



MINUTES

2nd Ordinary Council Meeting Tuesday 16 April 2024

The Ordinary Meeting of the City of Palmerston held in the Gray Community Hall, Gray.

Council business papers can be viewed on the City of Palmerston website www.palmerston.nt.gov.au



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Minutes of Council Meeting
held in Gray Community Hall, Gray, Palmerston
on Tuesday 16 April 2024 at 5:30pm.

PRESENT

ELECTED MEMBERS

Mayor Athina Pascoe-Bell (Chair)
Deputy Mayor Ben Giesecke
Councillor Danielle Eveleigh
Councillor Lucy Morrison (*Via Audio/Audiovisual*)
Councillor Mark Fraser
Councillor Sarah Henderson

STAFF

Chief Executive Officer, Luccio Cercarelli
Deputy Chief Executive Officer, Amelia Vellar
General Manager Infrastructure, Nadine Nilon
Acting General Manager Finance and Governance, Lisa Blakely
Acting General Manager Community, Emma Blight
Minute Secretary, Jodi Holden

GALLERY

Seven members of the public

Initials: 

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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 5.30pm.

3 APOLOGIES AND LEAVE OF ABSENCE

3.1 Apologies

Nil

3.2 Leave of Absence Previously Granted

Nil

3.3 Leave of Absence Request

Moved: Councillor Fraser
Seconded: Councillor Henderson

1. THAT the leave of absence received from Councillor Garden for 25 March to 16 April 2024 inclusive be received and noted.
2. THAT the leave of absence received from Councillor Morrison for 15 April to 21 April 2024 inclusive be received and noted.
3. THAT the leave of absence received from Councillor Hale for 15 April to 18 April 2024 inclusive be received and noted.
4. THAT the leave of absence received from Deputy Mayor Giesecke for 22 April 2024 inclusive be received and noted.

CARRIED 10/1282 – 16/04/2024

4 REQUEST FOR AUDIO/AUDIOVISUAL CONFERENCING

Moved: Councillor Fraser
Seconded: Councillor Eveleigh

THAT Council note Councillor Morrison will be physically prevented from attending the meeting on 16 April 2024 due to being a greater distance than 100km from the appointed place of meeting and the request for Audio/Audiovisual Conferencing has been approved by the Chief Executive Officer in accordance with the Policy.

CARRIED 10/1283 – 16/04/2024

Initials: 

5 DECLARATION OF INTEREST

5.1 Elected Members

Moved: Councillor Eveleigh
Seconded: Councillor Henderson

1. THAT the Declaration of Interest received from Councillor Eveleigh for Item 25.1.1 be received and noted.
2. THAT the Declaration of Interest received from Councillor Eveleigh for Item 25.2.2 be received and noted.

CARRIED 10/1284 - 16/04/2024

5.2 Staff

Nil

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Councillor Eveleigh
Seconded: Councillor Henderson

THAT the Minutes of the Council Meeting held on 2 April 2024 pages 11294 to 11300 be confirmed.

CARRIED 10/1285 - 16/04/2024

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Mayor Pascoe-Bell
Seconded: Councillor Henderson

THAT Report entitled Mayoral Update Report - March 2024 be received and noted.

CARRIED 10/1286 - 16/04/2024

8 DEPUTATIONS AND PRESENTATIONS

Nil

9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Nil

Initials: 

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

10.1.1 Swimming, Wellness, Events, Leisure and Lifestyle (SWELL) Contingency Funds

Moved: Councillor Henderson
Seconded: Deputy Mayor Eveleigh

1. THAT Report entitled Swimming, Wellness, Events, Leisure and Lifestyle (SWELL) Contingency Funds be received and noted.
2. THAT Council approves the utilization of the Major Initiatives Reserve, to a maximum value of \$700,000 inclusive of previous approved allocations, as contingency for the construction of the Swimming, Wellness, Events, Leisure, and Lifestyle project.
3. THAT this decision is moved into open at the completion of the project.

CARRIED 10/935 – 18/07/2023

10.1.2 SWELL Contingency Funds October 2023

Moved: Councillor Garden
Seconded: Deputy Mayor Eveleigh

1. THAT Report entitled SWELL Contingency Funds October 2023 be received and noted.
2. THAT Council approves an additional \$400,000 contingency, to a total contingency of \$1.1 million, for the construction of the Swimming, Wellness, Events, Leisure, and Lifestyle project, with funding to be sourced from the Major Initiatives Reserve or Working Capital Reserve as required, with final allocations to be presented at the second quarter budget review.
3. THAT this decision is moved into open at the completion of the project.

