

CITY OF DARWIN

MINUTES OF THE FIFTH ORDINARY COUNCIL MEETING OF THE TWENTY-SECOND COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 14 NOVEMBER 2017 COMMENCING AT 5.32PM.

PRESENT: The Right Worshipful, Lord Mayor, K Vatskalis, (Chair); Member A J Arthur; Member J Bouhoris; Member S Cullen; Member J A Glover; Member G J Haslett; Member R M Knox; Member G Lambrinidis; Member S J Niblock; Member M Palmer; Member P Pangquee; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Mr B P Dowd; General Manager City Operations, Mr L Cercarelli; General Manager City Life, Ms A Malgorzewicz; General Manager City Futures, Mr G Rosse; Executive Manager, Ms M Reiter; Manager Strategy & Outcomes, Ms V Green; Acting Manager Finance, Ms I Frazis; Town Planner, Mr D Burrow; Senior Communications and Public Relations Officer, Ms J Raymond-Monro; Committee Administrator, Mrs P Hart.

APOLOGY: Member R Want de Rowe.

GUESTS: Representatives from the Royal Australian Artillery Association were in attendance from 5.30pm to brief the Council on the Darwin Military Museum.

MEDIA: NT News, Ms Phillippa Butt.

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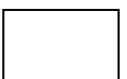
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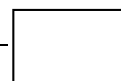
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(Moved from Confidential)

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FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/4

1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD'S PRAYER

3. MEETING DECLARED OPEN

The Chair declared the meeting open at 5.32pm.

4. APOLOGIES AND LEAVE OF ABSENCE
Common No. 2695036

4.1 Apologies

(Haslett/Palmer)

THAT the apology from Member R Want de Rowe be received.

DECISION NO.22\0170 (14/11/17) carried

4.2 Leave of Absence Granted

Nil

4.3 Leave of Absence Requested

(Young/Haslett)

A. THAT a Leave of Absence be granted for Member R Want de Rowe for the period of 25 to 28 November 2017.

B. THAT a Leave of Absence be granted for Member G Lambrinidis for the period of 27 November to 2 December 2017.

C. THAT a Leave of Absence be granted for Member R M Knox for the period of 9 to 26 December 2017.

DECISION NO.22\0171 (14/11/17) Carried

FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/5

5. ELECTRONIC MEETING ATTENDANCE
Common No. 2221428

5.1 Electronic Meeting Attendance Granted

Nil

5.2 Electronic Meeting Attendance Requested

(Haslett/Bouhoris)

THAT Council note that pursuant to Section 61 (4) of the Local Government Act and Decision No. 21\0009 – 15/04/12, the following members request Electronic Meeting Attendance:

- A. Member R M Knox to attend all Council and Committee Meetings for the period of 9 to 26 December 2017.
- B. Member G Lambrinidis to attend all Council and Committee Meetings for the period of 27 November to 2 December 2017.

DECISION NO.22\0172

(14/11/17)

Carried

6. DECLARATION OF INTEREST OF MEMBERS AND STAFF
Common No. 2752228

6.1 Declaration of Interest by Members

Nil

6.2 Declaration of Interest by Staff

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S
Common No. 1955119

7.1 Confirmation of the Previous Ordinary Council Meeting

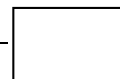
(Lord Mayor/Glover)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 31 October 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.22\0173

(14/11/17)

Carried



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/6

7.2 Confirmation of the Previous Confidential Ordinary Council Meeting

With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes.

(Haslett/Bouhoris)

- A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 31 October 2017 be received and confirmed as a true and correct record of the proceedings of that meeting.
- B. THAT this decision be moved into Open.

DECISION NO.22\0174 (14/11/17) Carried

7.3 Confirmation of the Previous Confidential Special Council Meeting

With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes.

