland Road to facilitate a Youth Justice Centre be received and noted.

CARRIED 9/0399 - 11/12/2018

Moved: Alderman Henderson
Seconded: Alderman Hale

2. THAT Council endorse the submission being **Attachment A** to Report Number 9/0133 entitled Subdivision of 125 McFarland Road to facilitate a Youth Justice Centre to be sent to the Department of Infrastructure, Planning and Logistics advising that Council has no objection to the proposed rezoning, subject to a number of conditions.

MOTION LOST

Initials: _____

Moved: Alderman Lewis
Seconded: Alderman Giesecke

2. THAT Council oppose the establishment of a Youth Detention Centre, and/or Drug Rehabilitation Centre at the proposed location. Understanding the need for such facilities, the Council recommend such Centres be established near the existing centre at Holtze, to maximise the effective use of staff, buildings, and equipment.

Moved: Alderman Lewis
Seconded: Alderman Henderson

THAT the motion be put.

CARRIED 9/0400 – 11/12/2018

DIVISION

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

Upon dividing, four (4) members voted in the affirmative, three (3) members voted in the negative.

Members Voting in the Affirmative

Alderman Lewis
Alderman Buhr
Alderman Giesecke
Alderman Henderson

Members Voting in the Negative

Mayor Pascoe-Bell
Deputy Mayor Spick
Alderman Hale

The Chair declared the motion CARRIED

13.2.6 Rezoning of 125 McFarland Road to facilitate a Youth Justice Centre 9/0144

Moved: Alderman Hale
Seconded: Alderman Henderson

1. THAT Report Number 9/0144 entitled Rezoning of 125 McFarland Road to facilitate a Youth Justice Centre be received and noted.

CARRIED 9/0401 – 11/12/2018

Initials: _____

13.1 Receive and Note Reports

13.1.1 Financial Report for the Month of November 2018 9/0143

Moved: Alderman Buhr
Seconded: Alderman Giesecke

THAT Report Number 9/0143 entitled Financial Report for the Month of November 2018 be received and noted.

CARRIED 9/0402 – 11/12/2018

13.1.2 *Próject* – Making the Switch, Update December 2018 9/0142

Moved: Alderman Hale
Seconded: Alderman Buhr

THAT Report Number 9/0142 entitled *Próject* – Making the Switch, Update December 2018 be received and noted.

CARRIED 9/0403 – 11/12/2018

13.1.3 Community Benefit Scheme November 2018 Update 9/0134

Moved: Alderman Buhr
Seconded: Deputy Mayor Spick

THAT Report Number 9/0134 entitled Community Benefits Scheme November 2018 Update be received and noted.

CARRIED 9/0404 – 11/12/2018

13.1.4 Palmerston Seniors Advisory Committee November Minutes 9/0127

Moved: Alderman Henderson
Seconded: Alderman Lewis

THAT Report Number 9/0127 entitled Palmerston Seniors Advisory Committee November Minutes be received and noted.

CARRIED 9/0405 – 11/12/2018

Initials: _____

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13.1.5 Palmerston Safe Communities Committee November Minutes 9/0128

Moved: Alderman Hale

Seconded: Deputy Mayor Spick

THAT Report Number 9/0128 entitled Palmerston Safe Communities Committee November Minutes be received and noted.

CARRIED 9/0406 - 11/12/2018

13.2 Action Reports

13.2.1 Pop-Up Dining Consultation 9/0135

Moved: Deputy Mayor Spick

Seconded: Alderman Hale

1. THAT Report Number 9/0135 entitled Pop-Up Dining Consultation be received and noted.
2. THAT Council approve a trial period of Pop-Up Dining during the 2019 Dry Season, limited to Sanctuary Lakes Gunn as outlined in Report Number 9/0135 entitled Pop-Up Dining Consultation.
3. THAT the trial permit fee for Pop-Up Dining at Sanctuary Lakes, Gunn for 2019 be \$25.00 per annum.
4. THAT a report on the outcomes of the Pop-Up Dining 2019 trial be presented to Council in November 2019, with a recommendation on the way forward for Pop-up Dining in Palmerston.

