

FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/1

CITY OF DARWIN

MINUTES OF THE FIFTEENTH ORDINARY COUNCIL MEETING OF THE TWENTY-SECOND COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 15 MAY 2018 COMMENCING AT 5.30PM.

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 P Pangquee; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Dr D Leeder; Acting GM City Performance, Mr L Carroll; Acting GM City Operations, Ms N Nilon; Acting GM City Life, Mr M Grassmayr; Acting GM City Futures, Ms S Gamble; Executive Manager, Ms M Reiter; Manager City Planning, Ms C Robson; Manager Strategy & Outcomes, Ms V Green; Revenue Supervisor, Mr E Grenenger; Acting Manager Finance, Ms I Frazis; Town Planner, Mr D Burrow; Regulatory Operations Supervisor, Mr C Brown; Committee Administrator, Mrs P Hart.

APOLOGY: Member M Palmer.

GUESTS: Senior Director Land Development Mr Graeme Finch from the Department of Infrastructure, Planning and Logistics was in attendance from 5.40pm to brief the Council on flood mitigation plans for the Darwin municipality.

Representatives from the Landbridge Group were in attendance from 6.15pm to brief the Council on the Landbridge Hotel Development:

- Project Director, Mr Andrew Payne
- Mr Jason Finlay
- JLL Project Manages, Mr Craig Cullen
- JLL Project Manages, Gareth Edwards

MEDIA: 9 News, Ms Melissa McKay; NT News Mr Will Zwar; ABC News, Mr Tom Maddocks.

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***** INDEX *****

PAGE

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 MINUTES OF PREVIOUS MEETING/S	
7.1	Ordinary Council Meeting 24/04/18.....	5
7.2	Confidential Ordinary Council Meeting 24/04/18.....	6
	(Moved from Confidential)	
7.3	Business Arising.....	6
8.	MATTERS OF PUBLIC IMPORTANCE	6
9.	DEPUTATIONS AND BRIEFINGS	
9.1	Department of Infrastructure, Planning and Logistics - Flood Mitigation Plan for the Darwin Municipality	6
9.2	Landbridge Group - Landbridge Hotel Development	7
10.	PUBLIC QUESTION TIME	7
11.	CONFIDENTIAL ITEMS	
11.1	Closure to the Public for Confidential Items	8
11.2	Moving Open Items Into Confidential	8
11.3	Moving Confidential Items Into Open	8
12.	PETITIONS	8



13.	NOTICE(S) OF MOTION	8
14.1	OFFICERS REPORTS (ACTION REQUIRED)	
14.1.1	2018/2019 Fees and Charges	9
14.1.2	Energy Strategy Implementation Plan.....	10
14.1.3	Darwin Middle School - Request for Nomination of Alderman to School Board	10
14.1.4	Sponsorship and Operating Subsidies 2018/19.....	11
	(Moved from Confidential)	
14.1.5	Adoption of the Draft 2018/19 Municipal Plan.....	13
	(Moved from Confidential)	
14.2	OFFICERS REPORTS (RECEIVE & NOTE)	
14.2.1	Northern Territory Government Flood Mitigation Works Update.....	14
15.	TOWN PLANNING REPORT/LETTERS	
15.1	Council Responses to Planning Applications - May 2018.....	15
15.2	Parking in Carey Street.....	15
16.	INFORMATION ITEMS AND CORRESPONDENCE RECEIVED	16
17.	REPORTS OF REPRESENTATIVES	16
18.	QUESTIONS BY MEMBERS.....	16
19.	GENERAL BUSINESS	
19.1	Parking on McMinn Street Service Road/Day Street	16
19.2	Public Charging Points for Electric Vehicles	16
19.3	Acting Deputy Lord Mayor for the period of 21 May to 4 June 2018.....	17
	(Moved from Confidential)	
20.	DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING	17
21.	CLOSURE OF MEETING TO THE PUBLIC.....	17
22.	ADJOURNMENT OF MEETING AND MEDIA LIAISON	18



1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD'S PRAYER

3. MEETING DECLARED OPEN

The Chair declared the meeting open at 5.35 pm.

