



MINUTES

**Ordinary Council Meeting
Tuesday, 14 June 2022**

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**MINUTES OF CITY OF DARWIN
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS DARRANDIRRA, LEVEL 1, CIVIC CENTRE, HARRY
CHAN AVENUE, DARWIN
ON TUESDAY, 14 JUNE 2022 AT 5:30PM**

- PRESENT:** Deputy Lord Mayor Amye Un, Councillor Paul Arnold, Councillor Jimmy Bouhori, Councillor Sylvia Klonaris, Councillor Brian O'Gallagher, Councillor Mick Palmer, Councillor Vim Sharma, Councillor Ed Smelt, Councillor Rebecca Want de Rowe
- OFFICERS:** Simone Saunders (Interim Chief Executive Officer), Chris Kelly (Acting General Manager Corporate), Matt Grassmayr (General Manager Community), Drosso Lelekis (Executive Manager Technical Services)
Gemma Perkins (Coordinator Councillor Governance and Support), Edith Heiberg (Governance Projects Officer), Nik Kleine (Executive Manager Infrastructure), Irene Frazis (Acting Executive Manager Finance), Cindy Robson (Manager City Planning)
- APOLOGY:** Lord Mayor Kon Vatskalis, Councillor Peter Pangquee, Councillor Morgan Rickard, Alice Percy (General Manager Innovation)
- GUESTS:** Nil

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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.

3 MEETING DECLARED OPEN

RESOLUTION ORD272/22

Moved: Councillor Ed Smelt

Seconded: Councillor Sylvia Klonaris

The Chair declared the meeting open at 5.32 pm.

CARRIED 8/0

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 APOLOGIES

RESOLUTION ORD273/22

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Vim Sharma

A. THAT the apology from Councillor Peter Pangquee, be received.

B. THAT the apology from Councillor Morgan Rickard, be received.

C. THAT the apology from Councillor Rebecca Want de Rowe, be received however if circumstances permit may be in attendance.

CARRIED 8/0

4.2 LEAVE OF ABSENCE GRANTED

RESOLUTION ORD274/22

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Vim Sharma

THAT it be noted Lord Mayor Kon Vatskalis is an apology due to a Leave of Absence previously granted.

.CARRIED 8/0

4.3 LEAVE OF ABSENCE REQUESTED

RESOLUTION ORD275/22

Moved: Councillor Ed Smelt

Seconded: Councillor Brian O'Gallagher

THAT a Leave of Absence be granted for Councillor Jimmy Bouhoris for the period 24 June to 6 July 2022.

CARRIED 8/0

Councillor Jimmy Bouhoris later advised that the correct leave details are as follows:

THAT a Leave of Absence be granted for Councillor Jimmy Bouhoris for 28 June 2022.

5 ELECTRONIC MEETING ATTENDANCE

5.1 ELECTRONIC MEETING ATTENDANCE GRANTED

RECOMMENDATIONS

THAT Council note that pursuant to Section 61 (4) of the Local Government Act and Decision No. 21\0009 – 15/04/12, the following member(s) was granted permission for Electronic Meeting Attendance at this Ordinary Council Meeting held on Tuesday, 14 June 2022:

- Councillor Vim Sharma
- Councillor Brian O'Gallagher
- Councillor Rebecca Want De Rowe

5.2 ELECTRONIC MEETING ATTENDANCE REQUESTED

RESOLUTION ORD276/22

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Vim Sharma

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. Councillor Sylvia Klonaris to attend the Briefing Sessions on 21 June 2022.
- B. Councillor Jimmy Bouhoris to attend the Council Meeting and Briefing Session on the 21 and 28 June 2022.

CARRIED 8/0

Councillor Jimmy Bouhoris later advised that the correct electronic meeting attendance details are as follows:

Councillor Jimmy Bouhoris to attend the Briefing Sessions on the 21 June 2022 and 5 July 2022.

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 ORD277/22

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Brian O'Gallagher

That the minutes of the Ordinary Council Meeting held on 31 May 2022 be confirmed.

