



MINUTES

2nd Ordinary Council Meeting Tuesday 17 September 2024

The Ordinary Meeting of the City of Palmerston held in the Durack Community Arts Centre, 33 Packard Avenue, Durack, NT 0830

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



A Place for People

Minutes of Council Meeting
held in Durack Community Arts Centre,
33 Packard Avenue, Durack
on Tuesday 17 September 2024 at 5:30pm.

PRESENT

ELECTED MEMBERS

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

STAFF

Chief Executive Officer, Luccio Cercarelli
Deputy Chief Executive Officer, Amelia Vellar
General Manager Infrastructure, Nadine Nilon
General Manager Finance and Governance, Wati Kerta
General Manager Community, Konrad Seidl
Minute Secretary, Kate Roberts

GALLERY

One member of the public
Five members of staff

Initials:

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

Nil

3.2 Leave of Absence Previously Granted

THAT it be noted the following Elected Members have an approved Leave of Absence previously granted for this meeting:

Councillor Giesecke

4 AUDIO/AUDIOVISUAL CONFERENCING GRANTED

Nil

5 DECLARATION OF INTEREST

5.1 Elected Members

Moved: Councillor Eveleigh
Seconded: Councillor Henderson

THAT the Declaration of Interest received from Councillor Eveleigh for Item 13.2.2 be received and noted.

CARRIED (7/0) - 10/1514 - 17/09/2024

5.2 Staff

Moved: Councillor Garden
Seconded: Deputy Mayor Fraser

THAT the Declaration of Interest received from the Chief Executive Officer for Item 27.1.2 - Confidential Restricted (Circulated Under Separate Cover) be received and noted.

CARRIED (7/0) - 10/1515 - 17/09/2024

6 CONFIRMATION OF MINUTES

6.1 Confirmation of Minutes

Moved: Councillor Morrison
Seconded: Councillor Hale

THAT the Minutes of the Council Meeting held on 3 September 2024 pages 11434 to 11441 be confirmed.

CARRIED (7/0) - 10/1516 - 17/09/2024

6.2 Business Arising from Previous Meeting

Nil

7 MAYORAL REPORT

Moved: Mayor Pascoe-Bell
Seconded: Deputy Mayor Fraser

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

CARRIED (7/0) - 10/1517 - 17/09/2024

8 DEPUTATIONS AND PRESENTATIONS

Nil

9 PUBLIC QUESTION TIME (WRITTEN SUBMISSIONS)

Nil

10 CONFIDENTIAL ITEMS

10.1 Moving Confidential Items into Open

10.1.1 CEO Resignation

Moved: Councillor Henderson
Seconded: Deputy Mayor Fraser

1. THAT Report entitled CEO Resignation be received and noted.
2. THAT Council notes the resignation of the Chief Executive Officer Luccio Cercarelli effective 4pm Friday 27 September 2024, being **Attachment 27.1.3.1** to Report entitled CEO Resignation.
3. THAT Council appoint Amelia Vellar as the City of Palmerston interim Chief Executive Officer effective 4pm Friday the 27 September 2024 until the commence of the newly appointed Chief Executive Officer.

4. THAT there be no appointment to the position of Deputy Chief Executive Officer, however an appointment can be made to the position of Acting General Manager People and Place.
5. *This decision remains confidential subject to Section 99(2) and 293(1) of the Local Government Act and section 51(1)(a) and 51(1)(c)(iv) of the Local Government (General) Regulations 2021.*
6. THAT Council endorses that the Chief Executive Officer Delegations apply to the interim Chief Executive Officer, being **Attachment 27.1.3.3** to report entitled CEO Resignation.
7. THAT Council commences the recruitment process for a new Chief Executive Officer noting the requirements under legislation and Ministerial Guidelines including that Council must advertise the vacancy within six (6) weeks of the 27 September 2024.
8. THAT a further report regarding the CEO Recruitment process and any required decisions be presented to the First Ordinary Meeting of Council in October 2024 being the 1st October 2024.

CARRIED (7/0) - 10/1540 - 17/09/2024

10.2 Moving Open Items into Confidential

Nil

10.3 Confidential Items

Moved: Councillor Garden
Seconded: Councillor Henderson

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
27.1.1	External Stakeholder Relationships	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.
27.1.2	Confidential Restricted	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

Initials: 

		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.
27.1.3	Confidential Restricted	<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)(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.</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)(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.</p>
27.1.4	Confidential Restricted	<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)(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.</p>
27.2.1	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</p>

		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.
27.2.2	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.

CARRIED (7/0) - 10/1518 - 17/09/2024

11 PETITIONS

Nil

12 NOTICES OF MOTION

Nil

13 OFFICER REPORTS

13.1 Action Reports

13.1.1 Council Policy Review - Caretaker

Moved: Councillor Hale
Seconded: Councillor Henderson

1. THAT Report entitled Council Policy Review - Caretaker be received and noted.
2. THAT Council endorses Council Policy Caretaker being **Attachment 13.1.1.3** to Report entitled Council Policy Review - Caretaker.

CARRIED (7/0) - 10/1519 - 17/09/2024

13.1.2 Administrative Review Committee Terms of Reference

Moved: Councillor Hale
Seconded: Councillor Eveleigh

1. THAT Report entitled Administrative Review Committee Terms of Reference be received and noted.
2. THAT Council endorse the adoption of the Administrative Review Committee Terms of Reference as **Attachment 13.1.2.1** to Report entitled Administrative Review Committee Terms of Reference.