(Haslett/Pangquee)

- A. THAT the tabled minutes of the previous Confidential Special Council Meeting held on Monday, 6 November 2017 be received and confirmed as a true and correct record of the proceedings of that meeting.
- B. THAT this decision be moved into Open.

DECISION NO.22\0175 (14/11/17) Carried

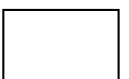
7.4 Business Arising

Nil

8. MATTERS OF PUBLIC IMPORTANCE

Nil

Member S J Niblock joined the meeting at 5.38pm.



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/7

9. DEPUTATIONS AND BRIEFINGS

9.1 Royal Australian Artillery Association
Common No. 3672677

Representatives from the Royal Australian Artillery Association were in attendance from 5.35pm to brief the Council on the Darwin Military Museum.

(Lord Mayor/Haslett)

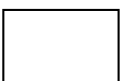
THAT the presentation from the Royal Australian Artillery Association in relation to the Darwin Military Museum be received and noted.

DECISION NO.22\0176 (14/11/17)

Carried

10. PUBLIC QUESTION TIME

Nil



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/8

11. CONFIDENTIAL ITEMS
Common No. 1944604

11.1 Closure to the Public for Confidential Items

(Haslett/Young)

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:-

<u>Item</u>	<u>Regulation</u>	<u>Reason</u>
C24.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C24.2	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C26.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.1.1	8(c)(i)	information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person
C24.1.2	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person

DECISION NO.22\0177 (14/11/17)

Carried

11.2 Moving Open Items Into Confidential

Nil

11.3 Moving Confidential Items Into Open

Nil

12. PETITIONS

Nil

FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/9

13. NOTICE(S) OF MOTION

13.1 Reinstate Shade Trees in front of the Foreshore Cafe
Common No. 2191683

With the consent of the meeting this item was withdrawn.

13.2 Review of Gardens Hill Road Carparking
Common No. 3444217

(Knox/Young)

- A. THAT Council adopt 'Option 3: Formalise bays on both sides' as outlined in Report Number 17TS0061 DL:tz entitled Car Parking along Gardens Road – Community Consultation Outcomes, investigating the inclusion of some minor civil works to provide improved pedestrian connectivity (which will involve additional costs).
- B. THAT Council write to all of the respondents to the community consultation, thanking them for their submissions and advising them of the actions to be undertaken as a result of the consultation.

LOST



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/10

13.3 Darwin City Deal
Common No. 3226493

With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes on 22 November 2017.

(Lord Mayor/Haslett)

- A. THAT Council agrees in principle to support the Northern Territory Government's proposal for the construction of an underground car park located next to Parliament House as per the Darwin City Centre Master Plan.
- B. THAT Council agrees to enter into negotiations with the Northern Territory Government for the removal of the Darwin Oval Car Park (adjacent to the Cenotaph in Bicentennial Park) and to replace it with green space on the basis that a 450 bay underground car park is constructed adjacent to Parliament House by the Northern Territory Government which contains a minimum of 150 general access public spaces.
- C. THAT Council note that it has already indicated support for a Charles Darwin University presence in the CBD and will be commencing discussions regarding the possible establishment of a new city campus at the Cavenagh Street Car Park site.
- D. THAT this decision be moved into Open when the Northern Territory Government announces the construction of the 450 bay underground car park adjacent to Parliament House.
- E. THAT a Council workshop be held regarding the proposed Charles Darwin University City Campus on the Cavenagh Street site to identify matters that would need to be taken into account during the discussions/negotiations.
- F. THAT a report be prepared on the revenue and other implications associated with these proposals.

DECISION NO.22\0195

(14/11/17)

Carried

ACTION Part E: EXEC MGR
ACTION Part F: GM CITY FUTURES
NOTE: CA



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/11

14.1 OFFICERS REPORTS (ACTION REQUIRED)

14.1.1 2016/17 City of Darwin Annual Report

Report No. 17CP0054 VG:je (14/11/17) Common No. 3141841

(Cullen/Bouhoris)

- A. THAT Report Number 17CP0054 VG:je entitled 2016/17 City of Darwin Annual Report, be received and noted.
- B. THAT Council adopt the 2016/17 Annual Report at **Attachment A**, as administratively amended, to Report Number 17CP0054 VG:je entitled 2016/17 City of Darwin Annual Report.
- C. THAT the 2016/17 City of Darwin Annual Report be forwarded to the Minister for Local Government.

