



MINUTES

**Ordinary Council Meeting
Tuesday, 26 March 2019**

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**MINUTES OF CITY OF DARWIN
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, LEVEL 1, CIVIC CENTRE, HARRY CHAN AVENUE,
DARWIN
ON TUESDAY, 26 MARCH 2019 AT 5.30PM**

- PRESENT:** Lord Mayor Kon Vatskalis, Alderman Andrew Arthur, Alderman Sherry Cullen, Alderman Justine Glover, Alderman Gary Haslett, Alderman Robin Knox, Alderman George Lambrinidis, Alderman Simon Niblock, Alderman Mick Palmer
- OFFICERS:** Scott Waters (Chief Executive Officer), Chris Potter (General Manager Corporate and Procurement Services), Ron Grinsell (General Manager Engineering & City Services), Shenagh Gamble (Executive Manager Environment and Community), Russell Holden (Executive Manager Finance), Jane de Gault (Media and Communications Advisory) Karen Long (Executive Assistant)
- APOLOGY:** Alderman Peter Pangquee
- GUESTS:** Nil
- MEDIA:** NT News, Mr Will Zwar; ABC TV, Kate Ashton

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1 ACKNOWLEDGEMENT OF COUNTRY

2 THE LORD’S PRAYER

3 MEETING DECLARED OPEN

The Chair declared the meeting open at 5.37 pm.

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 Apologies

THAT the apology from Alderman Peter Pangquee, be received.

4.2 Leave of Absence Granted

RESOLUTION ORD001/19

Moved: Alderman Gary Haslett
 Seconded: Alderman Justine Glover

That leave of absence from Alderman Jimmy Bouhoris and Alderman Rebecca Want de Rowe be received and accepted.

CARRIED 9/0

4.3 Leave of Absence Requested

RESOLUTION ORD002/19

Moved: Alderman Justine Glover
 Seconded: Alderman Mick Palmer

- A. THAT a Leave of Absence be granted for Alderman Emma Young for the period 26 March to 10 April 2019.
- B. THAT a Leave of Absence be granted for Alderman Mick Palmer for the period 28 March to 4 April 2019.
- C. THAT a Leave of Absence be granted for Alderman Justine Glover for the period 1 April to 3 April 2019.
- D. THAT a Leave of Absence be granted for Alderman Andrew Arthur for the period 1 April to 3 April 2019.
- E. THAT a Leave of Absence be granted for Alderman Robin Knox for the period 3 April to 9 April 2019.
- F. THAT a Leave of Absence be granted for Alderman Robin Knox for the period 10 April to 15 April 2019.
- G. THAT a Leave of Absence be granted for Alderman Robin Knox for the period 18 April until advised.

CARRIED 9/0

5 ELECTRONIC MEETING ATTENDANCE**5.1 Electronic Meeting Attendance Granted****RESOLUTION ORD003/19**

Moved: Alderman Andrew Arthur

Seconded: Alderman Gary 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 Thirty-fourth Ordinary Council Meeting held on Tuesday, 26 March 2019:

- Alderman Robin Knox

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**

Nil

6.2 Declaration of Interest by Staff

Nil

7 CONFIRMATION OF PREVIOUS MINUTES**RESOLUTION ORD004/19**

Moved: Alderman Robin Knox

Seconded: Alderman Sherry Cullen

That the minutes of the Ordinary Ordinary Council Meeting held on 12 March 2019 be confirmed.

CARRIED 9/0

8 MATTERS OF PUBLIC IMPORTANCE / LORD MAYORAL MINUTE

Nil

9 PUBLIC QUESTION TIME

Nil

10 PETITIONS

Nil

11 DEPUTATIONS AND BRIEFINGS**RESOLUTION ORD005/19**

Moved: Alderman Gary Haslett
Seconded: Alderman Justine Glover

11.1 Parap Village Traders Association

This Matter is considered to be Confidential under Section 65(2) – 8(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 information provided to the council on condition that it be kept confidential.

11.2 Department of Infrastructure, Planning and Logistics

This Matter is considered to be Confidential under Section 65(2) – 8(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 information provided to the council on condition that it be kept confidential.

CARRIED 9/0

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12 NOTICES OF MOTION

12.1 NOTICE OF MOTION - RENEWABLE ENERGY TO POWER SHOAL BAY LEACHATE TREATMENT SYSTEM

RESOLUTION ORD006/19

Moved: Alderman Simon Niblock
Seconded: Lord Mayor Kon Vatskalis

THAT a report be prepared outlining renewable energy options to sustainably power the leachate treatment system and the various operational facilities at Shoal Bay, with the report to consider both the installation of PV and the use of the power from the existing methane based Renewable Energy Facility.

CARRIED 9/0

ACTION: EXECUTIVE MANAGER WASTE & CAPITAL WORKS

INFORMATION: GENERAL MANAGER ENGINEERING

13 OFFICERS REPORTS

13.1 2ND QUARTER BUDGET REVIEW - 2018/2019

SUMMARY

The purpose of this report is to:

- Present the 2nd Budget Review and seek Council's endorsement of recommended amendments to the budget.
- Provide additional financial information to supplement statutory monthly financial reporting and cost of services.

RESOLUTION ORD007/19

Moved: Alderman Sherry Cullen
Seconded: Alderman Robin Knox

THAT:

1. Report entitled 2nd Budget Review - 2018/2019, be received and noted.
2. Council amend the 2018/2019 budget, in accordance with Section 128 of the Local Government Act, as detailed in report entitled 2nd Budget Review - 2018/2019 and contained in **Attachments A-E** with Municipal Budget Summary implications as per **Attachment A**:
 - a) "Operating Result (Income Statement)", decrease of \$3,222,000 (debit) leading to a reduction in "Funds from operations" of \$3,222,000 (debit).
(Attachment A Notes 1).

- b) "Purchases of assets", decrease by \$3,368,000 (credit). **(Attachment E)**.
- c) "Transfers to specific reserves" increases by \$146,000 (debit) **(Attachment D)**.
- d) The sum of the above (a-c) variations to the existing adopted budget results in a nil effect to the General Funds **(Attachment A – Bottom Line)**.

CARRIED 9/0

ACTION: MANAGER FINANCE

INFORMATION: GENERAL MANAGER CORPORATE

13.2 CEMETERIES AND BURIALS BILL 2018

SUMMARY

The purpose of this report is for Council to endorse City of Darwin's response to the Cemetery and Burials Bill 2018.

RESOLUTION ORD008/19

Moved: Alderman George Lambrinidis

Seconded: Alderman Gary Haslett

THAT:

1. The report entitled Cemeteries and Burials Bill 2018 be received and noted.
2. Council endorse the City of Darwin response to the Cemetery and Burials Bill 2018 as provided at Attachment A.

CARRIED 9/0

ACTION: MANAGER STRATEGY AND OUTCOMES

INFORMATION: GENERAL MANAGER ENGINEERING

14 RECEIVE & NOTE REPORTS

14.1 MONTHLY FINANCIAL REPORT - FEBRUARY 2019

SUMMARY

The purpose of this report is to provide a comparison of income and expenditure against the budget for the period ended 28 February 2019 in accordance with the Local Government (Accounting) Regulations.

RESOLUTION ORD009/19

Moved: Alderman Robin Knox
Seconded: Alderman Mick Palmer

THAT the report entitled Monthly Financial Report - February 2019, be received and noted.

CARRIED 9/0

INFORMATION: MANAGER FINANCE

14.2 INVITATION TO THE ACTIVATE DARWIN ADVISORY BOARD

SUMMARY

The purpose of this report is to inform Council that the Chief Executive Officer has been invited to be an inaugural member of the Activate Darwin's Advisory Board.

RESOLUTION ORD010/19

Moved: Alderman Mick Palmer
Seconded: Alderman Justine Glover

THAT the report entitled Invitation to the Activate Darwin Advisory Board be received and noted.

CARRIED 9/0

ACTION: COORDINATOR GOVERNANCE

INFORMATION: GENERAL MANAGER GOVERNMENT RELATIONS

15 REPORTS OF REPRESENTATIVES

Nil

16 QUESTIONS BY MEMBERS**RESOLUTION ORD011/19**

Moved: Alderman Robin Knox
Seconded: Alderman Mick Palmer

That the following Questions by Members be received and noted:

16.1 Trees at Nightcliff Pool

Common No.

Member Robin Knox requested that three more appropriate trees be planted at the Nightcliff pool as the trees currently planted are recommended for sheltered positions.

The General Manager Engineering and City Services took the question on notice.

16.2 McMillans Road

Common No.

Member Knox queried if entrances and exits to McMillans Road could be incorporated in the Velodrome precinct proposal to reduce the impact of traffic on suburban streets.

The Executive Manager Environment and Community took the question on notice.

CARRIED 9/0

ACTION: GENERAL MANAGER ENGINEERING
ACTION: EXECUTIVE MANAGER ENVIRONMENT

17 GENERAL BUSINESS**17.1 Appointment of Acting Deputy Lord Mayor 24 – 28 March 2019****RESOLUTION ORD012/19**

Moved: Alderman Andrew Arthur
Seconded: Alderman Simon Niblock

That in accordance with Part 4.3 of the Local Government Act, Alderman Robin Knox be appointed as Acting Deputy Lord Mayor for the period 24-28 March 2019.

CARRIED 9/0

ACTION: COORDINATOR GOVERNANCE

17.2 Music in The Mall

MOTION

RESOLUTION ORD013/19

Moved: Alderman Mick Palmer
Seconded: Alderman Sherry Cullen

That the Chief Executive Officer be authorised to play suitable music in The Mall as part of Switching on Darwin initiative.

CARRIED 9/0

ACTION: GENERAL MANAGER INNOVATION
INFORMATION: CHIEF EXECUTIVE OFFICER

18 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

RESOLUTION ORD014/19

Moved: Alderman George Lambrinidis
Seconded: Alderman Andrew Arthur

That the next Ordinary Meeting of Council be held on Tuesday, 16 April 2019, at 5.30pm (Open Section followed by the Confidential Section), Council Chambers, Level 1, Civic Centre, Harry Chan Avenue, Darwin.

CARRIED 9/0

19 CLOSURE OF MEETING TO THE PUBLIC

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.

RESOLUTION ORD015/19

Moved: Alderman Robin Knox
Seconded: Alderman Justine Glover

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 65(2) of the Local Government Act:

24.1 Streetscape Beautification Program Development

This matter is considered to be confidential under Section 65(2) - 8(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 prejudice the interests of council or some other person.

24.2 New Covered Walkways along Smith and Bennett Street

This matter is considered to be confidential under Section 65(2) - 8(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 information provided to the council on condition that it be kept confidential.

24.3 Parap Pool Redevelopment - QS Investigation Outcomes

This matter is considered to be confidential under Section 65(2) - 8(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 information provided to the council on condition that it be kept confidential.

24.4 Council Payments Listing - February 2019

This matter is considered to be confidential under Section 65(2) - 8(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 information provided to the council on condition that it be kept confidential.

24.5 Rates Concessions Overview

This matter is considered to be confidential under Section 65(2) - 8(b) 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 personal circumstances of a resident or ratepayer.

24.6 Bruce Munro Lighting Exhibition

This matter is considered to be confidential under Section 65(2) - 8(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 information provided to the council on condition that it be kept confidential.

24.7 Garramilla Boulevard Project

This matter is considered to be confidential under Section 65(2) - 8(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.

CARRIED 9/0

20 ADJOURNMENT OF MEETING AND MEDIA LIAISON

RESOLUTION ORD016/19

Moved: Lord Mayor Kon Vatskalis

Seconded: Alderman Justine Glover

That the meeting be adjourned at 6.09 pm for 10 minutes to enable the Media to liaise with the Lord Mayor.

CARRIED 9/0

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 16 April 2019.

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CHAIR

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