



COUNCIL MINUTES

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1st Ordinary Council Meeting

CITY OF PALMERSTON

**Minutes of Council Meeting
held in Council Chambers
Civic Plaza, Palmerston
on Tuesday 4 February 2020 at 5:30pm.**

ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)
Deputy Mayor Lucy Morrison
Alderman Amber Garden
Alderman Ben Giesecke
Alderman Damian Hale
Alderman Sarah Henderson
Alderman Tom Lewis
Alderman Mick Spick

STAFF

Chief Executive Officer, Luccio Cercarelli
Director City Growth and Operations, Kathy Jarrett
Director Lifestyle and Community, Amelia Vellar
City Growth Manager, Alex Douglas
City Sustainability Manager, Katie O'Neill
Communications Media and Marketing Lead, Samantha Abdic
Media Project Officer, Anthony Grey
Minute Secretary, Alexandra Briley

GALLERY

Independent Commissioner Against Corruption, Commissioner
Kenneth Fleming QC
NT News, Will Zwar
ABC, Emily Gramenz
4 members of the public

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.

Initials: _____

2 OPENING OF MEETING

The Chair declared the meeting open at 5:32pm.

Chinese New Year Blessing performed by the Lion Dance Troupe from the Chung Wah Society.

3 APOLOGIES

3.1 Apologies

Nil.

3.2 Leave of Absence Previously Granted

Nil.

3.3 Leave of Absence Request

Nil.

4 REQUEST FOR TELECONFERENCING

Nil.

5 DECLARATION OF INTEREST

5.1 Elected Members

Moved: Deputy Mayor Morrison

Seconded: Alderman Spick

THAT the Declaration of Interest received from Deputy Mayor Morrison for Item 23.1 be received and noted.

CARRIED 9/0974 – 04/02/2020

5.2 Staff

Nil.

Initials:

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Alderman Lewis
Seconded: Alderman Hale

THAT the minutes of the Council Meeting held on Tuesday, 21 January 2020 pages 9978 to 9986 be confirmed.

CARRIED 9/0975 – 04/02/2020

6.2 Business Arising from Previous Meeting

Nil.

7 MAYORAL REPORT

Nil.

8 DEPUTATIONS AND PRESENTATIONS

Alderman Lewis left the Council Chambers at 6:15pm.
Alderman Lewis entered the Council Chambers at 6:17pm.
Deputy Mayor Morrison left the Council Chambers at 6:39pm.
Deputy Mayor Morrison entered the Council Chambers at 6:41pm.

8.1 Introduction to the Independent Commissioner Against Corruption

Moved: Alderman Garden
Seconded: Alderman Giesecke

THAT the presentation by Commissioner Kenneth Fleming QC of Independent Commissioner Against Corruption be received and noted.

CARRIED 9/0976 – 04/02/2020

9 PUBLIC QUESTIONS (WRITTEN SUBMISSIONS)

Nil.

Initials: _____

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

25.2.1 Review of Council Decisions for Releasing and Retaining Confidential Matters C9/0363

Moved: Deputy Mayor Morrison

Seconded: Alderman Garden

1. THAT Report Number C9/0363 entitled Review of Council Decisions for Releasing and Retaining Confidential Matters be received and noted and this decision be moved into the 4 February 2020 Open Minutes.
2. THAT the following Council Decisions be moved to the 4 February 2020 Open Minutes and this decision be moved into the 4 February 2020 Council Meeting minutes:

Meeting Date	Council Decision Number	Type	Title
5/3/2019	9/0523	Report	Review of Rating Arrangements for Lot 14828, Yarrawonga
16/04/2019	9/0595	Report	Rates Strategy Update and Proposed Consultation
4/06/2019	Part 1 & 2 9/0670	Report	Review of Council Decisions for Releasing and Retaining Confidential Matters
2/07/2019	9/0721	Report	Confidential Risk Management and Audit Committee Meeting Minutes - 25 June 2019
16/07/2019	9/0747	Report	Review of Performance of 48 Odegaard Drive, Rosebery
16/07/2019	9/0745	Presentation	Central Palmerston Area Plan
17/09/2019	9/0842	General Business	Appreciation for the Director of Governance and Regulatory Services

