

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 21 November 2017 at 6.30pm.**

Mark Blackburn
Official Manager

Any member of Council who may have a conflict of interest, or a possible conflict of interest in regard to any item of business to be discussed at a Council meeting or a Committee meeting should declare that conflict of interest to enable Council to manage the conflict and resolve it in accordance with its obligations under the Local Government Act and its policies regarding the same.

Audio Disclaimer

An audio recording of this meeting is being made for minute taking purposes as authorised by City of Palmerston Policy MEE3 Recording of Meetings. The minutes of this Council Meeting will be made available on the Council Website.

Acknowledgement of Traditional Ownership

I respectfully acknowledge the past and present Traditional Custodians of this land on which we are meeting, the Larrakia people. It is a privilege to be standing on Larrakia country.

1 PRESENT

| | |
|------------------|---|
| Elected Members: | Mark Blackburn, Official Manager |
| Staff: | Cathryn Hutton, Chief Executive Officer Chris Kelly, Director of Corporate Services Jan Peters, Director of Community Services Malcolm Jones, Acting Director of Technical Services Shane Nankivell, Finance Manager Samantha Abdic, Communications Officer Alyce Breed, Minute Secretary |
| Gallery: | Lauren Roberts, NT News 3 members of the public |

2 APOLOGIES

Nil.

3 CONFIRMATION OF MINUTES

1. THAT the minutes of the Confidential Special Council Meeting held Wednesday, 8 November 2017 pages 343 to 344, be confirmed.
2. THAT the minutes of the Council Meeting held Wednesday, 8 November 2017 pages 9435 to 9452, be confirmed.
3. THAT the Confidential minutes of the Council Meeting held Wednesday, 8 November 2017 pages 345 to 346, be confirmed.

CARRIED 8/2955 - 21/11/2011

4 OFFICIAL MANAGER'S REPORT

Nil.

5 REPORT OF DELEGATES

Nil.

6 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS BEEN GIVEN

Nil.

7 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS NOT BEEN GIVEN

Nil.

8 PETITIONS

Nil.

9 DEPUTATIONS/PRESENTATIONS

Nil.

10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil.

11 COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

Nil.

11.2 Economic Development and Infrastructure

Nil.

11.3 Community Culture and Environment

Nil.

12 INFORMATION AGENDA

12.1 Items for Exclusion

Nil.

12.2 Receipt of Information Reports

THAT the information items contained within the Information Agenda, be received.

CARRIED 8/2956 – 21/11/2017

13 DEBATE AGENDA

Expressions of Interest – Chief Executive Officer Performance Appraisal Contract 8/1228

1. THAT the matter Expressions of Interest – Chief Executive Officer Performance Appraisal Contract be retrieved from the table.
2. THAT Council notes that the contract for the recruitment of the incoming Chief Executive Officer, will incorporate the Performance Appraisal being undertaking by McArthur.

CARRIED 8/2957 – 21/11/2017

13.1 Officer Reports

13.1.1 Communications Service Review 8/1362

1. THAT Council receives Report Number 8/1362.
2. THAT Council endorses the development of a Communication Strategy to be presented to the 2nd Ordinary Council Meeting in February 2018.

CARRIED 8/2958 – 21/11/2017

13.1.2 TS2017/15 – Reseal Various Roads 2017-2018 8/1363


1. THAT Council receives Report Number 8/1363.
2. THAT Council award contract TS2017/15 – Reseal Various Roads 2017-2018 to Downer EDI Works Pty Ltd for the amount of \$477,760.89 (GST exclusive).
3. THAT Council authorise the Official Manager and Chief Executive Officer in accordance with Section 26 (2) of the Local Government Act to sign and seal all required contract documentation for the contract TS2017/15 – Reseal Various Roads 2017-2018.

CARRIED 8/2959 – 21/11/2017

13.1.3 Financial Report for the Month of October 2017 8/1365

THAT Council receives Report Number 8/1365.

CARRIED 8/2960 – 21/11/2017



13.1.4 Recognition of Service to the Community Policy

8/1367

1. THAT Council receives Report Number 8/1367.
2. THAT Council adopts AD05 Recognition of Service to the Community Policy with the inclusion of:
 - 4.1.1.4 The Australia Day Awards nominations will be assessed by a judging panel consisting of the Mayor, one Elected Member and the previous year's Citizen of the Year recipient. Should the previous Citizen of the Year not be available, a Palmerston community member approved by the Chief Executive Officer will be selected.

The current 4.1.1.4 will become 4.1.1.5.