4. APOLOGIES AND LEAVE OF ABSENCE

Common No. 2695036

4.1 Apologies

Nil

4.2 Leave of Absence Granted

(Arthur/Glover)

THAT it be noted Member M Palmer is an apology due to a Leave of Absence previously granted on 27 March 2018 for the period 6 to 18 May 2018.

DECISION NO.22\0695 (15/05/18) Carried

4.3 Leave of Absence Requested

(Cullen/Arthur)

A. THAT a Leave of Absence be granted for Member Knox for the period 7 to 11 June 2018.

B. THAT a Leave of Absence be granted for Member Want de Rowe for the period 24 May to 2 June 2018.

C. THAT a Leave of Absence be granted for the Lord Mayor for the period of 18 May to 4 June 2018.

DECISION NO.22\0696 (15/05/18) Carried



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/5

5. ELECTRONIC MEETING ATTENDANCE
Common No. 2221428

5.1 Electronic Meeting Attendance Granted

Nil

5.2 Electronic Meeting Attendance Requested

Nil

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

(Knox/Bouhoris)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 24 April 2018, be received and confirmed as a true and correct record of the proceedings of that meeting, noting that this meeting was unable to be held at Karama Library as scheduled due to library closure.

DECISION NO.22\0697

(15/05/18)

Carried



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.

(Knox/Want de Rowe)

- A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 24 April 2018 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\0698 (15/05/18) Carried

7.3 Business Arising

Nil

8. MATTERS OF PUBLIC IMPORTANCE

Nil

9. DEPUTATIONS AND BRIEFINGS

- 9.1 Department of Infrastructure, Planning and Logistics - Flood Mitigation Plan for the Darwin Municipality**
Common No. 1485703

Senior Director Land Development Mr Graeme Finch from the Department of Infrastructure, Planning and Logistics was in attendance from 5.40pm to brief the Council on flood mitigation plans for the Darwin municipality.

(Lambrinidis/Haslett)

THAT the presentation from the Department of Infrastructure, Planning and Logistics in relation to the flood mitigation plan for the Darwin municipality be received and noted.

DECISION NO.22\0699 (15/05/18) Carried

Member G J Haslett joined the meeting at 5.47pm.



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/7

9.2 Landbridge Group - Landbridge Hotel Development
Common No. 3541995

Representatives from the Landbridge Group were in attendance from 6.15pm to brief the Council on the Landbridge Hotel Development:

- *Project Director, Mr Andrew Payne*
- *Mr Jason Finlay*
- *JLL Project Manages, Mr Craig Cullen*
- *JLL Project Manages, Gareth Edwards*

(Lambrinidis/Haslett)

THAT the presentation from the Landbridge Group in relation to the Landbridge Hotel Development be received and noted.

DECISION NO.22\0700

(15/05/18)

Carried

10. PUBLIC QUESTION TIME

Nil



11. CONFIDENTIAL ITEMS
Common No. 1944604

11.1 Closure to the Public for Confidential Items

(Knox/Haslett)

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
C27.1.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.1.2	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.1.3	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.1.4	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.1.5	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\0701 (15/05/18)

Carried

11.2 Moving Open Items Into Confidential

Nil

11.3 Moving Confidential Items Into Open

Nil

12. PETITIONS

Nil

13. NOTICE(S) OF MOTION

Nil



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/9

14.1 OFFICERS REPORTS (ACTION REQUIRED)

14.1.1 2018/2019 Fees and Charges

Report No. 18CP0038 IF:ks (15/05/18) Common No. 3020893

Procedural Motion – Suspension of Meeting Procedures in Accordance with By-law 147 at 6.24pm for 10 minutes

(Haslett/Niblock)

THAT in accordance with By-Law 147 the operation of procedures set out in Part 7 of the Darwin City Council By-Laws, that limits the duration and number of times a Member may speak, be suspended at 6.24pm for 10 minutes to allow for discussion on the 2018/2019 Fees and Charges.