CARRIED 10/1071 – 17/10/2023

10.2 Moving Open Items into Confidential

Nil

10.3 Confidential Items

Moved: Councillor Eveleigh
Seconded: Deputy Mayor Giesecke

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
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Initials: 

25.1.1	Election Preparation	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.
25.1.2	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.
25.2.1	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)(i) 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 cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
25.2.2	Legal Advice	<p>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)(b) 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 personal circumstances of a resident or ratepayer.</p> <p>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)(ii) 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 maintenance or administration of the law.</p> <p>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)(d) 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 subject to an obligation of confidentiality at law, or in equity.</p>

CARRIED 10/1287 - 16/04/2024

Initials:



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11 PETITIONS

Nil

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

Change Order of Business

Moved: Councillor Fraser
Seconded: Councillor Henderson

THAT Council change the order of business to consider confidential items 25.1.1 and 25.2.2 prior to item 13.1.1.

CARRIED 10/1288 - 16/04/2024

Close Meeting to Public to consider confidential items

Moved: Councillor Morrison
Seconded: Councillor Henderson

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 10/1289 - 16/04/2024

Meeting moved to Confidential at 5.41pm.

Return to Open Meeting

Moved: Councillor Henderson
Seconded: Mayor Pascoe-Bell

THAT Council move to return to the Open Meeting at 5.53pm.

CARRIED 10/1292 - 16/04/2024

The meeting returned to Open at 5.53pm

13.1.1 Inquiry into Local Government Sustainability

Moved: Councillor Henderson
Seconded: Deputy Mayor Giesecke

Initials: 

1. THAT Report entitled Inquiry into Local Government Sustainability be received and noted.
2. THAT a Report be provided to Council regarding a City of Palmerston submission to the House of Representatives Standing Committee on Regional Development, Infrastructure and Transport Inquiry into Local Government Sustainability prior to the closing date for submissions.

CARRIED 10/1293 – 16/04/2024

13.1.2 Second Budget Review 2023/24

Moved: Councillor Henderson
Seconded: Deputy Mayor Giesecke

1. THAT Report entitled Second Budget Review 2023/24 be received and noted.
2. THAT Council adopts the Second Budget Review 2023-24, pursuant to Regulation 9 of the *Local Government (General) Regulations 2021* as presented in **Attachment 13.1.2.1** to report Second Budget Review 2023/24.
3. THAT Council adopts the following reserve movements:
 - a. Transfer a total of \$1,248,366 to the Working Capital Reserve of which \$148,366 relates Artworks and Sculpture (Creative Industries), \$350,000 relates to New Community Hall and \$750,000 relates to the ERP IT review which will be transferred from Working Capital reserve on 1 July 2024.
 - b. Transfer a total of \$989,924 of which \$892,839 is from Major Capital Initiatives and \$97,086 from Working Capital reserve to increase Capital Expenditure for SWELL Construction variation.

CARRIED 10/1294 – 16/04/2024

13.1.3 Community Safety Advisory Committee Minutes - 26 March 2024

Moved: Councillor Morrison
Seconded: Councillor Henderson

1. THAT Report entitled Community Safety Advisory Committee Minutes - 26 March 2024 be received and noted.
2. THAT the unconfirmed Community Safety Advisory Committee minutes provided as **Attachment 13.1.3.1** to report entitled Community Safety Advisory Committee Minutes - 26 March 2024 be received and noted.
3. THAT Council endorse the recommendations within the respective minutes from the Community Safety Advisory Committee being:
 - a. THAT Council endorse the reviewed Terms of Reference for the Community Safety Advisory Committee as **Attachment 13.1.3.3**.
4. THAT Council endorse the Community Safety Advisory Committee Meeting schedules as follows:

Initials:



- a. 5.30pm Tuesday 14 May 2024 in Council Chambers
- b. 5.30pm Tuesday 13 August 2024 in Council Chambers
- c. 5.30pm Tuesday 12 November 2024 in Council Chambers