CARRIED (7/0) - 10/1520 - 17/09/2024

13.1.3 Council Policy Review - Asset Management

Moved: Deputy Mayor Fraser
Seconded: Councillor Henderson

1. THAT Report entitled Council Policy Review - Asset Management be received and noted.
2. THAT Council endorses the revised Asset Management Policy as per **Attachment 13.1.3.3**.

CARRIED (7/0) - 10/1521 - 17/09/2024

13.1.4 Community Benefit Scheme - Arafura Music Collective

Moved: Councillor Garden
Seconded: Councillor Henderson

1. THAT Report entitled Community Benefit Scheme - Arafura Music Collective be received and noted.
2. THAT Council endorse the grant application of the Arafura Music Collective for \$6,900, being **Attachment 13.1.4.1** in report entitled Community Benefit Scheme - Arafura Music Collective to deliver The Enrich and Connect Communities through Music at Gray Community Hall.

CARRIED (7/0) - 10/1522 - 17/09/2024

13.2 Receive and Note Reports

13.2.1 Major Capital Projects Update - September 2024

Moved: Councillor Hale
Seconded: Councillor Eveleigh

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

CARRIED (7/0) - 10/1523 - 17/09/2024

Councillor Eveleigh declared a Conflict of Interest and left the meeting at 5.48pm.

13.2.2 Community Benefit Scheme - August Update

Moved: Deputy Mayor Fraser
Seconded: Councillor Morrison

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

CARRIED (6/0) - 10/1524 - 17/09/2024

Councillor Eveleigh returned to the meeting at 5.51pm.

13.2.3 Financial Report - August 2024

Moved: Councillor Morrison
Seconded: Councillor Garden

THAT Report entitled Financial Report - August 2024 be received and noted.

CARRIED (7/0) - 10/1525 - 17/09/2024

13.2.4 Darwin Festival

Moved: Councillor Eveleigh
Seconded: Councillor Garden

THAT Report entitled Darwin Festival be received and noted.

Mayor Pascoe-Bell left the meeting at 5:56 pm.

Mayor Pascoe-Bell returned to the meeting at 5:57 pm.

CARRIED (7/0) - 10/1526 - 17/09/2024

13.2.5 Community Satisfaction Survey 2024

Moved: Deputy Mayor Fraser
Seconded: Councillor Garden

1. THAT Report entitled Community Satisfaction Survey 2024 be received and noted.
2. THAT Council thank City of Palmerston staff for their commitment and ongoing efforts in delivering services and programs to the community to a high standard as reflected in the Community Survey 2024.

CARRIED (7/0) - 10/1527 - 17/09/2024

14 INFORMATION AND CORRESPONDENCE

14.1 Information

Nil

14.2 Correspondence

14.2.1 Inquiry into Local Government Councils Entitlements 2024

Moved: Mayor Pascoe-Bell

Seconded: Councillor Garden

1. THAT correspondence dated 6 September 2024 received from Michael Martin OAM, Chair, Northern Territory Remuneration Tribunal entitled Inquiry into Local Government Councils Entitlements 2024 be received and noted.
2. THAT Council makes a submission regarding the Remuneration Tribunal and it invites the tribunal to attend a Council meeting to discuss Elected Members Remuneration.

CARRIED (7/0) - 10/1528 - 17/09/2024

15 REPORT OF DELEGATES

Nil

16 QUESTIONS BY MEMBERS

Nil

17 GENERAL BUSINESS

17.1 Town Clock

Moved: Councillor Morrison

Seconded: Deputy Mayor Fraser

THAT a report be prepared for Council regarding the provision of a Town Clock as a landmark within the City of Palmerston at the consideration of costs and benefits and risks by the Ordinary meeting in December.

CARRIED (7/0) - 10/1529 - 17/09/2024

17.2 Thank You - CEO, Luccio Cercarelli

Moved: Councillor Garden
Seconded: Deputy Mayor Fraser

THAT on behalf of the Elected Members and Staff at the City of Palmerston, we want to extend our deepest gratitude to CEO, Luccio Cercarelli, for your exceptional leadership and unwavering commitment over the past six and a half years. Your visionary guidance has profoundly shaped our community and set a high standard for future leaders.

Your dedication to improving Palmerston to be a 'place for people', fostering collaboration with local businesses and all levels of government, and navigating complex challenges has not gone unnoticed. The positive impact of your work will be felt for years to come.

As you embark on the next chapter of your journey, please know that your contributions have left an indelible mark on the Council and the community we serve. We wish you continued success and fulfillment in all your future endeavours.

Thank you once again for your outstanding service and leadership.

CARRIED (7/0) - 10/1530 - 17/09/2024

18 NEXT ORDINARY COUNCIL MEETING

Moved: Deputy Mayor Fraser
Seconded: Councillor Garden

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

CARRIED (7/0) - 10/1531 - 17/09/2024

19 CLOSURE OF MEETING TO PUBLIC

Moved: Councillor Henderson
Seconded: Councillor Eveleigh

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 (7/0) - 10/1532 - 17/09/2024



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20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

Moved: Councillor Garden
Seconded: Councillor Henderson

THAT the meeting be adjourned for ten minutes.

CARRIED (7/0) - 10/1533 - 17/09/2024

The meeting adjourned at 6.17pm.

The open section of the meeting closed at 6.17pm for the discussion of confidential matters.

The closed section of the meeting reopened at 6.25pm.

The Chair declared the meeting closed at 8.01pm.

Chair

Print Name

Date