Carried

Resumption of Meeting Procedures at 6.34pm

(Haslett/Bouhoris)

THAT the operation of procedures as set out in Part 7 of the Darwin City Council By-Laws, be resumed.

Carried

Procedural Motion

(Niblock/Knox)

THAT this item lay on the table to enable further review and that the report be brought back to the 2nd Ordinary Council Meeting in May 2018.

Carried

ACTION: ACTING FINANCE MANAGER
NOTE: ACTING GM CITY PERFORMANCE

(Haslett/Bouhoris)

- A. THAT Report Number 18CP0038 IF:ks entitled 2018/2019 Fees and Charges , be received and noted.
- B. THAT Council adopt the proposed fees and charges, as contained in **Attachment A** to Report Number 18CP0038 IF:ks entitled 2018/2019 Fees and Charges, effective from 1 July 2018.



14.1.2 Energy Strategy Implementation Plan

Report No. 18CF0008 SG:nt (15/05/18) Common No. 3258746

Procedural Motion

(Cullen/Knox)

THAT this item be taken off the table and considered as the next item of business.

Carried

(Bouhoris/Haslett)

- A. THAT Report Number 18CF0008 SG:nt entitled Energy Strategy Implementation Plan, be received and noted.
- B. THAT the City of Darwin Energy Strategy Implementation Plan, provided at **Attachment B** to Report Number 18CF0008 SG:nt entitled Energy Strategy Implementation Plan be endorsed by Council and reviewed annually to capitalise on changes in technology and funding mechanisms.
- C. THAT Council endorse a policy position of zero net emissions from energy by 2030.

DECISION NO.22\0702

(15/05/18)

Carried

ACTION: ACTING GM CITY FUTURES

14.1.3 Darwin Middle School - Request for Nomination of Alderman to School Board

Report No. 18CE0015 MR:ph (15/05/18) Common No. 3783877

(Bouhoris/Want de Rowe)

- A. THAT Report Number 18CE0015 MR:ph entitled Darwin Middle School - Request for Nomination of Alderman to School Board, be received and noted.
- B. THAT Council decline the request to nominate a member to the Darwin Middle School Board.

DECISION NO.22\0703

(15/05/18)

Carried

ACTION: EXEC MGR



14.1.4 Sponsorship and Operating Subsidies 2018/19

Report No. 18CE0018 JM:ph (15/05/18) Common No. 2143591

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 at 12.30pm on Wednesday, 16 May 2018.

(Cullen/Bouhoris)

- A. THAT Report Number 18CE0018 JM:ph entitled Sponsorship and Operating Subsidies 2018/19, be received and noted.
- B. THAT Council note the current sponsorships in **Attachment A** to Report Number 18CE0018 JM:ph entitled Sponsorship and Operating Subsidies 2018/19 that are built into the City of Darwin 2018/19 Budget.
- C. THAT the following sponsorships be endorsed by Council for a period of three (3) years as detailed in **Attachment B** to Report Number 18CE0018 JM:ph entitled Sponsorship and Operating Subsidies 2018/19:
- i. Browns Mart Shimmer \$10,000 cash (expires June 2021)
 - ii. CrownBet Supercars V8s \$6,000 In-Kind (expires June 2021)
 - iii. Darwin Festival \$150,000 cash, \$15,000 in-kind (expires August 2020)
 - iv. Nightcliff Seabreeze Festival \$25,000 cash, \$8,000 in-kind (expires May 2021)
 - v. The Beat Festival, \$10,000 cash (expires September 2020)
- D. THAT the following sponsorships be endorsed by Council for the 2018/19 financial year as detailed in **Attachment B** to Report Number 18CE0018 JM:ph entitled Sponsorship and Operating Subsidies 2018/19:
- i. Capricornia Film Awards \$5,000 cash (expires Sept 2018)
 - ii. Darwin Fringe Festival \$7,500 cash and \$1,000 in-kind (expires September 2018)
 - iii. Lottoland Mitchell Street Mile \$5,000 cash and \$4,000 in-kind (expires September 2018)
 - iv. National Indigenous Music Awards \$10,000 cash and \$2,000 In-kind (expires August 2018)
 - v. Palmerston Shopping Centre Christmas Party \$2,750 cash (expires December 2018)
 - vi. Malak Market Place \$10,000 cash and \$2,000 in-kind (expires October 2018)

Continued on next page.