CARRIED 8/0

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**26.1 SPONSORSHIP UPDATE****RESOLUTION ORD278/22**

Moved: Councillor Paul Arnold

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled 'Sponsorship Update' be received and noted.
2. THAT Council approve a variation transfer of funding from the 'Develop Taste Darwin Project' to an additional \$30,000 for the 'Visitor Information Centre'.
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 9/0**27.1 SHOAL BAY WASTE MANAGEMENT FACILITY - UPDATE JUNE 2022****RESOLUTION ORD279/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

1. THAT the report entitled Shoal Bay Waste Management Facility - Update June 2022 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 9/0**27.2 DISCOVER DARWIN UPDATE****RESOLUTION ORD280/22**

Moved: Councillor Paul Arnold

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Discover Darwin Update 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 following the launch of Discover Darwin on the 23rd June 2022.

CARRIED 9/0

27.3 MUNICIPAL PLAN CONSULTATION REPORT**RESOLUTION ORD281/22**

Moved: Councillor Sylvia Klonaris
Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Municipal Plan Consultation Report 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 9/0

28.1 INCOMING CORRESPONDENCE - DEPARTMENT OF THE CHIEF MINISTER AND CABINET - ABORIGINAL ECONOMIC PARTICIPATION FRAMEWORK**RESOLUTION ORD282/22**

Moved: Councillor Ed Smelt
Seconded: Councillor Brian O'Gallagher

1. THAT the Incoming Correspondence - Department of The Chief Minister and Cabinet - Aboriginal Economic Participation Framework 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 9/0

9 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE

Nil

10 PUBLIC QUESTION TIME

Nil

11 PETITIONS

Nil

12 DEPUTATIONS AND BRIEFINGS

Nil

13 NOTICES OF MOTION

Nil

14 ACTION REPORTS

The Interim Chief Executive Officer, Simone Saunders tabled the Certificate of Assessment Record and the Record of Rates in accordance with Regulation 29 at 5.41 pm.

The Deputy Lord Mayor, Amye Un accepted the document at 5.42 pm.

Councillor Rebecca Want de Rowe joined the meeting at 5:42 pm.

Councillor Vim Sharma departed the meeting at 5:42 pm.

Councillor Vim Sharma re-joined the meeting at 5:43 pm.

Councillor Rebecca Want de Rowe departed the meeting at 5:46 pm.

Councillor Rebecca Want de Rowe re-joined the meeting at 5:47 pm.

14.1 ADOPTION OF 2022/23 MUNICIPAL PLAN**RESOLUTION ORD283/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled adoption of 2022/23 Municipal Plan be received and noted.
2. THAT the Certificate in terms of regulation 29 of the *Local Government (General) Regulations 2021*, as tabled by the Chief Executive Officer at this Ordinary Council Meeting, Tuesday 14 June 2022, regarding Assessment Record and Record of Rates, be received and noted.
3. THAT Council adopts the 2022/23 City of Darwin Municipal Plan, provided at **Attachment 1**, noting that it includes the:
 - (a) Council's Annual Service Delivery Plan as the basis of deliverables to the Darwin municipality for 2022/23;
 - (b) The 2022/23 Annual Budget to be effective from 1 July 2022 to 30 June 2023
4. THAT Council adopts the 2022/23 Fees and Charges as provided at **Attachment 2** to the Municipal Plan, to be effective from 1 July 2022 to 30 June 2023.

CARRIED 9/0

14.2 2022/23 DECLARATION OF RATES AND CHARGES**RESOLUTION ORD284/22**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Mick Palmer

1. THAT the report entitled 2022/23 Declaration of Rates and Charges be received and noted.
2. THAT pursuant to Section 227(1) of the Local Government Act 2019 (the **Act**), Council adopts the Unimproved Capital Value (as it appears on the valuation roll prepared and maintained under the Valuation of Land Act 1963) as the basis of the assessed value of allotments within the Darwin Municipality.
3. THAT pursuant to Sections 237 of the Act, Council declares that it intends to raise, for general purposes by way of rates, the amount of \$70,395,584 which will be raised by the application of differential valuation-based charges (**differential rates**) with differential minimum amounts (**minimum amounts**) being payable in application of each of those differential rates.

