

## CITY OF PALMERSTON

**Minutes of Council Meeting  
held in Council Chambers  
Civic Plaza, Palmerston  
on Tuesday 17 April 2018 at 6.30pm.**

*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.*

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### **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.*

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### **1 PRESENT**

Elected Members:	Mayor Pascoe-Bell Alderman Hale Alderman Garden Alderman Giesecke Alderman Buhr Alderman Spick Alderman Henderson
Staff:	Chief Executive Officer, Luccio Cercarelli Director Corporate Services, Chris Kelly Director City Growth & Operations, Gerard Rosse Director Community Services, Jan Peters Finance Manager, Shane Nankivell Media Officer, Samantha Abdic Minute Secretary, Alyce Breed
Gallery:	Tony Tapsell, CEO Local Government Association NT Damien Ryan, Mayor Alice Springs Town Council Maree Bredhauer, Mayor Litchfield Council Jocelyn Nathanael-Walters, Department of Housing and Community Development Will Zwar, NT News Melissa Mackay, 9 News 10 members of the gallery

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### **2 APOLOGIES**

Moved: Alderman Buhr  
Seconded: Alderman Giesecke

1. THAT the apology received from Alderman Lewis be received and granted.
2. THAT the leave of absence be granted for Alderman Garden for the period from 27 April to 22 May 2018.

CARRIED 9/0000 – 17/04/2018

Initials: \_\_\_\_\_

## 3 CONFIRMATION OF MINUTES

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*The Mayor asked the Chief Executive Officer if the minutes from 13 March 2018 are true and correct, as the meeting was presided over by the former Official Manager.*

Moved: Alderman Garden  
Seconded: Alderman Hale

1. THAT the minutes of the Council Meeting held Tuesday, 13 March 2018 pages 9515 to 9519, be confirmed.

CARRIED 9/0001 – 17/04/2018

*The Chief Executive Officer left Chambers at 6:32pm due to a declared conflict of interest.*

*The Mayor asked the Director of Corporate Services if the Confidential Restricted minutes from 13 March 2018 are true and correct, as the meeting was presided over by the former Official Manager.*

Moved: Alderman Buhr  
Seconded: Alderman Garden

2. THAT the minutes of the Confidential Restricted Meeting held Tuesday, 13 March 2018 pages 370 to 371, be confirmed.

CARRIED 9/0002 – 17/04/2018

The Chief Executive Officer returned to Chambers at 6:33pm.

## 4 MAYOR'S REPORT

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Moved: Mayor Pascoe-Bell  
Seconded: Alderman Spick

1. THAT the Mayors verbal report on the Local Government Association of the Northern Territory General Meeting (April 2018) and the 2018 NT Young Achievers Awards be received and noted.
2. THAT the Mayor write to Alex Florance congratulating him on winning the Small Business Achievement Award at the 2018 NT Young Achievers Awards.

CARRIED 9/0003 – 17/04/2018

## 5 REPORT OF DELEGATES

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Nil.

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

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Nil.

Initials: \_\_\_\_\_

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

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Nil.

**8** PETITIONS

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Nil.

**9** DEPUTATIONS/PRESENTATIONS

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Nil.

**10** CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

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Nil.

**11** COMMITTEE RECOMMENDATIONS

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11.1 Governance and Organisation

Nil.

11.2 Economic Development and Infrastructure

Nil.

11.3 Community Culture and Environment

Nil.

**12** INFORMATION AGENDA

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12.1 Items for Exclusion

Nil.

12.2 Receipt of Information Reports

Nil.

12.3 Officer Reports

Nil.

Initials: \_\_\_\_\_

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## 13 DEBATE AGENDA

### 13.1 Officer Reports

13.1.1 Casting Vote by Chair 9/0001

Moved: Alderman Henderson  
Seconded: Alderman Hale

1. THAT Report Number 9/0001 entitled Casting Vote by Chair be received and noted.

CARRIED 9/0004 - 17/04/2018

Moved: Alderman Buhr  
Seconded: Alderman Henderson

2. THAT pursuant to Section 61 (6) of the Local Government Act it be a policy of the 9<sup>th</sup> City of Palmerston Council that the Chair of meetings of the Council shall hold a second or casting vote where there is an equal number of votes on a matter before the Council.
3. THAT Council amend Policy Number EM01 - Elected Members to reflect the 9<sup>th</sup> City of Palmerston Council's Policy regarding Casting Vote by the Chair.

