

MINUTES OF THE TWENTY SECOND ORDINARY COUNCIL MEETING OF THE TWENTY-SECOND COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 28 AUGUST 2018 COMMENCING AT 5.30 PM.

MEMBERS: The Right Worshipful, Lord Mayor, K Vatskalis, (Chair); Member A J Arthur; Member J Bouhoris; Member S Cullen; Member J A Glover; Member G J Haslett; Member R M Knox; Member G Lambrinidis; Member S J Niblock; Member M Palmer; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Mr S Waters; Acting Chief Operating Officer, Mr A Roach; Acting General Manager City Operations, Mr N Kleine; Acting General Manager City Life, Mr M Grassmayr; Acting General Manager City Futures, Ms S Gamble; Acting Executive Manager, Ms S Jeeves; Communications and Public Relations Officer, Ms P Hopson; Waste Management Coordinator, Mr N Teoh; Committee Administrator, Mrs P Hart.

APOLOGY: Member P Pangquee.

MEDIA: Channel 9, Ms Melissa McKay; NT News, Mr Will Zwar.

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* * * INDEX * * *		<u>PAGE</u>
1.	<b>ACKNOWLEDGEMENT OF COUNTRY .....</b>	4
2.	<b>THE LORD'S PRAYER .....</b>	4
3.	<b>MEETING DECLARED OPEN.....</b>	4
4.	<b>APOLOGIES AND LEAVE OF ABSENCE .....</b>	4
5.	<b>ELECTRONIC MEETING ATTENDANCE.....</b>	5



<b>6.</b>	<b>DECLARATION OF INTEREST OF MEMBERS AND STAFF .....</b>	<b>5</b>
<b>7.</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S</b>	
7.1	Ordinary Council Meeting	14/08/18.....6
7.2	Confidential Ordinary Council Meeting	14/08/18.....6
		<b>(Moved from Confidential)</b>
7.3	Business Arising.....	6
<b>8.</b>	<b>MATTERS OF PUBLIC IMPORTANCE .....</b>	<b>6</b>
<b>9.</b>	<b>DEPUTATIONS AND BRIEFINGS .....</b>	<b>6</b>
<b>10.</b>	<b>PUBLIC QUESTION TIME .....</b>	<b>6</b>
<b>11.</b>	<b>CONFIDENTIAL ITEMS</b>	
11.1	Closure to the Public for Confidential Items .....	7
11.2	Moving Open Items Into Confidential .....	7
11.3	Moving Confidential Items Into Open .....	7
<b>12.</b>	<b>PETITIONS .....</b>	<b>7</b>
<b>13.</b>	<b>NOTICE(S) OF MOTION .....</b>	<b>7</b>
<b>14.1</b>	<b>OFFICERS REPORTS (ACTION REQUIRED)</b>	
14.1.1	Council Responses to Liquor Licence Applications August 2018 .....	8
14.1.2	Brass in the Grass.....	8
14.1.3	Review of Policy 085 – Compliance and Enforcement .....	9
14.1.4	Northern Territory Grants Commission – Financial Assistance Allocations 2018/19.....	9
<b>14.2</b>	<b>OFFICERS REPORTS (RECEIVE &amp; NOTE)</b>	
14.2.1	Outdoor Advertising Signs Code – Community Consultation.....	10
14.2.1	Quarterly On-Street and Off-Street Parking Statistics.....	10
	April-June 2018.....	10
14.2.3	Switching on Darwin Project Update – August 2018.....	10
14.2.4	Monthly Financial Report – July 2018.....	10
14.2.5	Post Cyclone Marcus Grass Management Options .....	11
14.2.6	Future Council Organisation Structure.....	12



