

CITY OF DARWIN

MINUTES OF THE ONE HUNDRED AND SEVENTEENTH ORDINARY COUNCIL MEETING OF THE TWENTY-FIRST COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 25 JULY 2017 COMMENCING AT 5.00PM.

PRESENT: The Right Worshipful, Lord Mayor, Ms K M Fong Lim, (Chair); Member R K Elix; Member J A Glover; Member G J Haslett; Member R M Knox; Member G A Lambert; Member G Lambrinidis; Member S J Niblock; Member M Palmer; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Mr B P Dowd; General Manager City Futures, Mr G Rosse; General Manager City Life, Ms A Malgorzewicz; General Manager City Operations, Mr L Cercarelli; General Manager City Performance, Dr D Leeder; Executive Manager, Ms M Reiter; Manager City Planning, Ms C Robson; Research and Project Coordinator, Ms J Matthiesson; Senior Communications and Public Relations Officer, Ms J Raymond-Monro; Committee Administrator, Mrs P Hart.

MEDIA: NT News, Ms Philippa Butt; 9 News, Ms Kathleen Gazzola; ABC, Ms Nancy Notzon.

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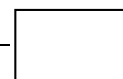
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1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD'S PRAYER

3. MEETING DECLARED OPEN

The Chair declared the meeting open at 5.02 pm.

4. APOLOGIES AND LEAVE OF ABSENCE
Common No. 2695036

4.1 Apologies

Nil

4.2 Leave of Absence Granted

Nil

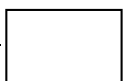
4.3 Leave of Absence Requested

(Want de Rowe/Haslett)

- A. THAT a Leave of Absence be granted for Member G A Lambert for the period of 9 to 10 August 2017.
- B. THAT a Leave of Absence be granted for Member G A Lambert for the period of 21 to 26 August 2017.

DECISION NO.21\5588 (25/07/17)

Carried



5. ELECTRONIC MEETING ATTENDANCE
Common No. 2221528

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

(Want de Rowe/Haslett)

THAT Council note that pursuant to Section 107 of the Local Government Act, the Chief Executive Officer, Brendan Dowd, declared a Conflict of Interest in Item C31.2.3.

DECISION NO.21\5645 (25/07/17) Carried

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

7.1 Confirmation of the Previous Ordinary Council Meeting

(Lambrinidis/Glover)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 11 July 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\5589 (25/07/17) Carried



7.2 Confirmation of the Previous Open Community & Cultural Services Committee Meeting

(Knox/Niblock)

THAT the tabled minutes of the previous Open Community & Cultural Services Committee held on Tuesday, 20 June 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\5590 (25/07/17) Carried

7.3 Confirmation of the Previous Open Environment & Infrastructure Committee Meeting

(Lambert/Elix)

THAT the tabled minutes of the previous Open Environment & Infrastructure Committee held on Tuesday, 20 June 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\5591 (25/07/17) Carried

7.4 Confirmation of the Previous Open Corporate & Economic Development Committee Meeting

(Haslett/Lambrinidis)

THAT the tabled minutes of the previous Open Corporate & Economic Development Committee held on Monday, 22 May 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\5592 (25/07/17) Carried

7.5 Confirmation of the Previous Open Town Planning Committee Meeting

(Niblock/Young)

THAT the tabled minutes of the previous Open Town Planning Committee held on Tuesday, 9 May 2017, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\5593 (25/07/17) Carried



7.6 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/Lambert)

- A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 11 July 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.21\5594 (25/07/17) Carried

7.7 Confirmation of the Previous Confidential Community & Cultural Services Committee 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/Niblock)

- A. THAT the tabled minutes of the previous Confidential Community & Cultural Services Committee held on Tuesday, 20 June 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.21\5595 (25/07/17) Carried

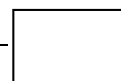
7.8 Confirmation of the Previous Confidential Environment & Infrastructure Committee Meeting

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.

(Lambert/Elix)

- A. THAT the tabled minutes of the previous Confidential Environment & Infrastructure Committee held on Tuesday, 10 October 2016, 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.21\5596 (25/07/17) Carried



7.9 Confirmation of the Previous Confidential Corporate & Economic Development Committee 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/Palmer)

- A. THAT the tabled minutes of the previous Confidential Corporate & Economic Development Committee held on Monday, 22 May 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.21\5597 (25/07/17) Carried

7.10 Confirmation of the Previous Confidential Town Planning Committee 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.