For the purposes of paragraph 3, “**separate residential parts or units**” means a dwelling house, flat or other substantially self-contained residential unit or building that is adapted for separate occupation or use (pursuant to section 226(5) of the Act).

Council hereby declares the following differential rates and minimum amounts payable in the application of those differential rates for the financial year ending 30 June 2023:

- (a) 0.588492% of the assessed value of all rateable land within those parts of the municipality zoned LR, RR, R or RL under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,240.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,whichever is the greater.
- (b) 0.588492% of the assessed value of all rateable land within those parts of the municipality zoned LMR, MR or HR under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,302.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,whichever is the greater.
- (c) 0.551464% of the assessed value of all rateable land within those parts of the municipality zoned CV under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,240.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,whichever is the greater.
- (d) 0.735940% of the assessed value of all rateable land within those parts of the municipality zoned CB under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,570.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (e) 0.572638% of the assessed value of all rateable land within those parts of the municipality zoned PS or CN under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,293.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (f) 0.533128% of the assessed value of all rateable land within those parts of the municipality zoned OR under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$512.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (g) 0.588492% of the assessed value of all rateable land within those parts of the municipality zoned FD, SU, CP, CL, RD or U under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,302.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (h) 0.785083% of the assessed value of all rateable land within those parts of the municipality zoned C, or SC under the *NT Planning Scheme* other than those classes of allotments described in paragraphs (m) and (n) below, with the minimum amount payable in the application of that differential rate being \$1,293.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (i) 0.652313% of the assessed value of all rateable land within those parts of the municipality zoned TC or HT under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,293.00 multiplied by:
 - (i) the number of separate residential parts or units on each allotment of land;
or
 - (ii) the number 1,

whichever is the greater.
- (j) 0.570014% of the assessed value of all rateable land within those parts of the municipality zoned LI under the *NT Planning Scheme*, with the minimum amount

payable in the application of that differential rate being \$1,293.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,
- whichever is the greater.

(k) 0.483833% of the assessed value of all rateable land (other than the small allotments identified below) within those parts of the municipality zoned GI or DV under the *NT Planning Scheme*, with the minimum amount payable in the application of that differential rate being \$1,293.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,
- whichever is the greater.

(l) Council considers the following classes of allotments within the municipality zoned GI to be a different class of allotments and small allotments for the purposes of section 226(3)(b) of the Act and the example given at the foot of that section:

- (i) Units 1 to 3 and Units 5 to 98 comprised in Unit Plan No. 95/95;
- (ii) Units 101 to 216 in Unit Plan 97/112;
- (iii) Units 17 to 32 comprised in Unit Plan 98/32;
- (iv) Lots 6244 to 6285 Hundred of Bagot; and
- (v) Lots 6330 to 6336 Hundred of Bagot.

Council considers that an inequity would result if the minimum amount declared in respect of rateable land within Zone GI were applied to these small allotments, and accordingly, Council declares a lesser minimum amount, being \$322.00, to be payable in respect of each of these small allotments.

(m) 1.457899% of the assessed value of those classes of allotments within the municipality zoned C or SC under the *NT Planning Scheme* with a parcel area equal to or greater than 40,000m² and being allotments on which there is situated a major shopping centre, with the minimum amount payable in the application of that differential being \$1,293.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,
- whichever is the greater.

(n) 0.785083% of the assessed value of those classes of allotments within the municipality zoned C or SC under the *NT Planning Scheme* with a parcel area less than 40,000m² and being allotments on which there is situated a major shopping centre, with the minimum amount payable in the application of that differential rate being \$1,293.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,
- whichever is the greater.

(o) 0.588492% of the assessed value of every allotment of rateable land within the municipality not otherwise described above, with the minimum amount payable in the application of that differential rate being \$1,240.00 multiplied by:

- (i) the number of separate residential parts or units on each allotment of land; or
 - (ii) the number 1,
- whichever is the greater.