DECISION NO.22\0178

(14/11/17)

Carried

ACTION: MGR STRATEGY
NOTE: GM CITY PERFORMANCE

14.1.2 Meeting Date Schedule 2018

Report No. 17CE0026 MR:ph (14/11/17) Common No. 1486656

(Lord Mayor/Cullen)

- A. THAT Report Number 17CE0026 MR:ph entitled Meeting Date Schedule 2018, be received and noted.
- B. THAT the schedule in **Attachment A** to Report Number 17CE0026 MR:ph entitled Meeting Date Schedule 2018 be endorsed.

DECISION NO.22\0179

(14/11/17)

Carried

ACTION: CA
NOTE: EXEC MGR



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/12

14.2 OFFICERS REPORTS (RECEIVE & NOTE)

14.2.1 2017 Christmas In Darwin Program

Report No. 17CL0026 KS:kl (14/11/17) Common No. 3681960

(Lord Mayor/Bouhoris)

THAT Report Number 17CL0026 KS:kl entitled 2017 Christmas In Darwin Program, be received and noted.

DECISION NO.22\0180 (14/11/17) Carried

14.2.2 Lakeside Drive Treatment Overview

Report No. 17CO0038 LC:jw (14/11/17) Common No. 3248668

(Palmer/Lord Mayor)

THAT Report Number 17CO0038 LC:jw entitled Lakeside Drive Treatment Overview, be received and noted.

DECISION NO.22\0181 (14/11/17) Carried

15. TOWN PLANNING REPORT/LETTER

15.1 Council Responses to Planning Applications - November 2017

Report No. 17CF0031 BS:hd (14/11/17) Common No. 2547669

(Cullen/Pangquee)

A. THAT Report Number 17CF0031 BS:hd entitled Council Responses to Planning Applications - November 2017, be received and noted.

B. THAT Council endorse the responses to the Development Consent Authority within **Attachments A, B and C** to Report Number 17CF0031 BS:hd entitled Council Responses to Planning Applications - November 2017.

DECISION NO.22\0182 (14/11/17) Carried

ACTION: PLANNING OFFICER
NOTE: GM CITY FUTURES

FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/13

15.2 Signage Application - Fannie Bay Investment/Stage 2, Section 4298 & Portion 1827 (658 & 660) Stuart Highway, Berrimah

Report No. 17CF0032 BS:nt (14/11/17) Common No. 3648460

(Palmer/Lambrinidis)

- A. THAT Report Number 17CF0032 BS:nt entitled Signage Application - Fannie Bay Investment/Stage 2, Section 4298 & Portion 1827 (658 & 660) Stuart Highway, Berrimah be received and noted.
- B. THAT Council approve the sign application from Fannie Bay Investments Pty Ltd for signage detailed within the report, to be located within Section 4298 & Portion 1827 (658 & 660) Stuart Highway, Berrimah, and that a Sign Permit be issued in accordance with the requirements of the Outdoor Signs Code, as the advertising signs complies with the intent and purpose of the Signs Code.