(Niblock/Glover)

- A. THAT the tabled minutes of the previous Confidential Town Planning Committee held on Tuesday, 9 May 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.21\5598 (25/07/17) Carried

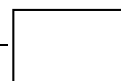
8. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING/S

8.1 Business Arising

Nil

9. MATTERS OF PUBLIC IMPORTANCE

Nil



10. DEPUTATIONS AND BRIEFINGS

Nil

11. PUBLIC QUESTION TIME

(Lambert/Palmer)

THAT the following Response to questions submitted from Ms Lia Gill regarding Lakeside Drive be received and noted.

DECISION NO.21\5599 (25/07/17) Carried

11.1 Ms Lia Gill - Lakeside Drive Common No. 3248668

Response

11 Public Questions have been received from Ms Lia Gill. On 11 October 2016, Council resolved as follows:

THAT Council not respond to any form of communication from Ms Lia Gill regarding allegations of dumping within or adjacent to the Rapid Creek corridor, noting that Council to date has responded to 78 public questions in relation to this matter, and that Council invite Ms Gill to take any further allegations to an appropriate external authority.

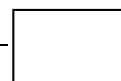
In a letter dated 2 March 2017, Council again advised Ms Gill that Council will not respond to Public Questions regarding Lakeside Drive, excepting those that are administratively based.

That said, to date, a total of 140 questions have been posed by Ms Gill and responded to by Council.

In the most recent correspondence to Council, dated Monday 24 July, 2017 Ms Gill accuses Council of not complying with the NT *Information Act* by not providing reasons for decisions in regard to her request for information under that Act.

On each occasion that Council has corresponded with Ms Gill in response to her request and in accordance with the NT *Information Act*, reasons for the non-supply of documents have been provided.

On Monday 24 July, in an email from Ms Gill, she states: "...there is very reasonable cause to suspect that the City of Darwin Council Environment and Infrastructure Department harbours corruption." Council categorically refutes that allegation.

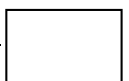


If Ms Gill has grounds to believe Council is acting inappropriately then recourse is available with the following statutory bodies with the power to investigate Council's actions:

- The NT Information Commissioner – Freecall 1800 005 610
- The NT Ombudsman – Freecall 1800 806 380
- The Commissioner for Public Interest Disclosure – Freecall 1800 250 918

Contact with these organisations about complaints should be made so that any required investigations can be undertaken by their officers.

Administratively based questions posed by Ms Gill in her email of 24 July 2017 will be answered by close of business on Thursday 27 July 2017.



12. CONFIDENTIAL ITEMS

Common No. 1944604

12.1 Closure to the Public for Confidential Items

(Knox/Elix)

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>
C26	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C31.1.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C31.2.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C31.2.2	8(b)	information about the personal circumstances of a resident or ratepayer
C31.2.3	8(d)	information subject to an obligation of confidentiality at law, or in equity
C31.2.4	8(a)	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
C32.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C32.2	8(e)	information provided to the council on condition that it be kept confidential

DECISION NO.21\5600

(25/07/17)

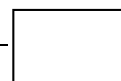
Carried

12.2 Moving Open Items Into Confidential

Nil

12.3 Moving Confidential Items Into Open

Nil



13. PETITIONS

13.1 Petition - Fannie Bay Equestrian Club

Document No. 3588111 (25/07/17) Common No. 179115

Member E L Young presented the Petition.

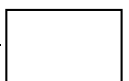
(Young/Want de Rowe)

- A. THAT the Petition, Document Number 3588111, in relation to the Fannie Bay Equestrian Club be received and noted.
- B. THAT, in accordance with By-law 153(7)(a), Council consider the Petition in conjunction with Agenda Item 14.1 - Notice of Motion - Fannie Bay Equestrian Club Lease.

DECISION NO.21\5601

(25/07/17)

Carried



14. NOTICE(S) OF MOTION

14.1 Fannie Bay Equestrian Club Lease

Common No. 179115

(Want de Rowe/Young)

- A. THAT Council offer the Fannie Bay Equestrian Club a new 20-year lease commencing 2020.
- B. THAT the new lease includes the development of a grounds maintenance and weed management plan to be developed by the Fannie Bay Equestrian Club.
- C. THAT Council negotiate with the Fannie Bay Equestrian Club on all other aspects of the lease such as but not limited to the possibility of the Fannie Bay Equestrian Club having a community garden on site and the possible assistance in promotion of the community aspects of the Club's presence including open days.
- D. THAT a progress report be brought back to Council in October 2017.
- E. THAT the petition be received and noted.