Initials: _____

8/10/2019	9/0861	Presentation	Designing Better
15/10/2019	Part 1, 2 & 3 9/0877	Report	Review of the 8 th Council Term Outstanding Confidential Matters
5/11/2019	9/0903	Report	Confidential Risk Management and Audit Committee Meeting Minutes – 22 October 2019
5/11/2019	9/0905	Report	Designing Better – Ideas for Improving Mixed Use and Residential Apartment Developments’ Council Submission

CARRIED 9/0989 – 04/02/2020

10.1.1 Review of Rating Arrangements for Lot 14828, Yarrowonga C9/0181

1. THAT Report Number C9RMA/0181 entitled Review of Rating Arrangements for Lot 14828, Yarrowonga be received and noted.
2. THAT a further report be prepared regarding the rating arrangements for Lot 14828, Yarrowonga and presented to Council by the 1st Ordinary Meeting in June 2019.

CARRIED 9/0523 – 05/03/2019

10.1.2 Rates Strategy Update and Proposed Consultation C9/0209

1. THAT Report Number C9/0209 entitled Rates Strategy Update and Proposed Consultation be received and noted.
2. THAT Council undertake six weeks public consultation and provide information to the community commencing August 2019, as outlined in Report Number C9/0209 entitled Rates Strategy Update and Proposed Consultation, on three models of rating, namely:
 - Option 1-Valuation based charge with a differential;
 - Option 2-Flat Rate for residential only/UCV for remaining properties; and
 - Option 3-Combination Fixed Rate and UCV Rate.
3. THAT a further report on the Rates Strategy be provided by the 2nd Ordinary Council Meeting in November 2019 providing the outcomes of the public consultation.

Initials:

4. THAT Council note the minor amendment to Attachment D to Report Number C9/0209 entitled Rates Strategy Update and Proposed Consultation to correct terminology as tabled.
5. THAT Council Decisions 1 to 5 relating to Report Number C9/0209 entitled Rates Strategy Update and Proposed Consultation be moved to the open minutes once consultation has commenced.

CARRIED 9/0595 – 16/04/2019

10.1.3 Review of Council Decisions for Releasing and Retaining Confidential Matters C9/0239

1. THAT Report Number C9/0239 entitled Review of Council Decisions for Releasing and Retaining Confidential Matters be received and noted.
2. THAT the following Council Decisions be moved to the 4 June 2019 Open Minutes:

Meeting Date	Council Decision Number	Type	Title
16/10/2018	9/0324 9/0325	Presentation	Darwin Rehabilitation Precinct & Stuart Highway at Pinelands and Holtze
06/11/2018	9/0359	General Business	Calling of a Special Confidential Meeting of Council
11/12/2018	9/0417	Presentation	Northern Territory Planning Commission
11/12/2018	9/0419	Report	Request to Purchase Lot 9542, Yarrowonga
11/12/2018	9/0420	Report	Provision of Managed Information and Communication Technology Services
29/01/2019	9/0444	Presentation	Coordination of the National Redress Scheme NT Jurisdiction
29/01/2019	9/0446 9/0447 9/0448 9/0449 9/0450	Report	Domestic Kerbside Waste Collection Tender Evaluation

Initials: _____

29/01/2019	9/0451	Report	Central Palmerston Area Plan
05/03/2019	9/0522	Report	Award of Domestic Kerbside Waste Collection Contract TS2018/11
02/04/2019	9/0572	Report	Joy Anderson Centre Lease

CARRIED 9/0670 – 04/06/2019

**10.1.4 Confidential Risk Management and Audit Committee Meeting Minutes –
25 June 2019 C9/0262**

1. THAT Report Number C9/0262 entitled Confidential Risk Management and Audit Committee Minutes – 25 June 2019 be received and noted.
2. THAT Council receive and note the unconfirmed Confidential Risk Management and Audit Committee Minutes being Attachment A to Report Number C9/0262 entitled Confidential Risk Management and Audit Committee Meeting Minutes – 25 June 2019.

CARRIED 9/0721 – 02/07/2019

10.1.5 Review of Performance of 48 Odegaard Drive, Rosebery C9/0265

1. THAT Report Number C9/0265 entitled Review of Performance of 48 Odegaard Drive, Rosebery be received and noted.
2. THAT an annual review on the performance of the investment property located at 48 Odegaard Drive, Rosebery, be undertaken in the fourth quarter of each financial year.

CARRIED 9/0747 – 16/07/2019

10.1.6 Central Palmerston Area Plan

THAT the confidential presentation by Dr David Ritchie, Chairman of Northern Territory Planning Commission be received and noted.

