



# **MINUTES**

**Ordinary Council Meeting  
Tuesday, 28 February 2023**

Reports, recommendations and supporting documentation can be accessed via the City of Darwin Council Website at [www.darwin.nt.gov.au](http://www.darwin.nt.gov.au), at Council Public Libraries or contact the Committee Administrator on (08) 8930 0670.

**MINUTES OF CITY OF DARWIN  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS DARRANDIRRA, LEVEL 1, CIVIC CENTRE, HARRY  
CHAN AVENUE, DARWIN  
ON TUESDAY, 28 FEBRUARY 2023 AT 5:30PM**

- PRESENT:** Lord Mayor Kon Vatskalis, Deputy Lord Mayor Kim Farrar, Councillor Jimmy Bouhoris, Councillor Sylvia Klonaris, Councillor Mick Palmer, Councillor Peter Pangquee, Councillor Ed Smelt, Councillor Amye Un, Councillor Rebecca Want de Rowe
- OFFICERS:** Simone Saunders (Chief Executive Officer), Chris Kelly (Acting General Manager Corporate), Angela O'Donnell (Acting General Manager Community), Alice Percy (General Manager Innovation)  
Ruiha Maskovich (Council Protocols and Grants Support Officer), Gemma Perkins (Coordinator Councillor Governance and Support), Irene Frazis (Executive Manager Finance), Meguerditch Mikaelian (Executive Manager Regulatory Services)
- APOLOGY:** Councillor Paul Arnold, Councillor Brian O'Gallagher, Councillor Morgan Rickard
- NOT PRESENT** Councillor Vim Sharma
- GUESTS:** Nightcliff Seabreeze Festival

---

**WEBCASTING DISCLAIMER**

The City of Darwin is live webcasting the Open Section of Ordinary Council Meetings. Audio-visual recording equipment has been configured to avoid coverage of the public gallery area and the City of Darwin will use its best endeavours to ensure images in this area are not webcast. However the City of Darwin expressly provides no assurances to this effect and in the event your image is webcast, you will by remaining in the public gallery area be taken to have given the City of Darwin a non-exclusive licence to copy and broadcast your image worldwide for no reward.

---

## Order of Business

<b>1</b>	<b>Acknowledgement of Country</b> .....	<b>4</b>
<b>2</b>	<b>The Lord’s Prayer</b> .....	<b>4</b>
<b>3</b>	<b>Meeting Declared Open</b> .....	<b>4</b>
<b>4</b>	<b>Apologies and Leave of Absence</b> .....	<b>4</b>
<b>5</b>	<b>Electronic Meeting Attendance</b> .....	<b>5</b>
<b>6</b>	<b>Declaration of Interest of Members and Staff</b> .....	<b>6</b>
<b>7</b>	<b>Confirmation of Previous Minutes</b> .....	<b>6</b>
<b>8</b>	<b>Moving of Items</b> .....	<b>6</b>
<b>9</b>	<b>Matters of Public Importance / Lord Mayoral Minute</b> .....	<b>10</b>
<b>10</b>	<b>Public Question Time</b> .....	<b>10</b>
<b>11</b>	<b>Petitions</b> .....	<b>10</b>
<b>12</b>	<b>Deputations and Briefings</b> .....	<b>10</b>
	12.1 Nightcliff Seabreeze Festival.....	10
<b>13</b>	<b>Notices of Motion</b> .....	<b>11</b>
	13.1 Notice of Motion - Chief Executive Officer Performance Appraisal Committee .....	11
<b>14</b>	<b>Action Reports</b> .....	<b>11</b>
	14.1 Weekend Public Places Patrols Update .....	11
<b>15</b>	<b>Receive &amp; Note Reports</b> .....	<b>11</b>
	15.1 Monthly Financial Report - January 2023 .....	11
	15.2 Tier 2 Bi-Annual Performance Report: July - December 2022 .....	12
<b>16</b>	<b>Reports of Representatives</b> .....	<b>12</b>
<b>17</b>	<b>Questions by Members</b> .....	<b>13</b>
	17.1 Contract Management.....	13
	17.2 Request for Mowing at Alawa Oval.....	13
	17.3 Weed Spraying   Malak Oval Gates   Lee Point Road Traffic Assessment .....	13
	17.4 Malak Markets.....	14
<b>18</b>	<b>General Business</b> .....	<b>14</b>
	18.1 Yellow Line Road Markings in Fannie Bay .....	14
<b>19</b>	<b>Date, time and place of next Ordinary Council Meeting</b> .....	<b>14</b>
<b>20</b>	<b>Closure of Meeting to the Public</b> .....	<b>14</b>
<b>21</b>	<b>Adjournment of Meeting and Media Liaison</b> .....	<b>17</b>

