

MINUTES

1st Ordinary Council Meeting Tuesday 6 December 2022

The Ordinary Meeting of the City of Palmerston held in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston, NT 0830

A Place for People

Minutes of Council Meeting
held in Council Chambers
Civic Plaza, 1 Chung Wah Terrace, Palmerston
on Tuesday 6 December 2022 at 5:30pm.

PRESENT

ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)
Deputy Mayor Lucy Morrison
Councillor Mark Fraser
Councillor Sarah Henderson
Councillor Ben Giesecke
Councillor Damian Hale
Councillor Amber Garden

STAFF

Chief Executive Officer, Luccio Cercarelli
General Manager Infrastructure, Nadine Nilon
Director of Finance and Governance, Wati Kerta
Minute Secretary, Chloe Hayes
Executive Assistant to the CEO, Kate Roberts

GALLERY

Five members of staff

Initials: 

COUNCIL MINUTES

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 5.35pm.

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Moved: Councillor Fraser
Seconded: Councillor Henderson

THAT the apology received from Councillor Eveleigh for 6 December 2022 be received and noted.

CARRIED 10/636 – 6/12/2022

3.2 Leave of Absence Previously Granted

Nil

3.3 Leave of Absence Request

Moved: Deputy Mayor Morrison
Seconded: Councillor Fraser

1. THAT the leave of absence received from Deputy Mayor Morrison for 22 January to 28 January 2023 inclusive be received and noted.
2. THAT the leave of absence received from Mayor Pascoe-Bell for 28 January to 14 February 2023 inclusive be received and noted.
3. THAT the leave of absence received from Councillor Henderson for 15 December 2022 to 8 January 2023 inclusive be received and noted.
4. THAT the leave of absence received from Councillor Giesecke for 5 January to 22 January 2023 inclusive be received and noted.
5. THAT the leave of absence received from Councillor Fraser for 24 December 2022 to 1 January 2023 inclusive be received and noted.

CARRIED 10/637 – 6/12/2022

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

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: Councillor Henderson

Seconded: Councillor Fraser

THAT the Minutes of the Council Meeting held on 15 November 2022 pages 10893 to 10900 be confirmed.

CARRIED 10/638 – 6/12/2022

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Mayor Pascoe-Bell

Seconded: Councillor Hale

THAT Report entitled Mayoral Update Report - November 2022 be received and noted.

CARRIED 10/639 – 6/12/2022

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:



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10.3 Confidential Items

Moved: Councillor Fraser
Seconded: Councillor Hale

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	External Presentation Request	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	Legal Advice	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)(a) 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 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.
25.2.1	Council Performance, Service Delivery and Budget Review	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.
25.2.2	Rate Concession Assessment	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

Initials: 

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		likely to prejudice the interests of the council or some other person.
26.2.1	External Request for Support	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.

CARRIED 10/640 – 6/12/2022

11 PETITIONS

Nil

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

13.1.1 Review of Council Policy - Code of Conduct for Chief Executive Officer

Moved: Deputy Mayor Morrison
Seconded: Councillor Giesecke

1. THAT Report entitled Review of Council Policy - Code of Conduct for Chief Executive Officer be received and noted.
2. THAT Council adopt **Attachment 13.1.1.3** as the Code of Conduct for the Chief Executive Officer.

CARRIED 10/641 – 6/12/2022

13.1.2 Review of Council Policy - Investments

Moved: Deputy Mayor Morrison
Seconded: Councillor Hale

1. THAT Report entitled Review of Council Policy - Investments be received and noted.
2. THAT Council adopt **Attachment 13.1.2.2** to report entitled Review of Council Policy - Investments as its investment policy.

CARRIED 10/642 – 6/12/2022

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13.1.3 Basketball Half-Court

Moved: Deputy Mayor Morrison
Seconded: Councillor Fraser

1. THAT Report entitled Basketball Half-Court be received and noted.
2. THAT Council support the location of a new half-court basketball court being at either Marlow Lagoon Recreation Reserve or Sanctuary Lakes, for the purposes of stakeholder consultation, but also noting that other locations identified during consultation are to be considered.
3. THAT a further report be prepared for Council by March 2023 advising of the outcomes of stakeholder consultation and recommended location for construction of the basketball half court or a multi-sport court and associated costs.

CARRIED 10/643 – 6/12/2022

13.1.4 Laneway Treatment Review

Moved: Councillor Henderson
Seconded: Deputy Mayor Morrison

1. THAT Report entitled Laneway Treatment Review be received and noted.
2. THAT Council approve the continuation of the existing eleven temporary part time laneway closures and seven full time closures for a further twelve-month period, with a report to be prepared for Council by December 2023 for review.

CARRIED 10/644 – 6/12/2022

13.2 Receive and Note Reports

13.2.1 Community Benefit Scheme - Update November 2022

Moved: Deputy Mayor Morrison
Seconded: Councillor Fraser

THAT Report entitled Community Benefit Scheme - Update November 2022 be received and noted.

CARRIED 10/645 – 6/12/2022

13.2.2 Financial Report for the Month of November

Moved: Councillor Fraser
Seconded: Councillor Henderson

THAT Report entitled Financial Report for the Month of November be received and noted.

CARRIED 10/646 – 6/12/2022

COUNCIL MINUTES

13.2.3 Major Capital Projects December 2022 Update

Moved: Councillor Garden
Seconded: Councillor Fraser

THAT Report entitled Major Capital Projects December 2022 Update be received and noted.

CARRIED 10/647 – 6/12/2022

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil

14.2 Correspondence

Nil

15 REPORT OF DELEGATES

Nil

16 QUESTIONS BY MEMBERS

Moved: Councillor Henderson
Seconded: Councillor Garden

THAT the question asked by Councillor Henderson regarding Palmerston Tavern Liquor License application, be taken on notice by the Chief Executive Officer.

CARRIED 10/648 – 6/12/2022

17 GENERAL BUSINESS

Nil

18 NEXT ORDINARY COUNCIL MEETING

Moved: Councillor Henderson
Seconded: Councillor Garden

THAT the next Ordinary Meeting of Council be held on Tuesday, 17 January 2023 at 5:30pm in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston.

CARRIED 10/649 – 6/12/2022

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19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Fraser
Seconded: Deputy Mayor Morrison

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 10/650 – 6/12/2022

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Nil



Chair

Mayor Pascoe-Bell

Print Name

17 January 2023

Date