CARRIED 9/0745 – 16/07/2019

Initials:

10.1.7 Appreciation for the Director of Governance and Regulatory Services

THAT Council acknowledges the Director of Governance and Regulatory Services and his services to the City of Palmerston.

CARRIED 9/0842 – 17/09/2019

10.1.8 Designing Better

THAT the confidential presentation by Dr David Ritchie, Chairman and Deborah Curry, Project Manager of the Northern Territory Planning Commission be received and noted.

CARRIED 9/0861 – 08/10/2019

10.1.9 Review of the 8th Council Term Outstanding Confidential Matters C9/0327

1. THAT Report Number C9/0327 entitled Review of the 8th Council Term Outstanding Confidential Matters be received and noted.
2. THAT all outstanding confidential reports and associating documentation of the 8th Council term remain in confidential and not released to the public record as they contain information considered confidential in nature.
3. THAT the following twelve confidential business item Council Decisions be released to the public record within the 15 October 2019 Council Meeting Minutes:

Council Decision	Title
8/2912	Lease 58 Georgina Crescent, Yarrowonga
8/2633	Special City Centre Rate
8/2566	YMCA Estimate Future Subsidies
8/2538	Action Report
8/2494	Archer Landfill Rehabilitation Stage 1 - Construction Contract Variations
8/2491	Closure of the Archer Landfill Site
8/2490	Communications Plan
8/1680	Amendment to Contract IT2014-01
8/1633 8/1634	The Heights Durack - Neighbourhood Centre
8/0960	Community Centre in Durack

Initials: _____



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8/0838	City of Palmerston Civic Centre
8/0839	
8/0069	Tulagi Road Upgrade

CARRIED 9/0877 – 15/10/2019

**10.1.10 Confidential Risk Management and Audit Committee Meeting Minutes –
22 October 2019 C9/0334**

1. THAT Report Number C9/0334 entitled Confidential Risk Management and Audit Committee Meeting Minutes – 22 October 2019 be received and noted.
2. THAT Council receive and note the unconfirmed Confidential Risk Management and Audit Committee Minutes being Attachment A to Report Number C9/0334 entitled Confidential Risk Management and Audit Committee Meeting Minutes – 22 October 2019.

CARRIED 9/0903 – 05/11/2019

**10.1.11 Designing Better – Ideas for Improving Mixed Use and Residential Apartment
Developments' Council Submission C9/0337**

1. THAT Report Number C9/0337 entitled 'Designing Better – Ideas for Improving Mixed Use and Residential Apartment Developments' Council Submission be received and noted.
2. THAT Council endorse Attachment B to Report Number C9/0337 entitled 'Designing Better – Ideas for Improving Mixed Use and Residential Apartment Developments' Council Submission, as its response to the 'Designing Better - Ideas for Improving Mixed Use and Residential Apartment Developments' discussion paper.

CARRIED 9/0905 – 05/11/2019

10.2 Moving Open Items into Confidential

Nil.

Initials:

10.3 Confidential Items

Moved: Alderman Henderson
Seconded: Deputy Mayor Morrison

THAT pursuant to *Section 65(2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations* the meeting be closed to the public to consider the following confidential items.

ITEM	REGULATION	REASON
23.1	8(e)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act and 8(e) of the Local Government (Administration) Regulations</i> , 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.
25.2.1	8(a)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act and 8(a) of the Local Government (Administration) Regulations</i> , 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 about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual.
	8(b)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act and 8(b) of the Local Government (Administration) Regulations</i> , 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 about the personal circumstances of a resident or ratepayer.
	8(c)(i)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act and 8(c)(i) of the Local Government (Administration) Regulations</i> , 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.
	8(c)(ii)	This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act and 8(c)(ii) of the Local Government (Administration) Regulations</i> , which states

Initials: _____

		<p>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.</p>
	8(c)(iii)	<p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(iii) of the <i>Local Government (Administration) Regulations</i>, 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 security of the council, its members or staff.</p>
	8(c)(iv)	<p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(c)(iv) of the <i>Local Government (Administration) Regulations</i>, 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 interests of the council or some other person is discussed.</p>
	8(d)	<p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(d) of the <i>Local Government (Administration) Regulations</i>, 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.</p>
	8(e)	<p>This item is considered 'Confidential' pursuant to <i>Section 65(2) of the Local Government Act</i> and 8(e) of the <i>Local Government (Administration) Regulations</i>, 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.</p>

CARRIED 9/0977 – 04/02/2020

11 PETITIONS

Nil.