CARRIED 10/1295 – 16/04/2024

13.1.4 Community Wellbeing Advisory Committee Minutes - 27 March 2024

Moved: Deputy Mayor Giesecke
Seconded: Councillor Fraser

1. THAT Report entitled Community Wellbeing Advisory Committee Minutes - 27 March 2024 be received and noted.
2. THAT the unconfirmed Community Wellbeing Advisory Committee Meeting Minutes provided as **Attachment 13.1.4.1** to report entitled Community Wellbeing Advisory Committee Minutes - 27 March 2024 be received and noted.
3. THAT Council endorse the recommendations within the respective minutes from the Community Wellbeing Advisory Committee being:
 - a. THAT Council endorse the reviewed Terms of Reference for the Community Wellbeing Advisory Committee as **Attachment 13.1.4.3**.
4. THAT Council endorse the Community Wellbeing Advisory Committee Meeting schedule as follows:
 - a. 5.30pm Thursday 13 June 2024 in Council Chambers
 - b. 5.30pm Thursday 12 September 2024 in Council Chambers
 - c. 5.30pm Thursday 5 December 2024 in Council Chambers

CARRIED 10/1296 – 16/04/2024

13.1.5 Project Proposal for Community Energy Upgrade Fund

Moved: Councillor Henderson
Seconded: Deputy Mayor Giesecke

1. THAT Report entitled Project Proposal for Community Energy Upgrade Fund be received and noted.
2. THAT Council approve the submission of an application for a grant under the Australian Government Community Energy Upgrades Fund to co-fund the installation of energy efficiency and sustainability projects as identified within Report entitled Project Proposal for Community Energy Upgrade Fund with Council's contribution to be funded from the Working Capital Reserve.
3. THAT Council approve the movement of \$500,000 from the Working Capital Reserve subject to a successful City of Palmerston, Australian Government Community Energy Upgrades Fund partnership application.

CARRIED 10/1297 – 16/04/2024

13.2 Receive and Note Reports

13.2.1 People and Place Quarterly Report January - March 2024

Moved: Councillor Henderson
Seconded: Mayor Pascoe-Bell

THAT Report entitled People and Place Quarterly Report January - March 2024 be received and noted.

CARRIED 10/1298 – 16/04/2024

13.2.2 Community Benefit Scheme - March Update

Moved: Deputy Mayor Giesecke
Seconded: Councillor Fraser

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

CARRIED 10/1299 – 16/04/2024

13.2.3 Financial Report for the Month of March 2024

Moved: Councillor Fraser
Seconded: Councillor Henderson

THAT Report entitled Financial Report for the Month of March 2024 be received and noted.

CARRIED 10/1300 – 16/04/2024

13.2.4 Finance and Governance Quarterly Report January - March 2024

Moved: Deputy Mayor Giesecke
Seconded: Councillor Henderson

THAT Report entitled Finance and Governance Quarterly Report January - March 2024 be received and noted.

CARRIED 10/1301 – 16/04/2024

13.2.5 Major Capital Projects Update - April 2024

Moved: Councillor Fraser
Seconded: Deputy Mayor Giesecke

THAT Report entitled Major Capital Projects Update - April 2024 be received and noted.

CARRIED 10/1302 – 16/04/2024

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14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil

14.2 Correspondence

Nil

15 REPORT OF DELEGATES

Nil

16 QUESTIONS BY MEMBERS

Nil

17 GENERAL BUSINESS

Nil

18 NEXT ORDINARY COUNCIL MEETING

Moved: Councillor Fraser

Seconded: Councillor Henderson

THAT the next Ordinary Meeting of Council be held on Tuesday, 7 May 2024 at 5:30pm in the Council Chambers, Civic Plaza, 1 Chung Wah Terrace, Palmerston.

CARRIED 10/1303 – 16/04/2024

19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Fraser

Seconded: Deputy Mayor Giesecke

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 10/1304 – 16/04/2024

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Moved: Councillor Fraser

Seconded: Councillor Henderson

THAT the meeting be adjourned for 30 minutes.

CARRIED 10/1305 – 16/04/2024

Initials: 



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The meeting adjourned at 6.23pm.

The open section of the meeting closed at 6.23pm for the discussion of confidential matters.

Councillor Eveleigh returned to the meeting at 6.50pm.

The closed section of the meeting reopened at 6.50pm.

The Chair declared the meeting closed at 6.55pm.

Chair

Print Name

Date