CARRIED 9/0407 - 11/12/2018

13.2.2 Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* 9/0129

Moved: Alderman Buhr

Seconded: Alderman Henderson

1. THAT Report Number 9/0129 entitled Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* be received and noted.
2. THAT Council Policy *FIN08 Internal Controls* at **Attachment A** to Report Number 9/0129 entitled Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* be rescinded.

Initials: _____

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13.2.2 Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* (continued) 9/0129

3. THAT Council Policy *FIN10 Fraud Protection Plan* at **Attachment B** to Report Number 9/0129 entitled Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* be rescinded.
4. THAT Council Policy *FIN01 Fraud and Corruption Protection* at **Attachment C** to Report Number 9/0129 entitled Council Policy Review – *FIN08 Internal Controls* and *FIN10 Fraud Protection Plan* be adopted.

CARRIED 9/0408 – 11/12/2018

13.2.3 Review of Council Policy *FIN23 Credit Card* 9/0138

Moved: Alderman Hale
Seconded: Alderman Buhr

1. THAT Report Number 9/0138 entitled Review of Council Policy *FIN23 Credit Card* be received and noted.
2. THAT Council rescind Council Policy *FIN23 Credit Card* at **Attachment A** to Report Number 9/0138 entitled Review of Council Policy *FIN23 Credit Card*.
3. THAT Council adopt Council Policy *FIN23 Credit Card* at **Attachment B** to Report Number 9/0138 entitled Review of Council Policy *FIN23 Credit Card* as amended for Section 4.2 to include the Chief Executive Officer is delegated to increase limits.

CARRIED 9/0409 – 11/12/2018

13.2.4 Request for Closure of Sextant Court to Harrison Circuit Laneway 9/0131

Moved: Deputy Mayor Spick
Seconded: Alderman Buhr

1. THAT Report Number 9/0131 entitled Request for Closure of Sextant Court to Harrison Circuit Laneway be received and noted.
2. THAT Council not close the laneway to the north of 5 Sextant Court and 34 Harrison Circuit and review the treatment of this laneway following the outcomes of the laneway treatment trials, and advise the petition author of this decision.

CARRIED 9/0410 – 11/12/2018

Initials: _____

13.2.7 Aridagawa Sister City Student Exchange Scholarship

9/0126

Moved: Alderman Buhr

Seconded: Alderman Hale

1. THAT Report Number 9/0126 entitled Aridagawa Sister City Student Exchange Scholarship be received and noted.
2. THAT Council approve scholarship funding of \$4,000 to Palmerston College, being the combination of individual scholarships for one student from Rosebery Middle School and one student from Palmerston Senior College.
2. THAT Council approve the \$4,000 Aridagawa Sister City Student Exchange Scholarship in the 2018/2019 financial year supporting all Palmerston Senior College students participating in the 2019 cultural exchange.

CARRIED 9/0411 - 11/12/2018

14 INFORMATION AND CORRESPONDENCE

Nil.

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

Nil.

17 GENERAL BUSINESS

Nil.

18 NEXT COUNCIL MEETING

Moved: Alderman Giesecke

Seconded: Alderman Buhr

THAT the next Ordinary Meeting of Council be held on Tuesday, 29 January 2019 at 5:30pm in the Council Chambers, First Floor, Civic Plaza, 1 Chung Wah Terrace Palmerston.

CARRIED 9/0412 - 11/12/2018

Initials:

19 CLOSURE OF MEETING TO PUBLIC

Moved: Alderman Buhr
Seconded: Alderman Giesecke

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 9/0413 - 11/12/2018

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Moved: Alderman Buhr
Seconded: Alderman Giesecke

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

CARRIED 9/0414 - 11/12/2018

The meeting adjourned at 7:05pm.

Athina Pascoe-Bell
MAYOR

Date:
