



# **MINUTES**

**Ordinary Council Meeting  
Tuesday, 26 September 2023**

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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, 26 SEPTEMBER 2023 AT 5:30PM**

**PRESENT:**

Lord Mayor Kon Vatskalis  
Deputy Lord Mayor Jimmy Bouhoris  
Councillor Kim Farrar  
Councillor Sylvia Klonaris  
Councillor Brian O'Gallagher  
Councillor Mick Palmer  
Councillor Peter Pangquee  
Councillor Morgan Rickard  
Councillor Ed Smelt  
Councillor Amye Un  
Councillor Rebecca Want de Rowe

**OFFICERS:**

Matt Grassmayr (Acting Chief Executive Officer)  
Steve Thacker (General Manager Corporate)  
Alice Percy (General Manager Innovation)

**APOLOGY:**

Councillor Vim Sharma  
Councillor Sam Weston

**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 ORD556/23

Moved: Councillor Ed Smelt

Seconded: Councillor Sylvia Klonaris

The Chair declared the meeting open at 5.35 pm.

**CARRIED 11/0**

## 4 APOLOGIES AND LEAVE OF ABSENCE

### 4.1 APOLOGIES

#### RESOLUTION ORD557/23

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Mick Palmer

THAT the apology from Member Councillor Sam Weston and Councillor Vim Sharma, be received.

**CARRIED 11/0**

### 4.2 LEAVE OF ABSENCE GRANTED

Nil

**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 the Twenty-Eighth Ordinary Council Meeting held on Tuesday, 26 September 2023:

- Councillor Amye Un
- Councillor Brian O’Gallagher
- 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 ORD558/23**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Kim Farrar

That the minutes of the Ordinary Council Meeting held on 12 September 2023 be confirmed.

**CARRIED 11/0**

**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 PROPOSAL FOR OUTDOOR ADVERTISING**

**RESOLUTION ORD585/23**

Moved: Deputy Lord Mayor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Proposal for Outdoor Advertising be received and noted.
2. THAT Council note that City of Darwin officers have completed a review of the unsolicited proposal received at **Attachment 1**.
3. THAT Council do not endorse the unsolicited proposal as the proposal does not comply with the Unsolicited Proposal Policy 0088.100.E.R.
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**

**26.3 APPOINTMENT OF EXTERNAL COMMITTEE MEMBERS - RISK MANAGEMENT & AUDIT COMMITTEE (RMAC)**

**RESOLUTION ORD586/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Peter Pangquee

1. THAT the report entitled Appointment of External Committee Members – Risk Management and Audit Committee (RMAC) be received and noted.
2. THAT Sanja Hill, George Araj and Joe McCabe be endorsed as External Members of the Risk Management and Audit Committee from the date of this resolution to 31 August 2025.
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 11/0**

**26.4 RECONCILIATION ADVISORY COMMITTEE RECOMMENDATION - APPOINTMENT OF NEW MEMBERS****RESOLUTION ORD587/23**

Moved: Councillor Mick Palmer

Seconded: Lord Mayor Kon Vatskalis

1. THAT the report entitled Reconciliation Advisory Committee Recommendation - Appointment of New Members be received and noted.
2. THAT Council appoints the following community members to the Reconciliation Advisory Committee for a two-year term from 18 October 2023 to 18 October 2025:
  - i. Libby Collins
  - ii. Rosanna De Santis
  - iii. Charles William Briston
  - iv. Patrik Ralph
3. THAT Council note the Reconciliation Advisory Committee recommends the following community members, in order of preference, for appointment should the proposed community members not proceed for a 2-year term:
  - I. Lynette Fejo
  - II. Adrian Rotumah
  - III. Alinta McGuire
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 the decision Items 1 and 2 be moved into Open at the end of the meeting.

**CARRIED 11/0**

**27.1 REVIEW OF NON-DEFAULT SPEED LIMITS****RESOLUTION ORD588/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Peter Pangquee

1. THAT the report entitled Review of Non-Default Speed Limits 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 SHOAL BAY WASTE MANAGEMENT FACILITY - TRASH AND TREASURE SHOP****RESOLUTION ORD589/23**

Moved: Councillor Brian O'Gallagher

Seconded: Deputy Lord Mayor Jimmy Bouhoris

1. THAT the report entitled Shoal Bay Waste Management Facility – Trash and Treasure Shop 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**

**27.3 COMMITTEE MEETING MINUTES - CONFIDENTIAL****RESOLUTION ORD590/23**

Moved: Councillor Amye Un

Seconded: Councillor Kim Farrar

1. THAT the report entitled Committee Meeting Minutes – Confidential 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.
1. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

**CARRIED 11/0**

**27.4 UPDATE ON CODE OF CONDUCT MATTERS****RESOLUTION ORD591/23**

Moved: Councillor Kim Farrar

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Update on Code of Conduct Matters 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

**10 PUBLIC QUESTION TIME**

Nil

**11 PETITIONS**

Nil.

**12 DEPUTATIONS AND BRIEFINGS**

Nil

**13 NOTICES OF MOTION**

**13.1 NOTICE OF MOTION - IRRIGATION IN WATERS WARD**

I, Councillor Sylvia Klonaris, give notice that at the next Ordinary Council Meeting on 26 September 2023, I will move the following motion:-

**MOTION**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Kim Farrar

1. THAT City of Darwin investigates options to provide irrigation into the greenbelt areas in Waters Ward.
2. THAT a report be presented to Council in November 2023 that details:
  - The number and location of irrigated parks, greenbelt and playground areas in Waters Ward
  - The number and location of non-irrigated parks, greenbelt and playground areas in Waters Ward
  - The locations and use of kangaroo sprinklers in the Waters Ward that help support greening
  - Estimated costs for budget consideration to provide irrigation into the greenbelt areas in Waters Ward

**RESOLUTION ORD559/23**

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Kim Farrar

1. THAT City of Darwin investigates options to provide irrigation into the greenbelt areas in Waters Ward.
2. THAT a report be presented to Council in November 2023 that details:
  - The number and location of irrigated parks, greenbelt and playground areas in Waters

## Ward

- The number and location of non-irrigated parks, greenbelt and playground areas in Waters Ward
  - The locations and use of kangaroo sprinklers in the Waters Ward that help support greening
  - Estimated costs for budget consideration to provide irrigation into the greenbelt areas in Waters Ward
3. THAT City of Darwin investigates alternative methods of source to supply irrigation for the greenbelt areas in Waters Ward.

**CARRIED 11/0****13.2 NOTICE OF MOTION - NIGHTCLIFF CHILDREN'S CROSSING**

I, Councillor Ed Smelt, give notice that at the next Ordinary Council Meeting on 26 September 2023, I will move the following motion:-

**RESOLUTION ORD560/23**

Moved: Councillor Ed Smelt

Seconded: Councillor Peter Pangquee

1. THAT Council notes the important role of Children's Crossings in providing safer access to our local schools and supporting greater walking and cycling in our community.
2. THAT Council approves the creation of a new capital works project for the construction of a new Children's Crossing at Bauhinia Street Nightcliff, linking Nightcliff Primary School and Nightcliff Family Centre.
3. THAT Council reallocate \$50k from the Local Area Traffic Management Progress Drive/Dick Ward Drive refuge project to the Children's Crossing at Bauhinia Street Nightcliff.

**CARRIED 11/0****13.3 NOTICE OF MOTION - KARAMA CHILDCARE CENTRE**

I, Councillor Kim Farrar, give notice that at the next Ordinary Council Meeting on 26 September 2023, I will move the following motion:-

**RESOLUTION ORD561/23**

Moved: Councillor Kim Farrar

Seconded: Councillor Brian O'Gallagher

THAT Council review the Expression of Interest for the Karama Childcare Centre prior to public issuance.

**CARRIED 11/0**

**13.4 NOTICE OF MOTION - SUPPORT FOR THE VOICE TO PARLIAMENT**

I, Councillor Morgan Rickard, give notice that at the next Ordinary Council Meeting on 26 September 2023, I will move the following motion:-

**MOTION**

Moved: Councillor Morgan Rickard

Seconded: Councillor Amye Un

1. THAT Council publicly support the Yes23 Campaign that is encouraging citizens to vote in support of a First Nations Voice to Parliament in the upcoming referendum.
2. THAT this support come in the form of but not limited to:
  - Displaying “Yes23” campaign materials on City of Darwin premises – at libraries, swimming pools, community centres and the Civic Centre – materials to be provided by Yes23 campaign representatives.
  - Social media posts on official City of Darwin social media platforms.
  - Permitting staff and Elected Members to add Yes23 signatures to their emails at their discretion.
  - A press release announcing Council’s support.
  - Information on the City of Darwin website indicating Council’s support.
  - Permission for staff in support to wear Yes23 campaign T-shirts and badges etc in the workplace.
  - Allowing Yes23 campaign staff to place corflutes on fences of City of Darwin properties: corflutes must be removed no later than 48 hours after close of referendum poll.

**RESOLUTION ORD562/23**

Moved: Councillor Mick Palmer

Seconded: Deputy Lord Mayor Jimmy Bouhoris

**PROCEDURAL MOTION - THAT THE DEBATE BE ADJOURNED**

THAT in accordance with Meeting Policy No.0043.100.E.R Section 3.12.2, that the debate be adjourned.

**CARRIED 7/4**

**14 ACTION REPORTS****14.1 NOMINATIONS FOR THE DARWIN DIVISION OF THE DEVELOPMENT CONSENT AUTHORITY****RESOLUTION ORD563/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Mick Palmer

1. THAT the report entitled Nominations for the Darwin Division of the Development Consent Authority be received and noted.
2. THAT Council nominate the following Community Members to the Minister for Infrastructure, Planning and Logistics for consideration on the Darwin Division of the Development Consent Authority.

Councillor Mick Palmer

Councillor Peter Pangquee

Councillor Jimmy Bouhoris

Councillor Morgan Rickard

**CARRIED 11/0****14.2 REVIEW OF COMPLIANCE AND ENFORCEMENT POLICY, ENFORCEMENT GUIDELINES AND REGULATORY MISCELLANEOUS POLICY****RESOLUTION ORD564/23**

Moved: Deputy Lord Mayor Jimmy Bouhoris

Seconded: Councillor Rebecca Want de Rowe

1. THAT the report entitled Review of Compliance and Enforcement Policy, Enforcement Guidelines and Regulatory Miscellaneous Policy, be received and noted.
2. THAT Council adopt the Compliance and Enforcement Policy No. 7210.100.E.R, Enforcement Guidelines No. 7210.001.I.N and Regulatory Miscellaneous Policy No. 7220.100.ER.

**CARRIED 11/0****14.3 REVIEW OF ANIMAL MANAGEMENT POLICY****RESOLUTION ORD565/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Kim Farrar

1. THAT the report entitled Review of Animal Management Policy be received and noted.
2. THAT Council adopt Animal Management Policy No. 7230.100.E.R.

**CARRIED 11/0**

**14.4 CARRY FORWARD BUDGET 2022-2023 AND RESERVE BALANCES AS AT 30 JUNE 2023****RESOLUTION ORD566/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Carry Forward Budget 2022-2023 and Reserve Balances as at 30 June 2023 be received and noted.
2. THAT Council adopt carry forward items listed in **Attachment 1** of report Carry Forward Budget 2022-2023 and Reserve Balances as at 30 June 2023, totalling \$9,668,064 by their inclusion in the 2023/24 Annual Budget.
3. THAT Council adopt the Reserve Balances 2023 total of \$93,526,109 listed in **Attachment 2** of report Carry Forward Budget 2022-23 and Reserve Balances as at 30 June 2023.

**CARRIED 11/0****14.5 LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY CALL FOR MOTIONS****RESOLUTION ORD567/23**

Moved: Councillor Peter Pangquee

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Local Government Association of the Northern Territory Call for Motions be received and noted.
2. THAT Council endorse the following motion to be submitted to the Local Government Association of the Northern Territory (LGANT) General Meeting in November 2023:

*City of Darwin calls on LGANT to advocate that the Commonwealth Government reaffirm that the Australian Defence Force provide disaster assistance to local communities.*

**CARRIED 11/0**

**14.6 TREE ADVISORY COMMITTEE RECOMMENDATIONS****MOTION**

Moved: Lord Mayor Kon Vatskalis  
Seconded: Councillor Peter Pangquee

1. THAT the report entitled Tree Advisory Committee Recommendations be received and noted.
2. THAT Council adopt the Tree Advisory Committee recommendations relating to the City of Darwin Greening Strategy, Report Establishing a Resilient Urban Forest for Darwin, Preferred and Not Recommended to be Planted Tree Lists and Trial Species List at **Attachment 1**.

**AMENDMENT****RESOLUTION ORD568/23**

Moved: Councillor Morgan Rickard  
Seconded: Deputy Lord Mayor Jimmy Bouhoris

1. THAT the report entitled Tree Advisory Committee Recommendations be received and noted.
2. THAT Council adopt the Tree Advisory Committee recommendations relating to the City of Darwin Greening Strategy, Report Establishing a Resilient Urban Forest for Darwin, Preferred and Not Recommended to be Planted Tree Lists and Trial Species List at **Attachment 1** excluding recommendation two, page 25 of the Greening Strategy, that Council endorse a 1% change to canopy coverage as the target over the 10 years of the strategy.
3. THAT the Tree Advisory Committee provide further clarification on canopy coverage in the Darwin Greening Strategy.

**CARRIED 11/0****RESOLUTION ORD569/23**

Moved: Councillor Morgan Rickard  
Seconded: Deputy Lord Mayor Jimmy Bouhoris

1. THAT the report entitled Tree Advisory Committee Recommendations be received and noted.
2. THAT Council adopt the Tree Advisory Committee recommendations relating to the City of Darwin Greening Strategy, Report Establishing a Resilient Urban Forest for Darwin, Preferred and Not Recommended to be Planted Tree Lists and Trial Species List at **Attachment 1** excluding recommendation two, page 25 of the Greening Strategy, that Council endorse a 1% change to canopy coverage as the target over the 10 years of the strategy.
3. THAT the Tree Advisory Committee provide further clarification on canopy coverage in the Darwin Greening Strategy.

**CARRIED 11/0**

**15 RECEIVE & NOTE REPORTS**

**15.1 INTERIM MONTHLY FINANCIAL REPORT - AUGUST 2023**

**RESOLUTION ORD570/23**

Moved: Councillor Mick Palmer

Seconded: Councillor Sylvia Klonaris

THAT the report entitled Monthly Financial Report – August 2023 be received and noted.

**CARRIED 11/0**

**15.2 COMMITTEE MEETING MINUTES**

**RESOLUTION ORD571/23**

Moved: Councillor Ed Smelt

Seconded: Councillor Morgan Rickard

THAT the report entitled Committee Meeting Minutes be received and noted.

**CARRIED 11/0**

**15.3 RESPONSE TO ALTERNATIVE COMMONWEALTH CAPABILITIES FOR CRISIS RESPONSE DISCUSSION PAPER**

**RESOLUTION ORD572/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Mick Palmer

THAT the report entitled Response to Alternative Commonwealth Capabilities for Crisis Response Discussion Paper be received and noted.

**CARRIED 11/0**



**16 REPORTS OF REPRESENTATIVES****RESOLUTION ORD573/23**

Moved: Deputy Lord Mayor Jimmy Bouhoris

Seconded: Councillor Kim Farrar

THAT the following Reports of Representatives be received and noted.

**16.1**

Councillor Sylvia Klonaris reported on attending the Greek School Festival, it was a great event for the community. Councillor Sylvia Klonaris requested assistance highlighting the solar car event via social media. Councillor Sylvia Klonaris also requested more rangers patrols of the Malak area, and if more parking can be provided closer to the Malak Oval. Acting Chief Executive Officer, Matt Grassmayr advised that once the building has been finalised then City of Darwin will look at the terms and conditions of use, including parking.

**16.2**

Lord Mayor reported on attending the Golden Jubilee for the Islamic Society, significant attendance and was a great event. The Lord Mayor also attended the Malayalee Festival, great Bollywood presentation with colourful music. Lord Mayor advised all Elected Members of the newly painted tables at East Point and Nightcliff, and look forward to seeing more throughout the community.

**16.3**

Councillor Peter Pangquee reported on attending the Bendigo Bank 15th Anniversary and commented on the assault against the Chief Minister, Natasha Fyles and asked that City of Darwin make a statement that this type of behaviour is not acceptable.

**16.4**

Councillor Kim Farrar reported on attending the Bendigo Bank 15th Anniversary, it was a wonderful event, such a shame that the assault on the Chief Minister, Natasha Fyles. Councillor Kim Farrar also attended the Knitters and Natters at Karama Library, who donate all their items to charities and are doing an excellent job for their community.

**16.5**

Councillor Morgan Rickard reported on being subject to extremely aggressive communication. This type of behaviour is not acceptable and will be elevating his concerns. Councillor Morgan Rickard encouraged all Elected Members to attend the Jingili Water Gardens for the Walking Together Family Fun Day this Saturday.

**CARRIED 11/0**

*Councillor Morgan Rickard departed the meeting at 6.31 pm.*

## **17 QUESTIONS BY MEMBERS**

### **17.1 VARIOUS REQUESTS**

#### **RESOLUTION ORD574/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

#### **Question:**

Councillor Amye Un received a complaint of barking dogs at 2 Coronation Street, Stuart Park and requested follow up.

Councillor Amye Un received a request to reinstall power at Tamarind Park.

Councillor Amye Un advised of parking issues along Nation Crescent, Coconut Grove, request to be investigated.

Councillor Amye Un received a request from the community for a new table near the parkland along Parap Road, Parap.

#### **Answer:**

The Lord Mayor advised that the request for a table will be considered.

**CARRIED 10/0**

*Councillor Morgan Rickard re-joined the meeting at 6.32 pm.*

*Councillor Mick Palmer departed the meeting at 6.32 pm.*

### **17.2 RAINTREE PARK - TREE INSPECTION**

#### **RESOLUTION ORD575/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

#### **Question:**

The Lord Mayor requested for an inspection of the large tree closest to the Mall in Raintree Park, as the lights are not working.

**CARRIED 10/0**

**17.3 COMMUNITY FEEDBACK- ALLWRIGHT STREET PARKING****RESOLUTION ORD576/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

**Question:**

Deputy Lord Mayor Jimmy Bouhoris requested feedback on the community consultation regarding the parking issues along Allwright Street, Wanguri.

**Answer:**

The General Manager Innovation, Alice Percy advised that feedback has been received with a split of positive and negative feedback. City of Darwin are proposing to consult with the Mosque to discuss solutions.

**CARRIED 10/0**

**17.4 PUBLIC TOILET SCHEDULE****RESOLUTION ORD577/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

**Question:**

Deputy Lord Mayor Jimmy Bouhoris requested an update on the contract scheduling for change out of feminine hygiene bins in public toilets and if there have been any changes in the last fortnight.

**Answer:**

Acting Chief Executive Officer, Matt Grassmayr took the question on notice.

**CARRIED 10/0**

**17.5 COMMENCEMENT OF DUTIES****RESOLUTION ORD578/23**

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Morgan Rickard

**Question:**

Councillor Brian O'Gallagher asked when the newly Elected Member Sam Weston is scheduled to commence duties with City of Darwin.

**Answer:**

Lord Mayor advised that the newly Elected Member Sam Weston will be sworn in on the 17<sup>th</sup> October 2023.

**CARRIED 10/0**

**18 GENERAL BUSINESS**

*Councillor Mick Palmer re-joined the meeting at 6.39 pm.*

**18.1 REQUEST FOR CORRESPONDENCE TO THE CHIEF MINISTER, NATASHA FYLES****RESOLUTION ORD579/23**

Moved: Councillor Morgan Rickard

Seconded: Councillor Mick Palmer

Councillor Ed Smelt believes it would be appropriate for City of Darwin to issue a statement regarding the incident with the Chief Minister, Natasha Fyles, and that this behaviour is never ok nor appropriate.

**CARRIED 11/0**

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

THAT the next Ordinary Meeting of Council be held on Tuesday, 17 October 2023, 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 Micromobility in Darwin**

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.

**26.2 Proposal for Outdoor Advertising**

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.

**26.3 Appointment of External Committee Members - Risk Management & Audit Committee (RMAC)**

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.

**26.4 Reconciliation Advisory Committee Recommendation - Appointment of New Members**

This matter is considered to be confidential under Section 99(2) - 51(a) 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.

**27.1 Review of Non-Default Speed Limits**

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 Shoal Bay Waste Management Facility - Trash and Treasure Shop**

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.

**27.3 Committee Meeting Minutes - Confidential**

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.

**27.4 Update on Code of Conduct Matters**

This matter is considered to be confidential under Section 99(2) - 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 subject to subregulation 51(2) – information in relation to a complaint of a contravention of the code of conduct.

**21 ADJOURNMENT OF MEETING AND MEDIA LIAISON**

**RESOLUTION ORD580/23**

Moved: Deputy Lord Mayor Jimmy Bouhoris

Seconded: Councillor Sylvia Klonaris

THAT the open section of the meeting be adjourned at 6.36pm.

**CARRIED 11/0**

THAT the open section of the meeting be resumed at 7.04pm.

THAT the chair declared the meeting be adjourned at 7.04pm.

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 17 October 2023.**

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**CHAIR**