4. Pursuant to Section 240 of the Act and Regulation 84 of the *Local Government (General) Regulations 2021* (the **Regulations**) Council imposes the following municipal parking rate for land in Central Darwin as defined in Regulation 83 of the Regulations (the **Parking Rate**):

- (a) The amount to be raised by the imposition of the Parking Rate is \$1,028,376.
- (b) The Parking Rate is to be an amount of \$246.82 per parking space which will be calculated, assessed, levied and payable in accordance with the Regulations.
- (c) The parking usage schedule 2022/2023 has been prepared in accordance with Regulation 86 of the Regulations and will be notified on City of Darwin's Website and in the Northern Territory News on 9 June 2022 in accordance with Regulation 87 of the Regulations. A person may inspect the parking usage schedule free of charge.
- (d) An application for a review in relation to an entry in the parking usage schedule may be made in accordance with regulation 88 of the Regulations. An application for a review must be made no later than 8 July 2022.
- (e) The Parking Rate will be applied by Council to the trading fund established pursuant to Regulation 85 of the Regulations.

5. Pursuant to Section 239 of the Act, Council declares that it intends to raise \$8,790,636 and declares and imposes the following charges for the financial year ending 30 June 2023 for the purpose of enabling or assisting Council to meet the cost of the garbage collection and recycling collection services and the waste disposal services it provides for the benefit of residential land within the municipality and the occupiers of such land:

- (a) A charge of \$311.85 per annum per residential dwelling in respect of kerbside garbage and recycling collection services and a waste disposal service provided for the benefit of, or which Council is willing and able to provide for the benefit of, each residential dwelling within the municipality other than a residential dwelling as described in Parts 1, 2 and 3 of the Schedule below and the occupiers of such land.

The services are:

- (i) a kerbside garbage collection service of one visit per week; and
- (ii) a kerbside recycling collection service of one visit per fortnight,

with the collection of waste contained in a maximum of one 240 litre mobile bin per garbage collection or recycling collection visit; and

- (iii) access to the SBWDS, by means of an access tag of such type as may be provided by the Council, to enable the owner or occupier of such residential dwelling to dispose of such waste items as may be accepted by the operator of the SBWDS from time to time. Council will provide one access tag for each such residential dwelling. Additional or replacement tags can be purchased for the fee determined by Council from time to time.

- (b) A charge of \$290.85 per annum per residential dwelling in respect of non kerbside (communal) garbage and recycling collection services and a waste disposal service provided for the benefit of, or which Council is willing and able to provide for the benefit of, each residential dwelling within the municipality where the number of residential dwellings (as the case may be) exceeds three (3).

The services to be provided by Council are as described in Part 1 of the Schedule

below and in Parts 2 & 3 of the Schedule below where the facilities in and about the residential dwellings meet the requirements of the Council for the purposes of providing the services, and Council has not approved of an alternative regular garbage and recycling collection service.

- (c) For the purposes of this paragraph 0:
 - (i) “residential dwelling” means a dwelling house, flat or other substantially self contained residential unit or building on residential land and includes a unit within the meaning of the *Unit Titles Act* and the *Unit Title Schemes Act*;
 - (ii) “residential land” means land used or capable of being used for residential purposes (but does not include land on which there is no residential dwelling); and
 - (iii) “SBWDS” means the Shoal Bay Waste Disposal Site located at Lot 3952 Town of Sanderson.

SCHEDULE

CITY OF DARWIN

GARBAGE AND RECYCLING COLLECTION SERVICES

PART 1 –

Communal Services for more than 3 residential dwellings

The services are –

- (a) two (2) non-kerbside garbage collections per week; and
- (b) one (1) non-kerbside recycling collection per week,

with the collection of waste and recycled items contained in the number of bins for garbage and recycling collections being as set out in the table below; and

- (c) access to the SBWDS, by means of an access tag of such type as may be provided by the Council, to enable the owner or occupier of such residential dwelling to dispose of such waste items as may be accepted by the operator of the SBWDS from time to time. Council will provide one access tag for each such residential dwelling. Additional or replacement tags can be purchased for the fee determined by Council from time to time.

NUMBER OF HOUSEHOLDS	GARBAGE BINS 240 LITRE	RECYCLING BINS 240 LITRE	TOTAL NUMBER 240 LTR BINS
4	1	1	2
5-6	2	1	3
7-8	2	2	4
9-12	3	2	5
13-16	4	3	7
17-18	5	3	8
19-20	5	4	9
21-24	6	4	10
25-28	7	5	12
29-30	8	5	13
31-32	8	6	14

33-36	9	7	16
37-40	10	7	17
41-44	11	8	19
45-48	12	8	20

PART 2 –

Communal Services for more than 12 residential dwellings which have facilities that meet the requirements of Council

The services are –

- (a) two (2) non-kerbside garbage collections per week; and
- (b) one (1) non-kerbside recycling collection per week,

with the collection of waste and recycled items contained in the number of bins for garbage and recycling collections being as set out in the table below; and

- (c) access to the SBWDS, by means of an access tag of such type as may be provided by the Council, to enable the owner or occupier of such residential dwelling to dispose of such waste items as may be accepted by the operator of the SBWDS from time to time. Council will provide one access tag for each such residential dwelling. Additional or replacement tags can be purchased for the fee determined by Council from time to time.

NUMBER OF HOUSEHOLDS	GARBAGE BINS 1,100 LITRE	RECYCLING BINS 240 LITRE	TOTAL NUMBER MIXED BINS
13-16	1	3	4
17-18	2	3	5
NUMBER OF HOUSEHOLDS	GARBAGE BINS 1,100 LITRE	RECYCLING BINS 1,100 LITRE	TOTAL NUMBER 1,100 LTR BINS
19-24	2	1	3
25-32	2	2	4
33-48	3	2	5
49-64	4	3	7
65-71	5	3	8
72-80	5	4	9
81-96	6	4	10
97-112	7	5	12

PART 3 –

Communal Services for more than 40 residential dwellings which have facilities that meet the requirements of Council

The services are –

- (a) two (2) non-kerbside garbage collections per week; and
- (b) one (1) non-kerbside recycling collection per week,

with the collection of waste and recycled items contained in the number of bins for garbage and

recycling collections being as set out in the table below; and

- (c) access to the SBWDS, by means of an access tag of such type as may be provided by the Council, to enable the owner or occupier of such residential dwelling to dispose of such waste items as may be accepted by the operator of the SBWDS from time to time. Council will provide one access tag for each such residential dwelling. Additional or replacement tags can be purchased for the fee determined by Council from time to time.

NUMBER OF HOUSEHOLDS	3 CUBIC METRE GARBAGE BIN	RECYCLING BINS 1,100 LITRE	TOTAL NUMBER MIXED BINS
41-48	1	2	3
49-50	1	3	4
51-71	2	3	5

- 6. The relevant interest rate for the late payment of rates and charges is fixed in accordance with Section 245 of the Act at the rate of 18.0% per annum and is to be calculated on a daily basis.
- 7. Rates and charges declared under this declaration may be paid by four (4) approximately equal instalments on the following dates, namely:-
 - (a) First Instalment: 30 September 2022
 - (b) Second Instalment: 30 November 2022
 - (c) Third Instalment: 31 January 2023
 - (d) Fourth Instalment: 31 March 2023

Instalments falling due on a weekend or public holiday may be paid by the following business day, without incurring any penalty.
- 8. Details of due dates and specified amounts will be listed on the relevant Rates Notice.
- 9. Variations to those options for payment will be administered according to the conditions outlined on the front and reverse of the Rates Notice.

A ratepayer who fails to abide by such conditions may be sued for recovery of the principal amount of the rates and charges, late payment penalties, and costs reasonably incurred by Council in recovering or attempting to recover the rates and charges. If rates are payable by the owner of the land and are not paid by the due date, they become a charge on the land to which they relate, except within an Aboriginal community living area. In addition, Council may apply to register its charge over the land and sell the land to recover unpaid rates and charges.

CARRIED 9/0

14.3 3RD BUDGET REVIEW 2021/2022**RESOLUTION ORD285/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled 3rd Budget Review 2021/2022 be received and noted.
2. THAT Council amend the 2021/2022 budget in accordance with Part 10.5 of the Local Government Act 2019, as detailed in report entitled 3rd Budget Review 2021/2022 and associated attachments one to six.

CARRIED 9/0

Councillor Brian O'Gallagher departed the meeting at 6:02 pm.

Councillor Brian O'Gallagher re-joined the meeting at 6:03 pm.

Councillor Vim Sharma departed the meeting at 6:05 pm.

Councillor Vim Sharma re-joined the meeting at 6:06 pm.

14.4 NOMINATED PROJECTS FOR LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PHASE 3 FUNDING**RESOLUTION ORD286/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Nominated Projects for Local Roads and Community Infrastructure Phase 3 be received and noted.
2. THAT Council endorse the projects nominated for the use of the Phase 3 Local Roads and Community Infrastructure funding made available to City of Darwin in 2022/23 as identified in the report entitled Nominated Projects for Local Roads and Community Infrastructure Phase 3 Funding.
3. THAT Council notes the projects nominated for the use of the Phase 3 Extension Local Roads and Community Infrastructure funding for 2023/24, as outlined in the report entitled Nominated Projects for Local Roads and Community Infrastructure Phase 3 Funding and that the list of projects is provided.
4. THAT Council, pursuant to Section 40 (2) of the *Local Government Act 2019* delegates to the Chief Executive Officer the authority to enter into the funding agreement to undertake these works.

CARRIED 9/0

14.5 ENGAGEMENT FRAMEWORK FOR PLACE NAMING IN THE NT**RESOLUTION ORD287/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Engagement Framework for Place Naming in the NT be received and noted.
2. THAT Council endorse the draft submission to the report entitled Engagement Framework for Place Naming in the NT, dated 17 June 2022, to the Local Government Association of the Northern Territory within **Attachment 3**.

CARRIED 9/0**14.6 SUBDIVISION TO CREATE 63 LOTS - SECTIONS 4279 4278 & 4882 (38, 32, 25) BOWERLEE ROAD, BERRIMAH - STAGE 1****RESOLUTION ORD288/22**

Moved: Councillor Vim Sharma

Seconded: Councillor Rebecca Want de Rowe

1. THAT the report entitled Subdivision to Create 63 Lots - Parcels 4279 4278 & 4882 (38, 32, 25) Bowerlee Road, Berrimah – Stage 1, be received and noted.
2. THAT Council endorse the draft submission, dated 17 June 2022, to Development Assessment Services within **Attachment 3** to the report entitled Subdivision to Create 63 Lots - Sections 4279 4278 & 4882 (38, 32, 25) Bowerlee Road, Berrimah – Stage 1.

CARRIED 9/0**14.7 RECONCILIATION ADVISORY COMMITTEE TERMS OF REFERENCE****RESOLUTION ORD289/22**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Vim Sharma

1. THAT the report entitled Reconciliation Advisory Committee Terms of Reference be received and noted.
2. THAT Council endorse the revised Terms of Reference for the Reconciliation Advisory Committee.

CARRIED 9/0

14.8 LIQUOR LICENCE FRAMEWORK 2022**RESOLUTION ORD290/22**

Moved: Councillor Mick Palmer

Seconded: Councillor Vim Sharma

1. THAT the report entitled Liquor Licence Framework 2022 be received and noted
2. THAT Council endorse the City of Darwin Liquor Licence Framework 2022

CARRIED 9/0**14.9 WEEKEND PUBLIC PLACES PATROLS****RESOLUTION ORD291/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Weekend Public Places Patrols be received and noted.
2. THAT Council refer an amount of \$140,000 to the 1st Budget Review 2022/23 for consideration of:
 - (i) Expansion of the Public Places Rangers program to provide weekend coverage through a 6-hour, two-person patrol on Saturday and Sundays.
3. THAT a further report be provided to Council in February 2023 providing an evaluation of the weekend patrols and to consider ongoing coverage and requirements.

CARRIED 9/0**14.10 ADOPTION OF CONFIDENTIAL INFORMATION AND BUSINESS POLICY****RESOLUTION ORD292/22**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Adoption of Confidential Information and Business Policy be received and noted.
2. THAT Council adopt the Confidential Information and Business Policy at **Attachment 1**.

CARRIED 9/0

15 RECEIVE & NOTE REPORTS**15.1 SENIOR PROGRAMS****RESOLUTION ORD293/22**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Vim Sharma

THAT the report entitled Senior Programs be received and noted.

CARRIED 9/0

15.2 COMMUNITY ADVISORY COMMITTEE MINUTES**RESOLUTION ORD294/22**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Mick Palmer

THAT the report entitled Community Advisory Committee Minutes be received and noted.

CARRIED 9/0

16 REPORTS OF REPRESENTATIVES**RESOLUTION ORD295/22**

Moved: Councillor Mick Palmer

Seconded: Councillor Brian O'Gallagher

THAT the following Reports of Representatives be received and noted.

16.1

Councillor Ed Smelt reported that this is the first meeting back since the birth of the twins. Would like to note that he is grateful for the support from his wife, Susannah Ritchie. Thanks to staff and Elected Members for covering especially the CEO Panel, Councillor Bouhoris, Pangquee, Lord Mayor and independent member Keely Quinn and fellow Chan Ward Councillors, Councillor Pangquee and Rickard. Thanks to all and looking forward to getting back to all things Council.

16.2

Councillor Vim Sharma reported on the Harmony Food Festival that he attended with Councillor Klonaris and Councillor O'Gallagher. It was absolutely amazing and going forward would love to see it as a yearly event. Thanks and congratulations to Council for the support.

16.3

Councillor Paul Arnold reported on the refresh of the rainbow crossing media event that he attended with Deputy Lord Mayor Un and Councillor Klonaris. Media was present and it was well received across all platforms. The community appreciate that it is there long term.

16.4

Deputy Lord Mayor Amye Un also reported on the rainbow crossing event.

16.5

Councillor Sylvia Klonaris reported on the Jingili Playground all access launch. A fabulous event that was well attended. Commend staff, the design and a really good launch that was well received. Councillor Sylvia Klonaris also reported on the Harmony Food Festival with Councillor Sharma and Councillor O’Gallagher. The event was funded by the City of Darwin grant program, a great initiative.

16.6

Councillor Brian O’Gallagher also reported on the Harmony Food Festival, which was fantastic. He also attended the Nepalese Festival with Deputy Lord Mayor Un. Another great multicultural event.

16.7

Councillor Paul Arnold also reported that he was in Cairns and met with Cairns Councillor Amy Eden. Toured the Cairns Regional Administration area, very impressed. Was good to establish a relationship and develop further. Councillors could benefit from the visit and will share more in the future.

16.8

Councillor Jimmy Bouhoris reported on cruise for the cause. Raising money for prostate cancer by driving around in your car or motorbike. Thank you to City of Darwin for assisting with road control as the drive was around the entire municipality. Thanks to the Council for the staff who assisted to ensure the event was a success. A fun event and Councillors should attend next year.

16.9

Deputy Lord Mayor Amye Un reported on the Friends of Lee Point walk. 120 people attended to support the birds. The Deputy Lord Mayor also was invited to Karama Community Gardens on the 25 June 2022. She will be doing community cooking. Invite to all Councillors to attend. Thanks to all Councillors and congratulations to Councillor Ed Smelt for the twins.

CARRIED 9/0

17 QUESTIONS BY MEMBERS**17.1 PLAYFORD STREET PARAP****RESOLUTION ORD296/22**

Moved: Councillor Vim Sharma

Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Ed Smelt requested an update on Playford Street Parap tree planting and activities.

Answer

The General Manager Community, Matt Grassmayr responded and advised that minor maintenance works in the drain have occurred as well as slashing weeds and herbicide treatment is ongoing. Council is planning to meet with residents to discuss future planning options and a brief is out with consultants to provide a review as agreed in the commitment letter.

CARRIED 9/0

17.2 UPDATE ON BUFFALO CREEK**RESOLUTION ORD297/22**

Moved: Councillor Vim Sharma

Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Jimmy Bouhoris requested an update on Buffalo Creek.

Answer

The Executive Manager Infrastructure, Nik Kleine responded and advised that the asphalt works is complete. Minor line marking is required and then the works will be handed to City of Darwin.

CARRIED 9/0

17.3 SIGNAGE AT CASTLEREAGH DRIVE LEANYER**RESOLUTION ORD298/22**

Moved: Councillor Vim Sharma
Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Jimmy Bouhoris requested an update on the signage at Castlereagh Drive Leanyer.

Answer

The Executive Manager Technical Services, Drosso Lelekis took the question on notice.

CARRIED 9/0

17.4 UPDATE ON BRADSHAW TERRACE CASUARINA**RESOLUTION ORD299/22**

Moved: Councillor Vim Sharma
Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Jimmy Bouhoris requested an update on the works at Bradshaw Terrace Casuarina.

Answer

The Executive Manager Infrastructure, Nik Kleine responded and advised that it is still under construction and expecting to be finalised by the end of financial year.

CARRIED 9/0

17.5 FOOTPATH REPAIRS ON BENNETT STREET**RESOLUTION ORD300/22**

Moved: Councillor Vim Sharma
Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Arnold queried the repairs outside The Postie on Bennett Street following an incident.

Answer

The General Manager Community, Matt Grassmayr took the question on notice.

CARRIED 9/0

17.6 UPDATE ON PERGRINE STREET WULAGI**RESOLUTION ORD301/22**

Moved: Councillor Vim Sharma
Seconded: Councillor Rebecca Want de Rowe

Question

Councillor Sylvia Klonaris requested an update on Peregrine Street Wulagi.

Answer

The Executive Manager Infrastructure, Nik Kleine took the question on notice.

CARRIED 9/0

18 GENERAL BUSINESS**18.1 SPEED LIMITS ON ALL CITY OF DARWIN MANAGED ROADS****RESOLUTION ORD302/22**

Moved: Councillor Ed Smelt
Seconded: Councillor Sylvia Klonaris

THAT a report is provided to Council listing all City of Darwin managed roads/sections of roads with a posted speed limit different to the default limit of 50 km/hr. The list will also highlight any roads/sections of roads with major discrepancies between the adjacent land use and posted speed limit. The report shall be tabled at the first Ordinary Council Meeting in October.

This report supports the 'people first' philosophy of the City of Darwin Movement Strategy to prioritise vulnerable people and will help inform the speed limit review actions of the Strategy.

CARRIED 9/0

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

THAT the next Ordinary Meeting of Council be held on Tuesday, 28 June 2022, 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 Sponsorship Update

This matter is considered to be confidential under Section 99(2) - 51(e) 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(3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

26.2 By-Election Waters Ward

This matter is considered to be confidential under Section 99(2) - 51(c)(ii) 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 prejudice the maintenance or administration of the law.

27.1 Shoal Bay Waste Management Facility - Update June 2022

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.

27.2 Discover Darwin Update

This matter is considered to be confidential under Section 99(2) - 51(e) 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(3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

27.3 Municipal Plan Consultation Report

This matter is considered to be confidential under Section 99(2) - 51(b) 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 personal circumstances of a resident or ratepayer.

28.1 Incoming Correspondence - Department of The Chief Minister and Cabinet - Aboriginal Economic Participation Framework

This matter is considered to be confidential under Section 99(2) - 51(e) 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(3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest.

21 ADJOURNMENT OF MEETING AND MEDIA LIAISON

RESOLUTION ORD303/22

Moved: Councillor Ed Smelt

Seconded: Councillor Paul Arnold

THAT the open section of the meeting be adjourned at 6.55pm.

CARRIED 9/0

THAT the open section of the meeting be resumed at 8.20pm.

THAT the chair declared the meeting closed at 8.20pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 June 2022.

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CHAIR