14.1.4 Sponsorship and Operating Subsidies 2018/19

Report No. 18CE0018 JM:ph (15/05/18) Common No. 2143591

Continued from previous page.

- E. THAT the following Operating Subsidies be endorsed by Council as detailed in **Attachment C** to Report Number 18CE0018 JM:ph entitled Sponsorship and Operating Subsidies 2018/19 for the periods detailed below:
- i. Darwin City and Waterfront Retailers Association \$50,000 cash and \$27,280 In-kind support for 1 year including 2018/19
 - ii. Darwin City Brass Band \$30,000 cash for 3 years including 2018/19
 - iii. Darwin Entertainment Centre \$591,020 cash for 3 years including 2018/19
 - iv. PAWS Darwin for \$30,000 for 1 year including 2018/19
 - v. RSPCA for \$120,000 for 1 years including 2018/19
 - vi. Surf Life Saving NT for \$30,000 for 1 year including 2018/19
 - vii. Tourism Top End for \$100,000 for 1 years including 2018/19
 - viii. CBD Activation contingency fund of \$50,000 for 2018/19
- F. THAT Council note that the final determination of the funding for the Darwin Entertainment Centre and the period of the funding agreement are subject to negotiations with the Northern Territory Government.
- G. THAT this decision is moved into Open at the time of the media announcement of the draft 2018/2019 Municipal Plan.

DECISION NO.22\0704

(15/05/18)

Carried

ACTION: SENIOR COMMUNICATIONS AND ENGAGEMENT OFFICER
NOTE: ACTING MANAGER FINANCE, ACTING GM CITY PERFORMANCE



14.1.5 Adoption of the Draft 2018/19 Municipal Plan

Report No. 18CP0051 VG:ks (15/05/18) Common No. 2100136

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 at 12.30pm on Wednesday, 16 May 2018.

(Niblock/Cullen)

- A. THAT Report Number 18CP0051 VG:ks entitled Adoption of the Draft 2018/19 Municipal Plan, be received and noted.
- B. THAT Council adopt the Draft 2018/19 City of Darwin Municipal Plan contained in **Attachment A** to Report Number 18CP0051 VG:ks entitled Adoption of the Draft 2018/19 Municipal Plan, for the purpose of public consultation.
- C. THAT pursuant to Section 103 of the *Local Government Act*, the staffing plan approved by Council for the 2018/19 financial year be based on a total budget for employee costs of \$33.66M and an approved establishment full time equivalent (FTE) of 353.5 staff, noting that short-term projects may temporarily change the number of staff employed.
- D. THAT this decision be moved into Open at the time of the media announcement of the draft 2018/2019 Municipal Plan

DECISION NO.22\0705

(15/05/18)

Carried

ACTION: MANAGER STRATEGY & OUTCOMES

NOTE: ACTING GM CITY PERFORMANCE, ACTING MANAGER FINANCE



14.2 OFFICERS REPORTS (RECEIVE & NOTE)

14.2.1 Northern Territory Government Flood Mitigation Works Update

Report No. 18CO0022 EL:jw (15/05/18) Common No. 1485703

(Want de Rowe/Bouhoris)

- A. THAT Report Number 18CO0022 EL:jw entitled Northern Territory Government Flood Mitigation Works Update, be received and noted.

DECISION NO.22\0706 (15/05/18) Carried

(Arthur/Glover)

- B. THAT Council write to the Northern Territory Government expressing its extreme concern about the effectiveness of the proposed flood mitigation works and potential impact on the conservation area on Council land (Lot 4295).