CARRIED UNANIMOUSLY 9/0005 - 17/04/2018

13.1.2 Deputy Mayor 9/0002

Moved: Alderman Garden  
Seconded: Alderman Spick

1. THAT Report Number 9/0002 entitled Deputy Mayor be received and noted.

CARRIED 9/0006 - 17/04/2018

Moved: Alderman Hale  
Seconded: Alderman Buhr

2. THAT Council endorse the terms for the position of Deputy Mayor to be for a term of five (5) months and that method of appointment be as per Council Policy EM01 - Elected Members.

CARRIED 9/0007 - 17/04/2018

Moved: Alderman Buhr  
Seconded: Alderman Henderson

3. THAT Council, pursuant to Section 32(2) of the Local Government Act 2008 (as amended), hereby delegates to the Chief Executive Officer, the power to finalise the Policy EM01- Elected Member current wording to reflect Council's decision regarding the term and methodology of appointment of Deputy Mayor for the 9<sup>th</sup> Council.

CARRIED 9/0008 - 17/04/2018

Initials: \_\_\_\_\_

13.1.2 Deputy Mayor (continued) 9/0002

Moved: Alderman Garden

Seconded: Alderman Spick

4. THAT Council appoint Alderman Hale as Deputy Mayor for a period of five (5) months in accordance with Council Policy EM01 Elected Members, commencing 18 April 2018 to 18 September 2018 (inclusive).

CARRIED 9/0009 – 17/04/2018

13.1.3 Nature and Timing of Council Meetings 9/0004

Moved: Alderman Buhr

Seconded: Deputy Mayor Hale

1. THAT Report Number 9/0004 entitled Nature and Timing of Council Meetings be received and noted.
2. THAT in accordance with Section 58 (1) of the Local Government Act, Council holds two (2) Ordinary Meetings, held on the 1st and 3rd Tuesday of each month commencing at 5.30pm at the Civic Plaza.
3. THAT Council hold an Open Public Forum, on the same day of its Ordinary Meetings, commencing at 5.00pm.

CARRIED 9/0010 – 17/04/2018

13.1.4 Order of Business – Council Ordinary Meetings 9/0005

Moved: Alderman Garden

Seconded: Alderman Henderson

1. THAT Report Number 9/0005 entitled Order of Business – Council Ordinary Meetings be received and noted.
2. THAT Council approves the 9<sup>th</sup> City of Palmerston Order of Business for Council Meetings (the agenda) as provided at Attachment B of Report Number 9/0005 entitled Order of Business – Council Ordinary Meetings.
3. THAT Council adopt Policy – Public Question Time at Attachment D to Report Number 9/0005 entitled Order of Business – Council Ordinary Meetings.

CARRIED 9/0011 – 17/04/2018

Initials: \_\_\_\_\_

13.1.5 City of Palmerston Strategic Plan 2018-2027 9/0010

Moved: Alderman Spick

Seconded: Alderman Buhr

1. THAT Report Number 9/0010 entitled City of Palmerston Strategic Plan 2018-2027 be received and noted.
2. THAT Council refer a \$100,000 funding for the development of a Strategic Plan to be funded from the Strategic Initiatives Reserve, for consideration as part of the 2018/19 Budget.

CARRIED 9/0012 - 17/04/2018

13.1.6 2018 Community Satisfaction Survey 9/0008

Moved: Deputy Mayor Hale

Seconded: Alderman Buhr

1. THAT Report Number 9/0008 entitled 2018 Community Satisfaction Survey be received and noted.
2. THAT Council notes that the 2018 Community Survey will occur to meet Council's legislative requirements.
3. THAT a further report be provided in November 2018 reviewing the structure timing and content of future surveys.

CARRIED 9/0013 - 17/04/2018

13.1.7 Australian Local Government Association (ALGA) National General Assembly (NGA) 2018 9/0006

Moved: Alderman Garden

Seconded: Alderman Henderson

1. THAT Report Number 9/0006 entitled Australian Local Government Association (ALGA) National General Assembly (NGA) 2018 be received and noted.