**15. TOWN PLANNING REPORT/LETTERS**

15.1 Council Responses to Development Applications – August 2018 ..... 12

**16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED .....13**

**17. REPORTS OF REPRESENTATIVES**

17.1 Arts and Cultural Development Advisory Committee Workshop..... 13  
17.2 Darwin Festival 2018..... 13

**18. QUESTIONS BY MEMBERS**

18.1 Waste Education Program ..... 13  
18.2 Parking Zones along Smith Street and Cavenagh Street ..... 14  
18.3 Name Change for Barneson Boulevard ..... 14  
18.4 Speeding Concerns in the Northern Suburbs ..... 14  
18.5 Parking Issues on the corner of Gsell Street/Henbury Avenue,  
Wanguri..... 14  
18.6 Parking at Hibiscus Shopping Centre ..... 15  
18.7 Water Leak on Bayview Boulevard ..... 15  
18.8 Wagaman Shops Beautification ..... 15  
18.9 McMinn Street Service Road Parking ..... 15

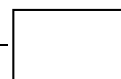
**19. GENERAL BUSINESS**

19.1 Acting Deputy Lord Mayor 17-24 September 2018..... 16

**20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING ..... 16**

**21. CLOSURE OF MEETING TO THE PUBLIC.....16**

**22. ADJOURNMENT OF MEETING AND MEDIA LIAISON .....16**



**1. ACKNOWLEDGEMENT OF COUNTRY**

**2. THE LORD'S PRAYER**

**3. MEETING DECLARED OPEN**

The Chair declared the meeting open at 5.32pm.

**4. APOLOGIES AND LEAVE OF ABSENCE**

Common No. 2695036

**4.1 Apologies**

(Haslett/Glover)

THAT the apology from Member P Pangquee be received.

DECISION NO.22\1041 (28/08/18)

Carried

**4.2 Leave of Absence Granted**

Nil

**4.3 Leave of Absence Requested**

(Young/Haslett)

A. THAT a Leave of Absence be granted for Member S Cullen for the period 9 - 15 September 2018.

B. THAT a Leave of Absence be granted for Member S Cullen for the period 23 September to 1 October 2018.

C. THAT a Leave of Absence be granted for Member R M Knox for the period 8 September to 1 October 2018.

D. THAT a Leave of Absence be granted for Member A Arthur for the period 17 – 24 September 2018.

E. THAT a Leave of Absence be granted for Member S J Niblock for the period 5-6 September 2018.

DECISION NO.22\1042 (28/08/18)

Carried



**5. ELECTRONIC MEETING ATTENDANCE**  
Common No. 2221528

**5.1 Electronic Meeting Attendance Granted**

(Bouhoris/Haslett)

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 second Ordinary Council Meeting held on Tuesday, 28 August 2018:

- Member G Lambrinidis

DECISION NO.22\1043 (28/08/18) Carried

**5.2 Electronic Meeting Attendance Requested**

(Palmer/Arthur)

THAT Council note that pursuant to Section 61 (4) of the Local Government Act and Decision No. 21\0009 – 15/04/12, the following members request Electronic Meeting Attendance:

- A. Member Cullen to attend all Council and Committee Meetings for the period of 9 – 15 September 2018 and 23 September to 1 October 2018..
- B. Member R M Knox to attend all Council and Committee Meetings for the period of 8 September to 1 October 2018.

DECISION NO.22\1044 (28/08/18) Carried

**6. DECLARATION OF INTEREST OF MEMBERS AND STAFF**  
Common No. 2752228

**6.1 Declaration of Interest by Members**

(Young/Haslett)

THAT Council note that pursuant to Section 73 & 74 of the Local Government Act, Member J Bouhoris declared a Conflict of Interest in Item C27.2.1.

DECISION NO.22\1045 (28/08/18) Carried

**6.2 Declaration of Interest by Staff**

Nil



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/6

*Member R Want de Rowe joined the meeting at 5.43pm.*

**7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S**  
Common No. 1955119

**7.1 Confirmation of the Previous Ordinary Council Meeting**

(Palmer/Knox)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 14 August 2018, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.22\1046 (28/08/18) Carried

**7.2 Confirmation of the Previous Confidential Ordinary Council Meeting**

*With the consent of the Council, the Decisions arising from this item were moved from the Confidential Section into the Open Section of the Minutes.*

(Cullen/Knox)

A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 14 August 2018, be received and confirmed as a true and correct record of the proceedings of that meeting.

B. THAT this decision be moved into Open.

DECISION NO.22\1047 (28/08/18) Carried

**7.2 Business Arising**

Nil

**8. MATTERS OF PUBLIC IMPORTANCE**

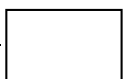
Nil

**9. DEPUTATIONS AND BRIEFINGS**

Nil

**10. PUBLIC QUESTION TIME**

Nil



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/7

**11. CONFIDENTIAL ITEMS**  
Common No. 1944604

**11.1 Closure to the Public for Confidential Items**

(Haslett/Young)

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the following Confidential Items:-

<u>Item</u>	<u>Regulation</u>	<u>Reason</u>
C27.1.3	8(c)(i)	information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person
C27.1.1 C27.1.2	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C27.2.1	8(d)	information subject to an obligation of confidentiality at law, or in equity

DECISION NO.22\1048

(28/08/18)

Carried

**11.2 Moving Open Items Into Confidential**

Nil

**11.3 Moving Confidential Items Into Open**

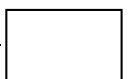
Nil

**12. PETITIONS**

Nil

**13. NOTICE(S) OF MOTION**

Nil



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/8

## 14.1 OFFICERS REPORTS (ACTION REQUIRED)

### 14.1.1 Council Responses to Liquor Licence Applications August 2018

Report No. 18CL0081 EB:kl (28/08/18) Common No. 3859224

#### Procedural Motion

(Want de Rowe/Bouhoris)

*THAT this item lay on the table to enable Council to request the community impact statement for the application.*

Carried

ACTION: DARWIN SAFER CITY COORDINATOR  
NOTE: ACTING GENERAL MANAGER CITY LIFE

(Cullen/Bouhoris)

- A. THAT Report Number 18CL0081 EB:kl entitled Council Response To Liquor Licence Applications August 2018, be received and noted.
- B. THAT Council has not identified any reason that would grounds for objection under Section 47F (2) of the Liquor Act for the Application for the proposed Substitution of Premises and Variation of Licence Conditions for Woolworths Group Limited for 'Darwin Dan Murphy's'.

### 14.1.2 Brass in the Park

Report No. 18CL0058 KS:kl (28/08/18) Common No. 3771880

(Lambrinidis/Glover)

- A. THAT Report Number 18CL0058 KS:kl entitled Brass in the Park, be received and noted.
- B. THAT Council endorse the proposed 2018/19 Brass in the Park Twilight Series as detailed in Report Number 18CL0058 KS:kl entitled Brass in the Park.
- C. THAT Council Officers conduct an evaluation in consultation with the Darwin City Brass band of the Twilight Series to determine any feasibility of ongoing Brass in the Park program.

DECISION NO.22\1049

(28/08/18)

Carried 12/0

ACTION: COMMUNITY EVENTS PRODUCER  
NOTE: ACTING GENERAL MANAGER CITY LIFE





TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/9

**14.1.3 Review of Policy 085 – Compliance and Enforcement**

Report No. 18CL0082 MG:kl (28/08/18) Common No. 3367725

(Haslett/Young)

- A. THAT Report Number 18CL0082 MG:kl entitled Review of Policy 085 – Compliance and Enforcement, be received and noted.
- B. THAT Council rescind the current City of Darwin Policy No. 085 – Compliance and Enforcement at **Attachment A** to Report Number 18CL0082 MG:kl entitled Review of Policy 085 – Compliance and Enforcement.
- C. THAT Council adopt the revised City of Darwin Policy No. 085 – Compliance and Enforcement at **Attachment B**, as amended administratively, to Report Number 18CL0082 MG:kl entitled Review of Policy 085 – Compliance and Enforcement.
- D. THAT Council adopt the City of Darwin Enforcement Guidelines as contained at **Attachment C** to Report Number 18CL0082 MG:kl entitled Review of Policy 085 – Compliance and Enforcement.

DECISION NO.22\1050

(28/08/18)

Carried 12/0

ACTION B, C: MANAGER STRATEGY  
ACTION D: ACTING GENERAL MANAGER CITY LIFE

**14.1.4 Northern Territory Grants Commission – Financial Assistance Allocations 2018/19**

Report No. 18CP0106 VG:ks (28/08/18) Common No. 3874401

(Lord Mayor/Young)

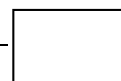
- A. THAT report number 18CP0105 VG:ks entitled Northern Territory Grants Commission – Financial Assistance Allocations 2018/19 be received and noted.
- B. THAT Council give consideration to the long term effect that Financial Assistance Allocations funding will have on its Long Term Financial Plan and seek that operational efficiencies be identified to mitigate any potential significant changes to this funding program in the future.

DECISION NO.22\1051

(28/08/18)

Carried 12/0

ACTION: MANAGER STRATEGY  
NOTE: ACTING GENERAL MANAGER CITY PERFORMANCE



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/10

## 14.2 OFFICERS REPORTS (RECEIVE & NOTE)

### 14.2.1 Outdoor Advertising Signs Code – Community Consultation

Report No. 18CF0004 BS:hd (28/08/18) Common No. 3533150

(Knox/Want de Rowe)

THAT Report Number 18CF0004 BS:hd entitled Outdoor Advertising Signs Code – Community Consultation, be received and noted.

DECISION NO.22\1052 (28/08/18) Carried 12/0

### 14.2.2 Quarterly On-Street and Off-Street Parking Statistics – April to June 2018

Report No. 18CF0067 CD:nt (28/08/18) Common No. 376351

(Want de Rowe/Young)

THAT Report Number 18CF0067 CD:nt entitled Quarterly On Street - Off Street Parking Statistics - April to June 2018, be received and noted.

DECISION NO.22\1053 (28/08/18) Carried 12/0

### 14.2.3 Switching on Darwin Project Update – August 2018

Report No. 18CF0068 (28/08/18) Common No. 3226493

(Lord Mayor/Glover)

THAT Report Number 18CF0068 SG:nt entitled Switching On Darwin Project Update - August 2018, be received and noted.

DECISION NO.22\1054 (28/08/18) Carried 12/0

### 14.2.4 Monthly Financial Report – July 2018

Report No. 18CP0104 – IF:ks (28/08/18) Common No. 2476534

(Knox/Niblock)

THAT Report Number 18CP0104 IF:ks entitled Monthly Financial Report July 2018, be received and noted.

DECISION NO.22\1055 (28/08/18) Carried 12/0



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/11

**14.2.5 Post Cyclone Marcus Grass Management Options**

Report No. 18CO0043 RQ:cb (28/08/18) Common No. 3818787

(Glover/Arthur)

THAT Report Number 18CO0043 RQ:cb entitled Post Cyclone Marcus Grass Management Options, be received and noted.

**Amendment**

(Glover/Arthur)

- B. THAT the Chief Executive Officer identifies funds within existing budget to implement Option 3 (Standard Type Hydromulch Seed Mix) or Option 4 (Premium Hydro Seed Mix with Bonding Agent), as per Report Number 18CO0043 RQ:cb entitled Post Cyclone Marcus Grass Management Options, prior to the commencement of the 2018 Wet Season.

Carried

**Substantive Motion**

(Glover/Arthur)

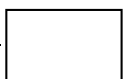
- A. THAT Report Number 18CO0043 RQ:cb entitled Post Cyclone Marcus Grass Management Options, be received and noted.
- B. THAT the Chief Executive Officer identifies funds within existing budget to implement Option 3 (Standard Type Hydromulch Seed Mix) or Option 4 (Premium Hydro Seed Mix with Bonding Agent), as per Report Number 18CO0043 RQ:cb entitled Post Cyclone Marcus Grass Management Options, prior to the commencement of the 2018 Wet Season.

DECISION NO.22\1056

(28/08/18)

Carried 12/0

ACTION: ACTING GENERAL MANAGER CITY OPERATIONS



**14.2.6 Future Council Organisation Structure**

Report No. 18CE0032 SW:jg (28/08/18) Common No. 3697285

(Lord Mayor/Bouhoris)

- A. THAT Report Number 18CDE0032 SW:jg entitled Future Council Organisation Structure, be received and noted.
- B. THAT Council receive and note the Future Organisation Structure of Council that will be transitioned to over the next two months.
- C. THAT Council receive and note the advice that the Chief Executive Officer has made appointments to the following positions:
- Chief Operating Officer, Mr Chris Potter
  - General Manager Community and Regulatory Services, Ms Polly Banks
  - General Manager Engineering and City Services, Mr Brendan Smith
  - General Manager Innovation Growth and Development, Mr Joshua Sattler

DECISION NO.22\1057

(28/08/18)

Carried 12/0

**15. TOWN PLANNING REPORT/LETTER**

**15.1 Council Responses to Planning Applications - August 2018**

Report No. 18CF0078 BS:hd (28/08/18) Common No. 2547669

(Want de Rowe/Young)

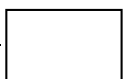
- A. THAT Report Number 18CF0078 BS:hd entitled Council Responses to Planning Applications - August 2018, be received and noted.
- B. THAT Council endorse the responses to the Development Consent Authority within **Attachments A** and **B** to Report Number 18CF0078 BS:hd entitled Council Responses to Planning Applications - August 2018.
- C. THAT the cross-reference table of the Development Consent Authority outcomes at **Attachment C** to Report Number 18CF0078 BS:hd entitled Council Responses to Planning Applications - August 2018, be received and noted.

DECISION NO.22\1058

(28/08/18)

Carried 12/0

ACTION: ACTING MANAGER CITY PLANNING  
NOTE: ACTING GENERAL MANAGER CITY FUTURES



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/13

**16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED**

Nil

**17. REPORTS OF REPRESENTATIVES**

Common No. 1735503

(Lord Mayor/Want de Rowe)

THAT the following Reports of Representatives be received and noted.

DECISION NO.22\1059 (28/08/18) Carried

**17.1 Arts and Cultural Development Advisory Committee Workshop**

Member R M Knox reported on her attendance at the Arts and Cultural Development Advisory Committee workshop with Alderman Arthur. There was discussion around the direction of the arts and the committee. Member Knox noted a query around whether a standard heading in council reports can be 'Arts and Culture'.

ACTION: CEO

**17.2 Darwin Festival 2018**

(Bouhoris/Lord Mayor)

THAT City of Darwin congratulates the Darwin Festival organising committee on a successful 2018 Darwin Festival.

DECISION NO.22\1060 (28/08/18) Carried 12/0

**18. QUESTIONS BY MEMBERS**

(Bouhoris/Palmer)

THAT the following Questions by Members be received and noted.

DECISION NO.22\1061 (28/08/18) Carried

**18.1 Waste Education Program**

Member R M Knox asked for an update on the waste education program.

*The Acting General Manager City Operations took the question on notice.*

ACTION: ACTING GENERAL MANAGER CITY OPERATIONS



**18.2 Parking Zones along Smith Street and Cavenagh Street**  
Common No. 1952026

Member R M Knox asked whether council can review parking zones along Smith Street and Cavenagh Street in the CBD.

*The Acting General Manager City Futures responded and advised that the Northern Territory Government is currently undertaking a parking study of the CBD, including occupancy rates of all car parks. Pending the outcomes of the study, there will be a council car parking workshop to review parking zones.*

**18.3 Name Change for Barneson Boulevard**  
Common No. 2116605

Member G J Haslett noted the proposed name change for Barneson Boulevard that appeared in the media and asked whether the Northern Territory Government has naming rights to Council-controlled roads.

*The Chief Executive Officer responded and advised that council has received early correspondence regarding the consultation that is going to be undertaken, and that there will be a report to council next Ordinary Council Meeting.*

**18.4 Speeding Concerns in the Northern Suburbs**

Member J Bouhoris raised a query from residents about concerns around speeding in the northern suburbs. Could Council promote an initiative for residents to hire speed control signs for installation?

*The Acting General Manager City Operations responded and advised that City of Darwin have a number of these signs already. They are generally deployed in school zones, and on an ad-hoc basis in areas of concern as required*

**18.5 Parking Issues on the corner of Gsell Street/Henbury Avenue, Wanguri**  
Common No. 3836940

Member R Want de Rowe noted resident concerns regarding the new Henbury School area. Driveways are being blocked and bins are not able to be collected due to cars parking in the area. Can yellow lines be installed along Henbury Avenue to allow access for residents?

*The Acting General Manager City Operations responded and noted that this is an existing request from Council that officers are investigating at present.*



**18.6 Parking at Hibiscus Shopping Centre**  
Common No. 3885740

Member R Want de Rowe noted that the new bollards at Hibiscus Shopping Centre are causing trucks to park across the road on the nature strip. Could indented parking be investigated for this area?

*The Acting General Manager City Operations took the question on notice.*

ACTION: ACTING GENERAL MANAGER CITY OPERATIONS

**18.7 Water Leak on Bayview Boulevard**

Member R Want de Rowe noted that there is a large water leak on Bayview Boulevard that has been present for a weel. Is this council reticulation? Can this be looked at?

*The Acting General Manager City Operations took the question on notice.*

ACTION: ACTING GENERAL MANAGER CITY OPERATIONS

**18.8 Wagaman Shops Beautification**

Member G Lambrinidis asked for an update on his request regarding Wagaman shops beautification.

*The Acting General Manager City Operations advised that no update is available yet.*

**18.9 McMinn Street Service Road Parking**  
Common No. 3761313

Member A Arthur noted the implementation of parking changes on McMinn Service Road and the subsequent enforcement. Does council have residential parking permits for those residents in the area who do not have onsite parking?

*The Acting General Manager City Futures responded and advised that permits are not issued in this way for residential areas, only in off-street carparks.*



TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/16

**19. GENERAL BUSINESS**

**19.1 Acting Deputy Lord Mayor 17-24 September 2018**

Common No. 375173

(Lord Mayor/Arthur)

THAT in accordance with Part 4.3 of the Local Government Act, Member J Bouhoris be appointed as Acting Deputy Lord Mayor for the period of 17-24 September 2018.

DECISION NO.22\1062 (28/08/18) Carried

ACTION: CA

**20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING**

Common No. 2695130

(Glover/Lord Mayor)

THAT the next Ordinary Meeting of Council be held on Tuesday, 11 September 2018, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.22\1063 (28/08/18) Carried

**21. CLOSURE OF MEETING TO THE PUBLIC**

Common No. 2695131

(Glover/Lord Mayor)

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the Confidential Items of the Agenda.

DECISION NO.22\1064 (28/08/18) Carried

**22. ADJOURNMENT OF MEETING AND MEDIA LIAISON**

Common No. 2695132

(Glover/Lord Mayor)

THAT the meeting be adjourned at 6.55pm for 20 minutes to enable the Media to liaise with the Lord Mayor.

DECISION NO.22\1065 (28/08/18) Carried





TWENTY SECOND ORDINARY COUNCIL MEETING – OPEN SECTION  
TUESDAY, 28 AUGUST 2018

ORD08/17

*The meeting moved to the Confidential Section at 7.12pm.*

**THE RIGHT WORSHIPFUL, LORD  
MAYOR, K VATSKALIS (CHAIR) –  
2ND ORDINARY COUNCIL  
MEETING – TUESDAY, 28 AUGUST  
2018**

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**Confirmed On:            Tuesday, 11 September 2018**

**Chair:** \_\_\_\_\_