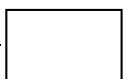
Amendment

(Niblock/Lambert)

- A. THAT Council commit to negotiating a new lease with the Fannie Bay Equestrian Club to determine terms and conditions on which it will continue to occupy the site at East Point.
- B. THAT Council negotiate with the Fannie Bay Equestrian Club on all aspects of the lease such as, but not limited to: the area of lease, length of lease, maintenance and weed management plan, the possibility of the Fannie Bay Equestrian Club having a community garden on site and the possible assistance in promotion of the community aspects of the Club's presence including open days.
- C. THAT a progress report be brought back to Council in October 2017.

LOST

Continued on next page.



14.1 Fannie Bay Equestrian Club Lease
Common No. 179115

Continued from previous page.

As the proposed amendment was lost, the original motion was put.

(Want de Rowe/Young)

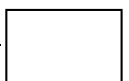
- A. THAT Council offer the Fannie Bay Equestrian Club a new 20-year lease commencing 2020.
- B. THAT the new lease includes the development of a grounds maintenance and weed management plan to be developed by the Fannie Bay Equestrian Club.
- C. THAT Council negotiate with the Fannie Bay Equestrian Club on all other aspects of the lease such as but not limited to the possibility of the Fannie Bay Equestrian Club having a community garden on site and the possible assistance in promotion of the community aspects of the Club's presence including open days.
- D. THAT a progress report be brought back to Council in October 2017.
- E. THAT the petition be received and noted.

DECISION NO.21\5602

(25/07/17)

Carried

ACTION: GM CITY PERFORMANCE



14.2 Acknowledgement Seat for Forgotten Australians and Former Child Migrants
Common No. 3487718

(Want de Rowe/Elix)

- A. THAT Council agree to install a memorial seat with an acknowledgement plaque for the Forgotten Australians and Former Child Migrants on The Esplanade in a location agreed to between Council, Relationships Australia and the Alliance for Forgotten Australians.
- B. THAT Council accept the \$4,000 contribution towards the installation of the memorial seat from Relationships Australia and the Alliance for Forgotten Australians.

DECISION NO.21\5603 (25/07/17)

Carried

ACTION: GM CITY LIFE
NOTE: GM CITY OPS

14.3 CBD Activation - Support for Darwin Pride Festival 2017
Common No. 3573214

(Young/Want de Rowe)

- A. THAT Council install a temporary rainbow crossing at the intersection of Smith Street and Knuckey Street prior to the commencement of the Darwin Pride Festival from 22 September to 1 October 2017 and undertake discussion with the Darwin Pride Festival Committee as to the timing and location of the crossing.
- B. THAT Council agree to provide the Darwin Pride Committee with financial assistance of up to \$7,000 for traffic management in support for the inaugural Pride March.

DECISION NO.21\5604 (25/07/17)

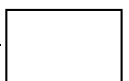
Carried

ACTION: GM CITY OPS

*The Lord Mayor departed the meeting at 6.38pm.
Deputy Lord Mayor G A Lambert took her place as Chair.*

15. COMMITTEE REPORTS

Nil



The Lord Mayor re-joined the meeting at 6.42pm and resumed her place as Chair.

16.1 OFFICERS REPORTS (ACTION REQUIRED)

16.1.1 Request to Purchase Road Reserve at 27 Lambell Terrace, Larrakeyah
Report No. 17CO0002 MV:lf (25/07/17) Common No. 3526896

(Lambrinidis/Glover)

- A. THAT Report Number 17CO0002 MV:lf entitled Request to Purchase Road Reserve at 27 Lambell Terrace, Larrakeyah, be received and noted.

DECISION NO.21\5605 (25/07/17) Carried

(Lambrinidis/Glover)

- B. THAT Council not approve the closure and sale of a portion of the Lambell Terrace road reserve, Larrakeyah to the owners of Lot 5390 (27) Lambell Terrace at this time due to the uncertainty of Lot 6364 and Lambell Terrace road reserve as described in Report Number 17CO0002 MV:lf entitled Request to Purchase Road Reserve at 27 Lambell Terrace, Larrakeyah.

LOST

As the original Part B of the motion was lost, this Foreshadow Motion was put.

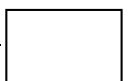
Foreshadow Motion

(Lambert/Haslett)

- B. THAT Council approve the sale of a portion of the Lambell Terrace road reserve, Larrakeyah adjacent to Lot 5390 Town of Darwin, 27 Lambell Terrace to David and Pam Flint, as described in Report Number 17CO0002 MV:lf entitled Request to Purchase Road Reserve at 27 Lambell Terrace, Larrakeyah subject to the following:
- an agreed sale price of \$6000
 - that the road reserve once excised be consolidated into the adjacent lot 5390 Town of Darwin, and
 - that all costs associated with the sale of the road reserve and consolidation including survey plans, application fees, the road closure process inclusive of advertising, legal and other associated fees be borne by the proponent.

DECISION NO.21\5606 (25/07/17) Carried

ACTION: MGR DESIGN
NOTE: GM CITY OPS, GM CITY PERFORMANCE



*Member E L Young departed the meeting at 6.57pm.
Member G J Haslett departed the meeting at 6.58pm.*

16.1.2 2016/2017 Carry Forwards - 4th Quarter to 1st Quarter

Report No. 17CP0003 MC:jg (25/07/17) Common No. 2311647

(Lambert/Haslett)

- A. THAT Report Number 17CP0003 MC:jg entitled 2016/2017 Carry Forwards – 4th Quarter to 1st Quarter, be received and noted.
- B. THAT pursuant to Section 128 of the Local Government Act Council resolve to vary the 2017/18 budget by adopting the carry forward budget variations and associated funding in Report Number 17CP0003 MC:jg entitled 2016/2017 Carry Forwards – 4th Quarter to 1st Quarter, **Attachment A** Operational (\$712,167) and **Attachment B** capital (\$1,158,757) totalling \$1,870,924.
- C. THAT the amounts for each carry forward listed in Report Number 17CP0003 MC:jg entitled 2016/2017 Carry Forwards – 4th Quarter to 1st Quarter **Attachment A** and **Attachment B** be adjusted to reflect the actual funds available in each project once year end results are finalised and any changes reported to Council in September 2017.

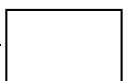
DECISION NO.21\5607

(25/07/17)

Carried

ACTION: MGR FINANCE
NOTE: GM CITY PERFORMANCE, MANAGEMENT ACCOUNTANT

*Member E L Young re-joined the meeting at 7.00pm.
Member G J Haslett re-joined the meeting at 7.01pm.*



16.1.3 Tree Management Audit - Lease Properties – June 2017 Update

Report No. 17CO0001 KS:tz (25/07/17) Common No. 2809737

(Elix/Knox)

- A. THAT Report Number 17CO0001 KS:tz entitled Tree Management Audit - Lease Properties – June 2017 Update, be received and noted.
- B. THAT a further report be prepared for Council's consideration on alternatives to the Coroner's Recommendation No 90. *"That there be a compulsory inspection of all trees on property owned by the City of Darwin at least every six(6) months"*, taking into consideration independent expert and legal advice, existing practices, feasibility and practicality of implementation of tree audits and tree management plans and processes.

DECISION NO.21\5608

(25/07/17)

Carried

ACTION: GM CITY OPS

16.1.4 Council Response to Liquor Licence Application - The Pint Club

Report No. 17CL0004 EB:kl (25/07/17) Common No. 3572667

(Lambert/Niblock)

- A. THAT Report Number 17CL0004 EB:kl entitled Council Response to Liquor Licence Application - The Pint Club, be received and noted.
- B. THAT Council endorse the letter to the Director-General of Licensing at **Attachment A** to Report Number 17CL0004 EB:kl entitled Council Responses To Liquor Licence Application - The Pint Club, noting Council has not identified any reason that would be grounds for objection under Section 47F(2) of the Liquor Act to the application from Pint Club Inc.

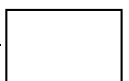
DECISION NO.21\5609

(25/07/17)

Carried

ACTION: DARWIN SAFER CITY COORDINATOR

NOTE: GM CITY LIFE



16.1.5 Car Parking along Gardens Road - Community Consultation Outcomes

Report No. 17TS0061 DL:tz (25/07/17) Common No. 3444217

(Elix/Palmer)

- A. THAT Report Number 17TS0061 DL:tz entitled Car Parking along Gardens Road – Community Consultation Outcomes, be received and noted.

DECISION NO.21\5610 (25/07/17) Carried

(Elix/Palmer)

- B. THAT Council adopt '*Option 2: Formalise bays on one side*' 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).

DECISION NO.21\5611 (25/07/17) Carried

ACTION: MGR DESIGN
NOTE: GM CITY OPS

As the original motion was carried, this Foreshadow Motion was not put.

Foreshadow Motion

(Lambert/)

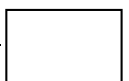
- B. THAT Council adopt '*Option 3: Formalise bays on both sides*' as outlined in Report Number 17TS0061 DL:tz entitled Car Parking along Gardens Road - Community Consultation Outcomes, investigating the inclusion of some minor civil works to provide improved pedestrian connectivity (which will involve additional costs).

(Elix/Palmer)

- C. 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.

DECISION NO.21\5612 (25/07/17) Carried

ACTION: RESEARCH AND PROJECT COORDINATOR
NOTE: MGR DESIGN, GM CITY OPS



16.1.6 Tree Planting in Car Park Areas

Report No. 16TS0089 BS:hd (25/07/17) Common No. 3032207

(Knox/Lambert)

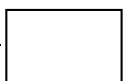
- A. THAT Report Number 16TS0089 BS:hd entitled Tree Planting In Car Park Areas be received and noted.
- B. THAT Council write to the Northern Territory Government Minister for Infrastructure, Planning and Logistics, requesting that Clause 6.12 Landscaping of the Northern Territory Planning Scheme be reviewed to consider including minimum requirements for tree planting or artificial shading for car parking areas within private developments.
- C. That Council prepare a report by October 2017 on the opportunity to install shade trees into Council's off-street car parks that are not nominated for future development.
- D. That Council conclude its review of Policy No. 003 - Car Parking - General by October 2017.

DECISION NO.21\5613

(25/07/17)

Carried

ACTION: PLANNING OFFICER
NOTE: GM CITY FUTURES



16.1.7 Independent Commissioner Against Corruption

Report No. 17CE0002 MR:ph (25/07/17) Common No. 1723187

(Lambert/Haslett)

- A. THAT Report Number 17CE0002 MR:ph entitled Independent Commissioner Against Corruption, be received and noted.
- B. THAT Council endorse the correspondence at **Attachment A** to Report Number 17CE0002 MR:ph entitled Independent Commissioner Against Corruption, in support of the legislation and undertaking to revise Council Policy accordingly.
- C. THAT Council receive and note **Attachments B, C, D and E** to Report Number 17CE0002 MR:ph entitled Independent Commissioner Against Corruption, as supporting information about the introduction of an Independent Commissioner Against Corruption.

DECISION NO.21\5614 (25/07/17)

Carried

ACTION: EXEC MGR

16.1.8 Expansion of Nightcliff Family Centre

Report No. 17CO0009 LC:tz (25/07/17) Common No. 3508364

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/Knox)

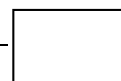
- A. THAT Report Number 17CO0009 LC:tz entitled Expansion of Nightcliff Family Centre, be received and noted.
- B. THAT Council offer the Nightcliff Family Centre a Peppercorn Lease for a period of up to 10 years, over part of Lot 9242 adjacent to its boundary, as outlined in Report Number 17CO0009 LC:tz entitled Expansion of Nightcliff Family Centre.

DECISION NO.21\5615 (25/07/17)

Carried

ACTION: GM CITY LIFE

NOTE: GM CITY OPS, PROPERTY OFFICER



16.2 OFFICERS REPORTS (RECEIVE & NOTE)

16.2.1 Monthly Financial Report - June 2017

Report No. 17CP0006 MC:jg (25/07/17) Common No. 2476534

(Haslett/Palmer)

THAT Report Number 17CP0006 MC:jg entitled Monthly Financial Report - June 2017, be received and noted.

DECISION NO.21\5616 (25/07/17) Carried

16.2.2 Parap Pool Redevelopment Update July 2017

Report No. 17CL0002 AM:kl (25/07/17) Common No. 2918032

(Want de Rowe/Lambrinidis)

THAT Report Number 17CL0002 AM:kl entitled Parap Pool Redevelopment Update July 2017, be received and noted.

DECISION NO.21\5617 (25/07/17) Carried

16.2.3 Ludmilla Flood Mitigation Update

Report No. 17TS0062 NN:km (25/07/17) Common No. 1485703

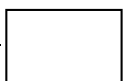
(Glover/Haslett)

A. THAT Report Number 17TS0062 NN:km entitled Ludmilla Flood Mitigation Update, be received and noted.

B. THAT a further report be provided to Council with detailed information on the approval process for the berm and the authorisation of the removal of 26 trees.

DECISION NO.21\5618 (25/07/17) Carried

ACTION: GM CITY OPS



16.2.4 Shoal Bay Leachate Disposal System - Update

Report No. 17CO0008 NN:tz (25/07/17) Common No. 2702156

(Lambert/Knox)

THAT Report Number 17CO0008 NN:tz entitled Shoal Bay Leachate Disposal System - Update, be received and noted.

DECISION NO.21\5619 (25/07/17) Carried

16.2.5 Listing of Cheques / EFT Payments - June 2017

Report No. 17CP0007 MC:jg (25/07/17) Common No. 339125

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/Young)

THAT Report Number 17CP0007 MC:jg entitled Listing of Cheques / EFT Payments - June 2017, be received and noted.

DECISION NO.21\5620 (25/07/17) Carried

16.2.6 Chief Executive Officer's 2017 Annual Performance Evaluation & Development Review

Report No. 17A0065 LM:vh (25/07/17) Common No. 1853062

The Chief Executive Officer declared a Conflict of Interest in Item C31.2.3 and departed the meeting at 8.56pm in the Confidential Section.

All officers departed the meeting at 8.56pm in the Confidential Section.

The Committee Administrator re-joined the meeting at 8.59pm.

With the consent of the Council, this item was considered as the last item of business in the Confidential Section.

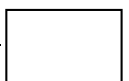
With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes.

(Lambert/Niblock)

A. THAT Report Number 17A0065 LM:vh entitled Chief Executive Officer's 2017 Annual Performance Evaluation & Development Review, be received and noted.

B. THAT this decision be moved into Open.

DECISION NO.21\5621 (25/07/17) Carried



17. TOWN PLANNING REPORT/LETTER

17.1 Council Responses to Planning Applications - July 2017

Report No. 17CF0002 DB:hd (25/07/17) Common No. 2547669

(Palmer/Lambrinidis)

- A. THAT Report Number 17CF0002 DB:hd entitled Council Responses to Planning Applications - July 2017, be received and noted.
- B. THAT Council endorse the responses to the Development Consent Authority within **Attachments A and B** to Report Number 17CF0002 DB:hd entitled Council Responses to Planning Applications- July 2017.
- C. THAT the cross-reference table of the Development Consent Authority outcomes at **Attachment C** to Report Number 17CF0002 DB:hd entitled Council Responses to Planning Applications - July 2017, be received and noted.

DECISION NO.21\5622

(25/07/17)

Carried

ACTION: TOWN PLANNER
NOTE: GM CITY FUTURES

17.2 Annual Adjustment to Central Business Zone Car Parking Contribution

Report No. 17CF0006 DB:hd (25/07/17) Common No. 428253

(Lambert/Want de Rowe)

- A. THAT Report Number 17CF0006 DB:hd entitled Annual Adjustment to Central Business Zone Car Parking Contribution, be received and noted.
- B. THAT Council approve the adjustment of the financial contribution rate per shortfall bay in the Car Parking Contribution Plan Central Business Zone (May 2007) from \$24,105 per shortfall bay to \$23,262 per shortfall bay (GST inclusive) to apply from 1 July 2017, in accordance with Section 5.2 Adjustment of Contributions of the Plan.

DECISION NO.21\5623

(25/07/17)

Carried

ACTION: TOWN PLANNER
NOTE: GM CITY FUTURES



17.3 Alterations and Additions to an Existing Restaurant PA2017/0326 - Lot 5775 (152) Alec Fong Lim Drive, East Point

Report No. 17CF0005 DB:hd (25/07/17) Common No. 3573146

(Glover/Niblock)

- A. THAT Report Number 17CF0005 DB:hd entitled Alterations and Additions to an Existing Restaurant PA2017/0326 - Lot 5775 (152) Alec Fong Lim Drive, East Point be received and noted.
- B. THAT Council endorse the submission, dated 21 July 2017, to the Development Assessment Services within **Attachment A** to Report Number 17CF0005 DB:hd entitled Alterations and Additions to an Existing Restaurant PA2017/0326 - Lot 5775 (152) Alec Fong Lim Drive, East Point.

DECISION NO.21\5624 (25/07/17)

Carried

ACTION: TOWN PLANNER
NOTE: GM CITY FUTURES

17.4 Signage Application - TS Constructions NT, Lot 6425 (41) Jessop Street, Berrimah

Report No. 17CF0004 DB:hd (25/07/17) Common No. 3574157

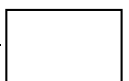
(Palmer/Want de Rowe)

- A. THAT Report Number 17CF0004 DB:hd entitled Signage Application - TS Constructions NT, Lot 6425 (41) Jessop Street, Berrimah be received and noted.
- B. THAT Council approve the application from TS Constructions NT for an illuminated free standing sign located within Lot 6425 (41) Jessop Street, Berrimah, and that a Sign Permit be issued in accordance with the requirements of the Outdoor Signs Code as the advertising signs for TS Constructions NT complies with the intent and purpose of the Signs Code.

DECISION NO.21\5625 (25/07/17)

Carried

ACTION: TOWN PLANNER
NOTE: GM CITY FUTURES



18. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

18.1 Unconfirmed Risk Management & Audit Committee Meeting Minutes - 7 July 2017
(07/07/17)

(Lambert/Palmer)

THAT the unconfirmed Risk Management & Audit Committee Meeting Minutes from Tuesday, 7 July 2017 be received and noted.

DECISION NO.21\5626 (25/07/17) Carried

18.2 Unconfirmed Risk Management & Audit Committee Meeting Minutes - 7 July 2017
(07/07/17)

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.

(Palmer/Niblock)

A. THAT the unconfirmed Risk Management & Audit Committee Meeting Minutes from Tuesday, 7 July 2017 be received and noted.

B. THAT this decision be moved into Open.

DECISION NO.21\5627 (25/07/17) Carried

18.3 Top End Regional Organisation of Councils Committee Meeting Minutes - 19 April 2017 and 30 June 2017

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.

(Niblock/Young)

THAT the Top End Regional Organisation of Councils Committee Meeting Minutes from Wednesday, 19 April 2017 and Friday, 30 June 2017 be received and noted.

DECISION NO.21\5628 (25/07/17) Carried



19. REPORTS OF REPRESENTATIVES

Common No. 1735503

(Knox/Want de Rowe)

THAT the following Reports of Representatives be received and noted.

DECISION NO.21\5629 (25/07/17) Carried

19.1 Local Government Association of the NT Executive Meeting

Member R K Elix reported on his attendance at the Local Government Association of the NT Executive Meeting on 25 July 2017, noting that the Minister wrote to the Local Government Association of the NT asking for three nominations for the Financial Assistance Grants Committee.

20. QUESTIONS BY MEMBERS

(Elix/Palmer)

THAT the following Questions by Members be received and noted.

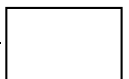
DECISION NO.21\5630 (25/07/17) Carried

20.1 Revised Permitted Drinking Hours and Zones Along the Foreshore

Common No. 1544043

Member R M Knox queried when Council will erect the signage explaining the new revised permitted drinking hours and zones along the foreshore?

The General Manager City Life responded and advised that Council's decision required comment from the Director General of Licensing, who has recently responded. Signage is expected to be installed within a month.



20.2 Garden of Light
Common No.

Member R Want de Rowe requested an update on the Garden of Light.

The General Manager City Operations responded and advised that officers are currently undertaking research around the final site, with an estimated finalisation by the end of the year. A report will go to the City Operations Committee.

Member R M Knox further queried whether there are members of the public involved in the design of the garden?

The General Manager City Operations advised that a concept would be developed for community consultation.

ACTION: GM CITY OPS

20.3 Muirhead Dog Park
Common No. 3286419

Member J A Glover queried when the Muirhead dog park would be open?

The General Manager City Futures responded and advised that the opening has been postponed and took the question on notice.

ACTION: GM CITY FUTURES

20.4 Bennett Street/Cavenagh Street Intersection
Common No. 3098948

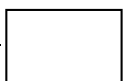
Member G J Haslett queried when work will start on the Bennett Street/Cavenagh Street intersection?

The General Manager City Operations responded and advised that tenders have been called and it is anticipated that the work will commence in mid-October 2017.

20.5 Animal Management Plan
Common No.3035896

Member J A Glover queried the progress of the consultation process for the Animal Management Plan and what the next steps will be?

The General Manager City Life responded and advised that the consultation concluded on Friday, 21 July 2017 and the responses are now being reviewed. The Animal Management Advisory Committee will be re-convened to review the feedback and report to council will be scheduled in October 2017.



20.6 Energy Strategy

Common No. 3258746

Member Niblock update on Energy Strategy and when it will be presented to Council?

The General Manager City Futures took the question on notice.

ACTION: GM CITY FUTURES

20.7 Barneson Boulevard

Common No. 2116605

Member R M Knox asked if Council had feedback received on the cul-de-sac proposal for Barneson Boulevard?

The General Manager City Operations responded and advised that it is still under consideration.

21. GENERAL BUSINESS

21.1 2017 Darwin Local Government Election

Common No. 3193634

(Knox/Want de Rowe)

THAT Council allow each candidate standing in the 2017 Darwin Local Government Election to place one A4 sized information page at designated areas in the Civic Centre and Council libraries provided all requirements of the Northern Territory Electoral Commission and the Chief Executive Officer are met.

DECISION NO.21\5631 (25/07/17)

Carried

ACTION: EXEC MGR
NOTE: GM CITY LIFE

21.2 Correspondence from Royal Australian Artillery Association

Common No. 3586677

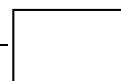
(Elix/Haslett)

THAT the correspondence from the East Point Military Museum be referred to the appropriate Council committee following the Local Government General Election.

DECISION NO.21\5632 (25/07/17)

Carried

ACTION: GM CITY FUTURES



21.3 Acting Deputy Lord Mayor - August 2017

Common No. 375173

(Lambert/Lord Mayor)

- A. THAT in accordance with Part 4.3 of the Local Government Act, Alderman Elix be appointed as Deputy Lord Mayor for the period 9 to 10 August 2017.
- B. THAT in accordance with Part 4.3 of the Local Government Act, Alderman Elix be appointed as Deputy Lord Mayor for the period 21 to 26 August 2017.

DECISION NO.21\5633 (25/07/17)

Carried

ACTION: CA

21.4 Tambling Terrace and Lee Point Road Intersection with Kailis Street

Common No. 3576971

(Want de Rowe/Lambrinidis)

- A. THAT a report be brought to Council in October 2017 regarding solutions to the traffic and parking problems along Tambling terrace from the Tambling Terrace and Lee Point Road intersection to the Kailis Street turn off.
- B. That Council investigate the possibility of having indented kerb side parking installed along Kailis Street.

DECISION NO.21\5634 (25/07/17)

Carried

ACTION: GM CITY OPS

NOTE: GM CITY LIFE

21.5 Parking Shortfalls Associated with Developments

Common No. 428253

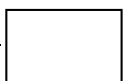
(Lambert/Knox)

THAT a methodology be developed to be presented for Council approval on the rationale behind council requirements for parking shortfalls associated with developments.

DECISION NO.21\5635 (25/07/17)

Carried

ACTION: GM CITY FUTURES



22. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

Common No. 2695130

(Glover/Haslett)

THAT the next Ordinary Meeting of Council be held on Tuesday, 15 August 2017, at 5:00pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.21\5636 (25/07/17) Carried

23. CLOSURE OF MEETING TO THE PUBLIC

Common No. 2695131

(Lambert/Elix)

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.21\5637 (25/07/17) Carried

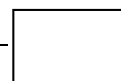
24. ADJOURNMENT OF MEETING AND MEDIA LIAISON

Common No. 2695132

(Lambert/Elix)

THAT the meeting be adjourned at 8.15pm for 10 minutes to enable the Media to liaise with the Lord Mayor.

DECISION NO.21\5638 (25/07/17) Carried



The meeting moved to the Confidential Section at 8.25pm.

**THE RIGHT WORSHIPFUL, LORD
MAYOR, MS KATRINA MARY FONG
LIM (CHAIR) – 2ND ORDINARY
COUNCIL MEETING – TUESDAY, 25
JULY 2017**

Confirmed On: Tuesday, 15 August 2017

Chair: _____

