

DARWIN CITY COUNCIL

MINUTES OF THE SPECIAL COUNCIL MEETING HELD IN THE COUNCIL FUNCTION AREA, CIVIC CENTRE, HARRY CHAN AVENUE, DARWIN ON MONDAY, 30 NOVEMBER 2009, COMMENCING AT 5.10 P.M.

PRESENT: The Right Worshipful, Lord Mayor, Mr G R Sawyer (Chairman); Member J D Bailey; Member R T Dee; Member H I Galton; Member G M Jarvis; Member G A Lambert; Member F P Marrone; Member A R Mitchell; Member K M Moir; Member J L Sangster; Member H D Sjoberg.

OFFICERS: Chief Executive Officer, Mr B Dowd; General Manager Corporate Services, Mr F Crawley; General Manager Community & Cultural Services, Mr J Banks; General Manager Infrastructure, Mr L Cercarelli.

APOLOGY: Member R T Dee; Member R K Elix; Member R Lesley.

*** * * I N D E X * * ***

1 MEETING DECLARED OPEN

2 APOLOGIES AND LEAVE OF ABSENCE

3 ELECTED MEMBERS CONFLICT OF INTEREST DECLARATION

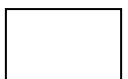
4 CONFIDENTIAL ITEMS

5 MISCELLANEOUS ITEMS

5.1 SkyCity Casino – Little Mindil Access

5.2 Youth Energy Precinct Supplementary Workshop Materials – YEP Site Options
December 2009

5.3 Old Leanyer Depot



1 MEETING DECLARED OPEN

The Chairman declared the meeting open at 5.10 p.m.

2 APOLOGIES AND LEAVE OF ABSENCE

2.1 Apologies

(Galton/Moir)

THAT the apology from Member R T Dee, be received and a Leave of Absence be granted.

DECISION NO.20\2315 (30/11/09) Carried

2.2 Leave of Absence Granted

(Galton/Moir)

- A. THAT it be noted that Member R K Elix is an apology due to a Leave of Absence being previously granted on 15 September 2009 for the period 24 October – 13 December 2009
- B. THAT it be noted that Member R Lesley is an apology due to a Leave of Absence being previously granted on 29 September 2009 for the period 23 November – 12 December 2009.

DECISION NO.20\2316 (30/11/09) Carried

2.3 Leave of Absence Requested

(Lambert/Jarvis)

- A. THAT a Leave of Absence be granted for Member F P Marrone for the period 17 December – 15 January 2010.
- B. THAT a Leave of Absence be granted for Member A R Mitchell for Wednesday, 2 December 2009.
- C. THAT a Leave of Absence be granted for Member G M Jarvis for Wednesday, 2 December 2009.
- D. THAT a Leave of Absence be granted for Member J L Sangster for the period 1 – 2 December 2009.

DECISION NO.20\2317 (30/11/09) Carried

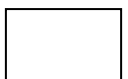


3 ELECTED MEMBERS CONFLICT OF INTEREST DECLARATION

Nil

4 CONFIDENTIAL ITEMS

Nil



5 MISCELLANEOUS ITEMS

5.1 SkyCity Casino – Little Mindil Access

Report No. 09TS0221 LC:sv (18/11/09) Common No..1258408

(Sjoberg/Galton)

- A. THAT Report Number 09TS0221, titled SkyCity Darwin – Little Mindil Access be received and noted.
- B. THAT Council approve the creation of an easement to provide access to Lot 5772 (Little Mindil) over 410 square metres of Lot 5772 as identified in Report Number 09TS0221 LC:sv subject to:
- i) financial compensation from SkyCity of \$40,000 (GST exclusive) which is based on the independent valuation by the Australian Valuation Office;
 - ii) the construction of a pathway within the Gilruth Avenue road reserve as indicated in SkyCity's correspondence dated 11 November 2009, to the satisfaction of Council and no cost to Council with works completed prior to sign off by Council on the Little Mindil development permit but no later than 30 June 2010;
 - iii) that the in-kind pathway works be secured by SkyCity by the granting to Council of an unconditional bank guarantee to the value of \$30,000;
 - iv) that all fees, costs and charges (including legal fees) to Council associated with the creation of the easement be borne by SkyCity;
 - v) that the Gilruth Avenue Road reserve adjacent to the Little Mindil site be rehabilitated to the satisfaction of Council.
- C. THAT Darwin City Council pursuant to Section 32 (2) of the Local Government Act 2008 hereby delegates to the Chief Executive Officer the power to create an easement over Lot 5772 for access to Little Mindil and approve the design and construction of the pathway in Gilruth Avenue in accordance with Report Number 09TS0221 LC:sv.
- D. THAT Darwin City Council hereby authorises all relevant documents relating to the creation of an easement over part Lot 5772 as described in Report Number 09TS0221 LC:sv, be executed under the Council's Common Seal and signed by the Lord Mayor and Chief Executive Officer.

DECISION NO.20\2318

(30/11/09)

Carried

ACTION: GM CORP
NOTE: MGR BUSINESS SVCS
NOTE: CEO PA
NOTE: LM EA



5 MISCELLANEOUS ITEMS

5.2 Youth Energy Precinct Supplementary Workshop Materials – YEP Site Options December 2009

Report No. 09C0198 KH:kl (27/11/09) Common No. 1428185

Procedural Motion – Suspension of Meeting Procedures in Accordance with By-law 147 at 5.41 p.m.

(Moir/Lambert)

THAT in accordance with By-Law 147 the operation of procedures set out in Part 7 of the Darwin City Council By-Laws, that limits the duration and number of times a Member may speak, be suspended to allow for discussion on the report relating to Youth Energy Precinct Supplementary Workshop Materials – YEP site Options – December 2009.

Carried

Resumption of Meeting Procedures at 6.37 p.m.

(Sangster/Lambert)

THAT the operation of procedures as set out in Part 7 of the Darwin City Council By-Laws, be resumed.

Carried

Youth Energy Precinct Supplementary Workshop Materials – YEP Site Options December 2009

Report No. 09C0198 KH:kl (27/11/09) Common No. 1428185

(Moir/Sangster)

THAT it be a recommendation to Council:-

- A. THAT Report Number 09C0198 entitled, Youth Energy Precinct Supplementary Workshop Materials - YEP Site Options December 2009, be received and noted.
- B. THAT Council undertake preliminary site investigations in relation to the possible use of both the Casuarina Site and Leanyer Site for a Youth Energy Precinct.
- C. THAT Council approach the Northern Territory Government to explore its capacity and interest in progressing and investing in Council's Youth Energy Precinct.

DECISION NO.20\2319

(30/11/09)

Carried

ACTION: GM COMM & CULTURAL
NOTE: MGR COMM & MARKETING



5 MISCELLANEOUS ITEMS

5.3 Old Leanyer Depot – Lot 6967 Town of Sanderson

Report No. 09A0216 FC:lc (26/11/09) Common No. 990255

Procedural Motion – Suspension of Meeting Procedures in Accordance with By-law 147 at 6.36 p.m.

(Lambert/Bailey)

THAT in accordance with By-Law 147 the operation of procedures set out in Part 7 of the Darwin City Council By-Laws, that limits the duration and number of times a Member may speak, be suspended to allow for discussion on the report relating Old Leanyer Depot – Lot 6967 Town of Sanderson.

Carried

Resumption of Meeting Procedures at 7.00 p.m.

(Lambert/Sangster)

THAT the operation of procedures as set out in Part 7 of the Darwin City Council By-Laws, be resumed.

Carried

Old Leanyer Depot – Lot 6967 Town of Sanderson

Report No. 09A0216 FC:lc (26/11/09) Common No. 990255

(Sangster/Marrone)

That it be recommended to Council:-

- A. THAT Report Number 09A0216 entitled Old Leanyer Depot Site Lot 9697 Town of Sanderson, be received and noted.
- B. THAT Council investigate the possibility of using the Old Leanyer Depot site for an affordable housing development.
- C. THAT the sale proceeds from disposal of the old Leanyer Depot be quarantined and set aside for the development of the *“multi functional activity youth space” facility.*

DECISION NO.20\2320

(30/11/09)

Carried

ACTION: GM CORP
NOTE: MGR COMM & MARKETING



The meeting closed at 7.01 p.m.

THE RIGHT WORSHIPFUL THE
LORD MAYOR, MR G R SAWYER
(CHAIRMAN) – SPECIAL
COUNCIL WORKSHOP –
MONDAY 30, NOVEMBER, 2009

Confirmed on: *Tuesday, 15 December 2009*

Chairman: _____