## 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 ORD044/23

Moved: Councillor Amye Un

Seconded: Councillor Ed Smelt

The Chair declared the meeting open at 5.36 pm.

**CARRIED 9/0**

## 4 APOLOGIES AND LEAVE OF ABSENCE

### 4.1 APOLOGIES

### RESOLUTION ORD045/23

Moved: Councillor Mick Palmer

Seconded: Councillor Jimmy Bouhoris

THAT the apology from Councillor Brian O'Gallagher, Councillor Morgan Rickard and Councillor Paul Arnold, be received.

**CARRIED 9/0**

#### 4.2 LEAVE OF ABSENCE GRANTED

Nil

#### 4.3 LEAVE OF ABSENCE REQUESTED

##### RESOLUTION ORD046/23

Moved: Councillor Sylvia Klonaris

Seconded: Councillor Amye Un

THAT a Leave of Absence be granted for:

- The Lord Mayor Kon Vatskalis for the period 8 to 16 March 2023.
- Councillor Peter Pangquee for the period 13 to 16 March 2023.
- Councillor Ayme Un for the period 17 to 28 March 2023.
- Councillor Kim Farrar for the period 20 to 26 March 2023.

**CARRIED 9/0**

*Following the Ordinary Council Meeting The Lord Mayor leave of absence dates were confirmed as The Lord Mayor Kon Vatskalis for the period 8 to 15 March returning on 16 March 2023.*

#### 5 ELECTRONIC MEETING ATTENDANCE

##### 5.1 ELECTRONIC MEETING ATTENDANCE GRANTED

##### RESOLUTION ORD047/23

Moved: Councillor Mick Palmer

Seconded: Councillor Jimmy Bouhoris

THAT Council note that the following member was granted permission for Electronic Meeting Attendance at this Ordinary Council Meeting held on Tuesday, 28 February 2023.

- Councillor Rebecca Want De Rowe

**CARRIED 9/0**

##### 5.2 ELECTRONIC MEETING ATTENDANCE REQUESTED

Nil

**6 DECLARATION OF INTEREST OF MEMBERS AND STAFF****6.1 DECLARATION OF INTEREST BY MEMBERS****RESOLUTION ORD048/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Sylvia Klonaris

- A. THAT Council note that pursuant to Section 114 and 115 of the *Local Government Act*, Councillor Kim Farrar, declared a Conflict of Interest in Item 26.2.
- B. THAT Council note that pursuant to Section 114 and 115 of the *Local Government Act*, Councillor Peter Pangquee, declared a Conflict of Interest in Item 26.3.

**CARRIED 9/0**

**6.2 DECLARATION OF INTEREST BY STAFF**

Nil

**7 CONFIRMATION OF PREVIOUS MINUTES****RESOLUTION ORD049/23**

Moved: Councillor Mick Palmer

Seconded: Councillor Ed Smelt

THAT the minutes of the Ordinary Council Meeting held on 7 February 2023 be confirmed.

**CARRIED 9/0**

**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 UNSOLICITED PROPOSAL - TRIAL PAVEMENT****RESOLUTION ORD064/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Unsolicited Proposal – Trial Pavement be received and noted.
2. THAT Council endorse the proposal from Hardcor Pty Ltd to trial a unique pavement at Shoal Bay Waste Management Facility.
3. THAT Council note the proponent will cover all the direct costs associated with the pavement trial.
4. THAT Council, pursuant to Section 40 (2) of the Local Government Act 2019 delegates to the Chief Executive Officer the power to negotiate an agreement with Hardcor Pty Ltd for a pavement trial at Shoal Bay Waste Management Facility.
5. 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*.
6. THAT the documents remain confidential and that this decision be moved into Open at the end of the meeting.