CARRIED 9/0014 - 17/04/2018

Moved: Alderman Spick

Seconded: Alderman Buhr

2. THAT Council approve the attendance of the Mayor to the Australian Local Government Association (ALGA) National General Assembly (NGA) being held in Canberra on 17 - 20 June 2018.
3. THAT Council endorses the Mayor to vote on behalf of the City of Palmerston at the Australian Local Government Association (ALGA) National General Assembly (NGA) 2018 debating sessions, taking into consideration the interests of the Community and Council.

CARRIED 9/0015 - 17/04/2018

Initials: \_\_\_\_\_

13.1.8 Financial Report for the Month of March 2018 9/0011

Moved: Deputy Mayor Hale  
Seconded: Alderman Henderson

THAT Report Number 9/0011 entitled Financial Report for the Month of March 2018 be received and noted.

CARRIED 9/0016 – 17/04/2018

13.1.9 Community Benefits Scheme – February, March 2018 9/0007

Moved: Alderman Buhr  
Seconded: Alderman Giesecke

THAT Report Number 9/0007 entitled Community Benefits Scheme – February, March 2018 be received and noted.

CARRIED 9/0017 – 17/04/2018

## 14 CORRESPONDENCE

### 14.1 2016 Compliance Review - Completion

Moved: Alderman Garden  
Seconded: Alderman Buhr

THAT the correspondence received from Ms Lee Williams, Executive Director of Department of Housing and Community Development regarding the 2016 Compliance Review – City of Palmerston be received and noted.

CARRIED 9/0018 – 17/04/2018

## 15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

## 16 PUBLIC QUESTION TIME

Nil.

## 17 OTHER BUSINESS

### 17.1 Teleconference Report

Moved: Alderman Garden  
Seconded: Alderman Buhr

THAT a report be prepared regarding a process for Elected Members on leave of absence being able to attend Council meetings via teleconferencing, for the 2<sup>nd</sup> Ordinary Meeting of Council in May 2018.

CARRIED 9/0019 – 17/04/2018

Initials: \_\_\_\_\_

## 17.2 Council Recognition

Moved: Deputy Mayor Hale  
Seconded: Alderman Spick

THAT Council thank all Council staff, 5 RAR (Royal Australia Regiment), US Marine Corps and contractors in recognition for their efforts in the response to Cyclone Marcus.

CARRIED 9/0020 - 17/04/2018

## 18 CONFIDENTIAL REPORTS

Moved: Alderman Garden  
Seconded: Alderman Buhr

### 18.1 Confidential Report Number 9/0003

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, Director Community Services, Director Corporate Services, Acting Director City Growth and Operations 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 Report Number 9/0003 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:

- (c) information that would, if publicly disclosed, be likely to:
  - (iv) prejudice the interests of the council or some other person

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

2. THAT Council orders that the minutes from the Confidential Council Meeting held on 17 April 2018, in relation to item number 18.1 Confidential Report Number 9/0003 and associated documents remain confidential and not available for public inspection.

### 18.2 Confidential Restricted Report Number 9/0009

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 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 restricted agenda item 18.2 Report Number 9/0009 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:

Initials: \_\_\_\_\_



18.2 Confidential Restricted Report Number 9/0009 (continued)

- (c) information that would, if publicly disclosed, be likely to:
  - (iv) prejudice the interests of the council or some other person

- (d) information subject to an obligation of confidentiality at law, or in equity.

This item is considered confidential pursuant to Regulation 8 (c)(iv) and (d) of the Local Government (Administration) Regulations.

- 2. THAT Council orders that the minutes from the Confidential Council Meeting held on 17 April 2018, in relation to item number 18.2 Confidential Restricted Report Number 9/0009 and associated documents remain confidential and not available for public inspection.

CARRIED 9/0021 – 17/04/2018

The meeting moved into the Confidential session at 7:06pm.

## ADJOURNMENT

Moved: Alderman Henderson  
Seconded: Alderman Giesecke

THAT the meeting be adjourned for 20 minutes for media liaison and meals.

CARRIED 9/0022 – 17/04/2018

The meeting adjourned at 7:07pm.

18.3 Moving decisions from the Confidential Session into the Open Session

4.1 Municipal Plan Development 9/0003

Moved: Alderman Spick  
Seconded: Alderman Garden

- 1. THAT Report Number 9/0003 entitled Municipal Plan Development be received and noted.
- 2. THAT this decision be moved into the open session.

## 19 CLOSURE

Meeting closed at 7.48pm

Athina Pascoe-Bell  
MAYOR  
Date: