



MINUTES

**Ordinary Council Meeting
Tuesday, 17 May 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, 17 MAY 2022 AT 5:30PM**

- PRESENT:** Lord Mayor Kon Vatskalis, Deputy Lord Mayor Sylvia Klonaris, Councillor Paul Arnold, Councillor Jimmy Bouhoris, Councillor Brian O'Gallagher, Councillor Peter Pangquee, Councillor Morgan Rickard, Councillor Vim Sharma, Councillor Amye Un, Councillor Rebecca Want de Rowe
- OFFICERS:** Simone Saunders (Interim Chief Executive Officer), Chris Kelly (Acting General Manager Corporate), Drosso Lelekis (Acting General Manager Innovation), Matt Grassmayr (General Manager Community)
Gemma Perkins (Governance Business Partner), Edith Heiberg (Governance Projects Officer), Russell Holden (Executive Manager Finance)
- APOLOGY:** Councillor Mick Palmer, Councillor Ed Smelt
- GUESTS:** Indian Cultural Society

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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 ORD237/22

Moved: Councillor Vim Sharma

Seconded: Councillor Paul Arnold

The Chair declared the meeting open at 5.34pm.

CARRIED 10/0

3.1 MULTICULTURAL PRESENTATION - INDIAN CULTURAL SOCIETY

THAT the Presentation from the Indian Cultural Society be received and noted.

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 APOLOGIES

Nil

4.2 LEAVE OF ABSENCE GRANTED

RECOMMENDATIONS

- A. THAT it be noted Councillor Mick Palmer is an apology due to a Leave of Absence previously granted on 26 April 2022 from 17 May 2022 to 31 May 2022.
- B. THAT it be noted Councillor Ed Smelt is an apology due to a Leave of Absence previously granted on 26 April 2022 for the period 11 May 2022 to 12 June 2022.

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 2019* and Decision No. 21\0009 – 15/04/12, the following member(s) was granted permission for Electronic Meeting Attendance at this Council Meeting held on Tuesday, 17 May 2022.

- Deputy Lord Mayor Sylvia Klonaris

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

Councillor Vim Sharma departed the meeting at 5:47 pm.

7 CONFIRMATION OF PREVIOUS MINUTES

RESOLUTION ORD238/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Amye Un

That the minutes of the Ordinary Council Meeting held on 26 April 2022 be confirmed.

CARRIED 9/0

Councillor Vim Sharma re-joined the meeting at 5:47 pm.

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 INTO OPEN AT THE CONCLUSION OF THE MEETING

26.1 DRAFT 2022/23 MUNICIPAL PLAN

RESOLUTION ORD239/22

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Draft 2022/23 Municipal Plan be received and noted.
2. THAT Council endorse the Draft 2022/23 Municipal Plan incorporating the proposed 2022/23 Annual Budget, for the purpose of 21 days public consultation.
3. THAT pursuant to Section 35 of the *Local Government Act 2019*, and Regulation 8 of the Local Government (Administration) Regulations, the decision, report and attachments, be held in-confidence until 18 May 2022 at which time the decision, report and endorsed Draft Municipal Plan document will be published on Council's website.

CARRIED 9/0

26.2 COMMUNITY GRANTS ROUND 1 2022/2023

RESOLUTION ORD240/22

Moved: Councillor Peter Pangquee

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Community Grants Round 1 2022/2023 be received and noted.
2. THAT Council approve the following six projects for funding in the Community Grants Program 2022/2023 Round 1, for a total of \$50 000.

Applicant	Amount Recommended
CAAPS Aboriginal Corporation	\$10,000
Variety the Children's Charity Northern Territory	\$10,000
Northern Territory Momineen Inc.	\$4,730
Amazing XR	\$9,929
Darwin Skills Development Scheme Inc	\$10,000
Darwin Community Arts	\$5,341

3. THAT this report be deemed a confidential document and be treated as such in accordance with Section 118 of the *Local Government Act 2019* and that the document remains confidential unless Council decides otherwise by resolution.
4. THAT this decision be moved into Open at the conclusion of the meeting.

CARRIED 9/0

29.1 CONDOLENCE MOTION FOR THE LATE DOROTHY FOX

RESOLUTION ORD241/22

Moved: Councillor Morgan Rickard

Seconded: Councillor Peter Pangquee

Councillor Peter Pangquee moved a motion of condolence for the late Dorothy Fox who passed away recently. Dorothy Fox was an Alderman from 1996 to 2008 and was the first Aboriginal Filipino Alderman.

THAT this motion of condolence be moved into Open at the conclusion of the meeting.

CARRIED 9/0

9 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE

MAYORAL MINUTE - FOCUS FOR FEDERAL ELECTION ADVOCACY

RESOLUTION ORD242/22

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Jimmy Bouhoris

THAT:

1. Council endorse the national funding priorities identified by the Australian Local Government Association (ALGA) to pursue during its advocacy campaign in the lead up to the Federal Election.
2. The City of Darwin will consider, tailor and distribute campaign letters to candidates on topics relating to ALGA's funding priorities during the lead up to the 2022 Federal Election.

CARRIED 10/0

10 PUBLIC QUESTION TIME

Nil

11 PETITIONS

Nil

12 DEPUTATIONS AND BRIEFINGS

Nil

13 NOTICES OF MOTION

Nil

14 ACTION REPORTS

14.1 FINANCE POLICIES

RESOLUTION ORD243/22

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Finance Policies be received and noted.
2. THAT Council adopt the Accountable Forms Policy at **Attachment 1**.
3. THAT Council adopt the Credit Card Policy at **Attachment 2**.

CARRIED 10/0

14.2 ADOPTION OF GIFTS AND BENEFITS POLICIES

RESOLUTION ORD244/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Paul Arnold

1. THAT the report entitled Adoption of Gifts and Benefits Policy be received and noted.
2. THAT Council adopt the Elected Members Gifts and Benefits Policy at **Attachment 1** with a \$30 maximum limit for individual gifts.
3. THAT Council adopt the CEO Gifts and Benefits Policy at **Attachment 2**.

CARRIED 10/0

14.3 REVIEW OF BORROWING POLICY 0023.100.E.R

RESOLUTION ORD245/22

Moved: Councillor Paul Arnold

Seconded: Councillor Brian O'Gallagher

1. THAT the report entitled Review of Borrowings Policy 0023.100.E.R be received and noted.
2. THAT Council adopt the Borrowings Policy 0023.100.E.R at **Attachment 2**.

CARRIED 10/0

14.4 REVIEW OF FINANCIAL RESERVES POLICY 0067.100.E.R

RESOLUTION ORD246/22

Moved: Lord Mayor Kon Vatskalis

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Review of Financial Reserves Policy 0067-100-E.R be received and noted.
2. THAT Council approve the establishment of the Waste Management Remediation Reserve.
3. THAT City of Darwin Financial Reserves Policy No. 0067.100.E.R (current-tracked changes) as provided in **Attachment 1** be rescinded.
4. THAT City of Darwin Financial Reserves Policy No. 0067.100.E.R as provided in **Attachment 2** be endorsed.

CARRIED 10/0

14.5 DRAFT BAGOT PARK MASTER PLAN

RESOLUTION ORD247/22

Moved: Councillor Peter Pangquee

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Draft Bagot Park Master Plan be received and noted.
2. THAT Council endorse the draft Bagot Park Master Plan at **Attachment 1** for the purposes of Stage 2 stakeholder and community consultation.
3. THAT the finalised Bagot Park Master Plan be presented to Council for endorsement at a future Council meeting.

CARRIED 10/0

15 RECEIVE & NOTE REPORTS

Nil

16 REPORTS OF REPRESENTATIVES

Councillor Rebecca Want de Rowe departed the meeting at 6:04 pm.

Councillor Rebecca Want de Rowe re-joined the meeting at 6:06 pm.

RESOLUTION ORD248/22

Moved: Councillor Brian O'Gallagher

Seconded: Councillor Peter Pangquee

THAT the following Reports of Representatives be received and noted.

16.1

Councillor Morgan Rickard reported on a play he attended, written by a local playwright, Ciella Williams, Hush. A brilliant play about motherhood. Highly recommend to everyone and congratulations to the City of Darwin and residents for being producers of such good art.

16.2

Councillor Brian O'Gallagher reported on the graduation ceremony at the International College of Advanced Education of approximately 70 students who were graduating with Certificate III and Certificate IV in Commercial Cookery and Diploma and Advanced Diploma of Hospitality. These students make a fantastic contribution to our society and support the hospitality industry. Very proud to be there and other Councillors should attend.

16.3

Councillor Peter Pangquee reported on the first Reconciliation Action Committee Meeting. The Terms of Reference was endorsed. The next meeting is in June with four this year. There is a really good committee with good representation from right across the community.

16.4

Deputy Lord Mayor Sylvia Klonaris reported on the plant giveaway and the community planting day at East Point There was a good turnout, not as many as what was expected There were left over plants available and it was a fun day. Deputy Lord Mayor Sylvia Klonaris also provided an update on the community and cultural services recognition and thank you. A lot of people from advisory committees and volunteers were there. There was an incident but overall a successful event. Commend staff, Angela and the team on an amazing event. Recognise the extra work the staff do and go over and beyond for the community.

16.5

Councillor Vim Sharma reported on the Darwin Salties Basketball league. It's a NBL one game with a women's and men's team. It didn't feel like Darwin. It felt like Madison Square Gardens. 1500 people and it was electric. All Councillors should attend, it was an amazing event.

16.6

Councillor Amye Un reported on the Lee Point Art Exhibition and Casuarina Library watercolour workshop. Very exciting events. The community likes to see Councillors at events in the community.

16.6

Lord Mayor reported on the Starlight Foundation dinner. It was very well done with 415k raised. It was the first time Lord Mayor has attended. Lord Mayor reminded Councillors that from time to time they will be asked to attend events on his behalf. Lord Mayor also spoke to the Chief Minister who advised she would like to meet with Council regarding crime. Lord Mayor asked Councillors for ideas and suggestions to be provided to himself as well as specific examples in their Wards. The response to the Chief Minister will be collective from the Elected Members.

16.7

Councillor Paul Arnold attended the Activate Darwin Board Meeting. Security CBD patrol was discussed in particular the office where they could be located. A meeting with the Interim Chief Executive Officer to be scheduled.

16.8

Councillor Jimmy Bouhoris attended the NT Nurses and Midwifery Gala Dinner. It was a very good event. An eye opener for Councillor Bouhoris, the amount of people and work that has been put in, in the background during these past couple of years particularly during the pandemic and even now. The awards identified outstanding people. Thank you from the Council for the work they do.

CARRIED 10/0

17 QUESTIONS BY MEMBERS

Nil

18 GENERAL BUSINESS**18.1 INCOMING CORRESPONDENCE - DEPARTMENT OF TERRITORY FAMILIES, HOUSING AND COMMUNITIES - MANAGEMENT TRANSFER OF PUBLIC HOUSING TENANCIES TO COMMUNITY HOUSING PROVIDERS****RESOLUTION ORD249/22**

Moved: Councillor Rebecca Want de Rowe

Seconded: Councillor Vim Sharma

THAT the Incoming Correspondence – Department of Territory Families, Housing and Communities – Management Transfer of Public Housing Tenancies to Community Housing Providers be received and noted.

CARRIED 10/0

18.2 INCOMING CORRESPONDENCE - DEPARTMENT OF INFRASTRUCTURE, PLANNING AND LOGISTICS - ROAD SAFETY IN THE DARWIN MUNICIPALITY

RESOLUTION ORD250/22

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

THAT the Incoming Correspondence – Department of Infrastructure, Planning and Logistics – Road Safety in the Darwin Municipality be received and noted.

CARRIED 10/0

18.3 APPOINTMENT OF DEPUTY LORD MAYOR

RESOLUTION ORD251/22

Moved: Councillor Jimmy Bouhoris
Seconded: Councillor Vim Sharma

THAT Council appoints Councillor Amye Un as Deputy Lord Mayor for the period 28 May 2022 to 28 September 2022.

CARRIED 10/0

19 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

RECOMMENDATIONS

THAT the next Ordinary Meeting of Council be held on Tuesday, 31 May 2022, at 7:30pm - Restricted Confidential (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 Draft 2022/23 Municipal Plan

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.

26.2 Community Grants Round 1 2022/2023

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.

26.3 Neuron Expansion

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.

26.4 Casuarina Aquatic and Leisure Centre Procurement Presentation Brief

This matter is considered to be confidential under Section 99(2) - 51(c)(i) 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 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 subject to subregulation 51(3) – prejudice the interests of the council or some other person.

26.5 Elected Members Intranet Archive Access

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.

21 ADJOURNMENT OF MEETING AND MEDIA LIAISON

RESOLUTION ORD252/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Paul Arnold

THAT the open section of the meeting be adjourned at 6.17pm

CARRIED 10/0

THAT the open section of the meeting be resumed at 9.52pm

THAT the chair declared the meeting closed at 9.52pm

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 17 May 2022.

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CHAIR