**CARRIED 9/0**

**26.2 REQUEST FOR IN-KIND WAIVER FOR CAR PARKING SPACES FOR COTA NT****RESOLUTION ORD065/23**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Mick Palmer

1. THAT the report entitled Request for In-Kind Waiver for Car Parking Spaces for COTA NT be received and noted.
2. THAT Council approve an agreement with COTA for the waiver of car parking fees from 31 January 2023 until June 2023 valued at \$2,470.
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 8/0**

**26.3 REQUEST FOR IN-KIND SUPPORT FOR CRUISE SEASON TOURISM ACTIVATION****RESOLUTION ORD066/23**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

1. THAT the report entitled Request for In-Kind Support for Cruise Season Tourism Activation be received and noted.
2. THAT Council approve a waiver of parking bay hire fees of up to \$27,045 for Tourism Top

End for the 2023 cruise season through a permit arrangement and variation to their current sponsorship agreement until 30 June 2023.

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 8/0**

#### **26.4 REQUEST FOR IN-KIND WAIVER FOR DARWIN CITY RETAILERS ASSOCIATION FOR WESTLANE ARCADE RENT**

##### **RESOLUTION ORD067/23**

Moved: Councillor Mick Palmer

Seconded: Lord Mayor Kon Vatskalis

1. THAT the report entitled Request for In-Kind Waiver for Darwin City Retailers Association for Westlane Arcade Rent be received and noted.
2. THAT Council approve a peppercorn lease for Darwin City Retailers Association for Westlane Arcade Shop 16 until the end of June 2023.
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**

#### **26.5 OUT OF ROUND SPONSORSHIP 2022/23**

##### **RESOLUTION ORD068/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Out of Round Sponsorship 2022/23 be received and noted.
2. THAT Council approve an allocation of \$20,000 cash and \$15,000 in-kind per annum through the out-of-round sponsorship program to Nightcliff Arts, Music and Culture Incorporated for the Nightcliff Seabreeze Festival for a period of one year.
3. THAT Council approve an allocation of \$2,000 cash and \$1,000 in-kind per annum through the out-of-round sponsorship program to Darwin City Retailers Association for the Lord Mayor's Easter Egg Hunt for one year.
4. THAT Council approve the variation of unused funding of \$12,840 from the sponsorship round and that this be used for the out-of-round sponsorship proposals.
5. 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*.
6. THAT the documents remain confidential, and that this decision be moved into Open at the end of the meeting.

**CARRIED 8/1**

**26.6 UPDATE ON NEURON AGREEMENT****RESOLUTION ORD069/23**

Moved: Councillor Mick Palmer

Seconded: Councillor Jimmy Bouhoris

1. THAT the report entitled Update on Neuron Agreement be received and noted.
2. THAT Council endorse a six-month extension from 28 February to 31 August 2023 to operate on City of Darwin land within the current geospatial area and conditions.
3. THAT Council, pursuant to Section 40 (2) of the *Local Government Act 2019* delegates to the Chief Executive Officer the power to negotiate the terms for the provision of Neuron e-bikes and e-scooters within the City of Darwin Municipality for an additional six months.
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 9/0**

**26.7 STRATEGIC PROPERTY PLAN****RESOLUTION ORD070/23**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Mick Palmer

1. THAT the report entitled Strategic Property Plan be received and noted.
2. THAT Council note the draft Strategic Property Plan per **Attachment 1**.
3. THAT Council approve the establishment of a Property Reserve for the purpose of receiving and quarantining the proceeds from Council Property and to reduce the reliance on rates income.
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 8/1**

**27.1 OUTCOMES OF BUDGET WORKSHOP 1****RESOLUTION ORD072/23**

Moved: Councillor Ed Smelt

Seconded: Councillor Mick Palmer

1. THAT the report entitled Outcomes of Budget Workshop 1 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 CORPORATE SERVICES QUARTERLY REPORT: OCTOBER - DECEMBER 2022****RESOLUTION ORD073/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Peter Pangquee

1. THAT the report entitled Corporate Services Quarterly Report: October-December 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****9 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE**

Nil

**10 PUBLIC QUESTION TIME**

Nil

**11 PETITIONS**

Nil

**12 DEPUTATIONS AND BRIEFINGS****12.1 NIGHTCLIFF SEABREEZE FESTIVAL****RESOLUTION ORD050/23**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Ed Smelt

THAT the presentation from the Nightcliff Seabreeze Festival, be received and noted.

**CARRIED 9/0**

**13 NOTICES OF MOTION****13.1 NOTICE OF MOTION - CHIEF EXECUTIVE OFFICER PERFORMANCE APPRAISAL COMMITTEE**

I, Lord Mayor, Kon Vatskalis, give notice that at the next Ordinary Council Meeting on 28 February 2023, I will move the following motion:-

**RESOLUTION ORD051/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

THAT Council appoint Councillor Kim Farrar to the Chief Executive Officer's Performance Appraisal Committee to 30 September 2023.

**CARRIED 9/0**

**14 ACTION REPORTS****14.1 WEEKEND PUBLIC PLACES PATROLS UPDATE****RESOLUTION ORD052/23**

Moved: Councillor Ed Smelt

Seconded: Councillor Sylvia Klonaris

1. THAT the report entitled Weekend Public Places Patrols Update be received and noted.
2. THAT Council refer the Weekend Public Places Patrol to be considered as part of the 2023/24 budget process.

**CARRIED 9/0**

**15 RECEIVE & NOTE REPORTS****15.1 MONTHLY FINANCIAL REPORT - JANUARY 2023****RESOLUTION ORD053/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

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

**CARRIED 9/0**

**15.2 TIER 2 BI-ANNUAL PERFORMANCE REPORT: JULY - DECEMBER 2022****RESOLUTION ORD054/23**

Moved: Councillor Sylvia Klonaris  
Seconded: Councillor Mick Palmer

THAT the report entitled Tier 2 Bi-Annual Performance Report: July – December 2022 be received and noted.

**CARRIED 9/0**

**16 REPORTS OF REPRESENTATIVES****RESOLUTION ORD055/23**

Moved: Councillor Sylvia Klonaris  
Seconded: Councillor Amye Un

THAT the following Reports of Representatives be received and noted.

**16.1**

Councillor Ed Smelt reported on attending the AFL NT Local Government Forum with Councillor Peter Pangquee. Great to hear the bigger picture and vision for the game and how the AFL has partnered with Local Government on other projects. A new role has been established within AFL NT to work with Councils to be advertised as the point of contact.

**16.2**

Councillor Ayme Un reported on attending 81<sup>st</sup> Bombing of Darwin Anniversary in Adelaide River. Also, thank you to the Lord Mayor and the staff of City of Darwin for organising the Bombing of Darwin ceremony in Darwin.

**16.3**

The Lord Mayor Kon Vatskalis reported on the 81<sup>st</sup> Bombing of Darwin Anniversary, which was exceptionally well organised. The Federal Minister who attended the event, expressed his sincere thanks for the invitation, and was impressed with the organisation of the event. Also thank you to the Councillors who attended the ceremony, and also the City of Darwin staff for their efforts.

**16.4**

Councillor Kim Farrar reported on attending the reception at Government House for the Christmas in Darwin Association on behalf of the Lord Mayor. Councillor Kim Farrar was very impressed with the amount of volunteers and how long it has been going for, and the association expressed their gratitude for Councils support. Also, the Bombing of Darwin event was fantastic, and it should be a public holiday and recognised nationally.

**16.5**

Councillor Jimmy Bohouris reported on attending the Risk Management and Audit Committee which was well run with great presentations for CAMMS and other work, health and safety related programs.

**CARRIED 9/0**

**17 QUESTIONS BY MEMBERS****17.1 CONTRACT MANAGEMENT****RESOLUTION ORD056/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Ed Smelt

The Lord Mayor Kon Vatskalis requested review of oversight mechanisms in relation to contractors and the performance of their contract obligations due to receiving complaints.

The Lord Mayor Kon Vatskalis also raised the need to review the communication being received by residents in Moil. If miscommunication is happening, this needs to be addressed.

**CARRIED 9/0**

**17.2 REQUEST FOR MOWING AT ALAWA OVAL****RESOLUTION ORD057/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Ed Smelt

Councillor Peter Pangquee enquired about Alawa Oval and when the grass is due to be mowed.

**CARRIED 9/0**

**17.3 WEED SPRAYING | MALAK OVAL GATES | LEE POINT ROAD TRAFFIC ASSESSMENT****RESOLUTION ORD058/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Ed Smelt

Councillor Sylvia Klonaris enquired about the contractors responsible for weed killing in the Waters Ward. Complaints have been received in relation to no notification of the activity occurring. Is City of Darwin able to limit spraying proximity from the fence line?

Councillor Sylvia Klonaris reported that she received information from residents regarding Malak Oval gates which were not closed. Residents were concerned that the oval would be damaged. This was reported to Council, and the resident confirmed yesterday evening that the gates have still not been locked.

Councillor Sylvia Klonaris reported information from residents regarding the car accidents on Lee Point Road and Union Terrace. In 2021 there was a traffic management assesment for Stage 1 and 2 to prevent the flow of traffic for speeding on the highway. Residents are still complaining of speeding vehicles and car accidents. What is the possibilty of conducting another traffic assesment, and placing a round about at the corner of Wulagi Crescent and Union Terrace?

Also, placed a request through click and fix to remove graffitti from a laneway because it was not considered offensive. Can Officers please review this click and fix item?

**CARRIED 9/0**

**17.4 MALAK MARKETS****RESOLUTION ORD059/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Ed Smelt

**Question:**

Councillor Kim Farrar enquired about Malak Markets, and whether the City of Darwin has been notified if they will be going ahead this year. Feedback from the Community is that the stall holders are not receiving responses from the previous market operators. If Malak markets are not renewing will there be an expression of interest to see if anyone else is going to take over the markets.

**Answer:**

The General Manager Innovation, Alice Percy responded and advised that the Malak Markets have been contacted and have confirmed that they will not be renewing their licence. The General Manager for Innovation also confirmed that a discussion will be held with the team to see if an expression of interest to take over the markets is an option.

**CARRIED 9/0**

**18 GENERAL BUSINESS****18.1 YELLOW LINE ROAD MARKINGS IN FANNIE BAY****RESOLUTION ORD060/23**

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Sylvia Klonaris

Councillor Ayme Un received a complaint from a business owner in Fannie Bay complaining about the yellow line road markings at the business, and being blocked by cars.

**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, 14 March 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 Unsolicited Proposal - Trial Pavement**

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 Request for In-Kind Waiver for Car Parking Spaces for COTA NT**

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.

### **26.3 Request for In-Kind Support for Cruise Season Tourism Activation**

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.

### **26.4 Request for In-Kind Waiver for Darwin City Retailers Association for Westlane Arcade Rent**

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.

### **26.5 Out of Round Sponsorship 2022/23**

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.

### **26.6 Update on Neuron Agreement**

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.

### **26.7 Strategic Property Plan**

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.

### **26.8 Doctors Gully**

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.

#### **27.1 Outcomes of Budget Workshop 1**

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 Corporate Services Quarterly Report: October - December 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.

**21 ADJOURNMENT OF MEETING AND MEDIA LIAISON**

**21.1 ADJOURNMENT OF MEETING AND MEDIA LIAISON**

**RESOLUTION ORD061/23**

Moved: Councillor Ed Smelt

Seconded: Councillor Jimmy Bouhoris

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

**CARRIED 9/0**

THAT the open section of the meeting be resumed at 8.25pm.

THAT the chair declared the meeting closed at 8.25pm.

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 14 March 2023.**

.....  
**CHAIR**