



# **MINUTES**

**Ordinary Council Meeting  
Tuesday, 25 October 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, 25 OCTOBER 2022 AT 5:30PM**

- PRESENT:** Lord Mayor Kon Vatskalis, Councillor Paul Arnold, Councillor Jimmy Bouhoris, Councillor Kim Farrar, Councillor Sylvia Klonaris, Councillor Brian O'Gallagher, Councillor Mick Palmer, Councillor Morgan Rickard, Councillor Vim Sharma, Councillor Ed Smelt, Councillor Amye Un, Councillor Rebecca Want de Rowe
- OFFICERS:** Simone Saunders (Chief Executive Officer), Chris Kelly (Acting General Manager Corporate), Matt Grassmayr (General Manager Community), Alice Percy (General Manager Innovation)
- Ruiha Maskovich (Council Protocols and Grants Support Officer), Angela O'Donnell (Executive Manager Community and Cultural Services), Irene Frazis (Executive Manager Finance), Merg Mikaelian (Executive Manager Regulatory Services), Lyle Hebb (Senior Manager Major Projects), Gemma Perkins (Coordinator Councillor Governance and Support), Fred McCue (Public Relations and External Affairs Advisor), Keith Whannell (Manager Digital Innovation), Emma Struys (Executive Manager Growth and Economic Development)
- APOLOGY:** Deputy Lord Mayor Vim Shamar, Councillor Peter Pangquee
- GUESTS:** Thomas Mayor

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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.

*Councillor Mick Palmer was not present at the resumption of the meeting at 5:35 pm.*

## 3 MEETING DECLARED OPEN

### RESOLUTION ORD512/22

Moved: Councillor Ed Smelt

Seconded: Councillor Jimmy Bouhoris

The Chair declared the meeting open at 5.35 pm.

**CARRIED 10/0**

## 4 APOLOGIES AND LEAVE OF ABSENCE

### 4.1 APOLOGIES

### RESOLUTION ORD513/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Brian O'Gallagher

THAT the apology from Deputy Lord Mayor Vim Sharma, be received.

**CARRIED 10/0**

**4.2 LEAVE OF ABSENCE GRANTED****RESOLUTION ORD514/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Brian O'Gallagher

THAT it be noted Member Peter Pangquee is an apology due to a Leave of Absence previously granted on 11 October 2022 for the 25 October 2022.

**CARRIED 10/0**

**4.3 LEAVE OF ABSENCE REQUESTED**

NIL

**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, 25 October 2022:

- Councillor Rebecca Want De Rowe

**5.2 ELECTRONIC MEETING ATTENDANCE REQUESTED**

NIL

**6 DECLARATION OF INTEREST OF MEMBERS AND STAFF****6.1 DECLARATION OF INTEREST BY MEMBERS**

NIL

**6.2 DECLARATION OF INTEREST BY STAFF**

NIL

## 7 CONFIRMATION OF PREVIOUS MINUTES

### RESOLUTION ORD515/22

Moved: Councillor Kim Farrar

Seconded: Councillor Brian O'Gallagher

THAT the minutes of the Ordinary Council Meeting held on 11 October 2022 be confirmed.

**CARRIED 10/0**

## 8 MOVING OF ITEMS

### 8.1 MOVING OF OPEN ITEMS INTO CONFIDENTIAL

NIL

### 8.2 MOVING OF CONFIDENTIAL ITEMS INTO OPEN

NIL

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

## 26.2 REVIEW OF CONFIDENTIAL DECISIONS - APRIL TO SEPTEMBER 2022

### RESOLUTION ORD516/22

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Amye Un

1. THAT the report entitled Review of Confidential Decisions - April to September 2022 be received and noted.
2. THAT Council endorse the recommendation to move certain Council decisions at Attachment 1, made between 1 April 2022 and 30 September 2022 from Confidential to Open.
3. THAT Council endorse the recommendation to move certain Council decisions at Attachment 2, made between 1 July 2021 to 31 March 2022 from Confidential to Open.
4. THAT this report and any attachments be deemed confidential documents and be treated as such in accordance with Section 293(1) of the *Local Government Act 2019*.
5. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

**CARRIED 11/0**

**27.1 CORPORATE SERVICES REPORT - SEPTEMBER 2022****RESOLUTION ORD517/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Ed Smelt

1. THAT the report entitled Corporate Services Monthly Report – September 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 11/0****27.2 CITY SAFE PATROLS QUARTERLY REPORT - JULY TO SEPTEMBER 2022****RESOLUTION ORD518/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Paul Arnold

1. THAT the report entitled City Safe – Quarterly Reports – July to September 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 11/0****9 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE**

Nil

*Councillor Mick Palmer joined the meeting at 5:40 pm.*



**10 PUBLIC QUESTION TIME****RESOLUTION ORD519/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Morgan Rickard

THAT the following Public Questions and responses as tabled from Robin Knox regarding the 2030 Greening Darwin Strategy be received and noted.

**Question**

Specifically on Council land what is the; Net gain (or loss) in street and park trees in 2021?

**Response**

During the 2020/21 financial year, 4,032 street and park trees were planted by City of Darwin. 1,368 street and park trees were removed during the same period resulting in a net gain of 2,664 street and park trees.

During the 2021/22 financial year, 227 street and park trees were planted by City of Darwin. 518 street and park trees were removed during the same period resulting in a net loss of 291 street and park trees.

The combined total of the two financial years including 2021 saw a net gain of 2,373 street and park trees.

**Net gain (or loss) of shading trees near key transit routes in 2021?**

During the 2021/22 financial year, 73 trees were planted by City of Darwin along key transit routes. 132 trees along key transit routes were removed during the same period resulting in a net loss of 59 trees. Unfortunately, we do not have sufficient tree data to report on corresponding data for the 2020/21 financial year.

**Net gain (or loss) of 25 city centre hardscape trees?**

During the 2020/21 financial year, nine city centre hardscape trees were planted by City of Darwin. Four CBD hardscape trees were removed during the same period resulting in a net gain of five trees.

During the 2021/22 financial year, no new city centre hardscape trees were planted by City of Darwin. Six CBD hardscape trees were removed during the same period resulting in a net loss of six trees.

The combined total of the two financial years including 2021 saw a net loss of one CBD hardscape tree.

In addition, during the 2020/21 and 2021/22 period, 8,000 revegetation trees were planted in the municipality and 12,500 native plants were given away to residents.

**Question**

Another action is 'Measure and report on annual tree canopy cover'. Please can Council provide the annual report on tree canopy cover for 2021?

**Response**

Due to difficulties in obtaining the required data, City of Darwin were unable to measure the tree canopy for 2021. To overcome this, City of Darwin has entered into a data agreement with a private provider in conjunction with the CSIRO to facilitate reporting in the current financial year.

**Question**

Why were shade trees not included as a requirement when building the new shared path along Lee Point Road which is a key transit route?

**Response**

The Lee Point Road upgrade project was funded, designed and delivered by the Northern Territory Government (NTG) with City of Darwin (CoD) staff involved in a project control group to facilitate design approvals and the works permit. Although it was requested by CoD staff to include shade trees in the scope of works, the NTG indicated that they did not have sufficient funding to accommodate this request. Any provision of shade trees along this route will need to be implemented by CoD, pending available funding.

**CARRIED 11/0****11 PETITIONS****11.1 Petition**

NIL

**12 DEPUTATIONS AND BRIEFINGS****12.1****RESOLUTION ORD520/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

THAT the the presentation from Thomas Mayor, in relation to The Uluru Statement from the Heart, be received and noted.

**CARRIED 11/0**

**13 NOTICES OF MOTION****13.1 NOTICE OF MOTION - PUBLIC TOILET HIERARCHY CLASSIFICATION REVIEW FOR SPORTING OVALS**

I, Councillor Ed Smelt, give notice that at the next Ordinary Council Meeting on 25 October 2022, I will move the following motion:-

**RESOLUTION ORD521/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Amye Un

THAT Council receives a report to review the Public Toilet Hierarchy classification at City of Darwin sporting ovals and to identify the steps required to change the classification at ovals including consultation with stakeholders, amendments to tenancy agreements and ongoing operational costs.

**CARRIED 11/0**

**14 ACTION REPORTS****14.1 SPORTS LIGHTING****RESOLUTION ORD522/22**

Moved: Councillor Ed Smelt

Seconded: Councillor Amye Un

1. THAT the report entitled Sports Lighting be received and noted.
2. THAT Council adopt a 4pm start for all lighting provided on recreation facilities.

**CARRIED 11/0**

**14.2 2022-2024 SISTER CITY ADVISORY COMMITTEE TERMS OF REFERENCE****RESOLUTION ORD523/22**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled 2022 – 2024 Sister City Advisory Committee Terms of Reference be received and noted.
2. THAT Council endorse the updated 2022 – 2024 Sister City Advisory Committee Terms of Reference.

**CARRIED 11/0**

**14.3 DARWIN OVAL CAR PARK CONSULTATION****RESOLUTION ORD524/22**

Moved: Councillor Mick Palmer

Seconded: Councillor Paul Arnold

1. THAT the report entitled Darwin Oval Car Park Consultation be received and noted.
2. THAT Council, based on the outcomes of the consultation undertaken, endorse to retain the Darwin Oval Car Park site in its current form.

In Favour: Members Paul Arnold, Jimmy Bouhoris, Kim Farrar, Sylvia Klonaris, Mick Palmer, Amye Un and Kon Vatskalis

Against: Members Brian O'Gallagher, Morgan Rickard, Ed Smelt and Rebecca Want de Rowe

**CARRIED 7/4**

**15 RECEIVE & NOTE REPORTS****15.1 SMART BENCH UPDATE****RESOLUTION ORD525/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

THAT the report entitled Smart Bench Update be received and noted.

**CARRIED 11/0**

**15.2 PROVISIONAL MONTHLY FINANCIAL REPORT - SEPTEMBER 2022****RESOLUTION ORD526/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Mick Palmer

THAT the report entitled Provisional Monthly Financial Report – September 2022 be received and noted.

**CARRIED 11/0**

*Councillor Jimmy Bouhoris departed the meeting at 6:39 pm.*

*Councillor Jimmy Bouhoris re-joined the meeting at 6:40 pm.*

**15.3 FOOTBALL NT MALAK OVAL CHANGE ROOMS PROJECT – PETITION OPPOSING LOCATION****RESOLUTION ORD527/22**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Sylvia Klonaris

THAT the report entitled Football NT Malak Oval Change Rooms Project – Petition Opposing Location be received and noted.

**CARRIED 11/0**

**16 REPORTS OF REPRESENTATIVES****RESOLUTION ORD528/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

THAT the following Reports of Representatives be received and noted.

**16.1**

Councillor Brian O'Gallagher reported on the Councillor's tour of the Shoal Bay Waste Facility and congratulated the great work by Alice Percy and the team. Councillor Brian O'Gallagher was accompanied by Councillor Amye Un, Councillor Kim Farrar, Councillor Morgan Rickard and Councillor Ed Smelt. The tour was invaluable, gave us a sense of the scale and the complexity of what was happening, and provided an overview of the operation. Encouraged Councillors that have not taken the opportunity to do the tour, to do so.

**16.2**

Councillor Kim Farrar reported on Shoal Bay Waste Facility tour. Thank you to Alice and her team for organising the tour, it was very impressive. Great to see how passionate our staff are out there.

**16.3**

The Lord Mayor Kon Vatskalis reported on attending the funeral on behalf of City of Darwin (CoD) for Arthur Hamilton. Also sent a floral tribute and letter to Athur Hamilton and Kerry Manolas because they were great contributors to the Territory, and should be recognised by CoD.

**16.4**

Councillor Amye Un reported on the tour of Shoal Bay Waste Facility saying thank you to Alice and the team for the hard work they do in this area. Also attended the 111<sup>th</sup> Celebration for China National Party Darwin, and they welcomed CoD.

**16.5**

Councillor Sylvia Klonaris reported on attending awards program for the NT Volunteer of the year on behalf of the Lord Mayor Kon Vatskalis. Special Note: One of City of Darwin's Youth Advisory Committee members Jules Gabor was nominated for the Chief Ministers Youth Volunteer of the year. This was impressive and a proud moment for CoD to have someone representing, especially when they participate on CoD Committees as well.

**16.6**

Councillor Jimmy Bouhoris reported on rubbish issues and on behalf of the Richardson Ward would like to thank the Leadership Team who were apart of making sure our rubbish was picked up in a timely manner. There have been problems with the Contractor, and CoD staff are working with the Contractor to ensure that all the rubbish bins are collected.

**16.7**

Councillor Morgan Rickard expressed his appreciation to the team at the Waste Management Facility. Last year attended a similar tour last with Councillor Amye Un and it's really impressive to see some of the improvements that have happened over the last year. Really grateful for all the hard work that the staff have done, this team is really good and am grateful we have them there.

Councillor Morgan Rickard also attended Coconut Studio Art Gallery Opening funded by City of Darwin – through our eyes. Beautiful exhibition which incorporated dancing and amazing photography, and was attended by Refugees and New Australian Community. Collaboration of broader series of previous works, that has been printed onto silk. Recommend that other Elected Members go out to Coconut Studios and check it out.

**CARRIED 11/0**

**17 QUESTIONS BY MEMBERS****17.1 REDEVELOPMENT OF WOOLWORTHS CARPARK****RESOLUTION ORD529/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Mick Palmer question related to the redevelopment of the Woolworths carpark in a joint partnership with CoD and requested an update on the final timing of the project.

**Answer:**

The General Manager Innovations Growth and Development Alice Percy responded and advised that the CoD is currently finalising the agreement and funding arrangements with Woolworths in order to do the changing and structure of the street. This should be finalised in the next couple of weeks, and the project will move forward. An update on the final timing of the project will be provided at a later date. Lord Mayor Kon Vatskalis requested for the works to commence when Woolworth is closed, so the street does not have to be closed twice.

The Executive Manager Infrastructure Nik Kleine also reported that the construction component for Council works will commence April 2023, and this was agreed with Woolworths so they could complete their car parks works with no disruptions

**.CARRIED 11/0**

**17.2 GOYDER ROAD PROJECT****RESOLUTION ORD530/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

The Lord Mayor Kon Vatskalis requested an update on the Goyder Road project.

**Answer:**

The Executive Manager Infrastructure Nik Kleine reported that Power and Water connected the power earlier this week, and the water meter is currently being installed and will progress with the landscaping shortly after.

**CARRIED 11/0**

**17.3 SWING REMOVAL PARAP PARK****RESOLUTION ORD531/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Amye Un received a telephone call from resident in Parap regarding a private swing made by the family in a CoD park, and thinks that it was removed by a Ranger. Resident called again yesterday, and asked for CoD to come and visit.

**Answer:**

The Lord Mayor Kon Vatskalis requested for residents details to be given to the General Manager for Community Matt Grassmayr for action.

**CARRIED 11/0**

**17.4 PARKING ENQUIRY - INFRINGEMENT****RESOLUTION ORD532/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Amye Un sent video recording to the General Manager Community Matt Grassmayr regarding an infringement. The video shows three (3) cars parked directly behind the vehicle that did not receive a ticket and would like to know why.

**Answer:**

The General Manager Community Matt Grassmayr responded and advised there is a process available for persons who would like to appeal a parking ticket on the website. There are close to 18k to 19k parking tickets issues per year, and Rangers only infringe vehicle that are not in the right location. It would depend on the street, what the cars where behind or whether they on a yellow line or closer to a driveway.

There are a number of reasons why one car gets an infringement and not another, but if the resident has concerns, there is a criteria and process on on website if they would like to appeal a parking fine.

**CARRIED 11/0**



**17.4 COUNCILLOR UNIFORMS****RESOLUTION ORD533/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Brian O’Gallagher advised that the three (3) Waters Ward Councillors attended Karama shops engaging with the community. There are a number of other engagements coming up, including the Karama christmas party. Councillor Brian O’Gallagher asked when can they expect to have their Council shirts so that the Public can identify us.

**Answer:**

The Chief Executive Officer Simone Saunders advised that the team will be receiving samples this week, and then Councillors will be able to look at them.

**CARRIED 11/0**

**17.5 GRAFITTI POLICY****RESOLUTION ORD534/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Sylvia Klonaris asked about the Graffiti Policy and advised that she raised concerns about the volume of graffiti and tags that are appearing around the suburbs in June 2022. Councillor Sylvia Klonaris advised that she receives two to three emails a week from residents regarding graffiti appearing on buildings, playgrounds and sign posts. There was a meeting that was going to be held between CoD and The Northern Territory Government to talk about combating all the graffiti issues, has that happened and how has it progressed from our end.

**Answer:**

The General Manager Community Matt Grassmayr responded and advised that graffiti is treated in a number of ways. CoD received a grant from the Northern Territory Government (NTG) for \$150k in the last financial year for a graffiti removal program targetting specifically Lee Point Road and Vanderline Drive. \$78k was used for the project, there is now a balance of funds which is being discussed with NTG looking at secondary locations to fill that program and delivery.

Graffiti removal on Council owned assets in parks and playgrounds on sign posts has a programs of works and is delivered by Council crew. Graffiti on private property is not something that Council removes this appears on fences, highways, building. Council has a program for its own assets, and does work in combination with the NTG on a program for some specific streets for private property, but in total graffiti on private property is the responsibility of the owner.

**CARRIED 11/0**

**17.7 WOOLNER ROUND ABOUT - SAFETY UPGRADES****RESOLUTION ORD535/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Paul Arnold requested an update on the Woolner round about safety upgrades.

**Answer:**

The GM Innovation Alice Percy took the question on notice, and will provide response.

**CARRIED 11/0**

**17.8 YOUTH CRIME****RESOLUTION ORD536/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Question:**

Councillor Jimmy Bouhoris requested an update regarding conversation with the Chief Minister / Ministers for Youth Crime. Is there an opportunity for the Elected Members to attend these meetings.

**Answer:**

The Lord Mayor Kon Vatskalis responded and advised that there is a meeting coming up during LGANT Conference with the Chief Minister and all Ministers for an hour and a half. We have meetings with the Deputy Commission every month, and this Thursday afternoon will be meeting again to talk about social behaviour.

The Lord Mayor Kon Vatskalis heard on the radio about the issues at basketball game last Friday, and it looks like a big issue with young kids, so we will continue to push the Police commissioner for more police on the streets. In regards to attendance, any Elected Member can attend the LGANT conference and meetings.

**CARRIED 11/0**

**17.9 FRAMEWORK FOR YOUTH ISSUES****RESOLUTION ORD537/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Questions:**

Councillor Morgan Rickard and Elected Members met with the Ministers for Housing, Youth and Territory Families 6 months ago to talk about working together with NTG to develop a framework to address youth issues in Darwin, with a view of CoD informing NTG development of a youth centre in the Northern suburbs. Councillor Morgan Rickard requested an update on the process and how is it all going.

**Answer:**

The General Manager Community Matt Grassmayr responded and advised that the joint planning framework has been developed and endorsed by Council. The Youth team continue to meet with NTG on a quarterly basis and updates and work on activities and processes. We have not received any advice or information on a location or determination on the Youth centre in the Northern suburbs at this stage.

**CARRIED 11/0**

**17.10 YOUTH CENTRE LOCATION****RESOLUTION ORD538/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

**Questions:**

Councillor Sylvia Klonaris attended a Youth Advisory workshop and was advised by a person from the Youth's round table that three (3) locations have been identified for the Youth Centre in the Northern Suburbs. Have those three (3) locations be flagged to Council.

**Answer:**

The General Manager Community Matt Grassmayr responded and advised that no formal correspondence has been received of proposed locations.

**CARRIED 11/0**

**18 GENERAL BUSINESS****18.1 OUTGOING AND INCOMING CORRESPONDENCE - MINISTER FOR ESSENTIAL SERVICES - UNDERGROUNDING OF HIGH VOLTAGE POWER INFRASTRUCTURE****RESOLUTION ORD539/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

THAT the Outgoing and Incoming Correspondence - Minister for Essential Services - Undergrounding of High Voltage Power Infrastructure be received and noted.

**CARRIED 11/0**

**18.2 INCOMING CORRESPONDENCE - MINISTER FOR INFRASTRUCTURE, PLANNING AND LOGISTICS - APPLICATION TO AMEND THE NT PLANNING SCHEME 2020****RESOLUTION ORD540/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

THAT the Incoming Correspondence - Minister for Infrastructure, Planning and Logistics - Application to Amend the NT Planning Scheme 2020 be received and noted.

**CARRIED 11/0**

**18.3 INCOMING CORRESPONDENCE - FOOTBALL NORTHERN TERRITORY - REPORT ON ALTERNATIVE MALAK OVAL SITE****RESOLUTION ORD541/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

THAT the Incoming Correspondence - Football Northern Territory - Report on Alternative Malak Oval Site be received and noted.

**CARRIED 11/0**

**19 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING****RESOLUTION ORD542/22**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

THAT the next Ordinary Meeting of Council be held on Tuesday, 15 November 2022, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers Darrandirra, Level 1, Civic Centre, Harry Chan Avenue, Darwin.

**CARRIED 11/0**

**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 Civic Centre Redevelopment - Project Plan**

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

**26.2 Review of Confidential Decisions - April to September 2022**

This matter is considered to be confidential under Section 99(2) - 51(a), 51(b), 51(c)(i), 51(c)(ii), 51(c)(iii), 51(c)(iv), 51(d), 51(e) and 51(f) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with 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, information about the personal circumstances of a resident or ratepayer, information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person, information that would, if publicly disclosed, be likely to prejudice the maintenance or administration of the law, information that would, if publicly disclosed, be likely to prejudice the security of the council, its members or staff, information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person, information subject to an obligation of confidentiality at law, or in equity, 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 and subject to subregulation 51(2) – information in relation to a complaint of a contravention of the code of conduct.

**26.3 Shoal Bay Waste Management Facility - Pond 3 Proposal**

This matter is considered to be confidential under Section 99(2) - 51(d) 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 subject to an obligation of confidentiality at law, or in equity.

**26.4 City of Darwin Draft By-Laws 2022**

This matter is considered to be confidential under Section 99(2) - 51(d) 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 subject to an obligation of confidentiality at law, or in equity.

**26.5 Disbursements - Persons Authorised**

This matter is considered to be confidential under Section 99(2) - 51(c)(iii) 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 security of the council, its members or staff.

**27.1 Corporate Services Report - September 2022**

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

the council or some other person.

**27.2 City Safe Patrols Quarterly Report - July to September 2022**

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

## **21      ADJOURNMENT OF MEETING AND MEDIA LIAISON**

### **RESOLUTION ORD543/22**

Moved:      Councillor Morgan Rickard

Seconded: Councillor Kim Farrar

THAT the open section of the meeting be adjourned at 7.06 pm.

**CARRIED 11/0**

THAT the open section of the meeting be resumed at 8.13 pm

THAT the chair declared the meeting closed at 8.13 pm

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 November 2022.**

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**CHAIR**