DECISION NO.22\0707 (15/05/18) Carried

ACTION: GM CITY OPS

(Knox/Arthur)

- C. THAT Council not accept the PFAS-contaminated soil from the flood mitigation works for disposal at Shoal Bay.

LOST

Member J Bouhoris departed the meeting at 7.03pm.



15. TOWN PLANNING REPORT/LETTER

15.1 Council Responses to Planning Applications - May 2018

Report No. 18CF0031 BS:hd (15/05/18) Common No. 2547669

(Haslett/Cullen)

- A. THAT Report Number 18CF0031 BS:hd entitled Council Responses to Planning Applications - May 2018, be received and noted.
- B. THAT Council endorse the responses to the Development Consent Authority within **Attachments A, B, and C** to Report Number 18CF0031 BS:hd entitled Council Responses to Planning Applications - May 2018.

DECISION NO.22\0708 (15/05/18)

Carried

ACTION: ACTING MANAGER CITY PLANNING
NOTE: ACTING GM CITY FUTURES

Member J Bouhoris re-joined the meeting at 7.04pm.

15.2 Parking in Carey Street

Report No. 18CF0025 DB:hd (15/05/18) Common No. PA2018/0108

(Glover/Niblock)

- A. THAT Report Number 18CF0025 DB:hd entitled Parking in Carey Street, Darwin City, be received and noted.
- B. THAT on-street car parking in Carey Street be managed as per the following:
- i. 2 hour time restricted, Monday to Friday 8:00 am and 5:00 pm;
 - ii. no time restrictions, all other times; and
 - iii. be enforced within existing Regulatory Services resources and budgets.
- C. THAT Council write to those who participated in the community consultation to inform them of Council's decision.

DECISION NO.22\0709 (15/05/18)

Carried

ACTION: ACTING MANAGER CITY PLANNING
NOTE: ACTING GM CITY FUTURES



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/16

16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

Nil

17. REPORTS OF REPRESENTATIVES

Nil

18. QUESTIONS BY MEMBERS

Nil

19. GENERAL BUSINESS

19.1 Parking on McMinn Street Service Road/Day Street
Common No.3761313

(Arthur/Bouhoris)

THAT Council examine the application of the same restrictions on McMinn Street Service Road in the vicinity of Day Street and report back to Council within 2 months.

DECISION NO.22\0710 (15/05/18) Carried

ACTION: MGR CITY PLANNING
NOTE: ACTING GM CITY FUTURES

19.2 Public Charging Points for Electric Vehicles
Common No.

(Knox/Lambrinidis)

That a report be prepared on the possible locations and installation of public charging points for electric vehicles in Darwin.

DECISION NO.22\0711 (15/05/18) Carried

ACTION: ACTING GM CITY FUTURES



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/17

19.3 Acting Deputy Lord Mayor for the period of 18 May to 4 June 2018
Common No.375173

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.

(Glover/Lord Mayor)

THAT in accordance with Part 4.3 of the Local Government Act, Alderman R M Knox be appointed as Acting Deputy Lord Mayor for the period of 18 May to 4 June 2018.

THAT this decision be moved into Open.

DECISION NO.22\0712 (15/05/18) Carried
ACTION: CA

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

(Young/Haslett)

THAT the next Ordinary Meeting of Council be held on Tuesday, 29 May 2018, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.22\0713 (15/05/18) Carried

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

(Haslett/Knox)

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\0714 (15/05/18) Carried



FIFTEENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 15 MAY 2018

ORD05/18

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

(Haslett/Knox)

THAT the meeting be adjourned at 7.20pm for 15 minutes to enable the Media to liaise with the Lord Mayor.

DECISION NO.22\0715

(15/05/18)

Carried

The meeting moved to the Confidential Section at 7.30 pm.

**THE RIGHT WORSHIPFUL, LORD
MAYOR, K VATSKALIS (CHAIR) –
1ST ORDINARY COUNCIL MEETING
– TUESDAY, 15 MAY 2018**

Confirmed On: Tuesday, 29 May 2018

Chair: _____