Initials:

12 NOTICES OF MOTION

12.1 Preservation of Trees of Significance in Palmerston

Moved: Alderman Giesecke
Seconded: Alderman Lewis

THAT a report be prepared outlining existing measures and processes available for the identification and protection of trees of significance under the care and control of the City of Palmerston including but not limited to the need for Council policy, information regarding level of protection provided, any criteria to determine a significant tree, responsibilities, and who administers and controls the processes, be presented to Council by the 1st Ordinary Council Meeting in May 2020.

CARRIED 9/0978 – 04/02/2020

13 OFFICERS REPORTS

13.1 Receive and Note Reports

Nil.

13.2 Action Reports

13.2.1 Proposed Civic Plaza Solar Photovoltaic System 9/0360

Moved: Alderman Garden
Seconded: Alderman Lewis

1. THAT Report Number 9/0360 entitled Proposed Civic Plaza Solar Photovoltaic System be received and noted.
2. THAT Council note the intent to invite a design and construct tender for the provision of solar panel roof structures over parking bays within the Civic Plaza allotment as presented in Report Number 9/0360 entitled Proposed Civic Plaza Solar Photovoltaic System, with a view to work being completed by September 2020 pending satisfactory submissions being received.

CARRIED 9/0979 – 04/02/2020

Initials:

13.2.2 Australian Local Government Association National General Assembly
2020 9/0361

Moved: Alderman Spick
Seconded: Alderman Garden

1. THAT Report Number 9/0361 entitled Australian Local Government Association National General Assembly 2020 be received and noted.
2. THAT Council endorse Mayor Pascoe-Bell, Alderman Garden and Alderman Giesecke attendance to the 2020 Australian Local Government Association National General Assembly in Canberra being held 14 to 17 June 2020.
3. THAT Council endorses the Mayor to vote on behalf of the City of Palmerston at the Australian Local Government Association National General Assembly 2020 debating sessions, taking into consideration the interests of the Community and Council.
4. THAT the leave of absence from Mayor Pascoe-Bell, Alderman Garden and Alderman Giesecke for period 13 June to 18 June 2020 (inclusive) be received and granted.

CARRIED 9/0980 – 04/02/2020

13.2.3 The World Library and Information Congress International Travel for
Library Services Manager 9/0364

Moved: Alderman Henderson
Seconded: Alderman Hale

1. THAT Report Number 9/0364 entitled The World Library and Information Congress-International Travel for Library Services Manager be received and noted.
2. THAT approval is granted for the Library Services Manager to travel internationally to attend The World and Library Information Congress as outlined in Report Number 9/0364.

CARRIED 9/0981 – 04/02/2020

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil.

Initials:

14.2 Correspondence

Nil.

15 REPORT OF DELEGATES

Nil.

16 QUESTIONS BY MEMBERS

Nil.

17 GENERAL BUSINESS

17.1 Thank you to the Chung Wah Society

Moved: Mayor Pascoe-Bell

Seconded: Deputy Mayor Morrison

THAT Council thank the Lion Dance Troupe from the Chung Wah Society for their Chinese New Year Blessing performance during the First Ordinary Council Meeting on Tuesday, 4 February 2020.

CARRIED 9/0982 – 04/02/2020

18 NEXT COUNCIL MEETING

Moved: Alderman Hale

Seconded: Deputy Mayor Morrison

THAT the next Ordinary Meeting of Council be held on Tuesday, 18 February 2020 at 5:30pm in the Council Chambers, First Floor, Civic Plaza, 1 Chung Wah Terrace Palmerston.

CARRIED 9/0983 – 04/02/2020

Initials:

19 CLOSURE OF MEETING TO PUBLIC

Moved: Alderman Hale
Seconded: Alderman Spick

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 9/0984 - 04/02/2020

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Moved: Alderman Garden
Seconded: Alderman Spick

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

CARRIED 9/0985 - 04/02/2020

The meeting adjourned at 7:42pm.

The open section of the meeting closed at 7:43pm for the discussion of confidential matters.

The Chair declared the meeting closed at 8:43pm.

Athina Pascoe-Bell
MAYOR

Date:
