



MINUTES

**Ordinary Council Meeting
Tuesday, 27 February 2024**

Reports, recommendations and supporting documentation can be accessed via the City of Darwin Council Website at www.darwin.nt.gov.au, at Council Public Libraries or contact the Committee Administrator on (08) 8930 0670.

**MINUTES OF CITY OF DARWIN
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS DARRANDIRRA, LEVEL 1, CIVIC CENTRE, HARRY
CHAN AVENUE, DARWIN
ON TUESDAY, 27 FEBRUARY 2024 AT 5:30PM**

PRESENT:

Deputy Lord Mayor Sam Weston
Councillor Jimmy Bouhoris
Councillor Kim Farrar
Councillor Sylvia Klonaris
Councillor Brian O'Gallagher
Councillor Mick Palmer
Councillor Peter Pangquee
Councillor Morgan Rickard
Councillor Vim Sharma
Councillor Ed Smelt
Councillor Amye Un

OFFICERS:

Simone Saunders (Chief Executive Officer)
Matt Grassmayr (General Manager Community)
Alex Vereker (Acting General Manager Corporate)
Alice Percy (General Manager Innovation)

APOLOGY:

Lord Mayor Kon Vatskalis
Councillor Rebecca Want de Rowe

GUESTS:

Nil

Order of Business

1	Acknowledgement of Country	4
2	The Lord’s Prayer	4
3	Meeting Declared Open	4
4	Apologies and Leave of Absence	4
5	Electronic Meeting Attendance	5
6	Declaration of Interest of Members and Staff	5
7	Confirmation of Previous Minutes	6
8	Moving of Items	6
9	Matters of Public Importance / Lord Mayoral Minute	10
10	Public Question Time	10
11	Petitions	12
12	Deputations and Briefings	13
13	Notices of Motion	13
14	Action Reports	13
	14.1 Review of Corporate Credit Card Policy	13
	14.2 Review of Privacy Policy	13
	14.3 Review of Funding Policy and Funding Guidelines	13
15	Receive & Note Reports	14
	15.1 Monthly Financial Report - January 2024	14
	15.2 Links Road LATM and Pedestrian Crossing Facility Review.....	14
	15.3 Updated Oval Infrastructure Priorities.....	14
	15.4 Nightcliff Village Masterplan Update.....	14
	15.5 Irrigation Status of Park and Open Space Areas in the Waters Ward	15
	15.6 Quarterly Performance Report - October to December 2023 (Q2).....	15
	15.7 Tier 2 Bi-Annual Performance Report - July to December 2023	15
	15.8 Committee Meeting Open Minutes	15
16	Reports of Representatives	16
17	Questions by Members	16
18	General Business	17
	18.1 Incoming Correspondence - Minister for Local Government - 2023-24 Local Government Immediate Priority Grants	17
	18.2 International Women's Day Walk and Celebration.....	17
	18.3 International Women's Day Walk and Celebration.....	17
19	Date, time and place of next Ordinary Council Meeting	17
20	Closure of Meeting to the Public	18
21	Adjournment of Meeting and Media Liaison	21

1 ACKNOWLEDGEMENT OF COUNTRY

We the members of City of Darwin acknowledge that we are meeting on Larrakia Country.
 We recognise and pay our respects to all Larrakia people, Traditional Owners and Custodian Elders of the past and present.
 We support emerging Larrakia leaders now and into the future.
 We are committed to working together with all Larrakia to care for this land and sea for our shared future.

2 THE LORD’S PRAYER

Our Father, who art in heaven, hallowed be thy name; thy kingdom come; thy will be done; on earth as it is in heaven.
 Give us this day our daily bread. And forgive us our trespasses, as we forgive those who trespass against us. And lead us not into temptation; but deliver us from evil.
 For thine is the kingdom, the power, and the glory for ever and ever.
 Amen.

Councillor Ed Smelt was not present at the commencement of the meeting at 5:35 pm.

3 MEETING DECLARED OPEN

RESOLUTION ORD061/24
 Moved: Councillor Jimmy Bouhoris
 Seconded: Councillor Sylvia Klonaris
 The Chair declared the meeting open at 5:35 pm.

CARRIED 10/0

The Chung Wah Society Lion Dance Troupe performed the Blessing of Council Chambers.

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 APOLOGIES

RESOLUTION ORD062/24
 Moved: Councillor Brian O’Gallagher
 Seconded: Councillor Morgan Rickard
 THAT the apology from Councillor Rebecca Want de Rowe, be received.

CARRIED 10/0

4.2 LEAVE OF ABSENCE GRANTED

RESOLUTION ORD063/24

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

THAT it be noted the Lord Mayor Kon Vatskalis is an apology due to a Leave of Absence previously granted on 6 February 2024 for the period 27 February 2024 to 1 March 2024.

CARRIED 10/0

4.3 LEAVE OF ABSENCE REQUESTED

RESOLUTION ORD064/24

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

THAT a Leave of Absence be granted for Councillor Brian O'Gallagher for the period 18 March 2024 to 20 March 2024.

CARRIED 10/0

5 ELECTRONIC MEETING ATTENDANCE

5.1 ELECTRONIC MEETING ATTENDANCE GRANTED

RECOMMENDATIONS

THAT Council note the following member(s) was granted permission for Electronic Meeting Attendance at this Ordinary Council Meeting.

- Councillor Amye Un

5.2 ELECTRONIC MEETING ATTENDANCE REQUESTED

Nil

6 DECLARATION OF INTEREST OF MEMBERS AND STAFF

6.1 DECLARATION OF INTEREST BY MEMBERS

Nil

6.2 DECLARATION OF INTEREST BY STAFF

Nil

7 CONFIRMATION OF PREVIOUS MINUTES

RESOLUTION ORD065/24

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Sylvia Klonaris

THAT the minutes of the Ordinary Council Meeting held on 6 February 2024 be confirmed.

CARRIED 10/0

8 MOVING OF ITEMS

8.1 MOVING OF OPEN ITEMS INTO CONFIDENTIAL

Nil

8.2 MOVING OF CONFIDENTIAL ITEMS INTO OPEN

Nil

8.3 MOVING CONFIDENTIAL ITEMS TO OPEN AT THE CONCLUSION OF THE MEETING

26.2 COMMUNITY GARDENS

RESOLUTION ORD088/24

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Mick Palmer

1. THAT the report entitled Community Gardens be received and noted.
2. THAT Council endorse for community garden organisations who reside on City of Darwin land to pay for utilities in alignment with all other property lease and community use agreements and the Strategic Property Plan.
3. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
4. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 10/1

26.4 OPERATING SUBSIDIES 2024 - 2025

RESOLUTION ORD092/24

Moved: Councillor Jimmy Bouhoris
 Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Operating Subsidies 2024-2025 be received and noted.
2. THAT Council remove Operating Subsidies as a funding option from City of Darwin Funding Guidelines, noting that updated guidelines will be presented to Council for endorsement.
3. THAT Council reallocate the funding from Operating Subsidies to increase the Sponsorship Program by \$275,000.
4. THAT Council endorse that any future funding agreements for animal rehoming groups include annual targets for service delivery.
5. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
6. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 9/2

26.5 ACCESS AND INCLUSION ADVISORY COMMITTEE BUDGET RECOMMENDATIONS 2023/2024

RESOLUTION ORD093/24

Moved: Councillor Sylvia Klonaris
 Seconded: Councillor Mick Palmer

1. THAT the report entitled Access and Inclusion Advisory Committee Budget Recommendations 2023/2024 be received and noted.
2. THAT Council approve the following projects to be funded from the Disability Access Operational Projects budget:

Project	Cost
Access Audit of Bombing of Darwin Event Day and temporary parking signage	\$1,100
Incidentals for accessibility seminars (two) including photography, marketing, room hire and catering	\$4,350
Accessibility Guides for Parap and Nightcliff Pools (\$5,315 each)	\$10,630
Total	\$16,080

3. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
4. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 11/0

26.6 AFL NORTHERN TERRITORY - GARDENS OVAL VENUE IMPROVEMENT PLAN**RESOLUTION ORD094/24**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Ed Smelt