DECISION NO.22\0183

(14/11/17)

Carried

ACTION: PLANNING OFFICER
NOTE: GM CITY FUTURES

15.3 Proposed Northern Territory Planning Scheme Amendment to Introduce Controls for Helicopter Landing Sites Ancillary to a Dwelling on a lot in Zones RL, R, A, H And FD – PA2017/0341

Report No. 17CF0039 CR:hd (14/11/17) Common No. 3665646

(Palmer/Bouhoris)

- A. THAT Report Number 17CF0039 CR:hd entitled Proposed Northern Territory Planning Scheme Amendment to Introduce Controls for Helicopter Landing Sites Ancillary to a Dwelling on a lot in Zones RL, R, A, H And FD – PA2017/0341, be received and noted.
- B. THAT Council endorse the submission, dated 10 November 2017, to the Planning Commission within **Attachment A** to Report Number 17CF0039 CR:hd entitled Proposed Northern Territory Planning Scheme Amendment to Introduce Controls for Helicopter Landing Sites Ancillary to a Dwelling on a lot in Zones RL, R, A, H And FD – PA2017/0341.

DECISION NO.22\0184

(14/11/17)

Carried

ACTION: MGR CITY PLANNING
NOTE: GM CITY FUTURES



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/14

16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

16.1 Incoming letter from the Chief Minister of the Northern Territory - Stage 2 Redevelopment of Parap Pool

Document No. 3680559 (14/11/17) Common No. 2918032

(Lord Mayor/Haslett)

- A. THAT the incoming letter from the Chief Minister of the Northern Territory dated 3 November 2017 relating to Stage 2 redevelopment of Parap Pool be received and noted.
- B. THAT Council commence discussions with the Northern Territory Government regarding the Stage 2 development of Parap Pool.

DECISION NO.22\0185 (14/11/17)

Carried

ACTION: EXEC MGR

16.2 Invitation to join the Welcoming Cities Network

Document No. 3664291 (14/11/17) Common No. 3664291

(Knox/Glover)

- A. THAT the Invitation to join the Welcoming Cities Network, Document Number 3664291, be received and noted.
- B. THAT a report come to Council regarding the Invitation to join the Welcoming Cities Network.

DECISION NO.22\0186 (14/11/17)

Carried

ACTION: GM CITY FUTURES

17. REPORTS OF REPRESENTATIVES

Common No. 1735503

Nil



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/15

18. QUESTIONS BY MEMBERS

(Haslett/Bouhoris)

THAT the following Questions by Members be received and noted.

DECISION NO.22\0187

(14/11/17)

Carried

18.1 Trees on Dickward Drive

Common No.

Member R M Knox raised a query in relation to 15 dead trees and 15 sick trees on Dick Ward Drive. There is also a long hot area near Mimarama that has no nature strip trees. Dick Ward Drive has a heavily used shared path and it needs to be well shaded. Will the sick and dying trees be replaced and new trees added in unplanted areas this calendar year?

The General Manager City Operations responded and took the question on notice.

Member R M Knox further asked that a variety of species be considered.

ACTION: GM CITY OPS

18.2 Tennis Courts adjacent to Parap Pool

Common No.

Member S Cullen queried whether the fences around the tennis courts next to Parap Pool will be reviewed and replaced as balls are finding their way into the pool area.

The General Manager City Operations responded and took the question on notice.

ACTION: GM CITY OPS

18.3 NT Planning Scheme

Common No.

Member Niblock queried, regarding the review of the NT Planning Scheme, and the Central Darwin Area Plan, when reports will come to Council on these matters?

The General Manager City Futures responded and advised that comments are due in December and the reports will come to council in November.



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/16

18.4 Barneson Boulevard Design
Common No. 2116605

Member R M Knox asked how discussions have progressed in regard to the cul-de-sac at Woods Street in the Barneson Boulevard design?

The General Manager City Operations responded and advised that options are being prepared and will be presented to Council before the end of 2017.

18.5 Nightcliff Oval Grass
Common No.

Member P Pangquee queried regarding the grass at Nightcliff Oval grass: currently it is cut to 11mm in the dry season for cricket and 35mm during the wet season. Can it be trimmed to 11mm in the wet season for football?

The General Manager City Operations responded and took the question on notice.

ACTION: GM CITY OPS

18.6 Speed Monitoring Signage
Common No.

Member Bouhoris queried whether there will be additional speed monitoring signage installed in the municipality in advance of the festive season 2017?