CARRIED 8/2961 – 21/11/2017

13.1.5 Review of Council Policies relating to Elected Members and Meetings 8/1368

1. THAT Council receives Report Number 8/1368.
2. THAT Council endorse the reviewed AD02 Media Policy with the amendments presented at the meeting.
3. THAT Council endorse the reviewed EM01 Elected Members Policy.
4. THAT Council endorse the reviewed EM05 Political Involvement in Council Events Policy.
5. THAT Council endorse the reviewed MEE01 Access to Council and Committee Meetings and Confidential Minutes Policy.
6. THAT the following policies are publicly advertised for 21 days in accordance with Council's COMM03 Community Consultation Policy:
 - AD02 Media Policy
 - EM01 Elected Members Policy
 - EM05 Political Involvement in Council Events Policy
 - MEE01 Access to Council and Committee Meetings and Confidential Minutes Policy

CARRIED 8/2962 – 21/11/2017

13.1.6 Request to Handover Roads – Northern Territory Government 8/1369

1. THAT Council receives Report Number 8/1369.
2. THAT Council accept the Northern Territory Government's offer for the handover of Government roads in Zuccoli and Johnston subject to the provision of satisfactory engineering certifications and the stormwater camera reports in relation to:
 - Zuccoli Spine Road (Zuccoli Parade) Stage 1
 - Zuccoli Spine Road (Zuccoli Parade) Stage 2
 - Tarakan Court
 - MacKillop Court
3. THAT Council authorise the Chief Executive Officer and Official Manager to sign and seal all documentation in relation to the handover of Government roads in Zuccoli and Johnston in accordance with Section 26 (2) of the Local Government Act following receipt of the satisfactory engineering certificates and stormwater camera reports in relation to:
 - Zuccoli Spine Road (Zuccoli Parade) Stage 1
 - Zuccoli Spine Road (Zuccoli Parade) Stage 2
 - Tarakan Court
 - MacKillop Court

CARRIED 8/2963 – 21/11/2017

14 CORRESPONDENCE

Nil.

15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

16 PUBLIC QUESTION TIME

The Official Manager provided an opportunity for members of the gallery to ask questions.

Q: Ian Abbott of Farrar asked "In relation to the carparking fees that were not present in the Technical Quarterly Report, will there now be a report based on the income expenditure of the carparking fees or will that now wait until the next quarterly report?"

The Official Manager took the question on notice.

Q: Ian Abbott of Farrar asked "Will there be an adjustment in terms of the next quarterly financial review of the income statement of the carparking based on the fact that there will not be a multideck carpark?"

The Official Manager stated that there is an income and expected expenditure associated with it and that there will be a quarterly review of the financial statements.



Q: Ian Abbott of Farrar asked "What is the current action of the NT Government for the bore water pipeline located in Zuccoli?"

The Chief Executive Officer responded that the Council is currently in negotiations with the Northern Territory Government to resolve issues of aquifer management in that area. Council is working towards an Aquifer Management Plan that will allow the Council to manage the aquifer, and have an undertaking from the Northern Territory Government that, should successful management of that aquifer be achieved, they will be providing the bore that was promised to the Council some years ago.

17 OTHER BUSINESS

Nil.

18 CONFIDENTIAL REPORTS

18.1 Confidential Action Report

8/1361

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Acting Director of Technical Services, Director of Community Services, Director of Corporate Services, Finance Manager and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the report in relation to confidential agenda item 18.1 Confidential Action Report and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation involves:

(e) information provided to the council on condition that it be kept confidential.

This item is considered confidential pursuant to Regulation 8 (e) of the Local Government (Administration) Regulations.

2. THAT Council orders that the report from the Confidential Council Meeting held on 21 November 2017 in relation to item number 18.1 Confidential Action Report remain confidential and not available for public inspection.


18.2 Financial Hardship Application - 105874

8/1366

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Acting Director of Technical Services, Director of Community Services, Director of Corporate Services, Finance Manager and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the report in relation to confidential agenda item 18.2 Financial Hardship Application - 105874 and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation involves:

(b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.



18.2 Financial Hardship Application – 105874 (continued) 8/1366

2. THAT Council orders that the minutes from the Confidential Council Meeting held on 21 November 2017, in relation to item number 18.2 Financial Hardship Application - 105874 the report and associated documents remain confidential and not available for public inspection for a period of 12 months or as determined by the Chief Executive Officer.

CARRIED 8/2964 – 21/11/2017

The meeting moved into the Confidential session at 7:07pm.

18.3 Moving decisions from the Confidential Session into the Open Session

In accordance with the resolutions of the Council, the following decisions from the Confidential Session are moved into the Open Session:

4.2 Financial Hardship Application - 105874 8/1366

1. THAT Council receives Report Number 8/1366.
2. THAT Council approves remission of interest for the period 3 November 2017 to 30 June 2018 for assessment 105874 under the conditions of the rates concession policy FIN17.
3. THAT the resolutions only come back to the open session.

5.1 Bunnings Lot 9148, Pierssene Road, Yarrawonga – Proposed Changes to the Road Reserve 8/1373

1. THAT Council accepts late Report Number 8/1373 as a matter of urgency and that the matter be received in the confidential session in accordance with Regulation 8(c)(i) of the Local Government (Administration) Regulations and that the Report and associated attachments remain confidential for a period of 12 months or a lesser period as determined by the Chief Executive Officer.
2. THAT Council receives Report Number 8/1373.
3. THAT Council approves in principle the road closure and opening required in Pierssene Road Yarrawonga for the realignment of the road reserve boundaries to accommodate the Bunnings development proposal.
4. THAT in accordance with the Local Government (Administration) Regulations the road opening and closing process for Piersenne Road Yarrawonga commence.
5. THAT the Chief Executive Officer provide an independent valuation of the balance of land resulting from the proposed realignment of the Pierssene Road road reserve to the ordinary meeting of Council to be held in December 2017.
6. THAT the decisions only relating to report number 8/1373 be moved to open.

19 CLOSURE

Meeting closed at 7.18pm