1. THAT the report entitled AFL Northern Territory – Gardens Oval Venue Improvement Plan be received and noted.
2. THAT Council provide in-principle support for AFL Northern Territory to seek funding for infrastructure projects listed in the Gardens Oval Improvement Plan.
3. THAT final approval for any infrastructure upgrades at Gardens Oval Precinct be subject to:
 - (a) Funding confirmation
 - (b) The outcomes of stakeholder and community engagement
 - (c) Detailed design and technical specifications being to the satisfaction of City of Darwin
 - (d) Financial planning for ongoing maintenance and renewal.
4. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
5. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 11/0

27.1 CORPORATE SERVICES QUARTERLY REPORT - OCTOBER TO DECEMBER 2023**RESOLUTION ORD096/24**

Moved: Councillor Ed Smelt

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Corporate Services Quarterly Report - October to December 2023, be received and noted.
2. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293(1) of the *Local Government Act 2019*.
3. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 11/0

27.2 COMMITTEE MEETING CONFIDENTIAL MINUTES**RESOLUTION ORD097/24**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Kim Farrar

1. THAT the report entitled Committee Meeting Confidential Minutes be received and noted.
2. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
3. THAT the documents remain confidential and that this decision be moved to Open at the end of the meeting.

CARRIED 11/0

27.3 UPDATE ON CODE OF CONDUCT MATTERS**RESOLUTION ORD098/24**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Kim Farrar

1. THAT the report entitled Update on Code of Conduct Matters be received and noted.
2. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
3. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

CARRIED 11/0

27.4 UPDATE ON CODE OF CONDUCT OUTCOMES**MOTION**

Moved: Councillor Mick Palmer

Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Update on Code of Conduct Outcomes be received and noted.
2. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293 (1) of the *Local Government Act 2019*.
3. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

AMENDMENT**RESOLUTION ORD099/24**

Moved: Councillor Mick Palmer

Seconded: Deputy Lord Mayor Sam Weston

1. THAT the report entitled Update on Code of Conduct Outcomes be received and noted.
2. THAT the documents and the decision be moved into Open at the end of the meeting.

CARRIED 11/0

RESOLUTION ORD100/24

Moved: Councillor Mick Palmer

Seconded: Deputy Lord Mayor Sam Weston

1. THAT the report entitled Update on Code of Conduct Outcomes be received and noted.
2. THAT the documents and the decision be moved into Open at the end of the meeting.

CARRIED 11/0

9 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE

Nil

10 PUBLIC QUESTION TIME**10.1 QUESTION TO COUNCIL - HERITAGE LISTING OF THE ESPLANADE****RESOLUTION ORD066/24**

Moved: Councillor Mick Palmer

Seconded: Councillor Kim Farrar

THAT the following Public Question and response as tabled from Mr Graham Kirby regarding the heritage listing of the Esplanade be received and noted.

Question

When is the City of Darwin going to debate the merits of the Declaration of the Heritage Listing of the Darwin Esplanade? The Minister, Chanston James Paech, Minister for Heritage made a provisional declaration of Heritage Place, The Esplanade on 24 April 2023.

Response

City of Darwin is aware of the provisional heritage listing of The Esplanade in 2023. City of Darwin is of the view that this listing was not in accordance with the requirements of the Heritage Act 2011 (NT).

Therefore, Council approved City of Darwin taking legal action against this heritage listing to ensure an appropriate outcome is achieved. This matter was heard in the Supreme Court in November 2023.

It is not appropriate for City of Darwin to comment further while this matter is being considered and awaiting judgement.

CARRIED 10/0

10.2 QUESTION TO COUNCIL - BOMBING OF DARWIN COMMEMORATIVE EVENT**RESOLUTION ORD067/24**

Moved: Councillor Mick Palmer

Seconded: Councillor Kim Farrar

THAT the following Public Question and response as tabled from Mr Stephen Dunham regarding the Bombing of Darwin Commemorative Event be received and noted.

Question 1

Who authorised the change of the Commemorative event for the bombing of Darwin from the dedicated site at the Esplanade to the Convention Centre?

Response

The change of venue was authorised and endorsed by City of Darwin's Chief Executive Officer, and City of Darwin's Lord Mayor.

It is never easy to change the location of an event, however our main priority was and will always be the safety of our community.

The ground at the Cenotaph was extremely waterlogged in the lead up to the event, meaning it was unsafe for our suppliers to access the site to set up and bump into the event. Coupled with predicted forecast rain, as well as the possibility of Cyclone Lincoln, which was upgraded from a 'watch' to a 'warning', meant that the ground would have become even wetter and muddier, causing further community safety concerns as well the potential for extensive damage to the cenotaph area and surrounds.

This would have also affected attendees on the day, as the surface would have been very unsafe and with limited access for all members of the community.

We decided as early as possible to ensure the public were notified well in advance of the event, and could change their event plans accordingly, as well as ensuing partners and suppliers had enough time to prepare.

Question 2

Who advised that the weather would be unsuitable to hold the event at the Esplanade?

Response

City of Darwin was provided advice from the Bureau of Meteorology that there was more rain forecast, in addition to the flooding that had already taken place earlier in the week.

Question 3

What were the costs of erecting and dismantling the shade structures which have previously proved effective protection against rain for the event?

Response

There were no additional costs associated with this, as the relevant costs were already factored into the event budget.

Question 4

Why was the extensive area adjacent to the Cenotaph fenced off on the 19 February this year?

Response

Fencing is installed each year as this section of Bicentennial Park is considered a worksite, therefore appropriate WHS measures are required to successfully obtain an event permit to host the event.

Had we have not changed the venue, the fencing would have been removed on Saturday 18 February and re-installed post event once the event had concluded and bump out began.

Question 5

This year it was moved at short notice notwithstanding a lack of supporting advice from the Bureau of Meteorology, which merely noted a chance of rain.

Response

The event was moved five days out from the event, which we are confident is enough time to accurately notify people who were intending on attending the event.

The City of Darwin staff also communicated with a BOM representative around forecasts.

The Bureau of Meteorology was consistently predicting rain, which would have made the ground wetter and muddier, affecting suppliers in the lead up to the event as well as attendees on the day.

We were just as disappointed as you to see that no rain eventuated, however given the facts at the time of making the decision, the right decision was made. The timing was necessary to be able to secure an alternative venue and ensure appropriate setup.

Question 6

The diminishing of this important event, replacing the Cenotaph with a pile of sandbags with a rifle sticking out of it is offensive to me and I suspect others. I am not sure about the protocol of saluting the pile of sandbags, or perhaps the homage was intended for the flowers adorning it.

Response

The idea of the makeshift Cenotaph was from the Australian Defence Force (ADF), and they facilitated its construction.

CARRIED 10/0

11 PETITIONS

11.1 PETITION FOR NIGHT TIME CLOSURE OF WALKWAY 190, KOOLAMA COURT TO KOOJARRA COURT, KARAMA

RESOLUTION ORD068/24

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Brian O'Gallagher

Councillor Kim Farrar will present the Petition

1. THAT the Petition, requesting the night time closure of Walkway 190, Koolama Court to Koojarra Court, Karama be received and noted.
2. THAT, in accordance with By-law 12, the Petition requesting the night time closure of Walkway 190, Koolama Court to Koojarra Court, Karama be referred to the Community Hub for consideration and a report to return to Council.

CARRIED 10/0

12 DEPUTATIONS AND BRIEFINGS

Nil

13 NOTICES OF MOTION

Nil

14 ACTION REPORTS**14.1 REVIEW OF CORPORATE CREDIT CARD POLICY****RESOLUTION ORD069/24**

Moved: Councillor Mick Palmer

Seconded: Councillor Peter Pangquee

1. THAT the report entitled Review of Corporate Credit Card Policy be received and noted.
2. THAT Council adopt the Corporate Credit Card Policy at **Attachment 2**.

CARRIED 10/0**14.2 REVIEW OF PRIVACY POLICY****RESOLUTION ORD070/24**

Moved: Councillor Morgan Rickard

Seconded: Councillor Mick Palmer

1. THAT the report entitled Review of Privacy Policy be received and noted.
2. THAT Council adopt the Privacy Policy at **Attachment 2**.

CARRIED 10/0**14.3 REVIEW OF FUNDING POLICY AND FUNDING GUIDELINES****RESOLUTION ORD071/24**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Review of Funding Policy and Funding Guidelines be received and noted.
2. THAT Council endorse the Funding Policy provided at **Attachment 1**.
3. THAT Council endorse the revised City of Darwin Funding Guidelines provided at **Attachment 2**.
4. THAT Council rescind the Sponsorship Policy 0065.100.E.R, Sponsorship Guidelines 2022/23 and the Funding Guidelines 2021-2024.

CARRIED 10/0

15 RECEIVE & NOTE REPORTS**15.1 MONTHLY FINANCIAL REPORT - JANUARY 2024****RESOLUTION ORD072/24**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Kim Farrar

THAT the report entitled Monthly Financial Report – January 2024 be received and noted.

CARRIED 10/0

Councillor Ed Smelt joined the meeting at 6:04 pm.

15.2 LINKS ROAD LATM AND PEDESTRIAN CROSSING FACILITY REVIEW**RESOLUTION ORD073/24**

Moved: Councillor Mick Palmer

Seconded: Councillor Sylvia Klonaris

THAT the report entitled Links Road LATM and Pedestrian Crossing Facility Review be received and noted.

CARRIED 11/0

15.3 UPDATED OVAL INFRASTRUCTURE PRIORITIES**RESOLUTION ORD074/24**

Moved: Councillor Ed Smelt

Seconded: Councillor Kim Farrar

1. THAT the report entitled Updated Oval Infrastructure Priorities be received and noted.
2. THAT Council note the updated Peak Sporting Bodies' priorities for future infrastructure upgrades and oval lighting detailed in **Attachment 1** and **Attachment 2**.

CARRIED 11/0

15.4 NIGHTCLIFF VILLAGE MASTERPLAN UPDATE**RESOLUTION ORD075/24**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Ed Smelt

THAT the report Nightcliff Village Masterplan Update be received and noted.

CARRIED 11/0

15.5 IRRIGATION STATUS OF PARK AND OPEN SPACE AREAS IN THE WATERS WARD**RESOLUTION ORD076/24**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Sylvia Klonaris

THAT the report entitled Irrigation Status of Park and Open Space Areas in the Waters Ward be received and noted.

CARRIED 11/0

15.6 QUARTERLY PERFORMANCE REPORT - OCTOBER TO DECEMBER 2023 (Q2)**RESOLUTION ORD077/24**

Moved: Councillor Morgan Rickard

Seconded: Councillor Jimmy Bouhoris

THAT the report entitled Quarterly Performance Report - October to December 2023 (Q2) be received and noted.

CARRIED 11/0

15.7 TIER 2 BI-ANNUAL PERFORMANCE REPORT - JULY TO DECEMBER 2023**RESOLUTION ORD078/24**

Moved: Councillor Mick Palmer

Seconded: Councillor Morgan Rickard

THAT the report entitled Tier 2 Bi-Annual Performance Report - July to December 2023 be received and noted.

CARRIED 11/0

15.8 COMMITTEE MEETING OPEN MINUTES**RESOLUTION ORD079/24**

Moved: Councillor Kim Farrar

Seconded: Councillor Sylvia Klonaris

THAT the report entitled Committee Meeting Open Minutes be received and noted.

CARRIED 11/0

16 REPORTS OF REPRESENTATIVES**RESOLUTION ORD080/24**

Moved: Councillor Ed Smelt

Seconded: Councillor Morgan Rickard

THAT the following Reports of Representatives be received and noted.

16.1

Councillor Morgan Rickard reported on attending the opening of the Exit Art Exhibition at the Museum and Art Gallery, celebrating the talents and creativity of contemporary art from Northern Territory Year 12 students. Advised everyone to make the time to have a look at the amazing artwork being presented.

16.2

Councillor Brian O’Gallagher reported on attending the Karama Shopping Centre this morning where Councillor Kim Farrar and the team from COTA had a stall, offering advice to residents on programs available to help our senior citizens. Was also a good opportunity to speak with the community members on any issues that they were experiencing. Congratulations to COTA for such a valuable community service.

16.3

Councillor Ed Smelt reported on attending the Bombing of Darwin Commemoration Event last Monday, a number of staff and Elected Members in attendance. It was an extremely well organised and executed event and I congratulate the CEO and team for all their efforts. It’s truly a national event broadcasted on the ABC around the country, which reflects strongly on the organisation from the staff involved. Taking on the late change of venue to the indoor venue, it was excellent to accommodate that late change. It was great to bring the community together and reflect on the events of 1942.

16.4

Councillor Amye Un reported on attending the Bombing of Darwin Commemoration Event, thanks to the Lord Mayor for the invitation, it was a great day and that she enjoyed celebrating.

Councillor Amye Un also met with residents while in The Mall, with concerns raised regarding the cost of parking in the city on a Saturday. They would like to see free parking over the weekends to attract more people into the city.

CARRIED 11/0

Councillor Jimmy Bouhoris departed the meeting at 6:33 pm.

17 QUESTIONS BY MEMBERS

Nil

18 GENERAL BUSINESS**18.1 INCOMING CORRESPONDENCE - MINISTER FOR LOCAL GOVERNMENT - 2023-24 LOCAL GOVERNMENT IMMEDIATE PRIORITY GRANTS****RESOLUTION ORD081/24**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Kim Farrar

THAT the Incoming Correspondence - Minister for Local Government - 2023-24 Local Government Immediate Priority Grants be received and noted.

CARRIED 10/0

Councillor Jimmy Bouhoris re-joined the meeting at 6:35 pm.

18.2 INTERNATIONAL WOMEN'S DAY WALK AND CELEBRATION**RESOLUTION ORD082/24**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Morgan Rickard

Councillor Sylvia Klonaris advised this Saturday is the 2024 International Women's Day Walk. Starting at 8:30am in the Civic Centre courtyard, and encourage everyone to attend, as it is a good opportunity to celebrate the achievements of women.

CARRIED 11/0

18.3 INTERNATIONAL WOMEN'S DAY WALK AND CELEBRATION**RESOLUTION ORD083/24**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Morgan Rickard

Councillor Amye Un enquired about attendance at the International Women's Day Walk and celebrations. Councillor Amye Un was advised this matter will be addressed in the Confidential section of the meeting.

CARRIED 11/0

19 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING**RECOMMENDATIONS**

THAT the next Ordinary Meeting of Council be held on Tuesday, 26 March 2024, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers Darrandirra, Level 1, Civic Centre, Harry Chan Avenue, Darwin.

20 CLOSURE OF MEETING TO THE PUBLIC

RECOMMENDATIONS

THAT pursuant to Section 99 (2) of the Local Government Act and Regulation 51 of the Local Government (General) Regulations the meeting be closed to the public to consider the Confidential Items of the Agenda.

RECOMMENDATIONS

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 99(2) of the Local Government Act:

26.1 Malak Childcare Centre Upgrade

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

26.2 Community Gardens

This matter is considered to be confidential under Section 99(2) - 51(c)(i), 51(c)(iii) and 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person, information that would, if publicly disclosed, be likely to prejudice the security of the council, its members or staff and information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

26.3 Offer to Purchase Airspace

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

26.4 Operating Subsidies 2024 - 2025

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

26.5 Access and Inclusion Advisory Committee Budget Recommendations 2023/2024

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

26.6 AFL Northern Territory - Gardens Oval Venue Improvement Plan

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

26.7 Karama Expression of Interest Submissions

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

27.1 Corporate Services Quarterly Report - October to December 2023

This matter is considered to be confidential under Section 99(2) - 51(a) and 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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 and information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

27.2 Committee Meeting Confidential Minutes

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

27.3 Update on Code of Conduct Matters

This matter is considered to be confidential under Section 99(2) - 51(f) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with subject to subregulation 51(2) – information in relation to a complaint of a contravention of the code of conduct.

27.4 Update on Code of Conduct Outcomes

This matter is considered to be confidential under Section 99(2) - 51(f) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with subject to subregulation 51(2) – information in relation to a complaint of a contravention of the code of conduct.

21 ADJOURNMENT OF MEETING AND MEDIA LIAISON

RESOLUTION ORD084/24

Moved: Councillor Morgan Rickard

Seconded: Councillor Brian O'Gallagher

THAT the open section of the meeting be adjourned at 6:37 pm.

CARRIED 11/0

THAT the open section of the meeting be resumed at 8:39 pm.

THAT the chair declared the meeting closed at 8:39 pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 March 2024.

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CHAIR