The General Manager City Operations responded and advised that the signage is programmed and fully booked, but that any additional signs are prioritised for school areas.

ACTION: GM CITY OPS

19. GENERAL BUSINESS

19.1 Council Business Papers
Common No.

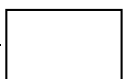
(Bouhoris/Haslett)

- A. THAT Council receive business papers 7 days in advance of Council and Committee Meetings and workshops as of 2018.
- B. THAT Notice of Motions be forwarded to the Chief Executive Officer by 10.00am on the Monday (8 days) prior to Ordinary Council Meetings.

DECISION NO.22\0188 (14/11/17)

Carried

ACTION: EXEC MGR
NOTE: ELT, CA



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/17

19.2 Christmas in Darwin 2018
Common No.

(Lambrinidis/Lord Mayor)

THAT a Christmas in Darwin plan for 2018 include a calendar of events utilising Council facilities in all wards.

DECISION NO.22\0189 (14/11/17) Carried

ACTION: GM CITY LIFE

19.3 Darwin City Deal
Common No. 3226493

With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes.

(Lord Mayor/Palmer)

THAT the following decision be moved from Confidential into Open:

DECISION NO.22\00068 (17/10/17)

Darwin City Deal Update – October 2017

Report No. 17CE0008 MR:ph (17/10/17) Common No. 3226493

- A. THAT Report Number 17CE0008 MR:ph entitled Darwin City Deal Update – October 2017, be received and noted.
- B. THAT Council reaffirm its continued partnership with the Northern Territory Government and Charles Darwin University to develop a Darwin City Deal.
- C. THAT Council provide in principle endorsement to further progress Darwin City Deal projects in partnership with the Northern Territory Government and Charles Darwin University as outlined in Report Number 17CE0008 MR:ph entitled Darwin City Deal Update – October 2017:
 - a. Austin Lane Concept
 - b. Cavenagh Street heat mitigation concept
- D. THAT Council endorse the contribution of \$15,000 from the CBD Activation fund towards the Darwin Street Art Festival from 19 to 29 October 2017, as outlined in Report Number 17CE0008 MR:ph entitled Darwin City Deal Update – October 2017.
- E. THAT Council endorse City of Darwin's participation in a Darwin City Open Day on 28 October 2017, as part of the Darwin City Deal community engagement program.
- F. THAT Council provide comments on the Policy Domain Papers to the Executive Manager by 7 November 2017.

FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/18

- G. *THAT Council supports Charles Darwin University presence in the CBD and continues discussion regarding establishment of a city campus.*
- H. *THAT a workshop be held to consider City of Darwin's contribution to the Darwin City Deal.*

DECISION NO.22\0190 (14/11/17)

Carried

ACTION: CA

20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING
Common No. 2695130

(Haslett/Cullen)

THAT the next Ordinary Meeting of Council be held on Tuesday, 28 November 2017, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.22\0191 (14/11/17)

Carried

21. CLOSURE OF MEETING TO THE PUBLIC
Common No. 2695131

(Haslett/Cullen)

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 Confidential Items of the Agenda.

DECISION NO.22\0192 (14/11/17)

Carried

22. ADJOURNMENT OF MEETING AND MEDIA LIAISON
Common No. 2695132

(Haslett/Cullen)

THAT the meeting be adjourned at 7.00pm for 15 minutes to enable the Media to liaise with the Lord Mayor.

DECISION NO.22\0193 (14/11/17)

Carried



FIFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 14 NOVEMBER 2017

ORD11/19

The meeting moved to the Confidential Section at 7.11pm.

**THE RIGHT WORSHIPFUL, LORD
MAYOR, K VATSKALIS (CHAIR) –
1ST ORDINARY COUNCIL MEETING
– TUESDAY, 14 NOVEMBER 2017**

Confirmed On: **Tuesday, 28 November 2017**

Chair:

