

Business Papers

2nd Ordinary Council Meeting

Tuesday, 27 March 2018
5.30pm





Notice of Meeting

To the Lord Mayor and Aldermen

You are invited to attend a 2nd Ordinary Council Meeting to be held in the Council Chambers, Level 1, Civic Centre, Harry Chan Avenue, Darwin, on Tuesday, 27 March 2018, commencing at 5.30pm.

A MALGORZEWICZ
ACTING CHIEF EXECUTIVE OFFICER



2nd Ordinary Council Meeting

Tuesday, 27 March 2018

5.30pm

Guests

From 5.30pm

Representatives from the Landbridge Hotel Development will be in attendance from 5.30pm to brief the Council on the hotel development project.

Representatives from

- Darwin City Waterfront Retailers Association
- PAWS Darwin
- Nightcliff Seabreeze Festival

Will be in attendance from 5.30pm to brief the Council on sponsorship and operating subsidy opportunities.

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/4

CITY OF DARWIN

TWELFTH ORDINARY MEETING OF THE TWENTY-SECOND COUNCIL

TUESDAY, 27 MARCH 2018

MEMBERS: The Right Worshipful, Lord Mayor, K Vatskalis, (Chair); Member A J Arthur; Member J Bouhori; 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 P Pangquee; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Mr B P Dowd; Acting General Manager City Performance, Mr R Iap; Acting General Manager City Operations, Ms N Nilon; General Manager City Life, Ms A Malgorzewicz; General Manager City Futures, Mr G Rosse; Committee Administrator, Mrs P Hart.

GUESTS: Representatives from the Landbridge Hotel Development will be in attendance from 5.30pm to brief the Council on the hotel development project.

Representatives from Darwin City Waterfront Retailers Association; PAWS Darwin and Nightcliff Seabreeze Festival will be in attendance from 5.30pm to brief the Council on sponsorship and operating subsidy opportunities.

Enquiries and/or Apologies: Penny Hart
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PH: 8930 0670

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TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/8

1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD’S PRAYER

3. MEETING DECLARED OPEN

4. APOLOGIES AND LEAVE OF ABSENCE

Common No. 2695036

4.1 Apologies

4.2 Leave of Absence Granted

THAT it be noted Member Pangquee is an apology due to a Leave of Absence previously granted on 27 February 2018, for the period 25 March - 29 March 2018.

4.3 Leave of Absence Requested

5. ELECTRONIC MEETING ATTENDANCE

Common No. 2221528

5.1 Electronic Meeting Attendance Granted

5.2 Electronic Meeting Attendance Requested

6. DECLARATION OF INTEREST OF MEMBERS AND STAFF

Common No. 2752228

6.1 Declaration of Interest by Members

6.2 Declaration of Interest by Staff

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/9

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S

Common No. 1955119

7.1 Confirmation of the Previous Ordinary Council Meeting

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 13 March 2018, be received and confirmed as a true and correct record of the proceedings of that meeting.

7.2 Business Arising

8. MATTERS OF PUBLIC IMPORTANCE

9. DEPUTATIONS AND BRIEFINGS

9.1 Landbridge Hotel Development

9.2 Darwin City Waterfront Retailers Association

9.3 PAWS Darwin

9.4 Nightcliff Seabreeze Festival

10. PUBLIC QUESTION TIME

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/10

11. CONFIDENTIAL ITEMS

Common No. 1944604

11.1 Closure to the Public for Confidential Items

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>
C29.1	8(e)	information provided to the council on condition that it be kept confidential

11.2 Moving Open Items Into Confidential

11.3 Moving Confidential Items Into Open

12. PETITIONS

13. NOTICE(S) OF MOTION

Nil

14. COMMITTEE REPORTS



TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/12

14. COMMITTEE REPORTS

14.1 CITY LIFE COMMITTEE MEETING (19/03/18)

Presentation of Report by Chair – Member G J Haslett

Recommendations from the City Life Committee Meeting held on Monday, 19 March 2018.

1. **Centenary of Armistice Commemorations 2018**

Report No. 18CL0024 KS:kl (19/03/18) Common No. 3707142

- A. THAT Report Number 18CL0024 KS:kl entitled Centenary Of Armistice Commemorations 2018, be received and noted.
- B. THAT Council refer an amount of \$10,000 to the 2018/2019 budget process for support infrastructure for the Centenary of Armistice commemoration service in 2018.
- C. THAT Council refer an amount of \$12,000 to the 2018/2019 budget process for the installation and removal of street light banners for the Centenary of Armistice commemorations in 2018.
- D. That Council endorse the lighting of the Civic Centre with a suitable colour display for the evenings of 10 and 11 November 2018 for Centenary of Armistice commemorations.

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/13

14. COMMITTEE REPORTS

14.1 CITY LIFE COMMITTEE MEETING (19/03/18)

Presentation of Report by Chair – Member G J Haslett

The City Life Committee resolved the following items under delegated authority.

9. **Resolved Under Delegated Authority**

Common No. 2752263

THAT Council receive and note the following decisions which were made by the Committee under delegated authority.

9.2.1 **Data Collection City Centre**

Report No. 18CL0027 EB:kl (19/03/18) Common No. 3767647

10. INFORMATION ITEMS

10.1 **Minutes Access and Inclusion Advisory Committee 31 January 2018**

Document No. 3738160 (19/03/2018)

10.2 **Minutes Arts and Cultural Development Advisory Committee 1 February 2018**

Document No. 3740756 (19/03/2018)

10.3 **Minutes Youth Advisory Committee 1 February 2018 and Notes 1 March 2018**

Common No. 3749885 and 3768622 (19/03/2017)

12. GENERAL BUSINESS

12.1 **Recognition of Community Events Producer**

Common No.

THAT Council thank and acknowledge Ms Kylie Salisbury, Council's Community Events Producer, for her enormous contribution to community events, especially the 40th Anniversary of Cyclone Tracy in 2014 and the 75th Anniversary of the Bombing of Darwin Day in 2017 and wish her well in her future endeavours.

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
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ORD03/14

14. COMMITTEE REPORTS

14.2 CITY PERFORMANCE COMMITTEE MEETING (20/03/18)

Presentation of Report by Chair – Member J Bouhoris

Recommendations from the City Performance Committee Meeting held on Tuesday, 20 March 2018.

Nil

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/15

14. COMMITTEE REPORTS

14.2 CITY PERFORMANCE COMMITTEE MEETING (20/03/18)

Presentation of Report by Chair – Member J Bouhoris

The City Performance Committee resolved the following items under delegated authority.

9. **Resolved Under Delegated Authority** Common No. 2752263

THAT Council receive and note the following decisions which were made by the Committee under delegated authority.

9.2.1 **Costs of Services and Capital Expenditure – February 2018** Report No. 18CP0029 RN:je (20/03/18) Common No. 3753729

9.2.2 **Listing of Cheques/EFT Payments – February 2018** Report No. 18CP0028 RN:je (20/03/18) Common No. 339125



15.1 OFFICERS REPORTS (ACTION REQUIRED)



ENCL: 2nd ORDINARY COUNCIL MEETING/OPEN
YES

AGENDA ITEM: 15.1.1

REVIEW OF EAST POINT RESERVE BIODIVERSITY MANAGEMENT

REPORT No.: 18CF0014 JL:hd COMMON No.: 2451691

DATE: 27/03/2018

Presenter: Manager Climate Change and Environment, Shenagh Gamble

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to seek Council endorsement of the approach for a new Biodiversity Management Plan for East Point Reserve.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

3 Environmentally Sustainable City

Outcome

3.3 Conserve and protect the Darwin environment

Key Strategies

3.3.2 Increase biodiversity richness and abundance across Darwin

KEY ISSUES

- East Point Reserve has high ecological value.
- The East Point Reserve Biodiversity 5 Year Management Plan 2014 – 2018 is complete.
- A new biodiversity management plan is required for East Point Reserve.
- The new biodiversity management plan for East Point Reserve will form the basis of a broader Greenspaces and Urban Biodiversity Strategy for Darwin.

RECOMMENDATIONS

- A. THAT Report Number 18CF0014 JL:hd entitled Review of East Point Reserve Biodiversity Management, be received and noted.
- B. THAT a comprehensive Five Year Biodiversity Management Plan be developed for the entire East Point Reserve for delivery over the period 2019 – 2024.

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 REPORT NUMBER: 18CF0014 JL:hd
 SUBJECT: REVIEW OF EAST POINT RESERVE BIODIVERSITY MANAGEMENT PLAN

BACKGROUND

At the 2nd Ordinary Council Meeting of 25 March 2014 Council confirmed the decision:

DECISION NO.21\1946 (25/03/14)

East Point Reserve Biodiversity 5 Year Management Plan 2014-2018

Report No. 14TS0058 SG:nj (18/03/14) Common No. 2415691

A. THAT Report Number 14TS0058 SG:nj entitled East Point Reserve Biodiversity 5 Year Management Plan 2014 - 2018, be received and noted.

*B. THAT Council endorse the East Point Reserve Biodiversity 5 Year Management Plan 2014 – 2018; **Attachment A**, to Report Number 14TS0058 SG:nj entitled East Point Reserve Biodiversity Five year Plan 2014 – 2018.*

East Point Reserve is the largest greenspace managed by City of Darwin, providing 200 hectares of public open space with over 30 hectares of remnant and revegetated monsoon rain forest. Council has been managing the reserve since 1984 and aims to balance the ecological, cultural, community and historic values. The reserve is host to a population of around 200 wild agile wallabies, the Rainbow Pitta and a range of other flora and fauna unique to the area.

The reserve is part of Darwin Harbour, a nationally recognised, Site of Conservation Significance and is home to a variety of unique flora and fauna.

The East Point Reserve Biodiversity 5 Year Management Plan 2014-2018 (the Plan, provided in **Attachment A**) reaches completion in 2018, giving Council an opportunity to evaluate the success of the Plan and to prioritise activities for the future.

The Plan focused on operations that supported biodiversity of the monsoon rainforest. The Plan limited its scope to the forested areas of the reserve, including revegetation works to extend the monsoon rainforest, but provided little guidance on increasing biodiversity outcomes. All actions from the Plan have been completed or are ongoing general maintenance duties.

DISCUSSION

The Climate Change & Environment (CC&E) and Parks & Reserves teams have been implementing the Plan over the past five years. A review of the actions from the plan is included in **Attachment B**.

As reflected in Council's Strategic Plan *Evolving Darwin towards 2020*, increasing 'biodiversity richness and abundance across Darwin' is a priority. In keeping with this strategic priority, a refocus of management priorities for East Point Reserve is recommended.

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Several options for the management of the reserve are provided;

1. Keep the status quo – the plan will be reviewed and extended for a further five years. Maintenance of the monsoon forest in the northwest of the reserve will continue, with limited enhancement of biodiversity beyond revegetation and weed control. **This options is NOT recommended**
2. Create a new comprehensive biodiversity management plan – the new plan will enhance biodiversity across the whole Reserve including the south eastern savannah woodland area. Biodiversity targets and specific plans will be used to monitor management success. **This is the recommended option.**
3. Repurpose the Reserve as a Biodiversity Reserve – this could include rezoning the majority of the Reserve to Conservation to create an area committed to biodiversity. This would significantly restrict activities at the reserve, possibly also affecting leased areas. Community consultation would be required to further this option. **This option is NOT recommended at this time**

Option 2 is recommended as it extends the current practice beyond business as usual, without overly changing the nature of the reserve. The process to develop a new plan would include an analysis of current biodiversity management regimes and recommendations for future biodiversity management.

East Point Reserve has several areas that may benefit from more comprehensive biodiversity management. Examples include extending revegetation efforts to the southern section of the reserve (this area was historically savannah woodland) and incorporating Lake Alexander and other sites (Image 1.)

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Image 1. East Point Reserve. The north-westerly part of East Point has historically been monsoon vine thicket and the focus of Council's revegetation and management efforts (shaded in green). Potential savannah woodland revegetation area (shaded in orange).

The benefits of Option 2 will be to meet community expectation of a recreational reserve while striving for best practice biodiversity and conservation outcomes.

The Plan will still focus on the key biodiversity principles of flora, fauna, weeds, water, and integrated management. The following sub-plans would be expected:

- Revegetation Plan
- Weed Management Plan
- Water Management Plan (including irrigation)
- Fauna Reintroduction Plan (primarily Atlas moth)
- Feral Animal Management Plan
- Infrastructure Maintenance Plan
- Recommendations for future management.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Parks and Reserves Coordinator
- Team Leader Central and Urban Precinct
- Technical Officer - Civil
- Technical Officer - Parks

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POLICY IMPLICATIONS

This report is in keeping with the City of Darwin Strategic Plan Evolving Darwin Towards 2020. Outcome 3.3 states Council will 'conserve and protect the Darwin environment'.

This report also addresses actions under the Climate Change Action Plan 2011-2020:

- B1 Increase native endemic vegetation to ensure conservation of existing communities
- B3 Continue to revegetate East Point Recreation Reserve.

BUDGET AND RESOURCE IMPLICATIONS

The development of a new East Point Reserve Biodiversity Management Plan will be sourced from the existing Climate Change & Environment operational budget.

Additional budget or resources may be required to implement management recommendations. This will be subjected to 2019/20 budget processes.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

There are no direct risks or legal implications associated with this report.

ENVIRONMENTAL IMPLICATIONS

A documented strategy to maintain and improve biodiversity at the reserve will deliver positive environmental outcomes.

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 SUBJECT: REVIEW OF EAST POINT RESERVE BIODIVERSITY MANAGEMENT PLAN

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

SHENAGH GAMBLE
MANAGER CLIMATE CHANGE
AND ENVIRONMENT

GERARD ROSSE
GENERAL MANAGER CITY
FUTURES

For enquiries, please contact Shenagh Gamble on 8930 0530 or email: s.gamble@darwin.nt.gov.au.

Attachments:

Attachment A: East Point Reserve Biodiversity 5 Year Management Plan 2014 – 2018

Attachment B: Review of East Point Reserve Biodiversity Plan 2014 - 2018

East Point Reserve Biodiversity 5 Year Management Plan 2014 – 2018

1. Introduction

East Point Reserve (the Reserve) is located on Alec Fong Lim Drive, Fannie Bay, on the most easterly point of Darwin Harbour, 6 kilometres from the Darwin CBD. The Reserve is a recreational, environmental and educational resource that aims to balance ecological, cultural and historic values, whilst providing recreation opportunities.

The site covers almost 200 hectares of land, 30 hectares which is maintained as natural forest as well as the large recreational Lake Alexander. The management and control of the Reserve was passed to the City of Darwin in 1984. Several private leases exist within the Reserve (see Figure 1: East Point Reserve vegetation type and leased areas).

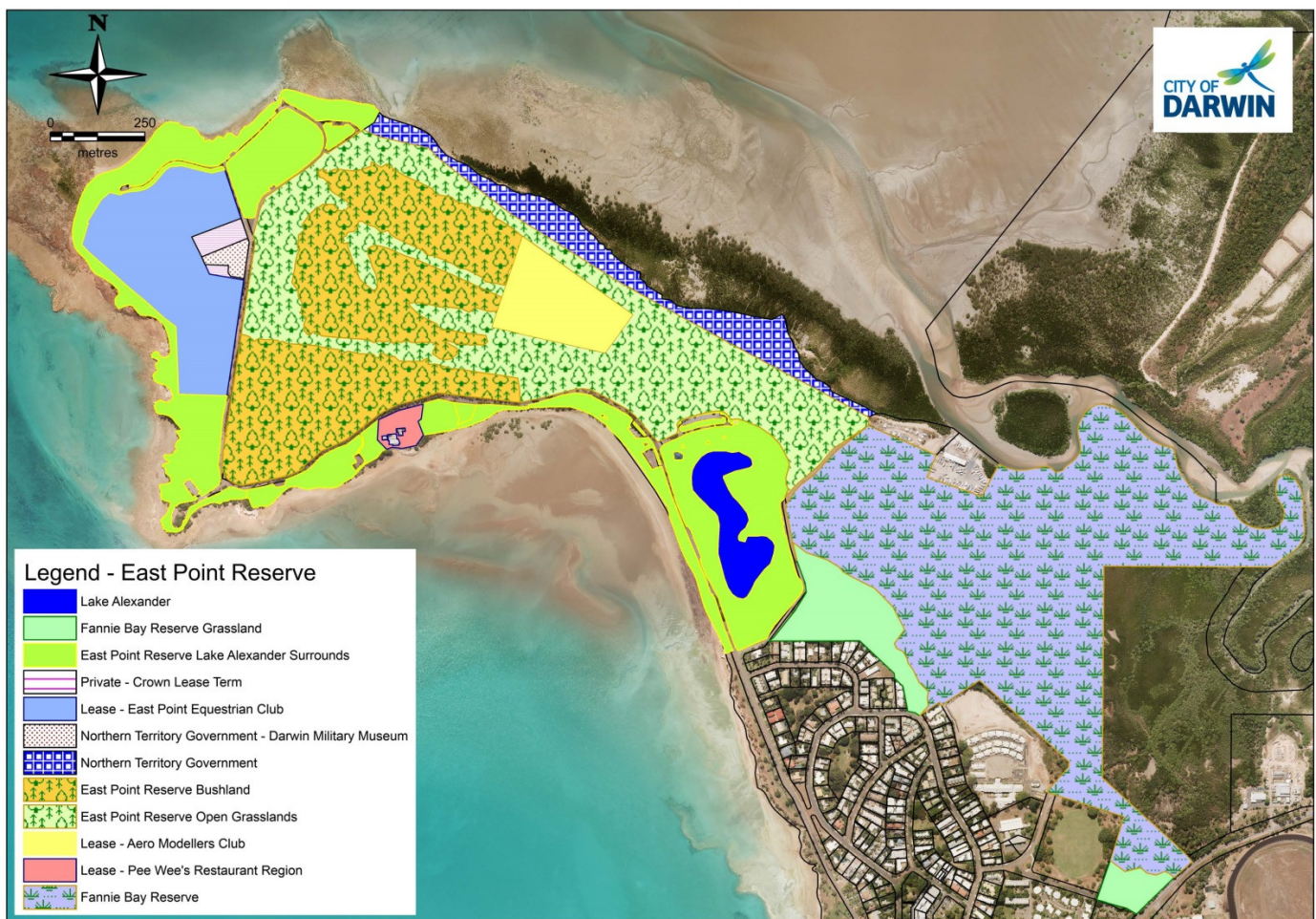


Figure 1: East Point Reserve vegetation type and leased areas.

The Reserve has significant environmental value as it provides habitat for vulnerable fauna species identified by the Northern Territory's *Territory Parks and Wildlife Conservation Act 2000* such as the Mitchell's Water Monitor (*Varanus mitchelli*) and Floodplain Monitor (*Varanus panoptes*). The Reserve also forms part of the larger *Darwin Harbour Site of Conservation Significance* (SOCS). SOCs are sites that have been identified by the Northern Territory's Department of Land Resource Management as containing important biodiversity values which should be protected.

The central location of the Reserve means it is regularly used by residents and tourists. However its location has also led to its isolation and fragmentation from the few remaining dry monsoon rainforest vegetation in Darwin. Where once the Reserve was covered almost entirely by dry monsoon rainforest, it is estimated cover stands as 20% today.¹

City of Darwin recognises the importance of biodiversity, as well as the role East Point Reserve plays in providing habitat for fauna across Darwin, as demonstrated in its *Strategic Plan Evolving Darwin Towards 2020*. Outcome 3 in Goal 3 An environmentally sustainable city states Council will 'conserve and protect the Darwin environment'. Council further recognises the importance of biodiversity in its *Climate Change Action Plan 2011-2020* under actions:

B1 Increase native endemic vegetation to ensure conservation of existing communities

B3 Continue to revegetate East Point Recreation.

2. Management Actions

The East Point Reserve Biodiversity 5 Year Management Plan (the Plan) provides Council with the direction required to meet its goals and outcomes as stated above in *Strategic Plan Evolving Darwin Towards 2020* and *Climate Change Action Plan 2011-2020*.

To support the development of the Plan, City of Darwin in 2013 commissioned EcOz Environmental Services (EcOz) to undertake a biodiversity survey of the Reserve, focusing on the dry monsoon forest (highlighted in Figure 2: Vegetation complexes and survey areas as Dense Monsoon Forest, Mid-dense Monsoon Forest and Dense Advanced Monsoon Forest Revegetation). Baseline fauna, flora and habitat surveys were conducted comprising of a desktop study and two field surveys (wet and dry season). Wallaby counts were also undertaken. Figure 2 shows the survey sites.

EcOz identified 79 native flora species from 40 different families within the Reserve, with surveyed sites averaging 20 – 27 species per site. This is greater than the surveyed mean number of species within dry monsoon forest in Northern Australia of 52 species.² 229 fauna species were also identified during both desktop and field surveys as inhabiting the Reserve. Of these, 49 were vertebrate fauna species, which is considered ecologically significant in such an isolated area.³

EcOz provided a suite of recommendations for future biodiversity management in the Reserve, many which have been incorporated into this Plan through the Actions. For more information, see the full report *East Point Biodiversity Assessment, 2013* (common number 2415691).

The Plan outlines a suite of management actions jointly developed by the Parks & Recreation and Climate Change & Environment departments which guide future management of East Point Reserve to year 2018. The actions are outlined below.

Action 1 – Undertake an annual wet season biodiversity survey.

An annual biodiversity survey will be undertaken to monitor ecosystem changes and revegetation success. The survey will be undertaken during the wet season as survey results are more comprehensive during this period in comparison to the dry. Survey methods and key indicators will be replicated from the 2013 EcOz survey. The data collected in these surveys will identify the health of the ecosystem, as well as provide information required for the success of the implementation of existing and future management actions.

¹ Franklin, D.C., Matthews, R., Lawes, M.J. (2010) History of the East Point monsoon forest. *Northern Territory Naturalist* 22: 2-16.

² Russell-Smith, J. (1991) Classification, species richness, and environmental relations of monsoon rain forest in Northern Australia. *Journal of Vegetation Science* 2(2).

³ Price, O., Woinarski, J.C.Z., Liddle, D.L., Russell-Smith, J. (1995) Patterns of species composition and reserve design for a fragmented estate: Monsoon rainforests in the Northern Territory Australia, *Biological Conservation* 74(1).



Figure 2: Vegetation complexes and survey areas (EcOz East Point Biodiversity Assessment, 2013).

2.1 Flora

Maintaining the diversity of the flora within the Reserve is an integral part of conserving the areas overall biodiversity richness as well as contributing to a healthy, functioning ecosystem.

Action 2 – Increase the current extent of monsoon forest strategic revegetation and reduce edge effects.

Strategic revegetation will be undertaken in key areas in particular degraded areas, or where weeds have been removed, either by physical or natural means. Reducing edge effects in turn reduces weed growth and joining corridors provides safe refuge for species such as the elusive Rainbow Pitta (*Pitta iris*).

Priority revegetation over the next 5 years is highlighted in Figure 3: Future revegetation plan. Priority revegetation areas include grassed areas such as the corridor adjacent to the Aero-modellers Club lease. However, revegetation activities will take into consideration maintaining adequate open areas for wallaby foraging. Wallaby monitoring as outlined in Action 11 will provide more information on the open area foraging habits helping to determine total area to be revegetated.



Figure 3: Future revegetation plan.

Action 3 – Continue regular vegetation management such as controlled thinning of the upper stratum tree species.

Regular controlled thinning of the upper stratum tree species, in particular pioneer species such as (*Acacia auriculiformis*), has helped to accelerate the vegetation community towards a more advanced, uneven-aged growth. This results in a more varied habitat for fauna species and allows understorey plant species to emerge. Vegetation modification such as this will continue as part of ongoing maintenance.

Action 4 – Plant Atlas Moth larvae food plants *Croton habrophyllus* and *Litsea glutinosa* in revegetation works.

Action 12 sees Council investigate the reintroduction of the Atlas Moth (*Attacus wardi*) into the Reserve. As a result, revegetation works over the next 5 years will include *Croton habrophyllus* and *Litsea glutinosa* (and other species deemed suitable) to provide suitable habitat for the Atlas Moth.

In the 2013, EcOz identified the suitability and maximum stocking rate of Atlas Moth preferred species:

'The survey identified the potential for between 498 and 994 C. habrophyllus and between 3217 and 5327 L. glutinosa plants to inhabit both the dense monsoon forest and the mid-dense monsoon forest within the East Point Reserve remnant monsoon forest. Habitat surveys determined that within East Point Reserve monsoon forest there are approximately 14.5 ha of Atlas Moth habitat, of which 2.1 ha is Highly Suitable habitat.'

Croton habrophyllus and *Litsea glutinosa* will be added to the preferred revegetation species list for the Reserve, and will feature heavily in future revegetation activities (Action 2) in order to build habitat for the Atlas Moth over the next 5 years.

Action 5 – Continue to use locally-sourced seed to propagate nursery stock for revegetation.

Council will continue to use local nurseries such as Greening Australia who propagate native plants for revegetation ensuring provenance where ever possible. Local nurseries source seed from seed collectors who gather seed stock from the Reserve.

2.1.1 Weeds

EcOz identified 15 introduced flora species during their 2013 survey (see Figure 5: Significant weed species locations within East Point Reserve). Of these, one is a Weed of National Significance (*Jatropha gossypifolia*) and two are Class B weeds in the Northern Territory (*Senna obtusifolia* and *Hyptis suaveolens*) (see Figure 4).



Figure 4: Weed of National Significance *Jatropha gossypifolia* (left), Class B *Hyptis suaveolens* (centre) and *Senna obtusifolia*⁴ (right).

Action 6 – Continued control of all weed species.

Council will continue to control the growth and spread of weed species in line with its *Weed Management Guide 2012*. Methods may include spraying and slashing of grasses including Gamba (*Andropogon gayanus*) and Mission Grass (*Pennisetum polystachion*).

Action 7 – a) Create the East Point Reserve Stakeholder Group with the intention of developing an integrated approach to biodiversity management at the Reserve including a coordinated approach to weed management.

b) Host quarterly meetings.

Although Council is responsible for managing the Reserve, lessees are expected, as part of their lease agreements to control pests and weeds and maintain the land in good condition.

Council will create the East Point Reserve Stakeholders Group which will arrange meetings involving lessees and other interested parties (Friends of East Point, Power and Water Corporation and Northern Territory Crown Land). The aim of the meetings are to open communication lines, increasing knowledge sharing and ownership, further strengthening relationships, and developing a joint, integrated approach to biodiversity management at the Reserve. Council will draft terms of reference which will be used to guide the purpose of the group. Council will coordinate the meetings, however all members can contribute to agendas.

⁴ Images sourced from Northern Territory Government Weed Management Branch, 2012.

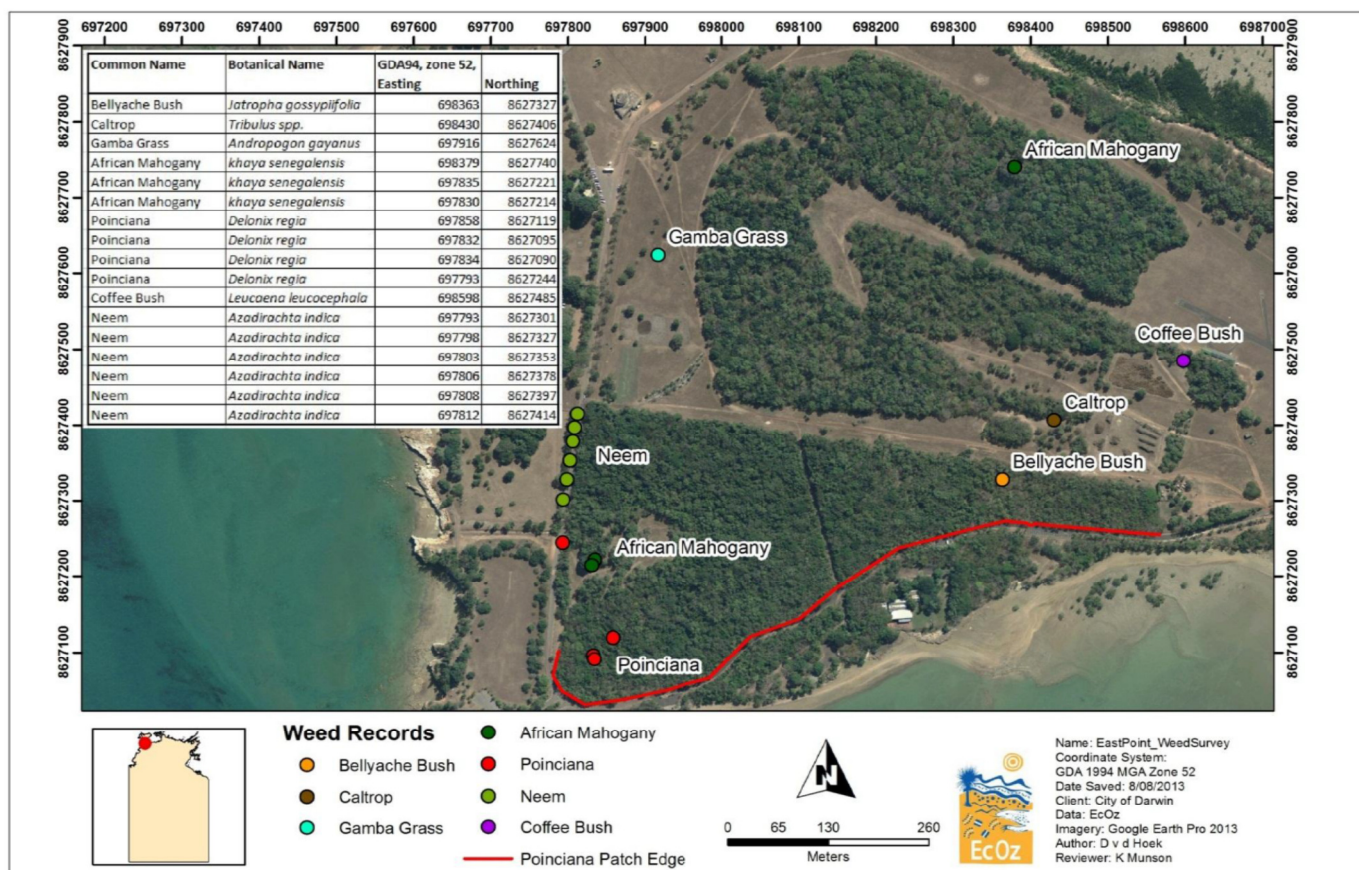


Figure 5: Significant Weed species locations within East Point Reserve (EcOz East Point Biodiversity Assessment, 2013).

2.2 Fauna

Fauna play a vital role in a healthy, functioning ecosystem. The Reserve is home to a range of fauna species including the vulnerable Floodplain Monitor (*Varanus panoptes*) and Mitchell's Water Monitor (*Varanus mitchelli*) (see Figure 6).



Figure 6: Floodplain Monitor *Varanus panoptes*⁵ (left), Mitchell's Water Monitor *Varanus mitchelli*⁶ (right).

Action 8 – Continue to support external stakeholders undertaking research at the Reserve.

Council will continue to solidify its relationships with current stakeholders such as Charles Darwin University and FrogWatch who utilise the Reserve for research purposes. Liaising with these groups to assist with data collection will not only help strengthen relationships but also provide an opportunity for knowledge and data sharing.

⁵ Image sourced from ReptileWatch, 2012.

⁶ Image sourced from Griffiths, A. *Threatened species of the Northern Territory*, Compiled by Simon Ward, 2012. Retrieved September 17 2013, from http://lrm.nt.gov.au/__data/assets/pdf_file/0020/143129/Varanus_Mitchelli_VU_FINAL.pdf

Parks & Reserves officers will continue to record reptile observations including any carcasses found. Staff will liaise with the Parks and Wildlife Commission or FrogWatch if collection of these animals for information and research purposes is desired.

2.2.1 Birds

Bird life is in abundance at the Reserve and EcOz identified 189 different species during their 2013 desktop and field surveys. The Reserve is also considered an important habitat for migratory shorebirds under the Australian Government's *Environment Protection and Biodiversity Conservation Act, 1999*.

Action 9 – Support the protection of shorebird roosting areas within and adjacent to the Reserve.

Although the land where the shorebird roosting occurs is under Northern Territory Government jurisdiction, Council will continue to support relevant stakeholders to ensure the protection of shorebird roosting areas on land within and adjacent to the Reserve.

Action 10 – Install an artificial Osprey nesting platform.

Although eight raptor species including the Eastern Osprey (*Haliaeetus cristatus*) are known to frequent the Reserve, the foreshore currently lacks any appropriate roosting or nesting areas. To encourage these birds to nest, an artificial Osprey nesting platform will be constructed within the first 12 months. If considered successful, an additional platform will be constructed to further encourage nesting.

2.2.2 Wallabies

The Reserve is home to a population of Agile Wallabies (*Macropus agilis*). A maximum count of 114 wallabies was made in May 2013 by EcOz. The surveys provide information on the stability of the population and assist in identifying the important and preferred foraging areas.

Action 11 – a) Train Council officers to undertake wallaby population surveys.

b) Undertake wallaby population surveys each month for the first quarter to allow adequate on-the-job training.

c) Continue wallaby population surveys on a quarterly basis.

Within six months, five Parks & Reserves officers will be trained to undertake wallaby population surveys, allowing Council to undertake its own surveys.

Monthly wallaby surveys will be conducted for the first twelve months creating a baseline dataset, which will build on historical data. Data will be recorded using a survey record template and will be input into a spreadsheet accessible to the Team Coordinator Parks & Reserves for reporting purposes.

After the first twelve months of monthly surveys, surveys will be conducted quarterly.

2.2.3 Atlas Moth

In their *East Point Biodiversity Assessment 2013* EcOz comments:

'The Atlas Moth (Attacus wardi) was first discovered within the Port Darwin area in 1908 at a time when large patches of monsoon rain forest and monsoon vine thicket were present, thus providing the habitat necessary to support the Atlas Moth population. Over time much of this habitat, including the plant species that the Atlas Moth larvae depend on for a food source, have been cleared to make way for the development. The Atlas Moth has since become extinct from the Darwin area.'

EcOz identified opportunities to reintroduce the Atlas Moth (*Attacus wardi*) (Figure 7) back into the Reserve which included the planting of larvae food plants species *Croton habrophyllus* and *Litsea glutinosa* (see Action 4 for more information on species inclusion in revegetation work).



Figure 7: Atlas Moth *Attacus wardi*⁷.

Action 12 – a) Liaise with Atlas Moth expert and breeder on appropriate timing for reintroduction of the Atlas Moth to the Reserve.

b) Reintroduce the Atlas Moth to the Reserve.

As outlined in Action 4, *Croton habrophyllus*, *Pittosporum molluccum* and *Litsea glutinosa* will be added to the preferred revegetation species list for the Reserve, and a focus will be placed on planting these species in order to build habitat for the Atlas Moth over the next five years.

Council will liaise with Atlas Moth expert and breeder Geoff Martin in raising 15-20 Atlas Moths for reintroduction and release at the Reserve. Release will occur once the larvae and host food plants have matured to a suitable age and density to support the moths through life stages.

2.2.4 Introduced Species

Feral animal numbers within the Reserve are considered low for an ecosystem in such close proximity to urbanisation (EcOz 2013) however they still pose a significant risk to the biodiversity in the Reserve. Introduced species identified during EcOz's survey included the dingo (*Canis lupus*), wild dog (*Canis familiaris*), cat (*Felis catus*), Asian house gecko (*Hemidactylus frenatus*), blind snake (*Ramphotyphlops braminus*), cane toad (*Rhinella marinus*) and the common house mice (*Mus musculus*).

Action 13 – Monitor and control introduced fauna species where appropriate.

If dingoes (*Canis lupus*) and wild dogs (*Canis familiaris*) are observed within the Reserve or in surrounding areas, trapping programs are and will continue to be implemented.

Council will continue to assist community organisations in conducting 'Toad Busts' which monitor and reduce the cane toad population (*Rhinella marinus*). Assistance will also be provided to ensure the toad fence or other population limiting regimes are maintained. Staff will ensure numbers of cane toads captured and destroyed is recorded.

⁷ Image Len Willan. and CSIRO Entomology. *Threatened species of the Northern Territory*, Compiled by Michael Braby, Colin Wilson, Simon Ward, updated 2012. Retrived September 2013, from http://lrm.nt.gov.au/__data/assets/pdf_file/0014/10904/Atlas_Moth_VU_FINAL.pdf

3. Roles and Responsibilities

The review, implementation and reporting of the East Point Biodiversity 5 Year Management Plan is the joint responsibility of the Parks & Reserves and Climate Change & Environment departments. The Team Coordinator Parks & Reserves is responsible for the implementation of actions, while the Manager Climate Change & Environment is responsible for annual reviews of the Plan, and the reporting to the Environment & Infrastructure Committee against the *Climate Change Action Plan 2011-2020*.

4. Timeframe for Management Action Implementation

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East Point Reserve Biodiversity Management Plan		Start	Finish	Notes	2014				2015				2016				2017				2018			
Management Actions		Date	Date		Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
Action 1	a) Undertake vegetation monitoring survey	01/01/2014	31/12/2018	every 3 years																				
	b) Undertake fauna survey	01/02/2013	31/12/2018	every 2 years																				
Action 2	Increase the current extent of rainforest through strategic revegetation and reduce edge effects.	01/01/2014	31/12/2018	During wet season for revegetation success																				
Action 3	Continue regular vegetation management such as controlled thinning of the upper stratum tree species.	01/01/2014	31/12/2018	Ongoing management																				
Action 4	Plant Atlas Moth larvae food plants <i>Croton habrophyllus</i> , <i>Litsea glutinosa</i> and <i>Pitosporum molluccum</i> in revegetation works.	01/01/2014	31/12/2018	Ongoing management																				
Action 5	Continue to use locally-sourced seed to propagate nursery stock for revegetation.	01/01/2014	31/12/2018	Ongoing management																				
Action 6	Continued control of all weed species.	01/01/2014	31/12/2018	Ongoing management																				
Action 7	Host annual meetings with interested parties on integrated biodiversity management.	01/07/2015	31/12/2018	Once annually																				
Action 8	Continue to support external stakeholders undertaking research at the Reserve.	01/01/2014	31/12/2018	Ongoing as required																				
Action 9	Support the protection of shorebird roosting areas within and adjacent to the Reserve.	01/01/2014	31/12/2018	Ongoing as required																				
Action 10	Install an artificial Osprey nesting platform.	01/01/2014	30/12/2016	Install first platform																				
Action 11	Continue wallaby population surveys on a quarterly basis.	01/06/2015	31/12/2018	Ongoing on a quarterly basis																				
Action 12	a) Liaise with Atlas Moth experts on reintroduction of the Atlas Moth.	01/01/2014	31/12/2018	Define plant density requirements																				
	b) Reintroduce the Atlas Moth to the Reserve.	01/01/2014	31/12/2018	Dependant on habitat to support the population																				
Action 13	Monitor and control introduced fauna species where appropriate.	01/01/2014	31/12/2018	Ongoing as required																				

East Point Reserve Biodiversity Management Plan 2014-2018				
Management Actions		2018 Plan Review	Status	Recommendations
Action 1	Undertake Biodiversity monitoring	Full biodiversity survey assessment undertaken in 2013 as a base to start management actions.	Complete	Continue monitoring to ensure biodiversity management is creating a positive environmental benefit. Review regularity at which surveying is undertaken.
	a) Undertake vegetation monitoring survey	Baseline Survey conducted 2014, monitoring survey conducted 2017.	Complete	
	b) Undertake fauna monitoring survey	Fauna assessment conducted in 2016	Complete	
Action 2	Increase the current extent of rainforest through strategic revegetation and reduce edge effects.	Annual community planting days have been undertaken at the reserve.	Complete	Continue revegetation efforts by reviewing long-term vision for the reserve and developing a revegetation plan for not only the monsoon rainforest but for the entire reserve.
Action 3	Continue regular vegetation management such as controlled thinning of the upper stratum tree species.	This is ongoing maintenance conducted within regular duties of staff working in the reserve.	Ongoing	Continue forest management practices. Look at incorporating new research findings such as limiting the number of keystone species compared to pioneer species to promote forest health.
Action 4	Plant Atlas Moth larvae food plants <i>Croton habrophyllus</i> , <i>Litsea glutinosa</i> and <i>Pittosporum molluccum</i> in revegetation.	Atlas moth preferred plants are included in all replanting that occur at east point, numbers are often dependant on availability.	Complete	Continue using these plants as part of the suite of species used during revegetation activities.
Action 5	Continue to use locally-sourced seed to propagate nursery stock for revegetation.	Some onsite collection of seed by Council staff but due to reduced staff numbers working at east Point limited local seed collection. Suppliers are granted permission to collect seed if appropriate NTG permits are obtained and proof provided.	Ongoing	Decide if onsite nursery is useful - if not conduct regular seed collection for seed to be grown at Bishop Street nursery. Encourage local suppliers to collect seed at appropriate times to be grown for Council revegetation projects.

East Point Reserve Biodiversity Management Plan 2014-2018				
Management Actions		2018 Plan Review	Status	Recommendations
Action 6	Continued control of all weed species.	Weed reduction is undertaken by both Council staff as part of regular duties and contractors on urban bushland areas. Weed identification conducted by incidental observances by City of Darwin staff and during flora surveys conducted by consultants.	Ongoing	Continue weed reduction activities; work with leasees to develop joint weed management activities.
Action 7	Host annual meetings with interested parties on integrated biodiversity management.	After initial interested party meetings it was decided one on one liaison was more efficient in working with lessees and other stakeholders.	Incomplete	A review of engagement processes is required to ensure the community is well informed and empowered to contribute towards management of the reserve.
Action 8	Continue to support external stakeholders undertaking research at the Reserve.	A database of research undertaken at the Reserve has been developed. Requests to undertake research at the Reserve have been supported both administratively through applicable permits and operationally when possible such as identifying our new revegetation areas that can be used for research processes.	Ongoing	Reiterate to Customer experience to flag research and education activities at the permit stage. Continue liaison with CDU to assists with identifying research opportunities to collaborate on.
Action 9	Support the protection of shorebird roosting areas within and adjacent to the Reserve.	City of Darwin hosts and participates in shorebird events such as Welcome to the Waders to help promote the plight of the birds roosting in the area.	Ongoing	Continue to support vulnerable species including shorebirds where appropriate.
Action 10	Install an artificial Osprey nesting platform.	Construction of the platform was completed in early 2016	Complete	Continued monitoring of roosting activity is recommended.
Action 11	Continue wallaby population surveys on a quarterly basis.	A wallaby survey procedure has been developed and regular surveys have been conducted. The data collected indicates the reserve is home to approximately 250 wallabies.	Ongoing	Recent wallaby deaths recorded are of concern and continued monitoring of the population and deaths should be undertaken.
Action 12	a) Liaise with Atlas Moth experts on reintroduction of the Atlas Moth.	Research on the Atlas moth is limited	Ongoing	Trial Atlas moth releases are recommended in with initial release to be planned with assistance of local experts.
	b) Reintroduce the Atlas Moth to the Reserve.	Habitat has been increased	Incomplete	

East Point Reserve Biodiversity Management Plan 2014-2018				
Management Actions		2018 Plan Review	Status	Recommendations
Action 13	Monitor and control introduced fauna species where appropriate.	Cat traps have been used in the reserve at different times due to anecdotal cat sightings; however no cats have been caught. Dog traps have been installed at various times after feral dog sightings, these were aided by monitoring cameras however these identified limited canine activity and no dogs were caught. CVA and other volunteer organisations undertake Cane toad busts at various times often catching 30-50 toads in a 'bust'.	Ongoing	Cane toads are the feral species of most concern in the Reserve increased action to reduce cane toad numbers is recommended. Monitoring of feral cats and dogs is recommended though there is little scientific evidence these species are impacting the fauna within the reserve to an extensive level.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
YES

AGENDA ITEM: 15.1.2

REVIEW OF BIKE PLAN IMPLEMENTATION PLAN

REPORT No.: 18CF0017 CR:hd COMMON No.: 2476277

DATE: 27/03/2018

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to provide Council an updated Darwin Bike Plan - Implementation Plan 2016 – 2021 for endorsement.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

2 Vibrant, Flexible and Tropical Lifestyle

Outcome

2.1 Improved access and connectivity

Key Strategies

2.1.1 Improve the pathway and cycle networks and encourage cycling and walking

KEY ISSUES

- The Darwin Bike Plan was developed to provide a framework for bike riding in Darwin between 2015 and 2020 and is accompanied by an Implementation Plan.
- The Darwin Bike Plan - Implementation Plan (Implementation Plan) was last reviewed in May 2016 with a new plan endorsed by Council for the period 2016 to 2021.
- Council's endorsement is sought for a draft revised Implementation Plan that has been prepared to align with the remaining two years of the current Darwin Bike Plan, 2018 - 2020. **Attachment A**
- A new implementation plan will be provided with the new Darwin Bike Plan 2020 - 2025.
- The draft revised Implementation Plan 2018 - 2020 proposes new works identified in bike hot-spot studies, completes shared path routes and removes projects that are considered pre-mature and can be reviewed in the context of the new Darwin Bike Plan.

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REPORT NUMBER: 18CF0017 CR:hd
SUBJECT: REVIEW OF BIKE PLAN IMPLEMENTATION PLAN

RECOMMENDATIONS

- A. THAT Report Number 18CF0017 CR:hd entitled Review of Bike Plan Implementation Plan, be received and noted.
- B. THAT Council endorse and implement the revised two year Implementation Plan 2018 – 2020 provided at **Attachment A** to Report Number 18CF0017 CR:hd entitled Review of Bike Plan Implementation Plan.
- C. THAT the \$387,000 currently allocated to the Smith Street/Daly Street intersection on-road cycle lanes be carried forward to the 2018/19 financial year and reallocated to the projects identified at **Attachment A** to Report Number 18CF0017 CR:hd entitled Review of Bike Plan Implementation Plan and that resulting budgetary implications as outlined in the report be noted during budget deliberations.

BACKGROUND

In May 2015, Council endorsed the Darwin Bike Plan 2015 – 2020, and accompanying Implementation Plan, to provide a framework for bike riding in Darwin. Delivery of the Bike Plan commenced in 2015/2016. The Implementation Plan has been periodically reviewed.

Council endorsed the current Implementation Plan in May 2016, following a review of the previous Plan. In June 2016, Council resolved to defer the upgrade of the Smith Street/Daly Street intersection to traffic signals, in which \$387,000 was allocated for the implementation of bike lanes through the intersection and continues to be held as a project specific allocation in the current Implementation Plan.

It is recommended that the current budget allocated to bike lanes through the deferred Smith Street/Daly Street signalised intersection be carried forward to the 2018/19 financial year and be incorporated into other projects, as identified in the draft revised Implementation Plan at **Attachment A**.

DISCUSSION

A summary of current, removed and rescheduled projects has been detailed in the table at **Attachment B**.

The draft revised Implementation Plan 2018 – 2020 has been aligned with the Darwin Bike Plan 2015 – 2020 as opposed to the current Implementation Plan 2016 – 2021.

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Proposed New Infrastructure Projects for Inclusion in the Implementation Plan

In 2018/19

New Sabine Road Shared Path (Tong Luck Street to McMillans Road)

This project was previously identified as a priority project for inclusion in the Implementation Plan, however Council considered other projects a higher priority and this project was not included in the current Implementation Plan. These other projects have already or will be completed in 2017/18 and hence this project is considered a priority for completion in 2018/19.

A section of shared path along Sabine Road (from Trower Road to Tong Luck Street) is programmed for construction in 2017/18 and the above mentioned section of path would complete the important connection from Trower Road to McMillans Road. This route is also identified in the Northern Territory Government's Mid-Suburbs Area Plan and provides a safe route for pedestrians and cyclists to Millner Primary School.

Addressing Outcomes from the Ross Smith Avenue Crash Hot Spots Study

This is a new project addressing the recommendations of a safety audit undertaken in 2016/17, which identified significant issues with the existing shared path in the area.

Improvements were identified in the study for the shared path located on the northern side of Ross Smith Avenue between East Point Road and Dick Ward Drive and include:

- modified crossings;
- improved lighting;
- wayfinding signage; and
- line marking.

Concept designs and costings have been prepared as part of the current Implementation Plan and detailed design would be included in the proposed implementation of this project as part of the revised plan.

New Nakara Terrace Shared Path

This project is a recommendation from the Nakara Primary Safe Routes to School Outcomes project, which was the subject of a report to Council and a resolution to refer this and other works to the 2018/19 Budget process.

Although this project has been included in a new initiative to be submitted to Council's 2018/19 budget deliberations, if the project is approved within the revised Implementation Plan, the value of this shared path may be deducted from the relevant new initiative value.

The shared path would be aligned along the verge outside of the Nakara Primary School (on the southern side of Nakara Terrace) between Nakara Place and Goodman Street. The proposed shared path will complete the route along the school

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frontage by connecting the recently completed section of shared path along Nakara Terrace.

In 2019/20

Addressing Outcomes from the Progress Drive/Dick Ward Drive Crash Hot Spots Study

This is also a new project resulting from the recommendations of a safety audit undertaken in 2016/17, which specifically identified issues with the shared path network in the area.

The study identified improvements for the shared paths located on the southern side of Progress Drive, between Frangipani Street and Nightcliff Road, and on the western side of Dick Ward Drive between Sunset Drive and Progress Drive and include:

- path realignment;
- modified crossings;
- improved lighting;
- wayfinding signage; and
- line marking.

Concept designs and costings have been prepared as part of the current Implementation Plan and detailed design would be included in the proposed implementation of this project as part of the revised plan.

Education, Encouragement and Evaluation Initiatives

Education, Encouragement and Evaluation Initiatives are developed by City of Darwin in conjunction with external agencies including; the Northern Territory Government (NTG), Bicycle Network, local business, community and cycling groups such as the NT Rogaine Association.

The current Implementation Plan is prescriptive in the events and campaigns to be delivered, some of which are scheduled through national programs such as Ride to Work Day. The draft revised Implementation Plan restructures this area of delivery to allow greater flexibility for program delivery. Going forward the below broad headings will be used:

- Education,
- Encouragement and
- Evaluation

Conclusion

It is recommended that Council adopt the revised Bike Plan Implementation Plan 2018 - 2020 at **Attachment A** to this report.

It is also recommended that the current allocation of \$387,000 for the Smith Street/Daly Street on-road cycle lanes project be carried forward to 2018/19 and reallocated to the proposed projects in **Attachment A**.

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CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Bike Plan Project Officer
- Manager Design, Development & Projects
- Civil Engineering Officer
- Manager – Climate Change & Environment
- Recreation & Healthy Lifestyles Coordinator
- Planning Officer

POLICY IMPLICATIONS

The projects recommended for the revised Implementation Plan are in line with the objectives of the Darwin Bike Plan of providing connectivity and addressing identified bike accident “hot-spots”.

BUDGET AND RESOURCE IMPLICATIONS

The budgets included in the draft revised Implementation Plan are in line with the current Long Term Capital Works Plan, with the addition of \$387,000 which is proposed to be carried forward from the 2017/18 budget for shared paths.

New Nakara Terrace Shared Path

This project is a recommendation from the Nakara Primary Safe Routes to School Outcomes project, which was the subject of a report to Council and a resolution to refer this and other works to the 2018/19 Budget process. Although this project has been included in a new initiative to be submitted to Council’s 2018/19 budget deliberations, if the project is approved within the revised Implementation Plan, the portion of the value relating to this shared path (\$100K) may be deducted from the relevant new initiative value (\$130k) which includes additional works in additional works to the shared path.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

The safety of bicycle riders travelling along routes within the municipality is improved through the provision of on and off-road cycling facilities. The increased safety and connectivity of the cycle network promotes cycling as an alternative and viable mode of transport.

ENVIRONMENTAL IMPLICATIONS

Supporting alternative modes of transport to the motor vehicle, such as cycling, has positive environmental implications.

Continuous improvement to the City of Darwin’s shared path network provides improved access and connectivity for the community.

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COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

CINDY ROBSON
MANAGER CITY PLANNING

GERARD ROSSE
GENERAL MANAGER CITY
FUTURES

For enquiries, please contact Cindy Robson on 8930 0528 or email:
c.robson@darwin.nt.gov.au.

Attachments:

Attachment A: Revised Implementation Plan 2018 - 2020

Attachment B: Summary of status of current Implementation Plan

DARWIN BIKE PLAN IMPLEMENTATION PLAN

YEAR	2018/19
<i>LTCWP Allocation</i>	\$ 577,817
<i>2017/18 Carry-Forward</i>	\$ 387,000
TOTAL ALLOCATION	\$ 964,817

Infrastructure Projects

Project	Details	Construction Cost
Parer Drive (Stage 2)	Malay Road to Lee Point Road Remove existing footpath on southern side and replace with 2.5m wide shared path	\$ 220,000
Sabine Road (Stage 1)	Tong Luck Street to McMillans Road Remove existing footpath on western side and replace with 2.5m wide shared path	\$ 110,000
Nakara Terrace	Nakara Place to Goodman Street Remove existing footpath on southern side (outside of Nakara Primary School) and replace with a shared path	\$ 100,000
East Point Road	Trailer Boat Club to Ross Smith Avenue Demolish existing asphalt, prepare and regrade surface and place seal and asphalt	\$ 160,000
Ross Smith Avenue Crash Hot Spots	East Point Road to Dick Ward Drive Design and implement findings from Crash Hotspot Study	\$ 319,817
Total		\$ 909,817

Complementary Facilities

	Details	Indicative Order of Costs
Shared Path Wayfinding and Signage	Design scheme and implement Stage 1 of signage	\$ 20,000
Total		\$ 20,000

Education, Encouragement and Evaluation Initiatives

		Lead Agency/Partners	Indicative Contribution from City of Darwin
Education	e.g. Share the Road, Ride to the Markets, Road Safety	Northern Territory Government, City of Darwin, Markets, Bicycle Groups	\$ 17,500
Encouragement	e.g. Ride to Work, Womens Cycling events	City of Darwin, Bicycle Network, Northern Territory Government	\$ 7,500
Evaluation	Super Tuesday & Super Sunday	City of Darwin, Bicycle Network	\$ 10,000
Total			\$ 35,000

DARWIN BIKE PLAN IMPLEMENTATION PLAN

YEAR **2019/20**

LTCWP Allocation **\$ 575,258**

Infrastructure Projects

Project	Details	Construction Cost	
Dick Ward Drive & Progress Drive Crash Hot Spots	Design and implement findings from Crash Hotspot Study	\$	500,258
Total		\$	500,258

Complementary Facilities

	Details	Indicative Order of Costs	
Shared Path Wayfinding and Signage	Implement Stage 2 of signage	\$	20,000
Total		\$	20,000

Education, Encouragement and Evaluation Initiatives

		Lead Agency/Partners	Indicative Contribution from City of Darwin	
Education	e.g. Share the Road, Ride to the Markets, Road Safety	City of Darwin, Markets, Northern Territory Government, Bicycle Groups	\$	16,500
Encouragement	e.g. Ride to Work, Womens Cycling Events, Bike Festival	City of Darwin, Bicycle Network, Northern Territory Government	\$	27,500
Evaluation	Super Tuesday & Super Sunday	City of Darwin, Bicycle Network	\$	11,000
Total			\$	55,000

Darwin Bike Plan Implementation Plan Infrastructure Summary

Original Project	Project	Summary of Changes
Daly Street (Stages 1-4)	To be removed from the current implementation plan Budget to be incorporated into other projects	It is recommended that these projects be removed from the current implementation plan until such time that a decision is made to provide bicycle facilities throughout the Darwin Central Business District (CBD). There are currently no bicycle connections in the CBD, apart from the shared path through Bicentennial Park. Darwin CBD connections will be investigated as part of the Darwin Bike Plan 2015 – 2020.
Dinah Beach Road	To be removed from the current implementation plan	It is recommended that this project be removed from the current implementation plan. The design for the proposed Dinah Beach Road upgrade is expected to be modified due to future works in the immediate vicinity, which includes the construction of Barneson Boulevard. Future road designs will consider and implement bike facilities as part of the upgrade project.
Sabine Road (Stage 2)	Design of the shared path is being finalised and tender documents are being prepared.	Refers to the section on the western side of Sabine Road between Trower Road and Tong Luck Street. This project is due to be completed by June 30, 2018.
Parer Drive (Stage 1)	Commenced	The shared path is currently under construction on the southern side of Parer Drive, between Trower Road and Malay Road.

Year 1 – 2018/19		
Sabine Road (Stage 1)	New Project	<p>This project was included within the 2016/17 financial year revised implementation plan. However, the project was inadvertently removed from the implementation plan when Council prioritised works for the financial year.</p> <p>Stage 2 of the Sabine Road bike path (from Trower Road and Tong Luck Street) will be completed this financial year. Stage 1 from Tong Luck Street to McMillans Road needs to be considered to connect Trower Road to McMillans Road.</p>
Nakara Terrace	New Project	This is a new project and provides a shared path outside the Nakara Primary School (southern side) between Nakara Place and Goodman Street. This is a result of one of the outcomes of a Safe Routes to School assessment and the proposed shared path will complete the route along the School frontage by connecting into a section of shared path recently completed along Nakara Terrace.
East Point Road	Rescheduled	This project was scheduled for the 2020/21 financial year of the current implementation plan. The project is being brought forward to replace a section of asphalt on the shared path between the Trailer Boat Club entrance and Ross Smith Avenue which is in poor condition, severely cracked and requires immediate attention.
Ross Smith Avenue Crash Hot Spots	New Project	<p>A safety audit of the section between East Point Road and Ross Smith Avenue was undertaken in 2016/17. The resulting concept design and costing of the recommends has been completed.</p> <p>It is proposed that the next step-the detailed design and implementation of the outcomes of the completed study, be included as a project in the revised plan in 2018/19.</p>
Parer Drive (Stage 2)		This is as per the current Bike Implementation Plan in 2018/19. This project will complete the shared path along the southern side of Parer Drive from Malay Road to Lee Point Road
Year 2 – 2019/20		
Progress Drive / Dick Ward Drive Crash Hot Spot Study	This is a new project and designs and implements the works identified in the study undertaken in 2016/17.	The current project, a study of deficiencies in the vicinity of this intersection and concept design and costing of the recommended actions has been completed. It is proposed that the next step, the detailed design and implementation of the outcomes of the completed study, be included as a project in 2019/20.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
YES

AGENDA ITEM: 15.1.3

COASTAL AND MARINE MANAGEMENT STRATEGY - DISCUSSION PAPER

REPORT No.: 18CF0020 SG:nt COMMON No.: 375173

DATE: 27/03/2018

Presenter: Manager Climate Change & Environment, Shenagh Gamble

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to seek endorsement of a draft submission on the Northern Territory Coastal and Marine Management Discussion Paper.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

3 Environmentally Sustainable City

Outcome

3.3 Conserve and protect the Darwin environment

Key Strategies

3.3.2 Increase biodiversity richness and abundance across Darwin

KEY ISSUES

- The Northern Territory Government is developing a Coastal and Marine Management Strategy
- A discussion paper has been released as part of the consultation process
- This report provides feedback on the discussion paper in the form of a submission document.
- The goal, objectives and outcomes stated in the discussion paper are broadly in keeping with a number of council policies.

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 REPORT NUMBER: 18CF0020 SG:nt
 SUBJECT: COASTAL AND MARINE MANAGEMENT STRATEGY - DISCUSSION PAPER

RECOMMENDATIONS

- A. THAT Report Number 18CF0020 SG:nt entitled Coastal And Marine Management - Discussion Paper, be received and noted.
- B. THAT Council endorse the draft City of Darwin submission to the Northern Territory Coastal and Marine Management Discussion Paper provided at **Attachment A** to Report Number 18CF0020 SG:nt entitled Coastal And Marine Management Strategy - Discussion Paper

BACKGROUND

On 24 January 2018 the Northern Territory Department of Environment and Natural Resources (DENR) released the Northern Territory Coastal and Marine Management Discussion Paper.

The Discussion Paper is available online

https://denr.nt.gov.au/data/assets/pdf_file/0005/475952/Coastal-and-Marine-Management-Discussion-Paper_LR.pdf

DISCUSSION

The NTG is developing a Coastal and Marine Management Strategy. This Strategy will provide guidance and clarity to stakeholders, setting 10-year direction for the management of the coastal and marine environments of the Northern Territory. A discussion paper has been developed as part of a consultation process.

The NTG is inviting comments from stakeholders, focusing around 11 discussion points (below). The goal, objectives and outcomes stated are broadly in keeping with a number of council policies, including Environment, Tourism, and Recreation and Healthy Lifestyles. Comments provided in the submission address the discussion points and reflect Council policies.

Discussion Points:

1. What do you value most about our coasts and seas?
2. Are there any other environmental, social, cultural and economic values and benefits do we need to consider when developing the Strategy?
3. What are the major opportunities to protect and sustainably develop our coast and seas?
4. Do these challenges reflect the key issues in our coasts and seas?
5. Is the goal appropriate and reflective of the NT needs?
6. Are the management principles relevant and appropriate? Is their purpose clear?
7. Are these objectives appropriate and reflective of the key issues?
8. Do these outcomes reflect what you would expect to see in the Strategy?
9. Are there additional outcomes you think should be included in the Strategy?

PAGE: 3
 REPORT NUMBER: 18CF0020 SG:nt
 SUBJECT: COASTAL AND MARINE MANAGEMENT STRATEGY - DISCUSSION PAPER

10. What kind of partnership arrangements do you think could support the implementation of the Coastal and Marine Management Strategy?

11. What is the best way for the community and industry to be involved in management and decision making of our coasts and seas?

While the closing date for public submissions (2 March 2018) has passed, a draft submission **Attachment A** has been provided to DENR for preliminary consideration. This draft submission will be considered confidential until endorsed by the Committee.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Senior Managers

POLICY IMPLICATIONS

CoD Policy No. 006 – Environment

The City of Darwin is committed to lead and advocate for sustainability and the protection of our environment. Council values biodiversity, the natural environment and the green open spaces that all contribute to the tropical lifestyle of this capital city. Council will strive to continually improve on its environmental performance and to foster a culture of environmental awareness and sustainability among its staff and the community.

City of Darwin Policy No. 013 – Tourism

Council will:

- *work closely with government, community organisations and private enterprise in all aspects of tourist development;...*
- *support the preservation of significant historic sites/items and endeavour to ensure that where environmental, historic or cultural areas exist, these areas will be adequately protected in relation to development or usage;*
- *support the development of national parks, conservation areas and recognise items of heritage significance;*
- *support the development of appropriate scenic drives, walking and riding trails; ...*

CoD Policy No. 045 – Recreation and Healthy Lifestyle:

City of Darwin is committed to supporting the health and wellbeing of residents through the provision of community spaces, facilities, programs and healthy food choices that encourage healthy lifestyle behaviour, connect the community, and celebrate Darwin's unique tropical outdoor lifestyle.

PAGE: 4
 REPORT NUMBER: 18CF0020 SG:nt
 SUBJECT: COASTAL AND MARINE MANAGEMENT STRATEGY - DISCUSSION PAPER

BUDGET AND RESOURCE IMPLICATIONS

Nil

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Nil

ENVIRONMENTAL IMPLICATIONS

One of the key objectives in developing a Coastal and Marine Management Strategy is to meet principles Ecologically Sustainably Development.

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

SHENAGH GAMBLE
MANAGER CLIMATE CHANGE &
ENVIRONMENT

GERARD ROSSE
GENERAL MANAGER CITY
FUTURES

For enquiries, please contact Shenagh Gamble on 89300530 or email:
 s.gamble@darwin.nt.gov.au.

Attachments:

Attachment A: *Draft City of Darwin Submission on Northern Territory Coastal and Marine Management Discussion Paper*

Northern Territory Coastal and Marine Management Discussion Paper

City of Darwin (CoD) welcomes the opportunity to provide a response to the Northern Territory Coastal and Marine Management Discussion Paper. The following response was prepared by officers and will be presented to the City of Darwin City Futures Committee on Tuesday 20 March 2018. This response should be taken as confidential until endorsed by the Committee.

The vision of Council is for Darwin to be a *tropical liveable city*. We value our natural environment, our history and culture, our outdoor lifestyle and close relationship with the ocean and coast. Our strategic vision and a number of Council policies directly align with the goals and objectives of the Coastal and Marine Management Strategy, as highlighted below.

City of Darwin is committed to lead and advocate for sustainability and the protection of our environment. Council values biodiversity, the natural environment and the green open spaces that all contribute to the tropical lifestyle of this capital city. Council will strive to continually improve on its environmental performance and to foster a culture of environmental awareness and sustainability among its staff and the community¹.

City of Darwin is committed to supporting the health and wellbeing of residents through the provision of community spaces, facilities, programs and healthy food choices that encourage healthy lifestyle behaviour, connect the community, and celebrate Darwin's unique tropical outdoor lifestyle².

Council will:

- work closely with government, community organisations and private enterprise in all aspects of tourist development;...
- support the preservation of significant historic sites/items and endeavour to ensure that where environmental, historic or cultural areas exist, these areas will be adequately protected in relation to development or usage;
- support the development of national parks, conservation areas and recognise items of heritage significance;
- support the development of appropriate scenic drives, walking and riding trails; ...

Comments contained below address the discussion questions posed in the paper and how these impact on the community, local government in general and CoD in particular³.

¹ City of Darwin Policy No. 006 - Environment

² City of Darwin Policy No. 045 – Recreation and Healthy Lifestyles

³ City of Darwin Policy No. 013 – Tourism

1. What do you value most about our coasts and seas?

Amenity

City of Darwin benefits from an accessible coast and harbour. The community amenity provided by the coastal lifestyle contributes significantly to the Darwin community. Despite the restrictions on swimming in our ocean, the community benefits greatly from the range of recreation opportunities that are provided by this coastal lifestyle.

Our oceans are a significant food source for much of the Darwin community. Traditional, recreational and commercial fishing and other food harvesting opportunities should continue to be made available in an equitable manner across the community.

Tourism and Trade

As a coastal city, CoD benefits from tourism that is dependent on the ocean, harbour and port. International cruise ships contribute significantly to the economy of the Darwin CBD. The harbour and port provide significant opportunity for trade, both interstate and international.

Large and complex natural environment

Being a coastal community has many environmental benefits, including the cooling breezes and seasonable weather. As new and existing suburbs develop, these benefits should be harnessed wherever possible.

The Darwin Harbour is large, more than six times larger than Sydney Harbour. This provides great opportunity for natural systems and processes to continue despite the ever increasing pressure of the active port. The biodiversity and natural functions of Darwin Harbour should be preserved as a high priority.

2. Are there any other environmental, social, cultural and economic values and benefits do we need to consider when developing the Strategy?

Wherever possible NTG should strive to record history of the harbour, particularly capturing ancient trade routes from traditional owners and other traders' perspective. Military and migration history should also be conserved wherever possible.

Economically, Darwin's port is the closest trading port to South East Asia, the third largest cruise terminal in Australia and a second home/port to the largest number of defence fleet of Australian and International ships.

We need to recognise the varied function of the Harbour, including transport. It is also important to acknowledge that recreation opportunities are not limited to fishing. A number of people live on the harbour, including in houseboats.

Mangroves function for carbon storage and coastline protection especially in sea level rise scenarios. Ensure that terrestrial flora and fauna are addressed as they are also impacted by the harbour, particularly around food, shelter and seed dispersal.

Threats to marine environments include long-term management of infrastructure, jetties, boat ramps, navigational structures, and pollution impacts

3. What are the major opportunities to protect and sustainably develop our coast and seas?

We require a better understanding of our harbour and coastal areas. Our harbour is not 'pristine' as it is a working harbour. More research is required on blue carbon and the impacts of development on coastal processes including impacts of pollutants, impacts of severe weather events especially on food sources for marine species. Improved and better enforcement of environmental conditions on industry and development in and around harbour, including what is being poured down stormwater drains. Improved and better enforcement of restrictions for commercial and recreational fishing will help to identify and reduce illegal fishing practices.

NTG should be open and responsive to innovation in clean (renewable) energy opportunities. This will have the added benefit of mitigating carbon emissions. This should be coupled with serious adaptation measures to prepare for the inevitable changes to our climate, including but not limited to sea level rise and warming sea temperatures. City of Darwin has invested in significant adaptation measures such as sea walls at the Nightcliff Foreshore.

Crucial to capturing these opportunities is the creation of partnerships. Given our proximity to Asia and the fact we share our oceans with our northern neighbours we have great opportunities for international development and a chance to become world leaders in tropical ocean management

4. Do these challenges reflect the key issues in our coasts and seas?

The challenges address some of the key issues in our coasts and seas. Council emphasises the threats to historic sites and community infrastructure (including boat ramps) as a result of climate change and sea level rise. Sea level rise is greater in Darwin than in other parts of Australia and is estimated to be around 14mm annually. Changes in rainfall may result in more intense run off through our stormwater system and direct sheet flow. This needs to be considered in the Strategy.

5. Is the goal appropriate and reflective of the NT needs?

While the goal is sufficient it would be enhanced with a reference to resilience. As a relatively undeveloped area that is rapidly changing, the ability of our coastal and marine environments to withstand and, hopefully, thrive into the future will hinge on resilience.

6. Are the management principles relevant and appropriate? Is their purpose clear?

The guiding principles are relevant and appropriate, however will benefit from a clear commitment to ecological sustainable development (ESD), including definition of the principles of ESD. City of Darwin recommends at a minimum a commitment to:

- the precautionary principle.
- the principle of intergenerational equity.
- conservation of biological diversity and ecological integrity.
- improved valuation, pricing and incentive mechanisms such as the “polluter pays” principle.

7. Are these objectives appropriate and reflective of the key issues?

The objectives reflect key issues; however as previously mentioned there should be a clear focus on resilience. This is in keeping with the principle of intergenerational equity, so that the actions of our current generation do not deteriorate the environs for future generations.

8. Do these outcomes reflect what you would expect to see in the Strategy?

The outcomes reflect what we would expect to see in the strategy. While they remain high level it is expected that the implementation plan will more specifically address the actions and responsible bodies.

9. Are there additional outcomes you think should be included in the Strategy?

Not at this time.

10. What kind of partnership arrangements do you think could support the implementation of the Coastal and Marine Management Strategy?

City of Darwin welcomes clear commitments, roles and responsibilities of all stakeholders. It is important to acknowledge and value the work that is already being done to capture data and protect our coastal and marine environments. Marine industry partnerships should be investigated to ensure funding for monitoring, management and clean-up activities.

11. What is the best way for the community and industry to be involved in management and decision making of our coasts and seas?

City of Darwin supports robust community consultation processes, with a broad stakeholder base. City of Darwin also supports the development of Memos of Understanding to formalise and clarify roles and responsibilities.

In conclusion

City of Darwin welcomes the development of the Coastal and Marine Management Strategy, and looks forward to participating in the development of the Implementation Plan.

DRAFT

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.1.4
YES

COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS - MARCH 2018

REPORT No.: 18CL0026 EB:kl COMMON No.: 3134991 DATE: 27/03/2018

Presenter: Darwin Safer City Program Coordinator, Elly Bugg

Approved: General Manager City Life, Anna Malgorzewicz

PURPOSE

The purpose of this report is to present to Council for consideration, responses to Liquor Licence Applications.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- Council has been advised of two liquor licence applications for comment.
- This report details City of Darwin Officers' recommended responses to the Northern Territory Government for the liquor licence applications.
- Council has endorsed its *Safer Vibrant Darwin Plan 2016-2019*, which outlines strategic directions and actions that contribute to a safer, more vibrant community. Recommendations within this report align with the framework.

PAGE: 2
 REPORT NUMBER: 18CL0026 EB:kl
 SUBJECT: COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS – MARCH 2018

RECOMMENDATIONS

- A. THAT Report Number 18CL0026 EB:kl entitled Council Response to Liquor Licence Applications – March 2018, be received and noted.
- B. THAT Council endorse the letter to the Director-General of Licensing at Attachment A to Report Number 18CL0018 EB:kl entitled Council Responses to Liquor Licence Applications – March 2018, noting Council has not identified any reason that would be grounds for objection under Section 47F (2) of the Liquor Act to the application for a Material Variation to a Liquor Licence from Mr Chung Jae Lee (Nominee) and Ms Dianne Jayne Lee, trading as Little Miss Korea.
- C. THAT Council endorse the letter to the Director-General of Licensing at **Attachment B** to Report Number 18CL0026 EB:kl entitled Council Responses To Liquor Licence Applications – March 2018, noting Council has not identified any reason that would be grounds for objection under Section 47F(2) of the *Liquor Act* to the application from The Pearl Darwin.

BACKGROUND

PREVIOUS DECISIONS

DECISION NO.21\5529 (27/06/17)

NT Alcohol Policies and Legislation Review

Report No. 17C0045 KH:es (27/06/17) Common No. 3562620

- B. *THAT Council endorse the City of Darwin response submission to the Northern Territory (NT) Government Review of Alcohol Policies and Legislation at **Attachment A** as amended to suggest some stronger responses to licensing, takeaway licenses, closing hours, provision of support facilities, review of dry area legislation enforcement, impact on residents and other administrative matters to report Number 17C0045 KH:es entitled NT Alcohol Policies and Legislation Review.*

DECISION NO.21\3499 (14/07/15)

Restaurant Liquor Licence Application – Little Miss Korea – Shop 17, 56 Smith Street Darwin

Report No. 15C0087 MG:kl (14/07/15) Common No. 3134991

*THAT Council note there are no grounds for objection under Section 47F(2) of the Liquor Act and endorse the letter to the Director of Gambling and Licensing Services, at **Attachment B** to report 15C0087 MG:kl entitled Restaurant Liquor Licence Application – Little Miss Korea – Shop 17, 56 Smith Street Darwin.*

DECISION NO. 20\2776 (11/05/10)

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 REPORT NUMBER: 18CL0026 EB:kl
 SUBJECT: COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS – MARCH 2018

Status of Council's Objection to an Application for a Variation of the Liquor Licence Conditions for Hot Rock Restaurant and Bar

Report No. 10C0065 AF:kl (05/05/09) Common No. 1723985

B. THAT Council proceeds to object to all new applications in the municipality for extensions of late night trading hours after 2.00am

Considerations under the *Liquor Act*

Licensing NT has advised City of Darwin that the following sections of the *Liquor Act* are relevant to this application:

Under section 32A(5) of the *Liquor Act*, "If the application relates to premises within the area of a shire council or a regional council, the Director-General must, as soon as reasonably practicable, inform the CEO of the council that the application has been made."

Grounds For Objection Under Section 47F(2) Of The Liquor Act

Pursuant to Section 47F(2) of the *Liquor Act*, an objection may only be made on the grounds that the grant of the licence may or will adversely affect:

- (a) The amenity of the neighbourhood where the premises the subject of the application are or will be located; or
- (b) Health, education, public safety or social conditions in the community.

Under Section 32A(2) of the *Liquor Act*, where the Director-General deems that the notice of publication is not required Section 47F does not apply. The Director-General may seek advice from stakeholders, but an objection under Section 47F(2) is not available as the application is not required to be published.

DISCUSSION

City of Darwin received two liquor licence applications that Council Officers cannot identify any reason that would be grounds for objection under Section 47F(2) of the *Liquor Act*. Response to these applications is provided in **Attachments A** and **B** to this report. Details of the applications are as follows:

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 REPORT NUMBER: 18CL0026 EB:kl
 SUBJECT: COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS – MARCH 2018

Applicant	Description of Application
<p>Mr Chung Jae Lee and Ms Dianne Jayne Lee (Nominees), trading as 'Little Miss Korea'.</p>	<p>Little Miss Korea is a restaurant situated in Austin Lane, Darwin City. The owners are applying for a Material Variation to their Liquor Licence to expand the business and extend the existing licenced area into an adjoining loading bay which faces into Austin Lane. The owners describe the location of their restaurant and the adjacent Austin Lane as a 'funky, industrial space'. They have a vision of Austin Lane will become an area not unlike that seen in other capital cities, which will attract both locals and tourists alike. As part of this vision, the owners have also applied to City of Darwin for an upgrade to the lighting in Austin Lane.</p>
	<p>It is to be noted that there is no material change to the Liquor Licence or the nature of the business conducted by the Licensee under the current Restaurant Licence. The Licensee is not seeking any amendment to the trading hours for consumption of alcohol on premises and/or away from the premises. The application related only to the extension and modification to the premise.</p> <p>The current trading hours of Little Miss Korea is Monday to Sunday 11:30am to 23:59pm the same day.</p> <p>Under the current Restaurant Licence, the Licensee may not serve liquor other than as ancillary to a meal.</p>

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 REPORT NUMBER: 18CL0026 EB:kl
 SUBJECT: COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS – MARCH 2018

<p>PTR Hospitality Pty Ltd, trading as The Pearl Restaurant Darwin</p>	<p>The Pearl Restaurant Darwin is located in Shop 9/27 Smith Street, The Mall, Darwin City.</p> <p>An application for a Transfer of a Liquor Licence under section 41 of the Liquor Act has been received by Licencing NT and provided to City of Darwin for comment. As is required under the Act, the application has been forwarded to the Northern Territory Liquor Commission and the Director-General of Licencing as it is in effect, a new liquor licence. All required documentation for the application has been provided to Licencing NT in regards to this matter. No public objections have been received in relation to the application to transfer the Liquor Licence.</p> <p>PTR Hospitality Pty Ltd has lodged the application seeking a transfer of the liquor licence for The Pearl Restaurant Darwin, currently held by Burkea Pty Ltd, to them. The Transfer of the liquor licence is due to the sale of the business from Burkea Pty Ltd to PTR Hospitality Pty Ltd. City of Darwin has been notified that the NT Police support the transfer of this liquor licence.</p> <p>It is to be noted that there will be no material change to the Liquor Licence or the nature of the business conducted by the Licensee upon transfer of the Licence. The new Licensee will not be seeking any amendment to the trading hours for consumption of alcohol on premises and/or away from the premises. The application is related only to the transfer of the licence from the current Nominee to the Applicant.</p> <p>The current trading hours of the Pearl Restaurant Darwin is Monday to Sunday 6:00am to 12:00am the same day.</p>
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CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Manager Vibrant Communities

In preparing this report, the following External Parties were consulted:

- Principal Liquor, Gaming & Racing Licensing Officer, Licensing NT

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 REPORT NUMBER: 18CL0026 EB:kl
 SUBJECT: COUNCIL RESPONSE TO LIQUOR LICENCE APPLICATIONS – MARCH 2018

POLICY IMPLICATIONS

Council has endorsed the 'Safer Vibrant Darwin Plan 2016-2019'. This Plan provides Council a framework to work towards a safer, healthier and more inclusive community. Underpinning the Plan is a focus on reducing the harms associated with excessive alcohol consumption and abuse. Council advocates for supply reduction, demand reduction and harm minimisation to meet the objectives of the Safer Vibrant Darwin Plan.

BUDGET AND RESOURCE IMPLICATIONS

Nil

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Risk, legal and legislative implications, if applicable, are noted in individual letter responses.

ENVIRONMENTAL IMPLICATIONS

Nil

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

ELLY BUGG
DARWIN SAFER CITY PROGRAM
COORDINATOR

ANNA MALGORZEWICZ
GENERAL MANAGER CITY LIFE

For enquiries, please contact Anna Malgorzewicz on 89300633 or email:
a.malgorzewicz@darwin.nt.gov.au.

Attachments:

- Attachment A:** Draft letter to the Director-General noting Council has not identified any reason that would be grounds for objection under Section 47F(2) of the *Liquor Act* for the application from trading as Little Miss Korea.
- Attachment B:** Draft letter to the Director-General noting Council has not identified any reason that would be grounds for objection under Section 47F(2) of the *Liquor Act* for the application from PTR Hospitality Pty Ltd, trading as The Pearl Restaurant Darwin.

28 March 2018

Please quote: 3134991 EB:kl

Director-General
Gambling and Licensing Services
GPO BOX 1154
DARWIN NT 0800

Dear Director-General

**APPLICATION FOR A MATERIAL ALTERATION TO A LIQUOR LICENCE –
LITTLE MISS KOREA**

At the 2nd Ordinary Council meeting on 27 March 2018, Council considered the above liquor licence application.

Council wishes to advise it has not identified any reason that would be grounds for objection under Section 47(2) of the Liquor Act for the application of a Material Alteration to a Liquor Licence by Little Miss Korea.

Yours sincerely

ANNA MALGORZEWICZ
GENERAL MANAGER CITY LIFE

28 March 2018

Please quote: 3134991 EB:kl

Director-General
Gambling and Licensing Services
GPO BOX 1154
DARWIN NT 0800

Dear Director-General

APPLICATION FOR A TRANSFER OF A LIQUOR LICENCE – THE PEARL RESTAURANT DARWIN

At the 2nd Ordinary Council meeting on 27 March 2018, Council considered the above liquor licence application.

Council wishes to advise it has not identified any reason that would be grounds for objection under Section 47(2) of the Liquor Act for the application of a Transfer of a Liquor Licence by The Pearl Restaurant Darwin.

Yours sincerely

ANNA MALGORZEWICZ
GENERAL MANAGER CITY LIFE

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
YES

AGENDA ITEM: 15.1.5

**PARKING MANAGEMENT PROPOSAL - TAMBLING TERRACE AND KAILIS STREET,
WANGURI – OUTCOMES OF COMMUNITY CONSULTATION**

REPORT No.: 18CO0005 PC:jw COMMON No.: 3576971

DATE: 27/03/2018

Presenter: Manager Design, Development & Projects, Drosso Lelekis

Approved: Acting General Manager City Operations, Nik Kleine

PURPOSE

The purpose of this report is to inform Council of the outcomes of the community consultation undertaken in relation to the parking management proposal to address traffic and parking issues along Tambling Terrace and Kailis Street, Wanguri and to seek Council's endorsement to implement an updated proposal.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

2 Vibrant, Flexible and Tropical Lifestyle

Outcome

2.1 Improved access and connectivity

Key Strategies

2.1.3 Manage the road network to meet community needs

KEY ISSUES

- At the 2nd Ordinary Council Meeting held 25 October 2017 Council adopted a parking management proposal along Tambling Terrace and Kailis Street, Wanguri for the purpose of community consultation (**Attachment A**).
- Seven letters were sent and four responses were received.
- Of the four responses received, one was supportive of the proposal, providing some minor modifications were made, two objected to the proposal unless significant modifications were made and one strongly objected to the proposal.
- As a result of the feedback received, a revised plan was forwarded to the residents for further comment.
- A further three comments were received in response to the second round of community consultation, requesting further amendments which were assessed and can be accommodated without compromising safety and amenity.
- Based on the outcomes of the consultation undertaken, it is recommended that Council endorse the modified version of parking management proposal at **Attachment B** for implementation.

PAGE: 2
 REPORT NUMBER: 18CO0005 PC:jw
 SUBJECT: PARKING MANAGEMENT PROPOSAL - TAMBLING
 TERRACE AND KAILIS STREET, WANGURI – OUTCOMES
 OF COMMUNITY CONSULTATION

RECOMMENDATIONS

- A. THAT Report Number 18CO0005 PC:jw entitled Parking Management Proposal - Tambling Terrace and Kailis Street, Wanguri – Outcomes of Community Consultation, be received and noted.
- B. THAT Council endorse the implementation of the amended parking management proposal provided at **Attachment B** of Report Number 18CO0005 entitled Parking Management Proposal - Tambling Terrace and Kailis Street, Wanguri – Outcomes of Community Consultation

BACKGROUND

There is a history of concerns raised by local residents about safety and access at the intersection of Tambling Terrace and Kailis Street, Wanguri.

Several vehicles, associated with adjacent land uses, park in the area around the intersection, limiting sight distance as well as reducing through traffic on Kailis Street to a single lane.

A study was undertaken to develop options to address the traffic and parking issues occurring in this area and a number of solutions were identified.

One of these options (as amended) was endorsed by Council for the purposes of community consultation.

At the 2nd Ordinary Council Meeting held 31 October 2017, Council resolved as follows:

Traffic and Parking Issues Along Tambling Terrace Between Lee Point Road and Kailis Street

Report No. 17CO0018 (25/10/17) Common No. 3576971

(Want de Rowe/Haslett)

- A. *THAT Report Number 17CO0018 DL:lf entitled Traffic and Parking Issues Along Tambling Terrace Between Lee Point Road and Kailis Street, be received and noted.*
- B. *THAT Council endorse Option 1 as described in Report Number 17CO0018 DL:lf entitled Traffic and Parking Issues Along Tambling Terrace Between Lee Point Road and Kailis Street for the purpose of community consultation, as amended to extend the single yellow line in front of Lot No 6594, Kailis Street, to minimize congestion during peak hour.*

Decision No 22\0122 (31/10/17)

The community consultation has now concluded and an amended parking management proposal is recommended for implementation.

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 REPORT NUMBER: 18CO0005 PC:jw
 SUBJECT: PARKING MANAGEMENT PROPOSAL - TAMBLING
 TERRACE AND KAILIS STREET, WANGURI – OUTCOMES
 OF COMMUNITY CONSULTATION

DISCUSSION

In response to Council's decision, the proposed parking management proposal was amended as shown at **Attachment A** to this report and was forwarded to the residents of the directly affected properties for comment.

Four responses were received to the first round of consultation, the details of which are provided below for each property.

- No. 3 Tambling Terrace: Supportive of proposal - but requested that the single parking bay on Tambling Terrace be moved closer to the driveway of No. 3 Tambling Terrace;
- No. 48 Kailis Street: Concerned that the current proposal would move the congestion to the front of 48 Kailis Street and request additional parking restrictions be installed adjacent their driveway to prevent this, if the current proposal is implemented;
- No. 29 Kailis Street: Concerned that the current proposal will move the congestion to the front of 29 Kailis Street and request additional parking restrictions be installed adjacent their driveway to prevent this if the current proposal is implemented;
- No. 50 Tambling Terrace: Requested that the project be placed on hold and he claimed that he will be raising a petition against it. They also stated that the proposal *"is unfair and will cripple us and the surrounding neighbours..."*

As a result of the feedback received during the initial consultation and further discussions with the owner/occupier of No. 50 Kailis Street, modifications were made to the proposed layout to remove some of the parking restrictions along Kailis Street, which would not compromise safety in the area. A revised plan incorporating these changes was produced and then forwarded to residents providing them with a further opportunity to comment.

This second round of consultation resulted in another three submissions, requesting further amendments. These were assessed and two, which can be accommodated without compromising safety and amenity were supported. The supported amendments included providing some additional yellow line along Kailis Street (only one car length) at the left turn into Kailis Street from Tambling Terrace and introducing a further parking restriction adjacent the driveway to No. 48 (Lot 6595) Kailis Street.

The parking management proposal was further modified and it is recommended that the arrangement provided at **Attachment B** be installed.

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 REPORT NUMBER: 18CO0005 PC:jw
 SUBJECT: PARKING MANAGEMENT PROPOSAL - TAMBLING
 TERRACE AND KAILIS STREET, WANGURI – OUTCOMES
 OF COMMUNITY CONSULTATION

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Design Team Leader

In preparing this report, the following External Parties were consulted:

- Tonkin Consulting
- Directly affected residents/property owners

POLICY IMPLICATIONS

City of Darwin Policy No. 025 – Community Engagement

BUDGET AND RESOURCE IMPLICATIONS

An amount of \$24,000 has been allocated from the 2017/2018 Local Area Traffic Management budget for the implementation of the parking management works.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

If parking management changes (see recommended proposal at **Attachment B**) are not implemented at these locations, there would continue to be road safety risk to the community.

The resident at No. 50 Kailis Crescent has advised staff of “legal action” should the original Council-endorsed for consultation parking management proposal be implemented. However, it is not Council’s responsibility to provide for specific private use. Any on-street parking is available to all.

ENVIRONMENTAL IMPLICATIONS

Council aims to provide a safe road network environment for all road users.

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 REPORT NUMBER: 18CO0005 PC:jw
 SUBJECT: PARKING MANAGEMENT PROPOSAL - TAMBLING
 TERRACE AND KAILIS STREET, WANGURI – OUTCOMES
 OF COMMUNITY CONSULTATION

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

DROSSO LELEKIS
MANAGER DESIGN,
DEVELOPMENT AND PROJECTS

NIK KLEINE
ACTING GENERAL MANAGER
CITY OPERATIONS

For enquiries, please contact Drosso Lelekis on 89300414 or email:
 d.lelekis@darwin.nt.gov.au.

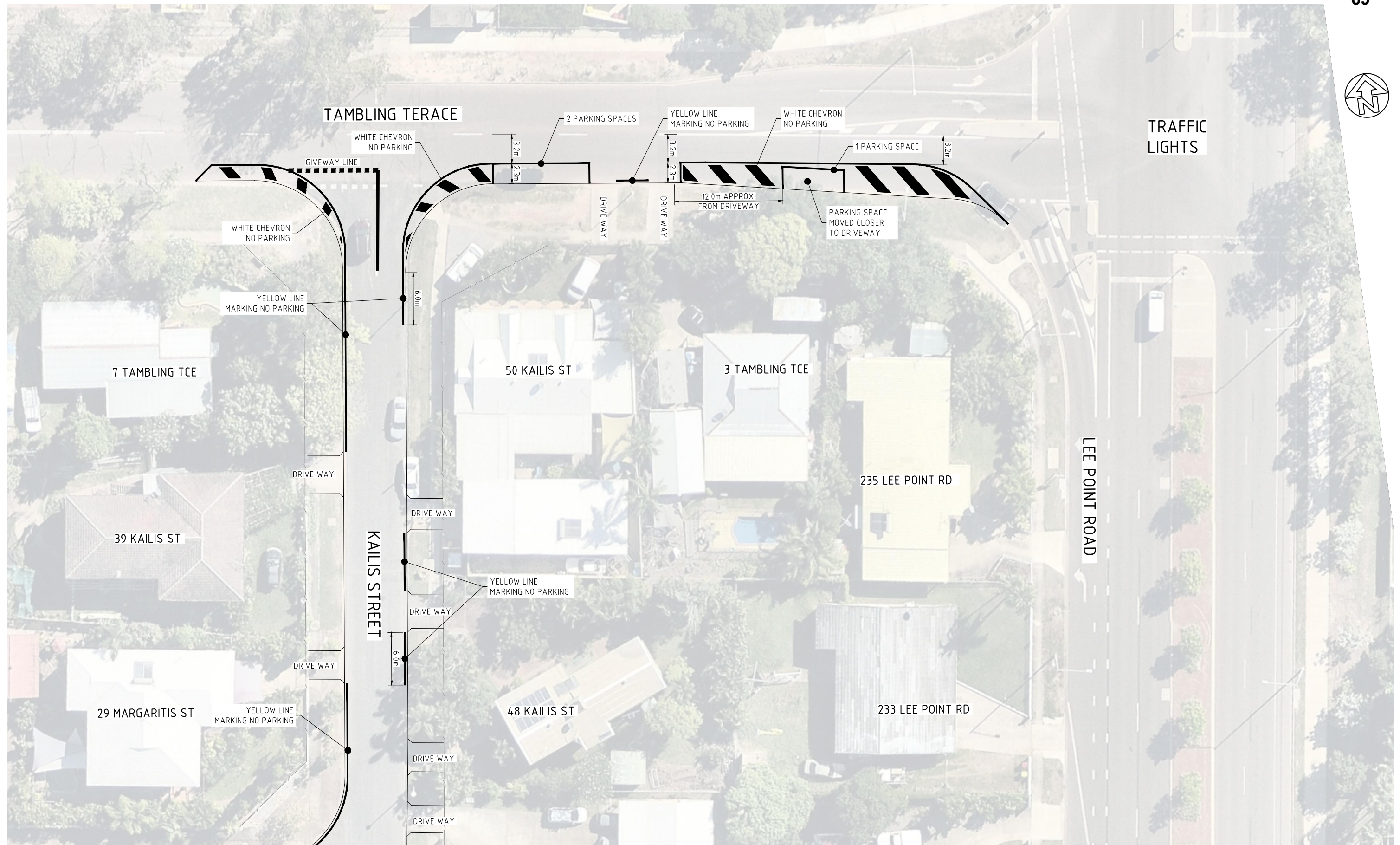
Attachments:

Attachment A: Parking Management Option 1, amended to extend the single yellow line in front of Lot No 6594, Kailis Street, (Decision No 22/0122).

Attachment B: Modified Parking Management Arrangement Recommended for Implementation



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PRELIMINARY									
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ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
YES

AGENDA ITEM: 15.1.6

GARDEN OF LIGHT

REPORT No.: 18CO0013 NK:ay COMMON No.: 3627108

DATE: 27/03/2018

Presenter: Acting General Manager City Operations, Nik Kleine

Approved: Acting General Manager City Operations, Nik Kleine

PURPOSE

The purpose of this report is to present the final design, informed by a community engagement process and seek endorsement from Council for construction of Stage One of the Garden of Light.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

KEY ISSUES

- Community engagement has been undertaken on the location, messages of hope and design aspects of the Garden of Light.
- Recommended design changes have been incorporated into the design.
- Based on the outcomes of consultation it is recommended that Council endorse the construction of Stage One of the Garden of Light.

RECOMMENDATIONS

- THAT Report Number 18CO0013 NK:ay entitled Garden of Light, be received and noted.
- THAT the final design and location for the Garden of Light be endorsed by Council for construction of Stage One as identified in **Attachment A and Attachment B** of Report No. 18CO0013 NK:ay entitled Garden of Light.

BACKGROUND

The concept for the Garden of Light became a focus after a community tragedy in the Jingili area. The objective of the project is to provide a space allowing opportunity for reflection, solace, mindfulness techniques and to commemorate and cope with personal and emotional hardship in all forms.

An initial report was presented at the City Operations Committee Meeting on Wednesday 22 November 2017, with the Committee resolving as follows:

PAGE: 2
 REPORT NUMBER: 18CO0013 NK:ay
 SUBJECT: GARDEN OF LIGHT

9.1.8 Garden of Light – Jingili Water Gardens

Report No. 17CO0040 LC:jw (22/11/17) Common No. 3627108

(Knox/Young)

COMMITTEE'S DECISION

THAT the Committee resolve under delegated authority:-

- A. THAT Report Number 17CO0040 LC:jw entitled Garden Of Light – Jingili Water Gardens, be received and noted.*
- B. THAT Council adopt the draft concept plan (as shown in **Attachment A**) to Report Number 17CO0040 LC:jw entitled Garden Of Light - Jingili Water Gardens, for the purpose of engagement with specific stakeholders as identified in the Report including the location.*
- C. THAT a further report be presented to council to present the final design of the Garden of Light informed by the community engagement process.*

DECISION NO.22\0242 (22/11/17) Carried

DISCUSSION

Council Officers sought advice from City of Darwin's Access and Inclusion Committee in regards to appropriate organisations to engage with, at the level of involve, to form a focus group to guide the gardens design. The representatives nominated have the expertise, knowledge and experience to add value to the project and ensure the garden meets the intent of the project.

Representatives from the following organisations participated in the focus group:

- Sids and Kids
- Headspace
- NT Mental Health Coalition
- Mental Illness Fellowship NT
- NT Primary Health Network

The following key areas were addressed:

- Naming of the garden
- Narrative to support the garden's purpose
- Messages and phrases
- The design

Consultation outcomes from the focus group are identified in the community engagement report Garden of Light **Attachment C**.

PAGE: 3
 REPORT NUMBER: 18CO0013 NK:ay
 SUBJECT: GARDEN OF LIGHT

Naming of Garden

The focus group was given the opportunity to select their preferred name from a list of potential names or alternatively suggest their own. The majority of the focus group was concerned that the name 'Garden of Light' would be misunderstood to be a light display.

The objective for the Garden of Light is not only to practice mindfulness but to be at a place where any person can reflect on certain life challenges. The focus group recommended that a name such as Garden of Reflection is more appropriate for the intent of the garden.

It is recommended that the Garden of Light be named the Garden of Reflection.

Narrative

A narrative was developed by the focus group to describe the garden and assist in relaying the message of its purpose to the community (**Attachment C, Appendix B**).

Messages and Phrases

The concept design for the Garden of Light includes four messages and phrases in the pathway and one message of located within the seating area. The preferred messages and phrases selected by the focus group are:

Seating area -

- Hope

Pathway -

- You are not alone
- Never give up
- May you find some comfort here
- I am in the process of becoming the best version of myself

Design

The focus group identified "Area A" (**Attachment B**) as the preferred location for the Garden of Reflection. This was considered most suitable due to its accessibility, landscaping options and room for expansion should the garden prove popular.

The final design (**Attachment A**) has broad support across the group with the following elements key considerations in the design:

- scented plants,
- white, yellow and purple flowers,
- signage linking people with support services,
- a break-out area to allow usage by larger/multiple groups,
- water feature.

Wi-Fi was identified as undesirable as the group felt the space should be a place for people to disconnect from technology and meditate.

PAGE: 4
 REPORT NUMBER: 18CO0013 NK:ay
 SUBJECT: GARDEN OF LIGHT

A break-out area and water feature could be considered as part of any future expansion of the garden; however it is not feasible to construct these elements within the current project budget.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Manager Engagement & Participation

In preparing this report, the following External Parties were consulted:

- Sids and Kids
- Headspace
- NT Mental Coalition
- Mental Illness Fellowship NT
- NT Primary Health Network

POLICY IMPLICATIONS

The community engagement was undertaken at the Levels of consult and involve in accordance with City of Darwin Policy No. 025 – Community Engagement

BUDGET AND RESOURCE IMPLICATIONS

The council budget of \$50,000 has been allocated. It is estimated that Stage One can be constructed within the existing budget allocation. Stage Two is estimated to cost an additional \$50,000 that can be included for future budget consideration.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Infrastructure will be designed in accordance with relevant statutory standards and requirements where possible. Considerations include, but are not limited to: access, lighting, pavement marking and signage.

ENVIRONMENTAL IMPLICATIONS

The project proposes to provide an improved urban environment through increased landscaping and shade.

PAGE: 5
REPORT NUMBER: 18CO0013 NK:ay
SUBJECT: GARDEN OF LIGHT

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

NIK KLEINE
ACTING GENERAL MANAGER
CITY OPERATIONS

NIK KLEINE
ACTING GENERAL MANAGER
CITY OPERATIONS

For enquiries, please contact Nik Kleine on 89803654 or email:
n.kleine@darwin.nt.gov.au.

Attachments:

Attachment A: Concept design
Attachment B: Map – Preferred Location
Attachment C: Community Engagement Report

ATTACHMENT A



LANDSCAPE PLAN

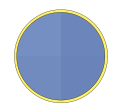
KEY TO SYMBOLS



Lagerstromia indica



Maniltoa lenticellata



Water Feature

Message of hope:

Hope



Water Feature 700mm high with access prevention layer below water line to deter people and fauna from entering the water



Wrought Iron Bench



Stone Bench Seat



Uplight for trees



Exposed Aggregate Finish



1m high Garden Bed



0.5m high Garden Bed



0.3m high Garden Bed (Ground cover only)



Irrigated Grass

				75	
D.	FOR DISCUSSION	16.11.2017	FE	SMC AUSTRALIA	
C.	FOR DISCUSSION	15.11.2017	FE	SMC AUSTRALIA	
B.	FOR DISCUSSION	07.11.2017	FE	SMC AUSTRALIA	
A.	FOR DISCUSSION	07.11.2017	FE	SMC AUSTRALIA	
REV.	REVISION DESCRIPTION	DATE	NAME	DEPT/COMPANY	

COUNCIL



PO BOX 84, DARWIN NT 0801

LANDSCAPE ARCHITECT



6/90 Ross Smith Avenue Fannie Bay NT 0820
p +61 8 6981 4806 | f +61 8 6981 0848 | www.smec.com

JINGILI WATER
GARDENS- GARDEN
OF LIGHT

LANDSCAPE PLAN

DESIGNED F.EDDLESTON	PROJECT MANAGER J.LEWIS		
DATE: 07.11.2017	DATE	75	
SHEET No.	DRAWING No.	AMEND	SHEET
1 OF 3	CD04	A	A1

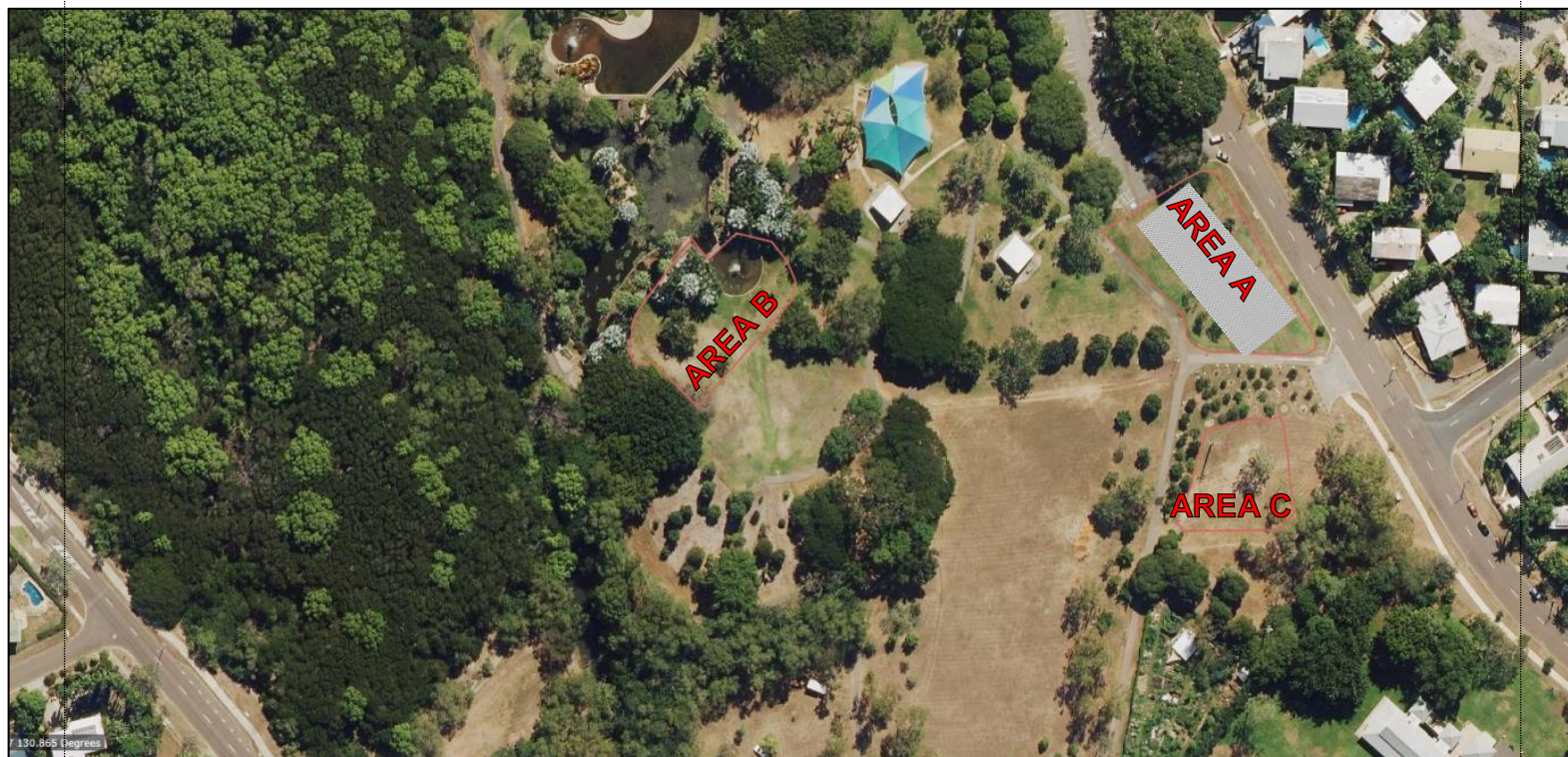
ATTACHMENT B

Figure 1: Proposed locations A, B & C.

Area A - preferred location.



Community Engagement Report

Level: Involve

Garden of Light

1. BACKGROUND

The objective of the Garden of Light is to have a garden where people can practice mindfulness. The aim of the space is to connect to people, allowing people to use mindfulness techniques in the space. The Garden of Light became a focus after a tragedy, which resulted in the death of members in the Jingili community.

The idea is to have flowering plants, a fountain and messages of hope in the garden. The Garden of Light is to offer solace to not only those who have lost a loved one, but for those who experience loss in other forms such as the loss of physical or mental health, the loss of cultural identity, the significant breakdown of family relationships among many other scenarios.

The Garden of Light is to also create an environment for the community to visit and find solace or take the time to commemorate and cope with loss in everyday life.

2. OBJECTIVE

The objective of this engagement program is:

- To form a focus group with the relevant expertise to guide Council in the design of the garden to meet the need of providing respite, relief, reflection and renewal

3. APPROACH

The engagement program was delivered through a focus group to seek the involvement of organisations that work in the field of community development, grief, loss mental health and wellbeing.

Representatives from the following organisations participated in the focus group:

- Sids and Kids
- Headspace
- NT Mental Health Coalition
- Mental Illness Fellowship NT
- NT Primary Health Network

4. FOCUS GROUP OUTCOMES

The focus group provided feedback on the following key areas:

- Location
- Naming and narrative
- Messages and phrases
- Design

Location

The focus group were taken around Jingili Water Gardens and shown the three locations identified by the project team. The pros and cons of each site were discussed and the

participants were asked to rank their preference for each location. The full feedback is provided in **Appendix A**. The participants were most supportive of Area A due to the accessibility, landscaping opportunities and room for expansion.

Naming and narrative

The group discussed the name of the garden, with the top three preferences being:

Garden of Reflection
Garden of Light
Garden of Hope

The majority of the group preferred the name 'Garden of Reflection'. They were concerned that 'Garden of Light' could be misconstrued to be a lights display. They felt the name 'Garden of Reflection' better captured the purpose of the garden.

The group discussed appropriate narrative to describe and communicate the garden to the community, the narrative shown in **Appendix B** was supported by the group which can be developed further as necessary.

Messages and Phrases

The concept design for the garden includes four messages/phrases in the pathway, one 'message of hope' in the centre, and potentially a message in the feature seating. The group were asked to list ideas for the messages and phrases, the following were considered:

Hope
Forgiveness
You are not alone
Go where you feel most alive
Keep on dreaming
Stand strong
Never give up
Life is beautiful
Your legacy will live on
May you find some comfort here
Connection
I have the power to create change
I am in the process of becoming the best version of myself
Grant me the serenity to accept the things I cannot change, courage to change the things I can, and wisdom to know the difference

The group selected the following preferred messages:

Hope
You are not alone
Never give up
May you find some comfort here
I am in the process of becoming the best version of myself

Grant me the serenity to accept the things I cannot change, courage to change the things I can, and wisdom to know the difference

Design

There was overall support for the initiative and the concept design. A key idea from the whole group was to have some separate areas and more seating so that it can be used by more people at one time and by small groups of people.

The following suggestions were made:

Build a design that can be expanded as extra funding becomes available
 A few break-out areas would be useful so that more than one family/group could use it at a time
 The stone seats used in The Quarter at Casuarina would be good for more seating
 Aboriginal cultural recognition
 Please include sunflowers
 Aromatic plants/flowers have great calming influences
 I like the layered tree concept
 Good to have water feature if funds available
 Lights leading around area would be good
 Reflexology water path
 Separate areas but semi-open to ensure safety
 Ability for larger groups than couples
 Message along path for a journey
 Space seems small
 White/purple colours for flowers
 Does it need a drinking fountain?
 Cut into the mound so it becomes a screen without reducing the height
 More seating for families, support groups, separate spaces?
 Have a sign that provides information for crisis contacts – TEMH best contact, and a website which provides further information
 No wifi – for mindfulness a space without wifi is good
 Could there be a sensor on the seat that starts music once you sit down
 Can other organisations contribute funds?

5. CONCLUSION

The focus group provided valuable insight into development of the garden to achieve the aims of providing respite, relief, reflection and renewal.

The focus group recommended the garden be located in Area A and be named Garden of Reflection. The following messages and phrases were recommended:

Hope

You are not alone

Never give up

May you find some comfort here

I am in the process of becoming the best version of myself

Grant me the serenity to accept the things I cannot change, courage to change the things I can, and wisdom to know the difference

Key recommendations for the design were to have break-out areas with more seating to accommodate more people and small groups. The group liked the use of flowers in the design and spoke about the important calming influence that aromatic plants and flowers can have. The group recommended that wifi was not a good idea for the space, as it is beneficial to not have the distraction whilst being mindful and reflective. They also felt it is important to have a sign with information for crisis contacts (TEMH was recommended as the contact), and to also create a page on Council's website about the garden with information for support services.



Figure 1: Proposed locations A, B & C.

Area A



Advantages

- Closer to amenities and services i.e. water and power.
- Clear site.
- Location away from high use areas however still allows passive surveillance.
- Integrated within existing pathway network.
- Allows for future expansion and larger groups.
- Car parking facilities within close vicinity particularly with reduced mobility.

Disadvantages

- Close to Freshwater Road – May be prone to traffic noise
- Proximity to playground and barbeque area may limit potential to 'reflect' at certain times.



Location Preference

Please rank your preference for this area from 1 to 3 (with 1 being most preferred, 3 being least preferred)

1st preference - 5 organisations

2nd preference – 1 organisation

Reasons

Please provide comment to help us understand your preference

1 - Away from traffic, room for expansion, can be made more secluded with trees etc and easy to access for all.

1 - Easy access – road not too busy, can be landscaped without too many changes to existing landscape.

2 – Too exposed, too loud/busy in Dry – Slightly forced feeling?

1 - Limited privacy

1 – not too far / secluded – easy access

Area B



Advantages

- Adjacent to lake and fountain. Can utilise existing infrastructure.
- Away from high use areas.
- Limited traffic noise from Trower Road and

Disadvantages

- Site is not level.
- Contains existing vegetation.
- Secluded area not conducive to passive surveillance.
- Location does not allow for



Location Preference

Please rank your preference for this area from 1 to 3 (with 1 being most preferred, 3 being least preferred)

2nd preference – 2 organisations

3rd preference – 3 organisations

Reasons

Please provide comment to help us understand your preference

2nd preference – water feature could create a calming atmosphere

2nd preference – Loved the waterfall and seclusion but difficult to get to and too close to events and playground etc

3rd preference – Too secluded – in a gully – too busy – not easy access for people with mobility issues. Mozzies.

Area C



Advantages

- Secluded from high use areas of the water gardens.
- Very close vicinity to community gardens.

Disadvantages

- Very close vicinity to Freshwater Rd – Highly prone to traffic noise.
- Limited access to services.
- Great distance from amenities.
- Limited for future expansion.



Location Preference

Please rank your preference for this area from 1 to 3 (with 1 being most preferred, 3 being least preferred)

1st preference – 1 organisation

2nd preference – 2 organisations

3rd preference – 1 organisation

Reasons

Please provide comment to help us understand your preference

1st preference – Best energy, quietest, secluded etc, fruit trees, scent/energy

2nd preference – Nice location but spoilt by power pole and stormwater drain – also T intersection into Freshwater Road

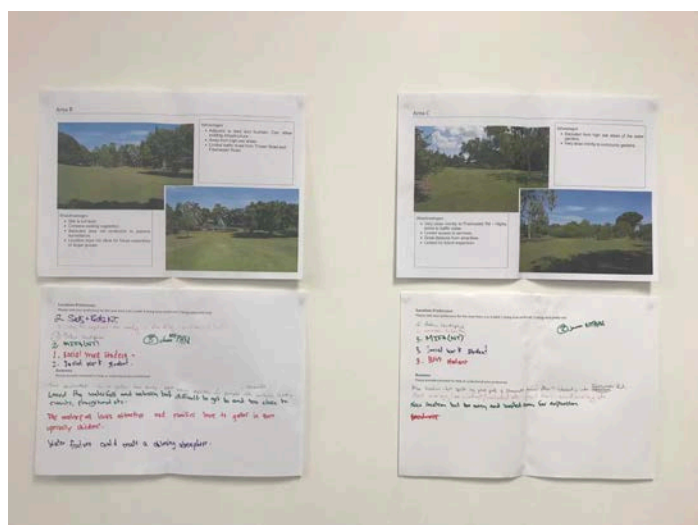
2nd preference – Nice location but too noisy and limited room for expansion

The Garden of Light is to offer solace to not only those who have lost a loved one, but for those who experience loss in other forms such as the loss of physical or mental health, the loss of cultural identity, the significant breakdown of family relationships among many other scenarios.

The Garden of Light is to also create an environment for the community to visit and find solace or take the time to commemorate and cope with loss in everyday life.

The aim of the space is to connect to people, allowing people to use mindfulness techniques in the space.

The garden offers a place for respite, relief, reflection and renewal for the community.



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.1.7
YES

REGIONAL GROWTH FUND

REPORT No.: 18CP0033 VG:ks COMMON No.: 3764323 DATE: 27/03/2018

Presenter: Manager Strategy And Outcomes , Vanessa Green

Approved: Acting General Manager City Performance, Richard Iap

PURPOSE

The purpose of this report is to advise Council that the Australian Government, through the Department of Infrastructure, Regional Development and Cities has released the Regional Growth Fund for submissions.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

5 Effective and Responsible Governance

Outcome

5.5 Responsible financial and asset management

Key Strategies

5.5.1 Manage Council's business based on a sustainable financial and asset management strategy

KEY ISSUES

- The Regional Growth Fund is a new funding program released by the Australian Government, Department of Infrastructure, Regional Development and Cities.
- Funding opened on 2 March 2018 and stage 1 of the application process closes 27 April 2018.
- City of Darwin is eligible to apply.
- The Regional Growth Fund aims to provide 50% funding for major regional transformation projects.
- Funding is for a minimum of \$10M on a 1:1 basis, resulting in major projects valued at a minimum of \$20M.
- Projects must be shovel ready and able to commence within 12 months of executing a funding agreement, approximately October 2018.

PAGE: 2
 REPORT NUMBER: 18CP0033 VG:ks
 SUBJECT: REGIONAL GROWTH FUND

RECOMMENDATIONS

- A. THAT Report Number 18CP0033 VG:ks entitled Regional Growth Fund, be received and noted.
- B. THAT Council does not submit an application for funding from the Regional Growth Fund.

OR

- C. THAT Council submits the following project for funding from the Regional Growth Fund –
 - a. _____
 - b. Noting that Council's contribution to this project totalling \$_____ will be sought from _____

BACKGROUND

On 2 March 2018, the Australian Government released the Regional Growth Fund, as part of its commitment to regional Australia.

DISCUSSION

The Regional Growth Fund is a competitive fund aimed to deliver large scale projects outside of the major capital cities. City of Darwin is eligible to apply.

Program funding will commence in the 2018/19 financial year and cease on 30 June 2022.

The Regional Growth Fund is a \$272.2M investment program. Only those projects that are seeking a minimum of \$10.0M in funding will be considered. Funding is based on a maximum 50% contribution rate which means that the overall project must be valued at a minimum of \$20.0M. There is no cap on the maximum amount that may be applied for, however, it should be noted that there is only \$272.2M available in the fund. This means if each project is awarded \$10.0M in funding, only 27 projects will be considered.

To be eligible, projects must be ready to commence by around October 2018. Commencement includes taking steps to allow construction to commence. All projects must be completed and acquitted by 30 June 2022.

The Australian Government is seeking investment ready projects. Investment ready projects are those that have co-funding and all required regulatory and/or development approvals identified and can demonstrate robust planning has or is being undertaken to commence following execution of a grant agreement.

PAGE: 3
 REPORT NUMBER: 18CP0033 VG:ks
 SUBJECT: REGIONAL GROWTH FUND

The fund aims to deliver major regional transformation projects. Projects are to support long term economic growth and create jobs in regions, including those regions that are undergoing structural adjustment.

It is envisaged that the program will fund projects across a range of key economic categories including, but not limited to: transport and communications, tourism, manufacturing and primary industries. It will fund projects that are for 'common-use' infrastructure or private-use infrastructure that will deliver significant and sustainable benefits to the region. Projects must be new capital or significant upgrades or extension to existing infrastructure. Projects may include a number of strategically identified projects that when linked together form a package of works that will deliver economic benefits to a region or regions.

The Regional Growth Fund is open to state and territory governments, local governments, the private sector and non-for-profit organisations.

The application process will be highly competitive. Stage one of the application process will permit applicants to submit an initial application for assessment without having to spend the time and resources in developing a full business case and associated documents. If applicants are successful at stage one, they will be required to submit a comprehensive suite of documents for stage two. This will involve the development of a high level Business Case including project management plans, asset management plans, project budgets and project risks assessments to name a few.

Program guidelines and frequently asked questions are included at **Attachment A** and **Attachment B**.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Executive Leadership Team considered possible projects for submission.

POLICY IMPLICATIONS

Nil

BUDGET AND RESOURCE IMPLICATIONS

If Council chooses to not make a submission for stage 1 of the Regional Growth Fund there will be no budget or resource implications.

If Council chooses to make a submission for stage 1 of the Regional Growth Fund current resources will need to be diverted from existing projects to deliver an application by 27 April 2018.

PAGE: 4
 REPORT NUMBER: 18CP0033 VG:ks
 SUBJECT: REGIONAL GROWTH FUND

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

There are no risks / legal / legislative implications as a result of this decision, however future consideration will need to be given to ongoing risk and other implications should Council make a submission.

ENVIRONMENTAL IMPLICATIONS

Nil environmental implications as a result of this decision.

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

VANESSA GREEN
MANAGER STRATEGY AND
OUTCOMES

RICHARD IAP
ACTING GENERAL MANAGER
CITY PERFORMANCE

For enquiries, please contact Vanessa Green on 893005531 or email:
v.green@darwin.nt.gov.au.

Attachments:

Attachment A: Regional Growth Fund Program Guidelines

Attachment B: Regional Growth Fund Frequently Asked Questions



Regional Growth Fund Guidelines

Stage One	Initial Application Opening date:	02/03/2018
	Initial Application Closing date and time:	5 pm AEST on 27/04/2018
Stage Two	Full Business Case Timeframes:	Applicants selected to proceed to Stage two will have three months from the time of notification to submit their Full Business Case
	Commonwealth policy entity:	Department of Infrastructure, Regional Development and Cities
	Enquiries:	If you have any questions, please contact the RGF HelpDesk: Phone: 1800 044 938 Email: rgf@regional.gov.au
	Date guidelines released:	02/03/2018
	Type of grant opportunity:	Open competitive

A message from the Minister



As a fourth generation resident of Toowoomba and the Darling Downs in Queensland, regional Australia is in my blood. I believe in the immense opportunities that exist in rural, regional and remote Australia.

I am focused on supporting regional communities to provide the jobs and the infrastructure that will keep families living and working in the regions.

Regional Australia has long been the engine room of the national economy. Agriculture, tourism and manufacturing are all key components of regional Australia's DNA. As Minister for Regional Development, Territories and Local Government, I want to ensure that these industries continue to grow, creating new and better paid jobs for Australians.

The Coalition Government is delivering on its vision for regional Australia. A key pillar of our plan is the Regional Growth Fund, a transformational program that will unlock economic opportunities across the regions.

This competitive funding opportunity will be limited to projects that benefit areas outside of the major capital cities. Successful projects will receive a minimum \$10 million contribution from the Commonwealth.

I encourage all communities to think big and use this program to pursue their vision to grow and develop their local region.

The Coalition Government looks forward to receiving transformational proposals that will ensure regional Australia is an even greater place to live, work and invest.

The Hon Dr John McVeigh MP
Minister for Regional Development, Territories and Local Government

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1. Regional Growth Fund Processes

REGIONAL GROWTH FUND PROCESS MAP

The Regional Growth Fund is a \$272.2 million investment program to provide grants of \$10 million or more for major transformational projects, which support long term economic growth and create jobs in regions, including those undergoing structural adjustment.

Selection of projects will be undertaken in two stages. Stage One requires submission of an Initial Application for competitive assessment. Stage Two is for the submission of a Full Business Case.

We may contact applicants during both stages.



THE GRANT OPPORTUNITY OPENS

We publish the grant guidelines and advertise on GrantConnect.

www.grants.gov.au

STAGE ONE: INITIAL APPLICATION

YOU COMPLETE AND SUBMIT AN INITIAL APPLICATION

Your Initial Application should align with these Program Guidelines.



WE ASSESS ALL INITIAL APPLICATIONS

We assess Initial Applications against eligibility and merit criteria.



WE MAKE INITIAL APPLICATION RECOMMENDATIONS

We provide recommendations to the Ministerial Panel on the eligibility and merit of each Initial Application.



INITIAL APPLICATION DECISIONS ARE MADE

The Ministerial Panel, in conjunction with the Australian Government's Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet, will decide which Initial Applications are successful to progress to Stage Two to submit a Full Business Case.



WE NOTIFY YOU OF THE OUTCOME

We advise you of the outcome of your Initial Application.

STAGE TWO: FULL BUSINESS CASE

YOU COMPLETE AND SUBMIT A FULL BUSINESS CASE

Successful applicants of Stage One Initial Application are to submit a Full Business Case that aligns with these Program Guidelines.



WE ASSESS ALL FULL BUSINESS CASES

We assess Full Business Cases against the value with relevant money criteria.





2. About the Grant Program

The Regional Growth Fund (the Program or RGF) will run over four years from 2018-19 to 2021-22.

The objectives of the Program are to provide grants of \$10 million or more for major transformational projects, which support long term economic growth and create jobs in regions, including those undergoing structural adjustment.

The Australian Government's grant funding, through this Program, is expected to leverage investment from the private sector, not-for-profit organisations and other levels of government in the region.

The Program funding will commence in the 2018-19 financial year and cease on 30 June 2022.

The Program will fund projects across a range of key economic categories including, but not limited to: transport and communications, tourism, manufacturing and primary industries.

The Program will fund projects that are for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.

The Program is open to state and territory governments, local governments, the private sector and not-for-profit organisations.

A two stage process will allow applicants to submit an Initial Application for assessment without having to spend the time and resources developing a Full Business Case and associated documents. Projects that proceed to the second stage will then be required to submit comprehensive project management plans, asset maintenance/management plans, five year cash flows, evidence of use of project post completion, audited financial statements and information on any grants previously received from governments.

The expected outcomes of the Program are to:

- create jobs
- drive economic growth
- build stronger regional communities.

An assessment process does not constitute a contract or other arrangement under which money may become payable. No obligation is placed upon the Australian Government in relation to the acceptance of applications during the Initial Application or other assessment rounds.

Legislative authority for the Program is currently being drafted as an inclusion in Schedule 1AB of the Federal Financial Framework (Supplementary Powers) Regulation 1997. No agreements will be signed, or payments made, until this work is finalised.

The Program will be undertaken according to the *Commonwealth Grants Rules and Guidelines* (CGRGs) at <https://www.finance.gov.au/sites/default/files/commonwealth-grants-rules-and-guidelines.pdf>

3. About the Grant Opportunity

These guidelines contain information about the Program, including the two stage process for selecting projects.

This document sets out:

- the purpose of the grant opportunity
- the eligibility, merit and value with relevant money assessment criteria
- how projects are monitored and evaluated
- responsibilities and expectations in relation to the opportunity.

You must read this document before filling out an application. Further information is available on www.grants.gov.au to help you determine if your project is investment-ready; prepare your Initial Application; and, if applicable, Full Business Case.

Investment-ready projects are those that have co-funding and all required regulatory and/or development approvals identified, and can demonstrate robust planning, in order to commence following execution of a grant agreement.

The first stage for selecting projects is for the submission of an Initial Application, which will allow applicants to submit applications for an assessment against eligibility and merit criteria. This stage is competitive.

The second stage is for the submission of a Full Business Case to allow us to undertake a value with relevant money assessment. This will require the provision of more extensive documentation to support project planning, readiness for the project to proceed and long term viability of the project and the applicant. Advice and a recommendation will be provided to the Minister for approval of the funding under the *Public Governance, Performance and Accountability Act 2013*.

The Department of Infrastructure, Regional Development and Cities (the Department) may liaise with you, if necessary, through either stage.

The process was designed in this way so only applicants who are successful under the Initial Application are invited to submit a Full Business Case.

Decisions on which Initial Applications progress to a Full Business Case will be made by a Ministerial Panel in consultation with the Australian Government's Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet.

Initial Applications will open on 2 March 2018. All Initial Applications must be submitted by 5 pm AEST 27 April 2018 in order to be eligible for assessment.

Successful applicants will be invited to submit a Full Business Case. Full Business Cases must be received by the Department within three months of notification.

Extensions to these timeframes will only be given in extenuating circumstances.

We have defined key terms used in these guidelines in **Appendix A**.

4. Grant amount

The Australian Government has announced a total of \$272.2 million over four years from 2018-19 to 2021-22 for the Program.

Grant applications for a minimum of \$10 million will be considered.

Proponents or other contributors are required to contribute at least 50 per cent cash funding to the project. Therefore, the total project costs must be at least \$20 million (GST exclusive).

There is no cap on the maximum amount that may be applied for, however, it should be noted there is only \$272.2 million available in total.

Projects must be completed and acquitted by 30 June 2022.

5. How to apply

Before you apply, you should read and understand these guidelines, the online Initial Application form and the draft Grant Agreement.

Stage One: Initial Applications are open to all eligible applicants for eligible projects that have strong claims against the merit criteria.

Stage Two: The Australian Government will seek a Full Business Case for successful projects to undergo a value with relevant money assessment for Ministerial approval. Successful applicants will be contacted to submit a Full Business Case.

You are encouraged to seek the support of your Regional Development Australia (RDA) Committee for your project. Your RDA Committee can:

- assist you to identify and develop a strong project proposal that will contribute to long term economic growth and is a priority within your region, and
- work with you to prepare a competitive Initial Application, supporting documents and evidence.

For contact information on your local RDA see <https://rda.gov.au/my-rda/>. Alternatively you can email the Department on rda@infrastructure.gov.au or call us on our RDA hotline 1800 505 938.

If you wish to withdraw an Initial Application you have already submitted contact us at rgf@regional.gov.au.

Projects proceeding to the Full Business Case stage must be consistent with their Stage One Initial Application.

6. Advice from external parties

We may request advice on applications from local, state and territory governments, other Australian Government agencies, independent experts and other external parties.

Advice will be requested on, but not limited to, the history of the applicant in delivering projects, the viability of the project and applicant, the extent to which the project aligns with or delivers priorities in state and territory plans, confirmation of funding contributions and impact of the project on the region.

Where we believe an independent professional confirmation of our assessment of an Initial Application or Full Business Case is required, an Independent Viability Assessment may be undertaken.

The Independent Viability Assessment will be undertaken by an appropriately qualified external consultant engaged by us and the findings of the Independent Viability Assessment will be included in the assessment.

All information provided may be subject to an Independent Viability Assessment.

7. Grant eligibility criteria

We cannot consider your Initial Application if you do not satisfy **all eligibility criteria**. The Program will not fund projects where construction has begun or where construction contracts are in place at the time of the Full Business Case.

The Program will fund projects that are for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.

Examples of 'common-use' infrastructure projects include freight hubs, roads, ports and terminals, medical hubs, communication infrastructure, and integrated tourism activities and assets that enhance and support Australia's regional tourism experience.

Private use infrastructure will be considered where a strong economic case has been made and where the Australian Government's investment will not crowd out private investment that would have otherwise occurred.

7.1 Where your project must benefit?

Your project must be located in Australia and in an eligible area or, if your project is located in an excluded area, you must clearly demonstrate how ongoing economic benefits flow directly into an eligible area.

In your Initial Application you will need to provide the latitude and longitude of your project location.

A mapping tool is available on <http://maps.infrastructure.gov.au> to assist you in determining the location of your project.

The excluded areas for the purposes of the Program are the Urban Centre and Locality (UCL) cities over 1 million people for Sydney, Melbourne, Brisbane, Perth and Adelaide as defined by the Australian Bureau of Statistics' Australian Statistical Geography Standard. For the city of Canberra, the excluded area is only the part of the Canberra-Queanbeyan Significant Urban Area that is located within the Australian Capital Territory.

7.2 Who is eligible to apply for a grant?

To be eligible you must be a legal entity, have an Australian Business Number (ABN) or Australian Company Number (ACN), and be one of the following entities:

- a private sector business, i.e. for-profit businesses that are not owned or operated by the Government
- a State or Territory Government
- a local governing body as defined by the *Local Government (Financial Assistance) Act 1995*

- a not-for-profit organisation that has been established for at least two years. As a not-for-profit organisation you must demonstrate your not-for-profit status through one of the following:
 - Australian Charities and Not-for-profits Commission's (ACNC) current registration
 - State or Territory Incorporated Association status
 - Constitutional documents and/or Articles of Association that demonstrate the not-for-profit character of the organisation.

For the purposes of the Program, we also consider the following organisations to be local governing bodies:

- Anangu Pitjantjatjara, Maralinga, Gerard, Nepabunna and Yalata local governing bodies in SA
- Cocos (Keeling) Islands Shire Council
- The Lord Howe Island Board
- Norfolk Island Regional Council
- The Outback Communities Authority
- The Shire of Christmas Island
- The Silverton and Tibooburra villages in NSW
- The Trust Account in the NT.

The Department will undertake appropriate verification checks on all applicants such as through the Australian Securities & Investments Commission (ASIC) registers and relevant state agencies that oversight integrity of public administration (such as Independent Commission Against Corruption (ICAC) in New South Wales and the Crime and Corruption Commission (CCC) in Queensland). This information will be provided to the Ministerial Panel for consideration when deciding those projects that will be selected to proceed to Full Business Case.

7.3 Who is not eligible to apply for a grant?

You are not eligible to apply if you are:

- an individual, partnership or trust (however, an incorporated trustee may apply on behalf of a trust) that is not a registered private sector business
- public or private schools
- a Regional Development Australia Committee.

7.4 Additional contributions and your contributions

Additional contributions refers to the cash contribution (excluding in-kind contributions) from you or sources other than Australian Government grant funding. Additional contributions must be a minimum ratio of 1:1, which means the Australian Government will contribute a maximum of 50 percent of all project costs.

You must provide advice in your Initial Application as to whether the additional contributions are confirmed or sought. If confirmed, you must supply evidence of confirmation.

If additional contributions are not yet confirmed (i.e. sought), applicants must provide advice as to when confirmation is expected. If you are successful at Stage One, confirmation of sought funding must be provided with the Full Business Case.

Any organisation can provide the additional contributions including:

- you as the applicant
- local government
- state or territory governments

- not-for-profit organisations
- private sector companies
- individuals
- Aboriginal Benefits Account (not considered Australian Government funding).

7.5 Eligible projects

Projects must be for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.

Your project must be a capital project involving the construction of new infrastructure, or the upgrade or an extension of existing infrastructure. The upgrade or extension of existing infrastructure will only be eligible where you can demonstrate significant increase in benefit.

Your project may include a number of strategically linked projects which together form a Package of Works that will deliver economic benefits to a region or regions.

To be eligible your project must be ready to **commence within 12 weeks** of executing the Grant Agreement. We consider commencement to be taking steps to allow construction to commence. You must acquit your project by 30 June 2022.

7.6 What can the grant money be used for?

You can only spend the grant and additional funding on eligible activities directly related to the project. If your application is successful, these activities will be defined in your Grant Agreement.

You can use the grant or additional funding for the following activities:

- purchase of materials
- purchase of land or existing infrastructure where the purchase is not the sole activity of the project
- external labour hire
- plant and equipment hire
- construction activities
- external consulting costs directly related to the delivery of the construction.

7.7 What the grant money cannot be used for?

You cannot use the grant or additional funding for the following activities:

- repair or replacement of existing infrastructure where there is no demonstrated significant increase in benefit
- ongoing operating costs including utilities and staffing
- soft infrastructure, including computer software or hardware that is not an integral part of the funded capital project
- project overhead items including office equipment, vehicles or mobile capital equipment (examples include trucks and earthmoving equipment and the applicant's internal plant operating costs)
- business case development and feasibility studies.

7.8 Additional eligibility requirements

In order to be eligible you must also:

- provide the relevant mandatory attachments outlined in section 8.3

- declare you can comply with special regulatory requirements as outlined in section 10.3

8. Grant merit criteria

8.1 Purpose of the Initial Application process

The objective of the Initial Application process is to allow eligible applicants to submit projects for consideration without committing significant resources to developing a Full Business Case.

The Initial Application should provide enough information and supporting documents to ensure that the project will be able to deliver the Program outcomes and be completed within the timeframe of the Program.

8.2 Merit criteria assessment

To submit a competitive Initial Application you will need to address each of the three merit criteria:

1. Create jobs
2. Drive economic growth
3. Build stronger regional communities.

We will assess your Initial Application against each merit criterion using the scoring indicated. The application form asks questions that relate to the merit criteria below.

To be successful, Initial Applications must meet a minimum benchmark against each of the three merit criteria.

Merit criterion 1 – Create Jobs

Job creation as a result of your project including direct employees during and post construction and indirect employees post construction (20 points). You should define, quantify and provide evidence to support your answers.

You should quantify the total number of jobs during and post construction including:

- increasing the number of jobs
- increasing Indigenous employment
- increasing youth employment - youth is defined as 16 to 24 years

Merit criterion 2 – Drive Economic Growth

The economic benefit your project will deliver to the region during and beyond the construction phase (20 points). You should define, quantify and provide evidence to support your answers.

You must provide evidence of how your project will increase economic activity, improve productivity, provide wider access to markets or provide fairer and more equitable economic outcomes. Examples of how your project could demonstrate these economic benefits include:

- increasing the establishment of new businesses, the relocation of a business or part of a business from an ineligible area to an eligible area or the production of goods and services in the region (this includes direct and indirect opportunities created through the project)
- providing transformational growth in existing sectors through combined benefits, e.g. tourism, agriculture, manufacturing, communication
- the use of local suppliers and goods
- increased use of Indigenous enterprises and suppliers
- improved accessibility for businesses to markets and supporting services

- support from state or territory or local governments. This can be in the form of letters of support for the project, the project being included in regional or state strategic plans, co-contribution to the project, etc.

You must provide details on the impact your project may have on other businesses or sectors of the economy, whether they be positive or negative.

Merit criterion 3 – Build Stronger Regional Communities

How your project will increase a regional community's resilience (10 points). You should define, quantify and provide evidence to support your answers.

You must provide evidence of how your project will increase the regional resilience to economic fluctuations by strengthening and building capacity, including:

- improving the productivity and skills of the region
- increasing the attractiveness and liveability in the region
- increasing connectivity including access to education and government services
- increasing the diversity of jobs available in a region.

8.3 Attachments to the Initial Application

We require the following documents with your Initial Application.

INITIAL APPLICATION	
Applicant type	Document
Mandatory Documents (must be submitted for your application to be eligible)	
All applicants	Evidence of a current ABN or ACN
Not-for-profit organisations	Evidence of your not-for-profit status <ul style="list-style-type: none"> • Current Australian Charities and Not-for-profits Commission's (ACNC) Registration, or • Incorporated association certificate, or • Constitutional documents and/or Articles of Association that demonstrate the not-for-profit character of the organisation.
For incorporated trustees applying on behalf of a trust	Trust documents showing the relationship of the incorporated trustee to the trust.
All applicants	If additional contributions are confirmed, letters evidencing the cash or in-kind contribution confirmed from each contributing organisation or individual. They must: <ul style="list-style-type: none"> • be on the organisation's letterhead, • be signed and dated by an authorised person, and • set out the value and timing of contributions and any conditions attached. If additional contributions are not yet confirmed (i.e. sought), applicants must provide advice as to when confirmation is expected. If the applicant is successful at Stage One, confirmation of sought funding must be provided with the Full Business Case.

INITIAL APPLICATION	
Applicant type	Document
All applicants	<p>Project Management Plans, commensurate with stage of development of the project, which should include:</p> <ul style="list-style-type: none"> • Scope • Proposed Implementation methodology • Timeframes • Budget/Cost Estimates • Details of Regulatory Approvals • Procurement Plan • Risk Management Plan • Evaluation Plan
Supporting Documents (evidence to support claims made against the merit criteria for assessment)	
All applicants	<p>Evidence and/or assumptions of how the infrastructure will:</p> <ul style="list-style-type: none"> • Create jobs • Drive economic growth • Build stronger regional communities

You must attach supporting documentation to the Initial Application form consistent with the instructions provided within the on-line form.

8.4 Assessment score loading

We may apply a loading to your total merit criteria assessment score consistent with your remoteness classification. Very remote projects will receive the highest loading and inner regional projects the lowest loading. The loading accounts for the challenges which may be faced in outer regional and remote areas.

Your project location (latitude and longitude) determines your remoteness classification. The criteria for the remoteness classification are based on the Australian Bureau of Statistics' Remoteness Structure¹ under the Australian Statistical Geography Standard.

Your project may include multiple site locations. Where there is mix of regional and remote site locations, you must nominate a project location based on where the majority of the benefit from your project will flow and substantiate your nominated location with evidence to be considered for the loading.

8.5 Who will approve the Initial Applications

Following an assessment of the eligible Initial Applications, we will provide a recommendation to the Ministerial Panel. The Ministerial Panel will consider the recommendation and supporting information, and make decisions on projects to proceed to Full Business Case in consultation with the Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet.

Copies of the Initial Application, supporting documents, outcomes of our assessment and any other information that we consider relevant may be provided to the Ministerial Panel.

¹ <http://www.abs.gov.au/websitedbs/d3310114.nsf/home/remoteness+structure>

In addition to the Initial Application, supporting material and recommendation, the Ministerial Panel, and the Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet may take other factors into account when making decisions on projects to be funded, including, but not limited to:

- the broader regional reach of the Program
- the broader regional reach of the project
- other similar existing or planned infrastructure in the region to ensure that there is genuine demand and/or no duplication of facilities or services
- other infrastructure or planned infrastructure projects in the region, and the extent to which the proposed project supports or builds on those projects and the services that they offer
- the likelihood of the project proceeding without RGF funding
- the Australian Government's priorities.

The Ministerial Panel's decision is final in all matters. There is no appeal mechanism for decisions on whether or not to invite a project to proceed to Full Business Case.

Should a project that is invited to Full Business Case not be successful at the end of the value with relevant money assessment, the Ministerial Panel may reconsider unsuccessful Initial Applications and invite a Full Business Case at a later stage.

8.6 Notification of Initial Application outcomes

You will be advised of the outcomes of your Initial Application, following a decision by the Ministerial Panel. If you are successful, you will be invited to submit a Full Business Case, which will include documentation that will inform a value with relevant money assessment.

Unsuccessful applicants may request feedback within one month of being notified of the decision.

9. Full Business Case criteria

The second stage is the submission of a Full Business Case.

Only projects selected by the Ministerial Panel as a result of the Initial Application process will be eligible to submit a Full Business Case for a value with relevant money assessment.

Projects will need to be investment ready with all additional funding confirmed, required regulatory and/or development approvals identified, local, state or territory government support confirmed and will need to demonstrate robust planning, in order to commence following execution of a Grant Agreement.

Project cost estimates must be GST exclusive.

The Program will not fund projects where construction has begun or where construction contracts are in place at the time of submitting the Full Business Case.

The Full Business Case stage will commence when a successful Stage One applicant is invited to submit a Full Business Case. Applicants will have three months from the date of notification to submit a Full Business Case. Extensions to this timeframe will only be given in extenuating circumstances.

Applicants invited to submit a Full Business Case should not vary the project in scope or location from the information provided in their Initial Application.

9.1 Purpose of the Full Business Case

The objective of the Full Business Case is for eligible applicants to submit project and proponent information and supporting documents to allow us to undertake a value with relevant money

assessment. On completion of the assessment, we will make a recommendation to the Minister regarding formal Ministerial Approval of the projects.

The value with relevant money assessment will assess:

- project viability and sustainability
- applicant viability.

9.2 Value with relevant money criteria assessment

The value with relevant money assessment will include consideration of:

Project viability and sustainability

An assessment against this criterion is intended to identify and consider the complexity of the project, risks associated with its delivery and ongoing management and the capability of the applicant to deliver and maintain the project.

Key considerations will include, but may not be limited to:

- how rigorously the project has been scoped and costed by the applicant
- how rigorously the applicant has assessed delivery risks and treatments for these risks
- how the applicant proposes to maintain the project in the future.

Eligible Applicant viability

Assessment is intended to establish the financial stability of the eligible applicant and their capacity to meet costs associated with the delivery of the project. This consideration does not apply to local, state and territory governments.

Key considerations may include the eligible applicant's level of liquidity (its ability to pay its debts when they fall due) and solvency (does it have enough assets to cover liabilities).

9.3 Who will approve the Full Business Case

Following the value with relevant money assessment, we will provide a recommendation to the Minister for Regional Development, Territories and Local Government.

The Minister will consider whether the proposal will make proper use of Commonwealth resources, as required by Commonwealth legislation, and whether any specific requirements will be imposed as a condition of funding, should funding be approved.

The Minister's decision is final in all matters, including:

- the approval of the grant
- the grant funding amount to be awarded
- the terms and conditions of the grant.

There is no appeal mechanism for decisions to approve or not approve a grant.

9.4 Notification of Full Business Case outcomes

You will be advised of the outcomes of your Full Business Case assessment, following a decision by the Minister. If you are provided a grant, you will also be advised about any specific conditions attached to the grant.

Unsuccessful applicants may request feedback within one month of being notified of the decision.

9.5 Attachments to the Full Business Case

We require the following documents with the Full Business Case

FULL BUSINESS CASE	
Applicant type	Document
All applicants	Project Management Plans which should include: <ul style="list-style-type: none"> • Scope • Implementation methodology • Timeframes • Budget/Cost Estimates (GST exclusive) • Confirmation of additional contributions, if not confirmed at the Initial Application stage • Regulatory Approvals • Procurement Plan • Risk Management Plan • Evaluation Plan
All applicants	Asset Maintenance/Management Plan which includes evidence of how you will maintain the asset in a viable and operational state for at least the period identified at section 10.5
All applicants	Five year cash flow.
All applicants	Evidence of use of the project post completion including: <ul style="list-style-type: none"> • Commitments from other users of the facility • Relevant approvals.
All applicants except local, state and territory governments	Audited Financial Statements for the two most recent consecutive years signed by an approved Auditor.
All applicants except local, state and territory governments	Identify grants previously received from governments or evidence of ability to manage third party funding.

You must attach supporting documentation to the Full Business Case form consistent with the instructions provided within the form.

10. Successful grant applications

10.1 The Grant Agreement

If you are successful, you must enter into a legally binding Grant Agreement with the Commonwealth represented by the Department. We will use the Commonwealth Standard Grant Agreement. A draft Grant Agreement is available on www.grants.gov.au. Standard terms and conditions for the Grant Agreement will apply and cannot be changed. A schedule may be used to outline the specific grant requirements. Any additional conditions attached to the grant will be identified in the grant offer or during the Grant Agreement negotiations. Where the project is a Package of Works, all elements of the Package will be included in the Grant Agreement.

It is recommended that applicants familiarise themselves with the conditions of the Grant Agreement or consider seeking independent advice on the implications of Grant Agreement conditions and their capacity to meet these conditions if funding is approved.

We will work with successful applicants to have Grant Agreements executed within four weeks of funding approval ('execute' means both you and the Commonwealth have signed the Grant Agreement). The offer may lapse if both parties do not execute the Grant Agreement within this time.

Successful applicants should not make financial commitments based on approval of funding until the Grant Agreement has been executed.

We will develop the Grant Agreement on the information you provided in your application. Should you propose any changes to these details, we will review these against the Initial Application and Full Business Case to ensure they do not impact the project as approved by the Minister.

We will not make any grant payments until there is an executed Grant Agreement in place.

Once the Grant Agreement is executed, we expect you to commence the project **within 12 weeks**.

10.2 Specific conditions

There may be specific conditions attached to the funding approval as a result of the assessment process or further considerations by the Minister. These will be identified in the offer of funding or during Grant Agreement negotiations.

10.3 Special regulatory requirements

You are required to be compliant with all relevant laws and regulations. Wherever the Australian Government funds building and construction activities, the following special regulatory requirements apply.

- Building Code 2016² (Building Code)
- Australian Government Building and Construction WHS Accreditation Scheme³ (WHS Scheme).

To be eligible, you must declare in your application that you comply with these requirements. You will need to declare you can meet these requirements in your Grant Agreement with the Commonwealth.

10.3.1 Building Code

The Building Code is administered by relevant state and territory administrations under relevant state or territory legislation on behalf of the Fair Work Building and Construction Commission⁴.

The Building Code applies to all construction projects indirectly funded by the Australian Government through grants and other programs where:

- the value of Australian Government contribution to a project is at least \$5 million and represents at least 50 per cent of the total construction project value, or
- regardless of the proportion of Australian Government funding, where the Australian Government contribution to a project is \$10 million or more.

² <http://www.fwbc.gov.au/building-code>

³ <http://www.fsc.gov.au/sites/fsc/needaccredited/accreditationscheme/pages/theaccreditationscheme>

⁴ <https://www.fwbc.gov.au/>

10.3.2 WHS Scheme

The WHS Scheme is administered by the Office of the Federal Safety Commissioner⁵.

The Scheme applies to projects that are indirectly funded by the Australian Government where:

- the head contract under the project includes building work of \$4 million or more (GST inclusive) AND:
 - the value of the Australian Government contribution to the project is at least \$6 million (including GST) and represents at least 50 per cent of the total construction project; or
 - the Australian Government contribution to a project is \$10 million (including GST) or more, irrespective of the proportion of Australian Government funding.

10.4 How the grant will be paid

The Grant Agreement will state the:

- description of the project to be delivered, including the Package of Works as relevant
- maximum grant amount we will pay
- amount, timing and requirements of each milestone payment
- the contributions you must make to the project.

We will not exceed the maximum grant amount under any circumstances. If you incur extra eligible expenditure, you must pay it yourself.

A payment schedule will be negotiated with you. Grant funding will be paid:

- as you achieve agreed milestones, and
- on our acceptance of satisfactory progress reports, which will include evidence of achievement of any special conditions.

We will retain up to ten percent of the total grant funding for the final payment. We will pay this when you submit a satisfactory final report.

Under exceptional circumstances the Program Manager may allow alternative payment arrangements.

10.5 Maintaining project benefits

In your Grant Agreement, you will be required to operate and maintain your project for the purpose of the project for a minimum of five years after project completion.

10.6 Grant Agreement variations

We recognise that unexpected events may affect project progress. In these circumstances, you can request a project variation, including:

- changing project milestones
- extending the timeframe for completing the project
- changing project activities.

The Program does not allow for an increase to the agreed amount of grant funds or extensions to milestones beyond the funding appropriation timeframe.

If you want to propose changes to the Grant Agreement, you must put them in writing before the Grant Agreement end date. Contact the Program Manager for further information. We will not consider changes after the Grant Agreement end date.

⁵ <http://www.fsc.gov.au/sites/FSC>

You should not assume that a variation request will be successful. We will consider your request based on factors such as:

- how it affects the project outcome
- consistency with the Program policy objective and any relevant policies of the Department
- changes to the timing of grant payments
- availability of Program funds.

11. Announcement of grants

Once your Grant Agreement is executed, your grant will be listed on the GrantConnect website at www.grants.gov.au within 21 days after the date of effect as required by Section 5.3 of the CGRGs. \

12. Delivery of grant activities

12.1 Your responsibilities

You must submit progress and financial reports in line with the timeframes in the Grant Agreement. We will provide sample templates for these reports. We will remind you of your reporting obligations before a report is due. We will expect you to report on:

- progress against agreed project milestones
- unforeseen risks and time delays
- additional contributions
- eligible expenditure of grant funds.

You will also be responsible for:

- meeting the terms and conditions of the Grant Agreement and managing the activity efficiently and effectively
- complying with record keeping, reporting and acquittal requirements as set out in the Grant Agreement
- participating in a grant program evaluation as specified in the Grant Agreement.

12.2 Our responsibilities

We will:

- meet the terms and conditions set out in the Grant Agreement
- provide timely administration of the grant
- evaluate the grantee's performance.

We will monitor the progress of your project by assessing the reports you submit and may conduct site visits to confirm details of your reports if necessary. Occasionally we may need to re-examine claims, seek further information or request an independent audit of claims and payments.

12.2.1 Progress report

Progress reports must:

- include the evidence showing you have completed the agreed project activities
- show the total expenditure incurred to achieve the milestone
- identify unforeseen risks and time delays and strategies to address these

- be submitted within four weeks of the milestone due date or completing a milestone (you can submit reports ahead of time if you have completed the milestone).

We will only make grant payments after we receive satisfactory progress reports.

Before any payment can be made, successful applicants will be required to provide a tax invoice for the amount (GST exclusive) of the payment.

When you complete the project, you must submit a completion report.

12.2.2 Completion report

Completion reports must:

- include the agreed evidence as specified in the Grant Agreement
- provide an audited financial statement of project expenditure
- include an evaluation of the project, including the outcomes achieved
- be submitted within three months of completing the project.

Before final payment can be made, successful applicants will be required to provide a tax invoice for the amount (GST exclusive) of the payment.

12.2.3 Ad hoc reports

We may ask you for ad-hoc reports on your project. These may include reports to confirm progress, or to explain any significant delays or difficulties in completing the project.

12.3 Grant payments and GST

Payments will be made as set out in the Grant Agreement.

In accordance with subsection 9-17(3) of the A New Tax System (Goods and Services Tax) Act 1999 (Cth), payments made by a government-related entity to another government-related entity do not attract GST.

In accordance with the terms of Australian Taxation Office ruling GSTR 2012/2, if payments to other entities who are registered or required to be registered for GST with the Australian Taxation Office are payments in consideration for a taxable supply, those payments will attract a GST component.

When we make your grant payments we will provide you with a recipient created tax invoice (RCTI).

If you receive a grant, you should consider speaking to a tax advisor about the effect of receiving a grant before you enter into a Grant Agreement. You can also visit the Australian Taxation Office website at www.ato.gov.au for more information.

We do not provide advice on tax implications of grants.

12.4 Compliance visits

We may visit the project during the project period to review your compliance with the Grant Agreement. We may also inspect the records you are required to keep under the Grant Agreement. We will provide you with reasonable notice of any compliance visit.

12.5 Keeping us informed

You should let us know if anything is likely to affect your project or organisation.

We need to know of any key changes to your organisation or its business activities, particularly if they affect your ability to complete your project, carry on business and pay debts.

You must also inform us of any changes to your:

- name
- addresses
- nominated contact details
- bank account details.

If you become aware of a breach of terms and conditions under the Grant Agreement you must contact us immediately.

12.6 Evaluation

We will evaluate the Program to measure how well the outcomes and objectives have been achieved. Your Grant Agreement requires you to provide information to help with this evaluation.

12.7 Acknowledgement and publicity

We will also require you to notify us of events relating to your project and provide opportunity for the Minister or their representative to attend. These requirements are clearly identified in the Grant Agreement.

12.8 Branding and Recognition

Successful applicants will be required to comply with a range of branding and recognition requirements. These requirements are clearly identified in the Grant Agreement and guidance is provided on our website at www.regional.gov.au.

13. Probity

The Australian Government will make sure that the Program process is fair, according to the published guidelines, incorporates appropriate safeguards against fraud, unlawful activities and other inappropriate conduct and is consistent with the CGRGs.

Note: These guidelines may be changed from time-to-time by us. When this happens the revised guidelines will be published on the GrantConnect website at www.grants.gov.au.

13.1 Complaints process

The Department's Complaints Management procedures apply to complaints about the Program. All complaints about a grant process must be lodged in writing by either:

- using the online feedback and complaints form at <https://infrastructure.gov.au/utilities/feedback.aspx>;
- email to: clientservice@infrastructure.gov.au;
- mail to: Director, Governance Section
Department of Infrastructure, Regional Development and Cities
GPO Box 594
CANBERRA ACT 2601

Any questions you have about grant decisions for the Program should be sent to rgf@regional.gov.au.

If you do not agree with the way we have handled your complaint, you may complain to the Commonwealth Ombudsman. The Ombudsman will not usually look into a complaint unless the matter has first been raised directly with us.

The Commonwealth Ombudsman can be contacted on:

Phone (Toll free): 1300 362 072

Email: ombudsman@ombudsman.gov.au

Website: www.ombudsman.gov.au

13.2 Conflict of interest

Any conflicts of interest could affect the performance of the grant. There may be a conflict of interest, or perceived conflict of interest, if our staff, any member of a committee or advisor and/or you or any of your personnel:

- has a professional, commercial or personal relationship with a party who is able to influence the application selection process, such as an Australian Government officer
- has a relationship with, or in, an organisation, which is likely to interfere with or restrict the applicant from carrying out the proposed activities fairly and independently or
- has a relationship with, or interest in, an organisation from which they will receive personal gain because the organisation receives funding under the Program.

You will be asked to declare, as part of your application, any perceived or existing conflicts of interest or that, to the best of your knowledge, there is no conflict of interest.

If you later identify that there is an actual, apparent, or potential conflict of interest or that one might arise in relation to a grant application, you must inform us in writing immediately. Committee members and other officials including the decision maker must also declare any conflicts of interest.

The Program Manager will be made aware of any conflicts of interest and will handle them as set out in Australian Government policies and procedures. Conflicts of interest for Australian Government staff will be handled as set out in the Australian Public Service Code of Conduct (Section 13(7)) of the Public Service Act 1999. We publish our conflict of interest policy on the Australian Public Service Commission website.

13.3 Privacy: confidentiality and protection of personal information

We treat your personal information according to the 13 Australian Privacy Principles and the *Privacy Act 1988*. This includes letting you know:

- what personal information we collect
- why we collect your personal information
- who we give your personal information to.

You are required, as part of your application, to declare your ability to comply with the *Privacy Act 1988*, including the Australian Privacy Principles and impose the same privacy obligations on any subcontractors you engage to assist with the activity. You must ask for the Australian Government's consent in writing before disclosing confidential information.

Your personal information can only be disclosed to someone else if you are given reasonable notice of the disclosure; where disclosure is authorised or required by law or is reasonably necessary for the enforcement of the criminal law; if it will prevent or lessen a serious and imminent threat to a person's life or health; or if you have consented to the disclosure.

The Australian Government may also use and disclose information about grant applicants and grant recipients under the Program in any other Australian Government business or function. This includes giving information to the Australian Taxation Office for compliance purposes.

We may reveal confidential information to:

- employees and contractors of our department or other Commonwealth agencies to help us manage the Program effectively

- employees and contractors of our department so we can research, assess, monitor and analyse our programs and activities
- employees and contractors of other Commonwealth agencies for any purposes, including government administration, research or service delivery
- other Commonwealth, State, Territory or local government agencies in program reports and consultations
- the Auditor-General, Ombudsman or Privacy Commissioner
- the responsible Minister or Parliamentary Secretary
- a House or a Committee of the Australian Parliament.

We may share the information you give us with other Commonwealth agencies for any purposes including government administration, research or service delivery and according to Australian laws, including the:

- Public Service Act 1999
- Public Service Regulations 1999
- Public Governance, Performance and Accountability Act 2013
- Privacy Act 1988
- Crimes Act 1914
- Criminal Code Act 1995

We will treat the information you give us as sensitive and therefore confidential if it meets all of the four conditions below:

1. you clearly identify the information as confidential and explain why we should treat it as confidential
2. the information is commercially sensitive
3. revealing the information would cause unreasonable harm to you or someone else
4. you provide the information with an understanding that it will stay confidential.

The Grant Agreement will include any specific requirements about special categories of information collected, created or held under the Grant Agreement.

13.4 Freedom of information

All documents in the possession of the Australian Government, including those about the Program, are subject to the Freedom of Information Act 1982 (FOI Act).

The purpose of the FOI Act is to give members of the public rights of access to information held by the Australian Government and its entities. Under the FOI Act, members of the public can seek access to documents held by the Australian Government. This right of access is limited only by the exceptions and exemptions necessary to protect essential public interests and private and business affairs of persons in respect of whom the information relates.

All Freedom of Information requests must be referred to the Freedom of Information Coordinator in writing.

By mail: Freedom of Information Coordinator
Department of Infrastructure, Regional Development and Cities
GPO Box 594
CANBERRA ACT 2601
Tel: (02) 6274 6495
Fax: (02) 6275 1347

By email: FOI@infrastructure.gov.au

14. Enquiries and feedback

For further information or clarification, you can contact us on 1800 044 938 or at rgf@regional.gov.au.

We may publish de-identified questions you ask us with our answer on our website as Frequently Asked Questions.

You can also contact the Commonwealth Ombudsman⁶ with a complaint (call 1300 362 072). There is no fee for making a complaint, and the Ombudsman may conduct an independent investigation.

⁶ <http://www.ombudsman.gov.au/>

Appendix A. Definitions of key terms

Term	Definition
Application form	The document issued by a <i>Program Delegate</i> that applicants use to apply for funding under the <i>Program</i> .
Approved Auditor	means a person who is: <ol style="list-style-type: none"> registered as a company auditor under the Corporations Act 2001 (Cth) or an appropriately qualified member of the Institute of Chartered Accountants in Australia or of CPA Australia; not a principal, member, shareholder, officer, agent, subcontractor, employee or related entity of the Recipient or of a related body corporate (the terms 'related entity' and 'related body corporate' have the same meaning as in section 9 of the Corporations Act 2001 (Cth)); and not the Recipient's Qualified Accountant
Conflict of Interest	The exercise of a power or making of a decision by a person in a way that may be, or may be perceived to be, influenced by either a material personal interest (whether financial or non-financial) or a material personal association.
Department	The Department of Infrastructure, Regional Development and Cities
Eligible application	An application or proposal for <i>grant funding</i> under the <i>Program</i> that a <i>Program Delegate</i> has determined meets the eligibility requirements in accordance with these <i>guidelines</i> .
Eligible Applicant	An entity that meets the requirements of section 7.2 and has submitted an Initial Application or Full Business Case.
Eligible activities	The activities undertaken by a successful applicant in relation to a project that are eligible for funding support. This is decided by the Program Delegate in accordance with these guidelines and the Grant Agreement.
Initial Application	Method of showing your interest in applying for this grant, to allow Australian Government consideration under Stage One of the Assessment process.
Grant Agreement	A legally binding contract between the Commonwealth and a successful applicant for grant funding.
Full Business Case	Method of providing project and proponent information for this grant, to allow Australian Government approval under Stage Two of the Assessment process.
Grant funding or grant funds	The funding made available by the Commonwealth to successful applicants under the Program.
Infrastructure	Physical structures and facilities (e.g. buildings, roads, power supplies) needed for the operation of a community.

Term	Definition
Minister	The Minister for Regional Development, Territories and Local Government
Ministerial Panel	The panel of Ministers that make decisions on projects to be funded.
Not-for-profit (NFP)	<p>An organisation that does not operate for the purpose of profit, personal gain or other benefit of particular people, when it is in operation or when it is wound up.</p> <p>Whilst a NFP is allowed to generate profits, the profits must be used to carry out its purpose (e.g. charitable purpose) and cannot be distributed to owners, members or private people.</p>
Package of Works	A number of strategically linked projects which together will deliver economic benefits to a region or regions for which you are applying for funding.
Program	The Regional Growth Fund
Program Owner	An employee of the Department who has been authorised by the <i>Minister</i> , or is otherwise duly authorised, to carry out the relevant functions in respect of the Program (and all initiatives under the Program).
Program funding or Program funds	The funding made available by the Commonwealth for the Program in any given financial year. This is the funding specified in the Portfolio Budget Statement (as varied by any Portfolio Additional Estimates Statement or by the Minister) for that year.
Program Guidelines	Means these guidelines that are given by the Minister to the Department to provide the framework for the administration of the <i>Program</i> , as in force from time to time.
Project	A project described in an application for Regional Growth Fund grant funding.
Project location	Where the project is undertaken, as determined by its latitude and longitude.
Project period	The time between the project start date and project end date as detailed in the Grant Agreement.
Successful Applicant	An entity that has been offered grant funding and has entered into a Grant Agreement with the Commonwealth in relation to the grant.
Us / We	Department of Infrastructure, Regional Development and Cities
You	Project proponent / applicant
Value with relevant money	The processes, actions and behaviours employed by the Australian Government and grant recipients which result in public resources being used in an efficient, effective, economical and ethical manner.



Regional Growth Fund Frequently Asked Questions



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1: HOW TO APPLY

1.1: What is the Two Stage Process?

- A two stage process will allow applicants to submit an Initial Application for assessment without having to spend time and resources developing a Full Business Case and associated documents.
- The first stage is an Initial Application, allowing applicants to submit an application for an assessment against eligibility and Merit Criteria. This stage is competitive.
- Applicants who are successful under the Initial Application (Stage One) will be invited to submit a Full Business Case (Stage Two) to allow us to undertake a value with relevant money assessment.

1.2: What is the Department's schedule for the Initial Application process?

- Key dates for the Regional Growth Fund (RGF) are found at Section 3 of the Guidelines.
- Initial Applications will close at 5pm AEST on 27 April 2018.

1.3: What should I consider when preparing an Initial Application?

- Before you apply, you should read and understand the Program Guidelines, the Initial Application online form and the draft Grant Agreement.
- We cannot consider your Initial Application if you do not satisfy **all eligibility criteria**.
- Initial Applications will need to address each of the three Merit Criteria:
 - Create jobs
 - Drive economic growth
 - Build stronger regional communities
- In addition to completing the Initial Application form, applicants must attach all mandatory documentation specified in Section 8.3 of the Guidelines.

1.4: How do I submit an Initial Application?

- Initial Applications must be submitted via an Initial Application online form on the Department of Infrastructure, Regional Development and Cities Grants Management System (GMS) Portal (<https://gms.infrastructure.gov.au/UI>).
- Applicants must be registered in the GMS Portal in order to view an Initial Application online form and submit their Initial Application. Many organisations are already registered in the GMS Portal. Unregistered organisations can register by following the links on the GMS Portal found on the Department of Infrastructure, Regional Development and Cities website (<https://gms.infrastructure.gov.au/UI>).
- For further assistance in using the GMS Portal please contact the Regional Growth Fund Help Desk (1800 044 938) or via email at rgf@regional.gov.au.

1.5: What must be included in the Initial Application?

- Applicants must complete the Initial Application online form found on the portal and attach any mandatory documentation, as specified in Section 8.3 of the Guidelines.
- All applications will be assessed for eligibility and, if eligible, on their individual merits against the Merit Criteria.

1.6: How many Initial Applications can I submit?

- There is no limit to the number of applications an applicant can submit.
- All applications will be assessed for eligibility and, if eligible, on their individual merits against the Merit Criteria.

1.7: Can letters of support be provided via email?

- No, all supporting documentation must be submitted through the GMS Portal as part of your Initial Application.

1.8: Can I withdraw my Initial Application?

- Yes, a submitted Initial Application can be withdrawn at any time.
- Written advice of withdrawal must be provided to the Department at rgf@regional.gov.au, and must include the Initial Application ID and the reason(s) for withdrawal.
- If the Initial Application has not been submitted, it does not need to be withdrawn. The Applicant can either cancel the Initial Application in the GMS Portal, or simply not submit the Initial Application.

1.9: If I make a mistake in my Initial Application can I send the Department a replacement?

- To amend a submitted Initial Application, the Initial Application must be withdrawn, with amendments made and the Initial Application resubmitted before the closing date.
- Written advice of withdrawal must be provided to the Department at rgf@regional.gov.au, and must include the Initial Application ID and the reason(s) for withdrawal.

1.10: Can I provide extra information to the Department once the Initial Application Round has closed?

- No, once the Initial Application Period has closed, further information cannot be submitted.
- However, if your Initial Application is successful, you will be invited to provide a Full Business Case in relation to your project, for further assessment.
- The Department **may** contact you to clarify submitted information.
- The Department **will not** seek or accept additional information to support your Initial Application.

1.11: How can Regional Development Australia Committees (RDAs) assist me?

- Applicants are encouraged to seek the support of their Regional Development Australia Committee for their project when developing their Initial Application (www.rda.gov.au).
- Your RDA Committee can:
 - assist you to identify and develop a strong project proposal that will contribute to long term economic growth and is a priority within your region, and
 - work with you to prepare a competitive Initial Application, supporting documents and evidence.
- For contact information on your local RDA see <https://rda.gov.au/my-rda/>. Alternatively you can email the Department on rda@infrastructure.gov.au or call us on our RDA hotline 1800 505 938.

1.12: What happens if there are technical difficulties when I try to submit my Initial Application?

- Applicants should avoid submitting Initial Applications at the last minute, as high volumes of users can slow the system and may result in difficulties for you in completing your submission.
- If you experience technical difficulties when trying to submit your Initial Application, it is important that you seek assistance from the Department. Assistance must be sought via the Regional Growth Fund Help Desk (1800 044 938) or via email at rgf@regional.gov.au.
- The Regional Growth Fund Help Desk will be able to respond to queries relating to Initial Application lodgement.

1.13: My project plan consists of multiple documents but when submitting my application in the portal, I'm only able to submit a single attachment?

- When submitting attachments in your Initial Application form, mandatory document headings are available. Only one document can be submitted under each mandatory document heading. If one of your mandatory documents consists of multiple attachments there are ways around this:
 - Merged documents can be submitted as a single attachment.
 - The form allows for submission of multiple 'other' documents. If submitting under the other document heading please ensure the file name clearly identifies what is in the file.
- If you are still having difficulty uploading mandatory documents contact the Help Desk.

2: ELIGIBILITY

2.1: Who is eligible to apply for a grant?

- The Program is open to state and territory governments, local governments, the private sector and not-for-profit organisations.
- For full eligibility criteria refer to section 7.2 of the Guidelines.

2.2: How are local government bodies defined?

- Local government bodies are defined as per the *Local Government (Financial Assistance) Act 1995*.

2.3: We are a branch of a not for profit organisation. Are we eligible to apply for RGF in our own right or should our head body submit one Initial Application on behalf of all of our branches?

- A branch of a not-for-profit organisation can apply for RGF funding in its own right if it meets the eligibility criteria outlined in Section 7 of the RGF Guidelines.

2.4: What type of projects are eligible for funding?

- Funding is only available for capital infrastructure projects.
- Projects must be for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.
- Total Australian Government Funding cannot exceed 50 per cent of the total project cash cost.
- You cannot include other Australian Government funding as part of your additional contributions for your project. However, you can identify it to demonstrate support for your project from that particular Government agency.
- Section 7 of the Guidelines provides guidance on what is eligible for funding.

2.5: What is Single Use Infrastructure?

- Single Use Infrastructure is infrastructure that is operated by a single legal entity for its own business purposes. Public utilities are generally considered single use infrastructure.

2.6: What is Common Use Infrastructure?

- Common Use Infrastructure is infrastructure operated by a single legal entity that can also be used by other legal entities to conduct their business activities.
- A Package of Works may include Single Use or Common Use Infrastructure, or be a combination of Common and Single Use Infrastructure. Examples of a Package of Works with a combination of Common and Single Use Infrastructure include:
 - Shared use trail (i.e. walking and mountain bike) that has an accompanying car park, visitor centre, accommodation and improved access roads, that together

will attract visitors to stay for a longer period and provide a sustainable boost to the local economy.

- A common use intermodal terminal and a series of bridge and culvert upgrades to improve the higher mass limit access to the intermodal terminal.

2.7: What can the grant money be used for?

- Refer to sections 7.6 and 7.7 of the guidelines for list of activities for which grant money can and cannot be used.

2.8: Can I use RGF grant funding for the provision of services and support activities?

- No, RGF funds cannot be used for the services and operational or maintenance activities.

2.9: What is meant by major transformational projects?

- The Regional Growth Fund has been designed to support projects with the capacity to transform regional communities, through new business and employment opportunities, promoting the long-term sustainability and economic viability of regional areas.
- Transformational Projects may provide these benefits through a range of mechanisms, including:
 - employment and skill development opportunities for young people
 - offering opportunities for indigenous employment and businesses
 - creating a wider range of jobs, stronger business communities, and making regional areas more attractive to professionals or businesses seeking to relocate or seek new business opportunities
 - improvements in connectivity to promote greater productivity, networking opportunities and ease of conducting business in regional areas
 - offering greater support for existing industries such as agriculture, tourism and manufacturing to allow these industries to continue to innovate and grow.

2.10: Can an application be made for multiple projects which together meet the funding threshold?

- Your project may include a number of strategically linked projects which together form a Package of Works that will deliver economic benefits to a region or regions.

2.11: Can a project be in multiple locations?

- Your project may include multiple site locations.
- Your project must be located in Australia
- If a project site is located in an excluded area, you must clearly demonstrate how ongoing economic benefits flow directly into an eligible area.

- Where there is mix of regional and remote site locations, you must nominate a project location based on where the majority of the benefit from your project will flow and substantiate your nominated location with evidence to be considered for the loading

2.12: Can an Initial Application be submitted for a project that has already commenced or is scheduled to commence?

- The Program will not fund projects where construction has begun or where construction contracts are in place at the time of submitting the Full Business Case.
- However, projects must be ready to **commence within 12 weeks** of executing the Grant Agreement.

2.13: How can I find out whether my project is located in an eligible area?

- The excluded areas for the purposes of the Program are the Urban Centre and Locality (UCL) cities over 1 million people for Sydney, Melbourne, Brisbane, Perth and Adelaide as defined by the Australian Bureau of Statistics' Australian Statistical Geography Standard. For the city of Canberra, the excluded area is only the part of the Canberra-Queanbeyan Significant Urban Area that is located within the Australian Capital Territory.
- A mapping tool is available on <http://maps.infrastructure.gov.au> to assist you in determining the location of your project.

2.14: What is the definition of infrastructure?

- For the purposes of the RGF, infrastructure can be defined as projects which are capital in nature and could involve the construction of new infrastructure, or the upgrade, or an extension to existing infrastructure. In its simplest form, it is bricks and mortar but it may not be limited to that. Examples of infrastructure include:
 - transport networks such as road, rail, ports, intermodal terminals, airports
 - road upgrades for higher mass limit vehicles
 - civil works for a new development
 - sewerage system
 - dams, water reservoirs, pipelines
 - gas pipelines
 - convention centres, community or performance centres, and
 - sports fields, clubs, grandstands.

2.15: What if I do not provide all the mandatory documents?

- Failure to provide mandatory documents will render an Initial Application ineligible.

- In addition to the mandatory documents, users may upload up to 20 documents in support of their Initial Application.
- Initial Applications with supporting information for claims against the Merit Criteria may rank higher than those without evidence-based supporting documents.

2.16: Do in-kind contributions count toward the total project cash costs?

- In-kind contributions are accepted but do not count towards the dollar for dollar matching cash co-contribution. There is no limit on the value of in-kind contributions.
- In-kind contributions can include land or equipment already owned and existing staff salaries.

2.17: Will Initial Applications be considered where additional contributions are not yet confirmed?

- Applications where an additional contribution is not yet confirmed will be considered
- Applicants must provide advice in their Initial Application as to when confirmation of additional contributions are expected.
- If an applicant is successful following the Initial Application Assessment, all additional contributions must be confirmed when submitting the Full Business Case.

2.18: In terms of additional contributions, what does 'cash' include?

- For the purpose of determining your cash contribution, cash includes money in hand, petty cash, bank account balance, customer cheques, and marketable securities. It may also include the un-utilised portion of an overdraft facility or line of credit.

2.19: When applicants are using existing staff or machinery to construct the project, how should this contribution be identified in the application?

- Where applicants already incur costs such as salaries and wages or machinery these can be included in the application as in-kind contributions to the total project cost.
- These costs cannot be used as part of the cash co-contribution and RGF funding cannot be used for these costs.

2.20: If an applicant engages additional staff to work specifically on the project can this be counted as part of the matching dollar for dollar cash co-funding contribution?

- Yes. The creation of new jobs aligns with the desired outcome of the Program.
- Outsourced and/or contracted labour can be counted as a cost of the project and can be included as part of the matching dollar for dollar contribution.

2.21: What is investment ready?

- If an Initial Application is successful and you are invited to submit a Full Business Case your project must be investment ready.
- Investment ready projects are those that have co-funding and all required regulatory and/or development approvals identified, and can demonstrate robust planning, in order to commence following execution of a grant agreement.
- If you submit an Initial Application and not all additional contributions are confirmed, these must be confirmed at time of Full Business Case submission.

2.22: What should be included in my Initial Application Project Management Plan?

- Your Project Management Plan should be commensurate with the stage of development of the project, and should include:
 - Project scope
 - Proposed Implementation methodology
 - Timeframes
 - Budget/Cost Estimates
 - Details of Regulatory Approvals
 - Procurement Plan
 - Risk Management Plan
 - Evaluation Plan
- Should you be invited to submit a Full Business Case, it is expected that your Project Management Plan would be updated.

3: Merit Criteria

3.1: How can I demonstrate that my project contributes to Program outcomes?

- In your Initial Application you should submit independent, quantifiable evidence supporting claims against each of the three Merit Criteria.

3.2: If I am unable to address all the eligibility Criteria, can my project still be considered?

- No, only projects considered eligible, as per section 7 of the Program Guidelines will be considered for assessment against the Merit Criteria.

3.3: How do I calculate Full Time Equivalent (FTE) job estimates?

- A Full time Equivalent is based on an employee working 1800 hours over a 48 week period.
- Applicants should provide evidence supporting their FTE calculations in the Initial Application, including their methodology for calculating figures.

3.4: What is the Difference between a Direct and Indirect employee?

- Direct employees are those employed directly as a result of the project:
 - During construction this might include workers on site during construction such as building contractors, trades and labourers plus other workers who may be off-site but whose work contributes directly to the project outcomes, such as project managers, architects, designers and engineers.
 - For ongoing job figures direct employment includes newly employed ongoing workers following project completion.
- Indirect employees are jobs created for suppliers and distributors as a result of a project or business activity.

3.5: How should I go about calculating Indigenous and Youth employment estimates?

- For the purposes of the Program, youth employment is classified as employment for individuals between the ages of 16 and 24.
- Applicants may reference organisational policy or strategy targets for youth and/or indigenous employment, but will need to provide evidence supporting their FTE calculations.

4: ASSESSMENT

4.1: How will Initial Applications be assessed?

- Initial Applications will be assessed against the eligibility criteria (Section 7 of the Guidelines).
- All eligible Initial Applications will then be assessed against the Merit criteria (Section 8 of the Guidelines):
 1. Create jobs
 2. Drive economic growth
 3. Build stronger regional communities
- The Ministerial Panel will consider the recommendation and supporting information, and make decisions on projects to proceed to Full Business Case in consultation with the Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet.

4.2: What is the Department's role in the assessment of Initial Applications?

- The Department will assess all Initial Applications for eligibility.
- The Department will consider all eligible Initial Applications against the Merit Criteria.
- The Department may request advice on applications from local, state and territory governments, other Australian Government agencies, independent experts and other external parties, on a range of matters, including but not limited to:
 - the history of the applicant in delivering projects
 - the viability of the project and applicant
 - the extent to which the project aligns with or delivers priorities in state and territory plans
 - confirmation of funding contributions
 - impact of the project on the region
- The Department may seek an Independent Viability Assessment from an appropriately qualified external consultant.
- The Department will make recommendations on projects to be funded to the Ministerial Panel.

4.3: Will the Department contact me with questions relating to my Initial Application?

- The Department **may** contact you to clarify information provided in your Initial Application.
- The Department **will not** seek or accept additional information during the assessment of your Initial Application.
- Successful applicants from the Initial Application Stage will be invited to submit a Full Business Case.

4.4: Are the criteria weighted?

- All eligible Initial Assessment will be scored out of 50.
- Criteria 1. Create jobs, and 2. Drive Economic Growth each account for 20 points of the final score
- Criteria 3 – Build Stronger Regional Communities accounts for 10 points of the final score.
- For eligible projects situated in remote locations, or which can be demonstrated to directly benefit a remote location, loading **may** be applied to your total merit assessment score.

4.5: Will my previous performance as a grant recipient be taken into account in the assessment process?

- No, previous Grant History will not be referred to during assessment of your Initial Application.
- However, the Department will check to see whether the project identified in your Initial Application has received or is approved to receive Australian Government Funding.

4.6: What is an Independent Viability Assessment?

- The Department will use the information provided by applicants to undertake a risk analysis of all eligible Initial Applications.
- Where a risk has been identified with the project and/or applicant organisation, and depending on the size and complexity of the project or amount of funding sought, an Independent Viability Assessment (IVA) may be undertaken. This will ensure the risks associated with the applicant and/or project is managed. There is no cost to the applicant for the IVA.
- The IVA will be undertaken by an appropriately qualified external consultant engaged by the Department and the findings of the IVA will be included in the assessment.

4.7: Do I have to get a letter of support from my RDA for my project to be funded?

- No. While a letter of support from RDA Committees would be well regarded, it is not a mandatory document. Letters of support generally demonstrate community support and affirm claims of economic benefit.

5: DECISIONS

5.1: Who makes the decision on which projects proceed to submit a Full Business Case?

- The Ministerial Panel will consider the advice of the Department and supporting information in deciding which applicants should submit a Full Business Case.
- The Ministerial Panel decision will be made in consultation with the Investment, Infrastructure and Innovation Committee of Cabinet or Cabinet.

5.2: When will I be advised about the outcome of my Initial Application?

- You will be advised of the outcomes of your Initial Application, following a decision by the Ministerial Panel.
- If you are successful, you will be invited to submit a Full Business Case.
- Applicants will have three months from the date of notification to submit a Full Business Case.

5.3: Is the outcome of the Initial Application process appealable?

- The Ministerial Panel's decision is final in all matters.
- There is no appeal mechanism for decisions on whether or not a project proceeds to Full Business Case.
- Unsuccessful applicants may request feedback from the Department within one month of being notified of the decision.

6: FURTHER INFORMATION

6.1: Who will provide advice during the Initial Application process?

- Questions can be sent to the rgf@regional.gov.au mailbox. Questions should be clear and concise.
- Answers will be provided in writing.
- Key questions will be added to this Frequently Asked Questions document which is available to all potential applicants.
- This ensures that consistent advice is provided to all applicants and does not advantage any single applicant.

6.2: Where do I get more information about the Program?

- All applicants should read the Program Guidelines and refer to this document in the first instance. This Frequently Asked Questions document may answer further queries.
- If you are still have unaddressed queries, please send your question to rgf@regional.gov.au.
- Enquiries can be made over the phone by calling 1800 044 938 throughout the Initial Application opening period.

6.3: What are the opening hours for the RGF helpdesk phone line?

- The phone line will be staffed between the Hours of 9.00am and 5.00pm AEST throughout the Initial Application opening period.

15.2 OFFICERS REPORTS (RECEIVE & NOTE)



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
NO

AGENDA ITEM: 15.2.1

CITY FUTURES PROJECTS

REPORT No.: 18CF0018 BS:hd COMMON No.: 2481144

DATE: 27/03/2018

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to inform the City Futures Committee of the status of significant projects being undertaken by the City Futures Department.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

5. Effective and Responsible Governance

Outcome

5.1 Quality service

Key Strategies

5.1.1 Provide quality service outcomes by ensuring that Council's processes and systems are effective and efficient.

KEY ISSUES

- This report is to inform the City Futures Committee of the status of significant projects being undertaken by the City Futures Department.
- The City Futures Committee through this report may prioritise projects undertaken by the City Futures Department.

RECOMMENDATIONS

THAT Report Number 18CF0018 BS:hd entitled City Futures Projects, be received and noted.

PAGE: 2
 REPORT NUMBER: 18CF0018 BS:hd
 SUBJECT: CITY FUTURES PROJECTS

BACKGROUND

The purpose of this report is to inform the City Futures Committee of the status of significant projects being undertaken by the City Futures Department. The City Futures Committee may also prioritise projects undertaken by the City Futures Department. This report has been divided into the following service areas of the City Futures Department to be addressed by the relevant managers of each area;

- City Planning,
- Economic Development, Tourism & International Relations
- Climate Change & Environment.
- Senior Project Officer

DISCUSSION

City Planning

City Planning is responsible for the service of Statutory and Strategic Planning for City of Darwin. Projects may be initiated internally, by Council Decision or as part of Councils engagement with other government, non-government and significant stakeholders.

Projects that have been recently completed include; a methodology on the rationale behind council requirements for parking shortfalls associated with developments; options available for a wholesale review of Council's Car Parking Strategy and options available for the Bike Plan review.

The following table provides the status of current City Planning projects:

Project	Council Decision No./ Other	Status
Northern Territory Government (NTG) & City of Darwin Central Business District (CBD) car parking strategy review - update	22\0413	NTG undertaking Tender for project.
Zero or reduced front setbacks for garages and carports	21\5242	Workshop to be conducted in 2018, pending outcomes from planning scheme review.

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 REPORT NUMBER: 18CF0018 BS:hd
 SUBJECT: CITY FUTURES PROJECTS

Project	Council Decision No./ Other	Status
Car parking on the podium level	21\3135	Information report regarding activation, pollution and noise. Currently being addressed through other initiatives such as the Review of the Northern Territory Planning Scheme.
Review Bike Plan - Implementation Plan	Internal	The draft revised Implementation Plan 2018 - 2020 is included within the report presented to the City Futures Committee at this meeting, Report Number 18CF00417 CR:hd entitled Review of Bike Plan Implementation Plan
Outdoor Advertising Signs Code Review (042)	Internal	Draft discussion paper will go to the April 2018 City Futures Committee Meeting.

Economic Development, Tourism & International Relations

Economic Development, Tourism & International Relations is responsible for the strategic management of City of Darwin resources to promote economic development and strategies for City of Darwin. Projects may be initiated internally, by Council Decision or as a result of engagement with significant stakeholders.

The following table provide the status of Economic Development, Tourism & International Relations projects:

Project	Council Decision No./ Other	Status
Fannie Bay Equestrian Club (FBEC)	21\5602	A report will be prepared for Council March/April 2018. Consultation with the FBEC, Artillery Museum and NTG is ongoing.
Pay By Phone (car parking app)	Internal	PayStay went live 29 January 2018 with the take up in the technology very encouraging with exponential grow each week to 700 transactions per day and \$15,000 per week
Vibrant CBD sub-committee		The Vibrant CBD sub-committee met on Tuesday 6 March 2018 and considered a range of matters relating to the Darwin City Deal Domain Consultation & Priority Initiatives report, derelict site analysis and Street Scape Improvement Project
International Relations	Internal	Interviews are currently underway for recruitment of the International Relations Senior Project Officer

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 REPORT NUMBER: 18CF0018 BS:hd
 SUBJECT: CITY FUTURES PROJECTS

Climate Change & Environment

Climate Change and Environment is responsible for the service of environmental planning and management for City of Darwin. Projects may be initiated internally, by Council Decision or as part of implementing key strategic documents such as the Climate Change Action Plan 2011-2020, the East Point Reserve Biodiversity Plan and City of Darwin Bike Plan.

The following table provides the status of Climate Change and Environment projects:

Project	Council Decision No./ Other	Status
Energy Strategy	21\3848	Implementation plan to Council March 2018.
Energy and water data management	Climate Change Action Plan 2011-2020	Water and energy data continues to be processed.
Gardens for Wildlife	Internal	Five schools have signed up. Three schools have been assessed
Lakeside Drive Management Plan	21\4847	Draft document circulated to stakeholders for comment.
City of Darwin Bike Plan	City of Darwin Bike Plan	Ongoing. Educational initiatives being further developed.
DRAFT City of Darwin Environmental Management Plan (EMP)	21\2529	Review of Safe Work Method Statements (SWMS) and draft EMP continue to be refined prior to internal consultation.
Water Sampling	Climate Change Action Plan 2011-2020	Mid wet season sampling has been undertaken. Results are pending. Lake Alexander closed 16 February 2018 due to high enterococci.
Review and update of East Point Management Plan	East Point Biodiversity Plan	Strategic direction is being sought from Council prior to reviewing the Plan
Climate Change and Environment Grants		Climate change and environment grants launched 1 March. A grants workshop was held Tuesday 13 March.

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 REPORT NUMBER: 18CF0018 BS:hd
 SUBJECT: CITY FUTURES PROJECTS

Senior Project Officer - City Futures

The Senior Project Officer is currently conducting research into Smart Cities and is responsible for correspondence between City of Darwin, government, non-government and significant stakeholders in regard to the City Deals initiative.

Projects may be initiated internally, by Council Decision or as part of Councils engagement with other government, non-government and significant stakeholders. The following table provides the status of the Senior Project Officer's projects:

Project	Council Decision No.	Status
Smart Cities Initiatives and Research	Internal	Various items, including assessment of options to improve enterprise architecture and maximising benefits from the upcoming Switching on Darwin project. Undertaken in collaboration with other Council departments and NT government agencies.
Coordination of procurement for Switching on Darwin Project Consultant.	Internal	Technical consultant to be engaged in late March 2018
Drafting progress report to go to second ordinary on 27 March for Switching on Darwin project	22\231	In progress.
Project management for Switching on Darwin	Internal	Working on scope for Communications and Engagement Plan and developing project management plan.

In addition to the above, City Futures is actively progressing issues as they arrive, engaging with and providing advice to government, non-government, significant stakeholders and the general public.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Manager Economic Development, Tourism & International Relations
- Manager Climate Change and Environment
- Senior Climate Change & Environment Officer
- Senior Project Officer City Futures
- Town Planner
- Planning Officer

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REPORT NUMBER: 18CF0018 BS:hd
SUBJECT: CITY FUTURES PROJECTS

POLICY IMPLICATIONS

Any applicable policy implications will be considered during the preparation of specific reports resulting from this report.

BUDGET AND RESOURCE IMPLICATIONS

Any applicable budget and resource implications will be considered during the preparation of specific reports detailed within this report.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Any applicable risk, legal, legislative implications will be considered during the preparation of specific reports detailed within this report.

ENVIRONMENTAL IMPLICATIONS

Any applicable environmental implications will be considered during the preparation of specific reports detailed within this report.

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

CINDY ROBSON
MANAGER CITY PLANNING

GERARD ROSSE
GENERAL MANAGER CITY
FUTURES

For enquiries, please contact Cindy Robson on 8930 0528 or email:
c.robson@darwin.nt.gov.au.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN
NO

AGENDA ITEM: 15.2.2

PUBLIC AND STREET LIGHTING PROGRESS REPORT

REPORT No.: 18CO0008 AM:tz COMMON No.: 2350906

DATE: 27/03/2018

Presenter: Manager Smart Cities and Public Lighting, Nadine Nilon

Approved: General Manager City Operations, Nik Kleine

PURPOSE

The purpose of this report is to update City Operations Committee on the progress of the Public and Street Lighting Project.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

5 Effective and Responsible Governance

Outcome

5.5 Responsible financial and asset management

Key Strategies

5.5.1 Manage Council's business based on a sustainable financial and asset management strategy

KEY ISSUES

- Council has taken over the ownership and responsibility for maintenance of street lights in Council roads and parks within its municipality, as of 1 January 2018.
- Council has entered into a contract with a maintenance contractor, Top End RACE, for maintenance of Council street lighting assets.
- At the time of writing this report, 287 street light faults have been recorded, from which 153 faults had been fixed.
- Council has awarded contracts for the supply of smart-ready LED luminaires
- The replacement program for all luminaires will occur following funding approval, with both awarded contracts written to accommodate this.
- Council is planning on going to tender within the next month for the supply of Public Lighting Controls and System that includes a central management system, network communications infrastructure and light point controllers.
- A Public and Street Lighting Asset Management, including Policy and Strategy, is being prepared.

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REPORT NUMBER: 18CO0008 AM:tz
SUBJECT: PUBLIC AND STREET LIGHTING PROGRESS REPORT

RECOMMENDATIONS

THAT Report Number 18CO0008 AM:tz entitled Public and Street Lighting Progress Report - March 2018, be received and noted.

BACKGROUND

In accordance with the Deed of Agreement between the Power and Water Corporation, Northern Territory Government and Council, as of 1 January 2018 Council has gained full ownership over 8691 street lights.

Council also owns 1270 park lights which are now managed in conjunction with the street lighting.

Council has entered into a contract with a maintenance contractor, Top End RACE, for maintenance of Council street lighting assets. This contract also includes the replacement program for all luminaires, which is dependent on loan funding approval.

Undertaking the management of street lighting through a contractor was determined to be the most cost effective method of managing the street light assets. The modelling (separate to replacement programs) indicated that the total cost to Council for PWC to manage street lighting estimated costs of \$7.2 million (including capital, maintenance, and energy), whereas management through contractors was estimated at \$4.7 million per year, a saving of at least \$2.5 million.

DISCUSSION

Since handover of the street lights on 1 January 2018, the public and street lighting transition program is on schedule and within budget, with no major problems foreseen. Whilst we have managed to get access to substantial part of Council street lighting assets, there are negotiations continuing with Power Water Corporation to solve identified safety concerns that have prevented the Contractor from gaining access to all assets.

A customer service centre has been established by our maintenance contractor, Top End RACE. The centre is manned and monitored from 8am to 5pm Monday to Friday, excluding Darwin public holidays, and after-hours contact number is available for Council call-outs and PFES requests.

The community is able to report faults via the following:

- Phone: 89465444 (direct faults line to service contractor) or through Council on 89300300
- Email: streetlightfault@darwin.nt.gov.au
- Visit: www.darwin.nt.gov.au/reportstreetlight

The website has also been set up to include a map to assist users in finding the light they are reporting.

PAGE: 3
 REPORT NUMBER: 18CO0008 AM:tz
 SUBJECT: PUBLIC AND STREET LIGHTING PROGRESS REPORT

We aim to achieve following response times of the time when a fault being reported:

- 3 business days for sub arterial streets, pedestrian crossings and roundabouts.
- 7 business days for a fault involving a single outage.
- 15 business days for a fault involving electricity supply issue.

Council is currently undertaking reactive maintenance. At the time of writing this report, 287 street light faults have been recorded (including those handed over from PWC), from which 153 faults had been fixed and 8 LED street lights had been installed.

As discussed in previous reports there are significant benefits in switching to LEDs. This includes maintenance savings, energy efficiency, and improved lighting levels. Council has awarded contracts for the supply of smart-ready LED luminaires. The first batches of LED luminaires have been ordered and we expect to have them delivered within the next 12-16 weeks.

Warm white LED lights, with Correlated Colour Temperature (CCT) of 3000K, will be deployed on local and residential streets, while cooler white LEDs, of 4000K CCT, will be used for CBD and streets with higher vehicle traffic. All lighting design undertaken and works are in accordance with Australian Standards.

The specified LED luminaires are smart controls ready which allows for improved asset management, possible further energy savings and service delivery to the community. Council will invite tender applications within the next month for the supply of Public Lighting Controls and System that includes a central management system, network communications infrastructure and light point controllers. The system will provide remote dynamic street lighting control, which helps us with remote fault detection, dimming capability, energy saving, reduced operational cost, etc.

The replacement program to convert all public and street lights across municipality to LED luminaires will be implemented, following ministerial approval for an external loan, which will see completed within 3 years.

The Smart Cities project work within the CBD incorporates part of the street and public lighting replacement program and these areas have been coordinated to maximise efficiencies. The Smart Cities project is reported on separately through City Futures.

CONSULTATION PROCESS

The new LED and smart control management system will give us flexible options on the way we manage public lighting for the community. The replacement program will have public consultation to inform them of the program, and this is scheduled to commence in May.

In preparing this report, the following City of Darwin officers were consulted:

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 REPORT NUMBER: 18CO0008 AM:tz
 SUBJECT: PUBLIC AND STREET LIGHTING PROGRESS REPORT

- Public and Street Lighting Coordinator

POLICY IMPLICATIONS

There are no policy implications identified at this time. Public and Street Lighting Asset Management documentation, including a Policy and Strategy, is being prepared.

BUDGET AND RESOURCE IMPLICATIONS

The City of Darwin allocates an annual operational budget each year for the electricity consumption charge for street lighting and this will continue in future years. This bill is currently paid to Jacana Energy and is currently around \$1.3 million, with costs expected to half once all luminaires are replaced with LED (based on current tariff rates).

The modelling undertaken through the decision making process in 2017 indicated that the total cost to Council on managing the street lights would be approximately \$4.7 million per year (not include luminaire replacement), a saving of at least \$2.5 million from the PWC estimated likely costs of \$7.2 million.

To undertake the replacement program over the next three years (reducing energy costs longer term), ministerial approval is being sought to apply for external funded loans totalling \$4.3 million. Council has also applied for funding through the Building Better Regions Fund, which could reduce the total loan amount, pending conditions of grant, if Council is successful.

With the luminaire replacement the estimated costs (excluding GST, to the nearest \$10,000), over the next three years are;

	2018 (Jan-Jun)	2018/19	2019/20	2020/21
Energy	\$800,000	\$1,240,000	\$880,000	\$880,000
Maintenance	\$580,000	\$850,000	\$600,000	\$600,000
Luminaire Replacement, including Smart Controls	\$570,000	\$3,320,000	\$1,690,000	\$60,000
Poles & Wiring Capital	\$250,000	\$500,000	\$500,000	\$500,000
Total	\$2,200,000	\$5,910,000	\$3,670,000	\$2,040,000
Loan Required		\$3,000,000	\$1,300,000	
Loan Repayments		\$180,000	\$460,000	\$560,000

Council had previously established a Street Lighting Reserve of \$3.3million. These funds are considered within the above budget estimates and are being be utilised to mitigate the impact on 2017/18 to 2019/20 budgets. The above also doesn't include internal operational costs.

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REPORT NUMBER: 18CO0008 AM:tz
SUBJECT: PUBLIC AND STREET LIGHTING PROGRESS REPORT

The acceptance of the assets into the Council Financial Asset Register will have some financial impact and is being prepared.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Council is liable for all street lighting assets within its road network and therefore it is considered appropriate that Council be responsible for rectification of all legacy non-compliance within street lighting assets.

Any delay in the replacement program will delay the savings in energy and maintenance costs and is being monitored closely to ensure the program occurs as efficiently as possible.

There is the risk of PWC's tariff rates changing, and potentially increasing, as it moves to be in line with the Australian Energy Regulator's Framework. This is being monitored, and if costs do increase, the replacement program will become more critical.

The physical light output will be different for some residents as new lights are installed that may appear brighter, and also of a different colour. This information will be included in communications with residents regarding the program.

Section 123 of the Local Government Act states a Council may borrow money but only with the Ministers Approval. There is always a risk that Ministerial Approval may not be granted for the external loan. This will require alternative funding sources to be identified either from additional revenue and/or expenditure savings. Any contract awarded should include provision and clauses for this occurrence where appropriate.

ENVIRONMENTAL IMPLICATIONS

Ownership of street lighting has provided Council with increased control and flexibility in implementing environmental and "smart lighting" solutions. However, it has increased Council's carbon footprint overall and as a result the replacement of inefficient luminaires with LED will improve the environmental sustainability of the assets.

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REPORT NUMBER: 18CO0008 AM:tz
SUBJECT: PUBLIC AND STREET LIGHTING PROGRESS REPORT

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

NADINE NILON
MANAGER SMART CITIES AND
PUBLIC LIGHTING

NIK KLEINE
ACTING GENERAL MANAGER
CITY OPERATIONS

For enquiries, please contact Amir Moayedzadeh on 8930 0491 or email:
a.moayedzadeh@darwin.nt.gov.au.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.2.3
YES

MONTHLY FINANCIAL REPORT - FEBRUARY 2018

REPORT No.: 18CP0027 RN:je COMMON No.: 2476534 DATE: 27/03/2018

Presenter: Acting Manager Finance, Irene Frazis

Approved: Acting General Manager City Performance, Richard Iap

PURPOSE

The purpose of this report is to provide a comparison of income and expenditure against the budget for the period ended 28 February 2018 in accordance with the Local Government (Accounting) Regulations.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

5 Effective and Responsible Governance

Outcome

5.5 Responsible financial and asset management

Key Strategies

5.5.1 Manage Council's business based on a sustainable financial and asset management strategy

KEY ISSUES

- The monthly report meets Council's statutory requirements.
- The Quarterly Budget Reviews provide additional accountability information to supplement the monthly financial reports.
- There are no overall concerns with Council's financial position.

RECOMMENDATIONS

THAT Report Number 18CP0027 RN:je entitled Monthly Financial Report - February 2018, be received and noted.

PAGE: 2
 REPORT NUMBER: 18CP0027 RN:je
 SUBJECT: MONTHLY FINANCIAL REPORT - FEBRUARY 2018

BACKGROUND

Council has endorsed the format of the Monthly Financial Report. It is in compliance with the Local Government (Accounting) Regulations in respect of monthly financial reporting.

DISCUSSION

The following statements are included at **Attachment A**.

Overall Income Statement

All sources of Council's income (revenue) and all operating expenses.

Municipal Plan Summary

The Municipal Plan Summary follows a similar format to the statement of cash flows, but is based on working capital rather than cash. The actual transfers to and from cash backed reserves are now considered to be up to date. Elected Members can refer to the quarterly budget reviews for more detailed information on reserves.

Amended Budget

The amended budget column in the Overall Income Statement and Municipal Plan Summary (Attachment A) includes projects/programs carried forward from 2016/17 into 2017/18 for completion and the adopted variations as per the 1st and 2nd Quarter Budget Reviews 2017/18

Investments Report

Details all cash and investments held by institution and provide information on interest rate returns, maturities and policy compliance.

Accounts Receivable Report

Details rate receipt collection, outstanding general debtors and performance on rates recovery compared to the previous year. The report includes additional information on infringement debtors, rates arrears, rates struck and rates outstanding (bar chart).

CONSULTATION PROCESS

Nil

POLICY IMPLICATIONS

Nil

BUDGET AND RESOURCE IMPLICATIONS

Nil

PAGE: 3
REPORT NUMBER: 18CP0027 RN:je
SUBJECT: MONTHLY FINANCIAL REPORT - FEBRUARY 2018

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

The information that is provided is considered to more than achieve statutory compliance as set out below:

Part 8 of the Local Government (Accounting) Regulations require that a monthly financial report is presented to Council.

Regulation 18 states:-

1. The CEO must, in each month, lay before a meeting of the council a report, in a form approved by the council, setting out:

a) The actual income and expenditure of the council for the period from the commencement of the financial year to the end of the previous month; and

b) The forecast income and expenditure for the whole of the financial year

2. The report must include:

a) Details of all cash and investments held by the council (including money held in trust); and

b) A statement on the debts owed to the council including the aggregate amount owed under each category with a general indication of the age of the debts; and

c) Other information required by the Council.

3. If a council does not hold a meeting in a particular month, the report is to be laid before the council committee performing the council's financial functions for the particular month.

It should be noted that monthly financial reports are not independently audited, but are subject to internal control and review processes.

ENVIRONMENTAL IMPLICATIONS

Nil

PAGE: 4
REPORT NUMBER: 18CP0027 RN:je
SUBJECT: MONTHLY FINANCIAL REPORT - FEBRUARY 2018

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

IRENE FRANZIS
ACTING MANAGER FINANCE

RICHARD IAP
ACTING GENERAL MANAGER
CITY PERFORMANCE

For enquiries, please contact Irene Frazis on 89300654 or email:
i.frazis@darwin.nt.gov.au.

Attachment:

Attachment A: Monthly Financial Report – February 2018

Income Statement For the Period Ended 28/02/2018



	<u>2017/18</u>				
	Full Original Budget \$'000	Full Amended Budget \$'000	YTD Actual \$'000	YTD v FAB %	
% of year elapsed				67%	
Income from Continuing Operations					Comment
Rates & Annual Charges	69,069	69,068	69,270	100%	No issues
User Charges, Fees & Other	26,341	25,981	16,146	62%	Below LY
Interest & Investment Revenue	1,953	1,954	1,600	82%	No issues
Grants & Contributions - Operating	5,143	3,471	3,101	89%	No issues
Total Income from Continuing Operations	102,506	100,474	90,118	90%	
Less Expenses from Continuing Operations					
Employee Costs	32,313	32,351	21,217	66%	No issues
Borrowing Costs	291	291	145	50%	No issues
Materials and Services	49,429	50,452	30,956	61%	No issues
Depreciation and Amortisation	24,037	24,037	16,024	67%	No issues
Total Expenses from Continuing Operations	106,070	107,131	68,342	64%	
Operating Result - Continuing Operations	(3,564)	(6,658)	21,775		
Grants & Contributions - Capital	2,113	7,836	7,994	102%	No issues
Income (Loss) from Asset Disposal	-	-	(29)	-1000%	Not budgeted
Net Operating Result For the Year	(1,451)	1,178	29,741		

Income Statement

Explanation of Columns: "Full Original Budget" and "Full Amended Budget" are annual amounts. YTD Actual is year to date. YTD v FAB is the % of actuals achieved against the full year amended budget.

Outlines income and operating expenses. Capital expenditure has been excluded however depreciation expense has been recognised. The net operating surplus or deficit for the reporting period is a measure of Council's financial performance. This figure is determined by deducting total operating expenses including depreciation from total operating revenue.

Operating income: Rates are recognised at the beginning of the year hence 100% achieved. User charges, fees and other revenue is slightly below target at 62% and also below the Actual YTD for the same period last year. This is mainly due to reduced animal registrations, infringements, and parking income. Operating grants & contributions are showing 89% achieved as General Purpose Grants and FAA Road Grants for 1st & 2nd quarters have been received. Library grants received in full for the year. Funbus grant for 1st, 2nd & 3rd quarters received. Streetlighting Maintenance grant from Dept of Housing & Community Development has been recognised but not budgeted.

Operating expenses: Overall expenditure appears reasonable for this 8th month of the financial year. Borrowing expenses paid in November and the next scheduled payment is in May 2018. Depreciation expense is recognised pro-rata over each of the 12 months.

Capital income: \$1.98M R2R grant for Dinah Beach Road Project received in full. A \$2M DEC grant for upgrade of aircon was received from Dept of Housing and Community. \$250k received from Dept of Tourism & Culture for Oval lightings, \$1.8 M received for Construction of Parap Leisure & Sports Centre. Progress Report 1 for Malak Lighting Project \$50k. NT Cricket, Nightcliff Sports Club & Royal Life Savings Society contributions received combined \$18k. Dept of Infrastructure Planning Grant for Play Equipment - Dwyer Park, The Narrows received for \$175k. Developer Contributions \$133k.

Manager Finance: There are no overall concerns in relation to the amended budget.

Municipal Plan Summary
For the Period Ended 28/02/2018

	2017/18		
	Full Original Budget \$'000	Full Amended Budget \$'000	YTD Actual \$'000
			YTD v FAB %
% of year elapsed			67%
Funds From Operating Activities			
Net Operating Result From Above	(1,451)	1,178	29,741
Add back depreciation (not cash)	24,037	24,037	16,024
Add back Loss on Asset Disposal (non cash)	-	-	29
Net Funds Provided (or used in) Operating Activities	22,586	25,215	45,794
Funds From Investing activities			
Sale of Infrastructure, Property, Plant & Equipment	783	783	222
Purchase of Infrastructure, Property, Plant & Equipment	(21,633)	(51,687)	(21,307)
Net Funds Provided (or used in) Investing Activities	(20,850)	(50,903)	(21,085)
Funds From Financing Activities			
Proceeds from borrowings & advances	2,100	2,000	-
Repayment of borrowings & advances	(384)	(384)	(117)
Net Funds Provided (or used in) Financing Activities	1,716	1,616	(117)
Net Increase (-Decrease) in Funds Before Transfers	3,452	(24,072)	24,592
Transfers from (-to) Reserves	(3,452)	23,456	10,746
Net Increase (-Decrease) in Funds After Transfers	-	(616)	35,338

Municipal Plan Summary

Outlines This statement outlines Councils entire budget in accordance with the published municipal plan. It shows the effect on General Funds (original budget - break even/nil). It groups items into operating, investing and financing and has a very close relationship to cash flows , which is why it is presented in the same international format. It eliminates the depreciation calculation and discloses totals for asset sales and purchases as well as loan raising and repayments. Finally it discloses the transfers to & from cash backed reserves which are detailed in the quarterly budget review reports.

Full Amended Budget: Includes carry forwards from 2016/17 and approved budget variations as per 1st and 2nd Quarter Budget Reviews.

Net funds provided by operating activities: These will reduce throughout the year to equate more closely to budget as the rates struck are expended.

Sale of Plant & Equipment: This appears low and should increase once fleet is updated.

Purchase of Infrastructure, property etc. This is 41% spent compared to 67% of year elapsed and will increased once fleet purchases are achieved.

Transfers from (-to) reserves. This discloses the transfers to & from cash backed reserves.

Manager Finance: There are no overall concerns in relation to the budgets.

Statement of Financial Position
For the Period Ended 28/02/2018



<u>2016-17</u>			<u>2017/18</u>	
Audited		Full Original	Full Amended	YTD
Actual		Budget	Budget	Actual
\$'000		\$'000	\$'000	\$'000
Current Assets				
13,040	Cash at Bank & Investments	11,346	12,567	30,766
31,491	Cash at Bank & Investments - externally restricted	32,343	30,715	34,024
29,458	Cash at Bank & Investments - internally restricted	6,975	6,777	16,179
10,598	Receivables	7,300	10,598	19,902
110	Inventories	150	110	121
-	Other	250	-	-
84,697		58,364	60,768	100,992
Non-Current Assets				
953,325	Infrastructure, Property, Plant and Equipment	1,137,781	980,192	958,356
953,325		1,137,781	980,192	958,356
1,038,022	TOTAL ASSETS	1,196,145	1,040,959	1,059,348
Current Liabilities				
14,695	Payables	11,000	14,695	6,395
241	Borrowings	395	241	124
17,256	Provisions & Other Liabilities	7,109	17,256	17,259
32,192		18,504	32,192	23,778
Non-Current Liabilities				
3,046	Borrowings	6,340	4,805	3,046
10,025	Provisions	500	10,025	10,026
13,071		6,840	14,830	13,072
45,263	TOTAL LIABILITIES	25,344	47,022	36,850
992,759	NET ASSETS	1,170,801	993,937	1,022,498
Equity				
597,461	Asset Revaluation Reserve	771,670	597,461	597,460
395,298	Retained Surplus	399,131	396,476	425,037
992,759	TOTAL EQUITY	1,170,801	993,937	1,022,498

Statement of Financial Position Comments:

The Statement of Financial Position outlines what Council owns (assets) and what it owes (liabilities) at a point in time. Council's net worth is determined by deducting total liabilities from total assets - the larger the net equity, the stronger the financial position.

Manager Finance: there are no concerns in relation to the original budgets at this stage. Note that the full original budget is as published in the adopted Municipal Plan 2017/18. The full amended budget column is based on the audited closing balances as at 30/6/2017 plus full original budget plus Council approved amendment, the YTD Actual column is based on audited actual closing balances as at 30/6/2017 and adjustment of actual movements since.



CASH AND INVESTMENTS SUMMARY

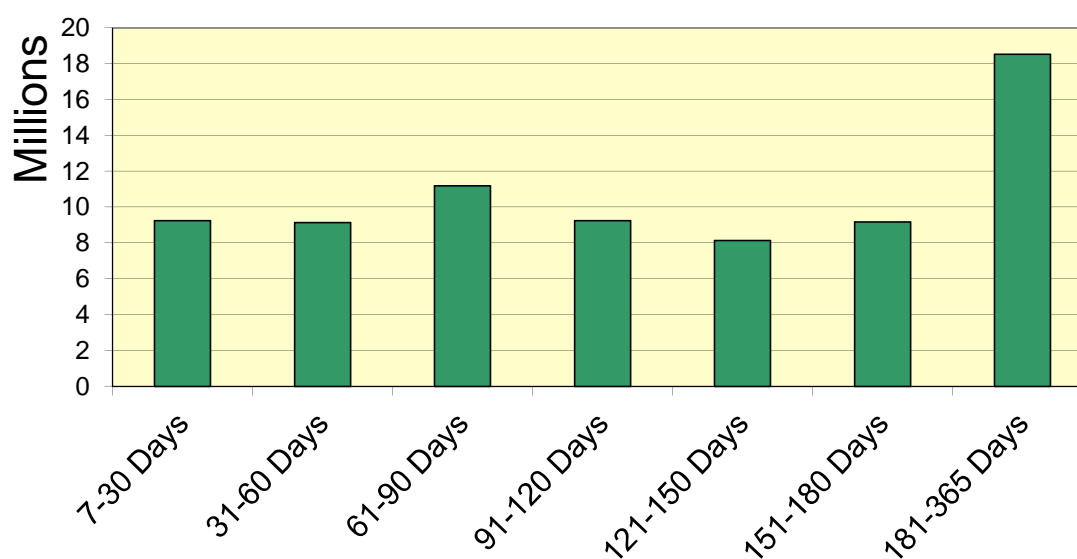
As at 28 February, 2018 Council's short term cash position was as follows:

1. General Fund

Cash at Bank	\$ 7,335,400
Short Term Investments	\$ 73,444,076
Total Funds	\$ 80,779,476

Council has an arrangement with its financial institution the Commonwealth Bank of Australia to offset Council's overdraft facility against pooled funds held in Council's Trust Account and General Account.

**FUNDS INVESTED MATURITY PROFILE
AS AT 28 FEBRUARY 2018**



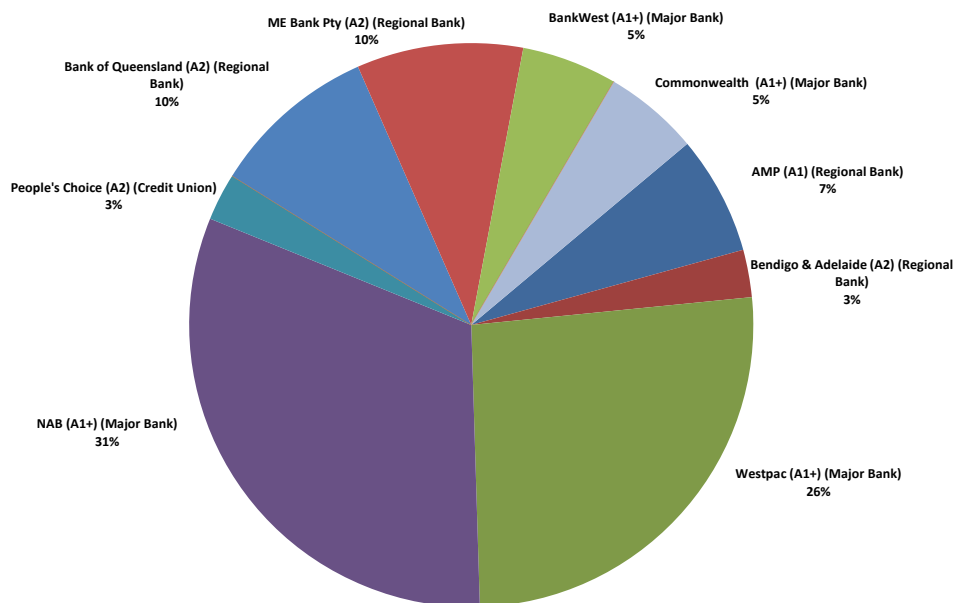
2. Trust Account

Cash at Bank	\$591,825.40
Total Funds	\$591,825.40

INVESTMENTS REPORT TO COUNCIL AS AT 28 FEBRUARY 2018



INVESTMENT FUNDS DISTRIBUTION PER INSTITUTION



Investment Policy Limits

Short Term	Policy Max.	Actual Portfolio
A1+	100%	69%
A1	45%	7%
A2	25%	24%
Unrated*	10%	0%

Total 100%

Individual Banks	Policy Max.	% Over Total Investment
National Australia Bank (A1+) (AA-)	40%	31%
Westpac (A1+) (AA-)	40%	26%
Commonwealth Bank of Australia (A1+) (AA-)	40%	5%
AMP (A1) (A)	30%	7%
Bankwest (A1+) (AA-)	30%	5%
Bank of Qld (A2) (BBB+)	10%	10%
ME Bank (A2) (BBB)	10%	10%
Bendigo and Adelaide Bank Ltd (A2) (BBB+)	10%	3%
People's Choice Credit Union (A2) (BBB)	10%	3%

Total 100%

Counterparty	Policy Min.	Policy Max.	Actual Portfolio
Major Banks	15%	100%	63%
Regional Banks	0%	45%	34%
Credit Unions/Building Societies/ Other ADI's	0%	45%	3%

Total 100%

Term to Maturity	Policy Min.	Policy Max.	Actual Portfolio
< 1 Year	30%	100%	100%
> 1 Year	0%	50%	0%
> 3 Years	0%	30%	0%
> 5 Years	0%	10%	0%

Total 100%

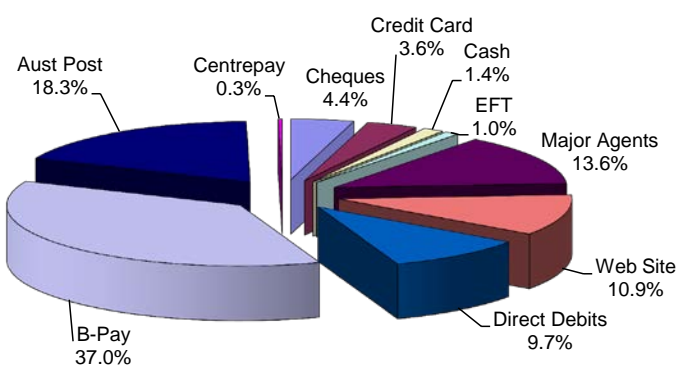
Investment Portfolio

CREDIT RATING (ST) (LT)	COUNTERPARTY	INV TYPE	AMOUNT	INTEREST RATE	MATURITY DATE	DAYS TO MATURITY	WEIGHTED AVERAGE RATE	INSTITUTION TOTALS	%
Major Banks Total @ Invested			\$ 46,408,864.73	63.19%	of portfolio				
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,066,942.22	2.53%	March 13, 2018	13	0.000367540	\$ 23,244,183.11	31.00%
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.57%	March 20, 2018	20	0.000349926		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 20, 2018	20	0.000351288		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 27, 2018	27	0.000351288		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 27, 2018	27	0.000351288		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	April 3, 2018	34	0.000351288		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	April 17, 2018	48	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	April 17, 2018	48	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 1, 2018	62	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 1, 2018	62	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 8, 2018	69	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 8, 2018	69	0.000355372		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 15, 2018	76	0.000354011		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 15, 2018	76	0.000354011		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 22, 2018	83	0.000354011		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 22, 2018	83	0.000354011		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	June 5, 2018	97	0.000354011		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,017,452.06	2.57%	June 12, 2018	104	0.000356033		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.57%	June 19, 2018	111	0.000349926		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,035,549.56	2.53%	August 28, 2018	181	0.000356726		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,106,219.54	2.53%	August 28, 2018	181	0.000381070		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,018,019.73	2.53%	September 11, 2018	195	0.000350687		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.53%	September 11, 2018	195	0.000344480		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.65%	March 6, 2018	6	0.000360819	\$ 19,164,681.62	26.00%
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.65%	March 6, 2018	6	0.000360819		
(A1+) (AA-)	Westpac	TD	\$ 1,018,848.22	2.66%	March 13, 2018	13	0.000369007		
(A1+) (AA-)	Westpac	TD	\$ 1,018,593.15	2.69%	March 27, 2018	27	0.000373075		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 3, 2018	34	0.000366265		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 10, 2018	41	0.000366265		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 10, 2018	41	0.000366265		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	55	0.000368988		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	55	0.000368988		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	55	0.000368988		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	90	0.000367627		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	90	0.000367627		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	90	0.000367627		
(A1+) (AA-)	Westpac	TD	\$ 1,041,520.04	2.68%	June 5, 2018	97	0.000380054		
(A1+) (AA-)	Westpac	TD	\$ 1,021,479.45	2.69%	June 12, 2018	104	0.000374132		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	June 19, 2018	111	0.000366265		
(A1+) (AA-)	Westpac	TD	\$ 1,033,120.48	2.54%	September 18, 2018	202	0.000357296		
(A1+) (AA-)	Westpac	TD	\$ 1,015,873.70	2.54%	September 25, 2018	209	0.000351331		
(A1+) (AA-)	Westpac	TD	\$ 1,015,246.58	2.57%	October 23, 2018	237	0.000355261		
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	2.56%	August 14, 2018	167	0.000348565	\$ 4,000,000.00	5.00%
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	2.56%	August 21, 2018	174	0.000348565		
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	2.56%	August 28, 2018	181	0.000348565		
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	2.56%	September 18, 2018	202	0.000348565		
Regional Banks Total @ Invested			\$ 25,035,210.96	34.09%	of portfolio				
(A1+) (AA-)	Bankwest	TD	\$ 1,000,000.00	2.55%	July 31, 2018	153	0.000347203	\$ 4,035,210.96	5.00%
(A1+) (AA-)	Bankwest	TD	\$ 1,000,000.00	2.55%	July 31, 2018	153	0.000347203		
(A1+) (AA-)	Bankwest	TD	\$ 1,017,605.48	2.55%	August 7, 2018	160	0.000353316		
(A1+) (AA-)	Bankwest	TD	\$ 1,017,605.48	2.55%	August 14, 2018	167	0.000353316		
(A1) (A)	AMP Bank Limited	TD	\$ 1,000,000.00	2.65%	August 21, 2018	174	0.000360819	\$ 5,000,000.00	7.00%
(A1) (A)	AMP Bank Limited	TD	\$ 2,000,000.00	2.65%	October 9, 2018	223	0.000721638		
(A1) (A)	AMP Bank Limited	TD	\$ 2,000,000.00	2.65%	October 16, 2018	230	0.000721638		
(A2) (BBB+)	Bendigo & Adelaide Bank	TD	\$ 1,000,000.00	2.60%	October 2, 2018	216	0.000354011	\$ 2,000,000.00	3.00%
(A2) (BBB+)	Bendigo & Adelaide Bank	TD	\$ 1,000,000.00	2.60%	October 2, 2018	216	0.000354011		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	June 26, 2018	118	0.000354011	\$ 7,000,000.00	10.00%
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	June 26, 2018	118	0.000356734		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	June 26, 2018	118	0.000356734		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	July 3, 2018	125	0.000356734		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 17, 2018	139	0.000354011		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 24, 2018	146	0.000354011		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 24, 2018	146	0.000354011		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 3, 2018	125	0.000356734	\$ 7,000,000.00	10.00%
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 10, 2018	132	0.000356734		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 10, 2018	132	0.000356734		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 17, 2018	139	0.000356734		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 2,000,000.00	2.57%	September 4, 2018	188	0.000699852		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	October 23, 2018	237	0.000356734		
Credit Societies Total @ Invested			\$ 2,000,000.00	2.72%	of portfolio				
(A2) (BBB)	People's Choice Credit Union / Australian Central Credit Union	TD	\$ 1,000,000.00	2.60%	July 31, 2018	153	0.000354011	\$ 2,000,000.00	3.00%
(A2) (BBB)	People's Choice Credit Union / Australian Central Credit Union	TD	\$ 1,000,000.00	2.60%	August 7, 2018	160	0.000354011		
							2.61%	1.79%	
TOTAL FUNDS INVESTED			\$ 73,444,076	100.00%	Average Days to Maturity	115	Weighted Average	BBSW 90 Day Rate	100.00%
GENERAL BANK FUNDS AS OF 31/1/2018			\$ 7,335,400						
TOTAL ALL FUNDS			\$ 80,779,476						
Total Budget Investment Earnings			\$ 1,647,555						
Year to Date Investment Earnings			\$ 1,290,623						
							Type of Investment		
							Amount		
							% Portfolio		
							Term Deposit	\$ 73,444,075.69	91%
							Bank Bills	\$ -	-
							Negotiable Certificate of Deposit	\$ -	-
							CBA At Call	\$ 7,335,400.18	9%
							\$ 80,779,475.87	100%	

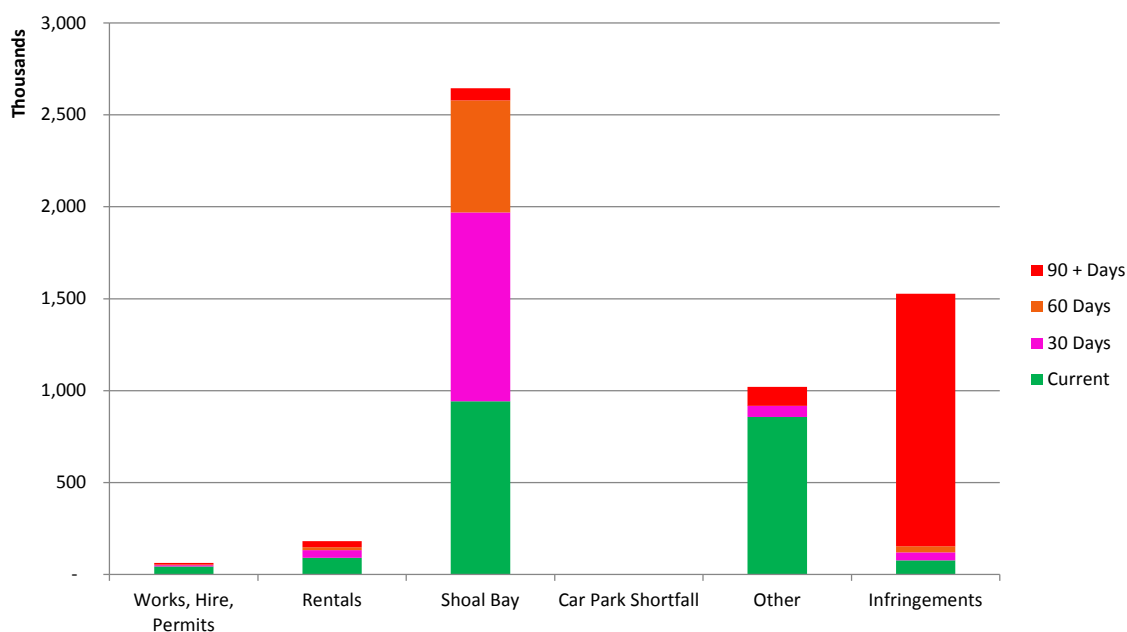


**FINANCE DEPARTMENT
SERVICE LEVEL REPORT TO COUNCIL
FOR THE MONTH OF FEBRUARY 2018**

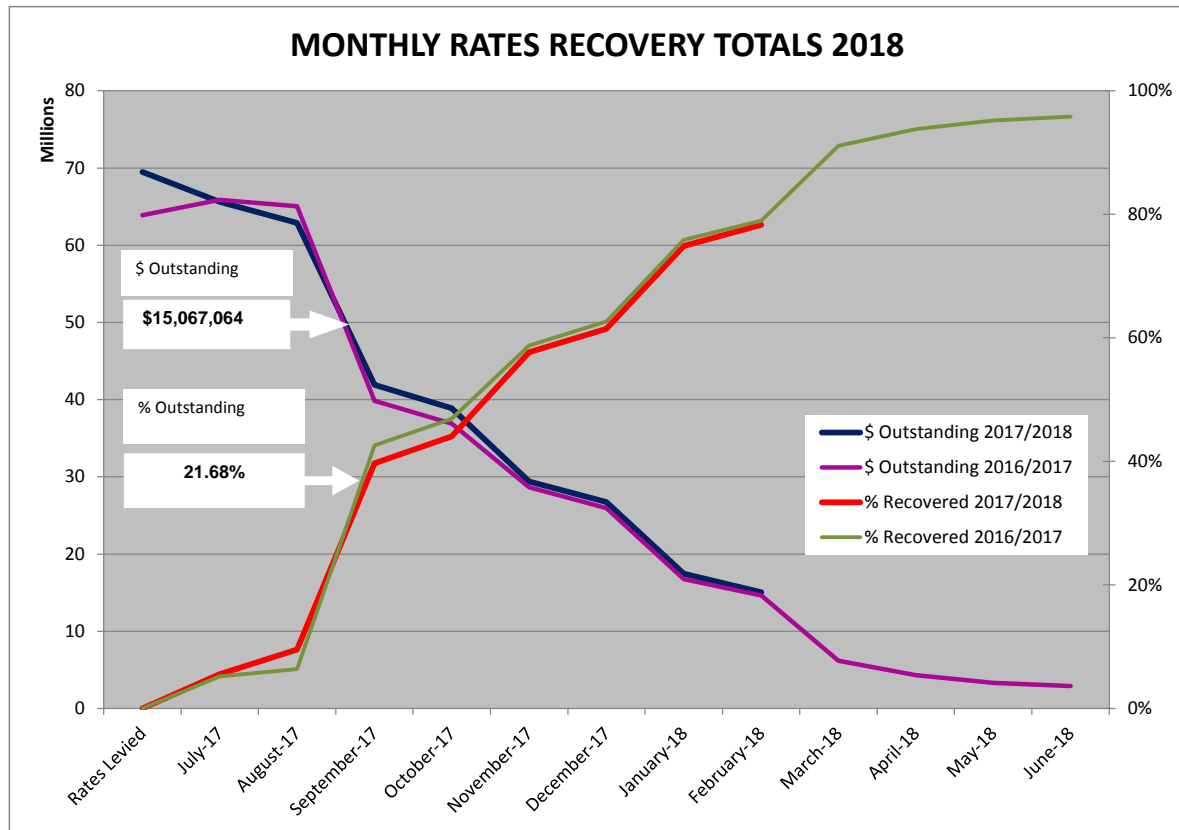
RATE RECEIPTS BY PAYMENT TYPE LAST 12 MONTHS



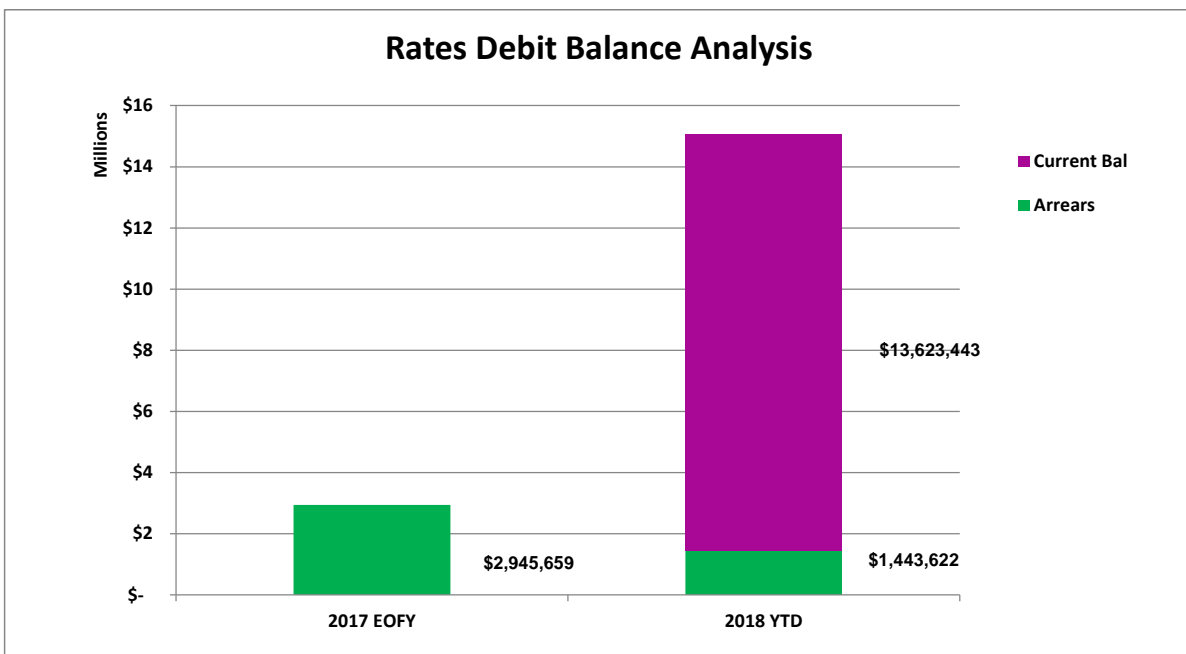
ACCOUNTS RECEIVABLE OUTSTANDING DEBTORS



Pursuant to Local Government (Accounting) Regulations Sec 18(2)(b) the chart labelled "Accounts Receivable Outstanding Debtors" represents sundry debts owed to Council on an "aged" basis.



The chart labelled "Monthly Rates Recovery Totals" represents the amounts currently outstanding in Rates to Council, rates are either due or overdue and no further "ageing" is possible.



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.2.4
YES

CITY OF DARWIN STRATEGIC PLAN - PROJECT UPDATE MARCH 2018

REPORT No.: 18CF0034 VG:jg COMMON No.: 3683848 DATE: 27/03/2018

Presenter: Manager Strategy & Outcomes, Vanessa Green

Approved: Acting General Manager City Performance, Richard Iap

PURPOSE

The purpose of this report is to provide a project update on the City of Darwin Strategic Plan Project as of March 2018.

LINK TO STRATEGIC PLAN

The issues addressed in this report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

5 Effective and Responsible Governance

Outcome

5.3 Good governance

Key Strategies

5.3.1 Demonstrate good corporate practice and ethical behaviour

KEY ISSUES

- In December 2017, Council endorsed the process to develop a new Strategic Plan, to be adopted by June 2018.
- Council approved the provision of an additional resource at a cost of \$50,000 to deliver the project, noting that staff would determine the structure of that resource.
- Monthly progress reports will be provided to Council on this key strategic project until completion.

RECOMMENDATIONS

THAT Report Number 18CF0034 VG:jg entitled City Of Darwin Strategic Plan - Project Update March 2018, be received and noted.

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 REPORT NUMBER: 18CF0034 VG:jg
 SUBJECT: CITY OF DARWIN STRATEGIC PLAN - PROJECT UPDATE MARCH 2018

BACKGROUND

Council considered the process to develop a new Strategic Plan at the Ordinary Meeting held on 12 December 2017 and resolved as follows.

DECISION NO.22\0303 (12/12/17)

City of Darwin Strategic Plan

Report No. 17CP0061 VG:je (12/12/17) Common No. 3683848

- A. THAT Report Number 17CP0061 VG:je entitled City of Darwin Strategic Plan, be received and noted.*
- B. THAT Council endorse the process to develop a new Strategic Plan, at **Attachment C** to Report Number 17CP0061 VG:je entitled City of Darwin Strategic Plan, noting a final Strategic Plan is expected to be adopted in June 2018.*
- C. THAT Council approve the provision of an additional resource at a cost of \$50,000 to deliver the project.*

DISCUSSION

The City of Darwin Strategic Planning Progress is outlined below:

Progress between December 2017 and March 2018 included:

December 2017

- Internal work on refining the project plan.

January 2018

- Analysis of current planning environment

February 2018

- Presentation of a Strategic Planning Discussion Paper and delivery of an Elected Member workshop on 6 February 2018 to inform project direction and community engagement.
- Drafting and presentation of a communication and engagement plan to an Elected Member workshop on 6 February 2018.
- Securing additional resources to support the project internally.
- Seeking expressions of interest for an experienced facilitator for Elected Member and community engagement workshops, assessment of submissions and appointment of consultants.

March 2018

- Engaged community engagement consultant to conduct market research and facilitate extensive community engagement workshops.

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- Launched quantitative survey to collect data on what the citizens of the City of Darwin and Darwin Region like about living in Darwin and what would make them want to live in Darwin more.

At a workshop held on 6 February 2018 Elected Members agreed that Council would progress with a strategic planning process that would be community centric and culminate in the development of a medium term vision for 2030.

Elected Members conducted a SWOT (Strengths, Weaknesses, Opportunities and Threats) analysis of Council, and a values exercise. These results have been essential in informing the development of further engagement tools.

Communications and Engagement

City of Darwin is now commencing its community engagement with the wider community under the banner Vision 2030 – Living Darwin for ease of reference.

The communications and engagement plan for this project outlined two key deliverables:

1. the facilitation of an online survey to the community and various stakeholders; and
2. facilitation and delivery of community engagement workshops

Expressions of Interest for consultation and facilitation for community engagement activities were sought from a total of seven (7) companies. Three (3) were locally represented and four (4) were based interstate.

Three (3) consultants indicated that they were unable to make a submission due to the timeframes and existing competing priorities.

Submissions were received from:

- People Place and Partnership (NSW)
- EY (NT)
- Democracy Co (SA)
- McGregor Tan (SA and NT)
- Shape Urban (WA)

On assessment, it was identified that to ensure value for money and council's objectives for this project, that a hybrid approach would best suit our needs and achieve the two key deliverables listed above.

As a result, McGregor Tan have been engaged to conduct an online and telephone survey.

The survey tool is attached at **Attachment A**. McGregor Tan commenced survey delivery on Friday 16 March 2018 with a view to releasing the survey more publicly

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the week commencing 19 March 2018. Due to Cyclone Marcus occurring between the soft release and public release dates, the public release has been delayed.

The survey tool will be made available via Council's community engagement site and Elected Members will be able to use this tool in direct engagement with their constituents. Additional hard copy materials will be made available upon request.

Democracy Co has been engaged to facilitate a series of Community Summits. The summits include up to 80 people from various demographics across Darwin to deliberate on the vision, values and goals of the community. Participants will be provided with information collated to date and will be required to deliberate with each other. It is anticipated that all Elected Members take part in all summits as key members of this community.

The outcome will be a document outlining the vision, values and goals of the community.

The process is referred to deliberative democracy, where participants deliberate over an issue or item and come to a consensus as a collective.

The process was recommended by a number of consultant's submissions as a more effective way of listening to the community. Subsequently, the Strategic Planning Process 2017/18 has been amended to encourage a greater emphasis on listening to the community as indicated within the February workshop.

An additional summit will be held with Elected Members and selected staff in early June to deliberate on the desired outcomes, targets and way forward based on the vision, values and goals drafted in the Summit. Any changes to the Summit Document are to be accompanied by a written response demonstrating in a transparent way the open and continued dialogue with the community.

Based on above these are the meeting and summit dates:

- 10/04/2018 - Meet and brief with Aldermen and staff
- 12/05/2018 – Summit 1
- 26/05/2018 – Summit 2
- 28/05/2018 – Summit 3 – Aldermen and staff.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Communications and engagement staff are being consulted on this project.

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POLICY IMPLICATIONS

Consideration of this report does not impact existing Council plans and projects.

BUDGET AND RESOURCE IMPLICATIONS

\$120,000 has been allocated in the 2017/18 operational budget to develop a Strategic Plan.

In order to meet Council's timeframe for a 30 June project deadline, additional resources of \$50,000 were allocated to the project at the Ordinary Meeting on 12 December 2017.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Strategic Planning - Project Risks primarily relate to timing and community engagement.

The project completion date is scheduled for 30 June 2018. Project milestones are outlined as follows:

December 2017	Project Plan
January 2018	Research and Analysis (Discussion Paper to be developed)
February 2018	Elected Member Workshop 1
March 2018	Prepare and commence community engagement
April 2018	Release community survey and invitations
May 2018	Community consultation Two summits to ascertain the communities vision, values and goals.
June 2018	Final Plan Adopted

ENVIRONMENTAL IMPLICATIONS

Nil

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COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

VANESSA GREEN
MANAGER STRATEGY &
OUTCOMES

RICHARD IAP
ACTING GENERAL MANAGER
CITY PERFORMANCE

For enquiries, please contact Vanessa Green on 89300531 or email:
darwin@darwin.nt.gov.au.

Attachments

Attachment A: Survey Tool - McGregor Tan

Project No: 10998

CITY OF DARWIN – VISION 2030 SURVEY
COMMERCIAL IN CONFIDENCE

ATTACHMENT A

FINAL

Online introduction:

McGregor Tan, as an independent social and market research company, is conducting a very short, 5 minutes survey on behalf of City of Darwin about the future of Darwin and would appreciate your opinions. The results of this survey will be considered by a community summit made up of 80 randomly selected community members who are developing a Vision for Darwins Strategic Plan. There are no right or wrong answers, we just want your opinion.

McGregor Tan complies with the Privacy Act and we can assure you that all information given will remain confidential. We do not sell, promote or endorse any product or service, and participation in the survey is voluntary. Your details will only be used for research purposes and will not be sold to any third party.

CATI introduction:

Good my name is from McGregor Tan Research, the independent market research company. We are conducting a very short, 5 minutes survey on behalf of City of Darwin about the future of Darwin and would appreciate your opinions. The results of this survey will be considered by a community summit made up of 80 randomly selected community members who are developing a Vision for Darwins Strategic Plan. There are no right or wrong answers, we just want your opinion.

Before I begin we would just like to make you aware that this call may be recorded or monitored for quality assurance and/or training purposes and participation in the survey voluntary.

McGregor Tan complies with the Privacy Act and we can assure you that all information given will remain confidential. We do not sell, promote or endorse any product or service, and participation in the survey is voluntary. Your details will only be used for research purposes and will not be sold to any third party.

1. How many years have you lived in Darwin?

1.	Less than one year
2.	1 to 3 years
3.	4 to 5 years
4.	6 to 10 years
5.	11 to 15 years
6.	16 to 20 years
7.	21 to 25 years
8.	26 to 30 years
9.	More than 30 years
10.	All my life

2. What do you think is the **best thing** about living in Darwin? [open ended]

3. What 3 improvements might make it better for you to live in Darwin? [open ended]

4. Which of the following is the **top priority** that you consider to be critical for Darwin over the next 10 years? [please choose one]

1.	Public Safety
2.	Anti-social Behaviour
3.	Employment
4.	Affordable Housing
5.	Population Decline
6.	The Environment
7.	Planning and Development
8.	Access to Food
9.	Transport
10.	Cost of Living
11.	Parks
12.	Education
13.	Health Services
14.	Other (specify)

5. [\[Pipe in responses not chosen in Q4\]](#) Please choose the next 2 priorities that you consider to be critical for Darwin over the next 10 years. [\[please choose up to 2 responses\]](#)

1.	Public Safety
2.	Anti-social Behaviour
3.	Employment
4.	Affordable Housing
5.	Population Decline
6.	The Environment
7.	Planning and Development
8.	Access to Food
9.	Transport
10.	Cost of Living
11.	Parks
12.	Education
13.	Health Services
14.	Other (specify)

6. Why do you think [\[pipe in answer 1 from Q4\]](#) is the most important? **[open ended]**
7. What do you think will be different about Darwin in 2030? **[open ended]**
8. If you were in charge of running Darwin for a day, and could do anything you wanted, what would you do? **[open ended]**
9. On a scale of 0 to 10, with 0 being extremely unlikely and 10 being extremely likely, how likely would you be to recommend Darwin as a place to live to your family, friends or colleagues?

	0 Extremely unlikely					➔	10 Extremely likely				
Recommend Darwin as a place to live	0	1	2	3	4	5	6	7	8	9	10

10. **Recommendation score of 0-9 in Q9:** What would increase your likelihood to recommend Darwin as a place to live to your family, friends or colleagues? **[open ended]**

CLASSIFICATIONS:

Please tell us a bit more about yourself.

11. Do you identify as...

1.	Male
2.	Female
3.	Prefer not to say

12. In what year were you born?

<i>Hidden: Automatic recode into the following age groups</i>		
1.	18 to 24	1994-2000
2.	25 to 30	1988-1993
3.	31 to 35	1983-1987
4.	36 to 40	1978-1982
5.	41 to 54	1964-1977
6.	55 to 64	1954-1963
7.	65+	1918-1953

12. Which of the following best describes your current situation?

1.	Home owner
2.	Renting
3.	Other (specify)

13. What is your postcode and suburb?

14. Do you identify as Ingenious or Torres Strait Islander?

1.	Yes
2.	No
3.	Prefer not to say

ADD PRIZE DRAW

McGregor Tan is accredited to the highest professional industry standards (CIRQ ISO 20252) for the full scope of research and strategy services including customised research for consumer, social and commercial studies, as recognised by the Australian Market and Social Research Society.



16. TOWN PLANNING REPORT/LETTERS



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN **AGENDA ITEM:** 16.1
YES

COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2018

REPORT No.: 18CF0016 BS:hd **COMMON No.:** 2547669 **DATE:** 27/03/2018

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to present to Council for consideration, responses to Planning Applications received and exhibited between 3 March and 16 March 2018.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies as outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

- 1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

- 1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- A summary of City of Darwin responses to the Development Consent Authority for Development Applications exhibited between 3 March and 16 March 2018 is provided.
- A summary of sign permits issued between 3 March and 16 March 2018 is provided.
- A comparison of Council responses for planning-related Development Applications and the Development Consent Authority outcomes is included.

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 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - MARCH 2018

RECOMMENDATIONS

THAT Report Number 18CF0016 BS:hd entitled Council Responses to Planning Applications - March 2018, be received and noted.

BACKGROUND

City of Darwin responded to nine Development Applications exhibited between 3 March and 16 March 2018 and approved one Sign Application.

DISCUSSION

Development Applications

Of the nine Development Applications City of Darwin officers recommend supporting six (subject to either normal or specific conditions), not supporting one until specific matters are adequately addressed and not supporting or objecting to two applications. This represents rates of 78% of the applications being supported or not supported until further matters are addressed, and 22% of the applications either being not supported or objected to.

Development Applications supported, subject to normal Council conditions

The table below describes the Development Applications that are supported by City of Darwin officers, subject to Council's normal Development Permit conditions in regard to issues including, but not necessarily limited to, waste collection, access and stormwater drainage.

Property Address	Description of Development Proposal
Lot 5968 - Town of Darwin 3 Gardens Hill Crescent, The Gardens	Verandah addition to an existing single dwelling with a reduced front setback Retrospective application – Premises have an existing 5m front setback. Proposes 2.6m to the corner of the deck. Existing landscaping on both private and public land has resulted in the deck not being readily visible from the street.
Lot 7202 – Hundred of Bagot 56 Jessop Crescent, Berrimah (Fisheries)	Variation of Development Permit Application refers to the subdivision of the Berrimah Business Park stage 3. There is a DP over this site (Fisheries) in which the development comprises of three lots, which will be consolidated as part of this application. Two Lots are

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Property Address	Description of Development Proposal
	located in stage 3a and one lot is located stage 3b of the subdivision. Due to title and other issues, the application proposes to realign stage subdivision boundary so all Lots are located in stage 3a of the subdivision.
Lot 2631 - Town of Darwin 14 Macartney Street, Fannie Bay	Carport addition to an existing single dwelling with a reduced side setback Extension is to the rear of the existing carport, internal to the property. Proposed Carport addition has a nil side setback which is consistent with the original carport, 1.5m is required.
Lot 2520 - Town of Darwin 3 Duke Street, Stuart Park	Change of use from warehouse to motor repair station Premises are operating as a motor repair station. Issues have been identified with the width of the existing driveway being used as a car park. Options provided to either install driveways to City of Darwin standards or formalise an on-street car park.
Section 4109 - Hundred of Bagot 105 Abala Road, Marrara	Subdivision to create one lot for the purpose of a lease in excess of 12 years Subdivision provides NTG with the land to build a new stadium and two sporting fields to national standards. One field will remain in the ownership of the South Darwin Sporting Club. All car parking will be located within the NTG leased area. City of Darwin has requested that either a car management plan be provided, or that the car parking be provided in common property.

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Development Applications supported subject to specific matters being adequately resolved:

The table below describes the Development Applications that are supported by City of Darwin officers subject to the following specific matters being adequately resolved.

Property Address	Description of Development Proposal	Specific Matters
Lot 3781 - Town of Darwin 13 Larrakeyah Terrace, Larrakeyah	Ancillary structure additions (pool house and bbq area) to an existing single dwelling with reduced side and rear setbacks	<p>Retrospective application - Works are nearly completed</p> <p>The reduced setbacks are minor and could be considered compatible with the streetscape and surrounding development.</p> <p>However, works have been carried out within the nature strip without City of Darwin authorisation. Works include;</p> <ul style="list-style-type: none"> • Removal of existing driveway • Installation of new wider driveway and crossover • Construction of brick wall and entrance gate • New plantings in nature strip <p>It appears that works in the nature strip have not been completed and a path will be constructed at the entrance gate.</p> <p>New driveway, landscaping, front fence plans and work permit application requested.</p>

Development Applications not supported subject to specific matters being adequately resolved:

The table below describes the Development Applications that are not supported by City of Darwin officers until the specific matters outlined are adequately resolved:

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Property Address	Description of Development Proposal	Specific Matters
Section 4109 - Hundred of Bagot 105 Abala Road, Marrara	Rugby stadium, administration building and support facilities	<p>The application is proposing to remove in excess of 50 trees from the site and replanting only 11 trees adjacent to the entrance of the site.</p> <p>The retention of significant landscaping along McMillans Road was requested, and where existing trees cannot be retained at the northern end, it was requested that new landscaping be provided.</p> <p>Further landscaping, in particular shade trees, was requested for the proposed car park.</p> <p>City of Darwin requested bicycle parking facilities be provided on site.</p>

Development Applications that have either been not supported or objected to:

The table below describes the Development Applications that have been not supported or objected to by City of Darwin officers, for the reasons outlined below.

Property Address	Description of Development Proposal	Objected / Not Supported
Lot 2445 - Town of Darwin 9 Daly Street, Darwin City	40 x 2 bedroom multiple dwellings, 37 motel rooms and ground level commercial tenancies in an 18 storey building including 1 basement level and 5 above-ground car parking levels	<p>Objected to</p> <p>Motel balconies to the north-western façade on levels 6 and 7 have been setback almost 50% of the required 6m, with most room windows also within the 6m setback requirement.</p> <p>Landscaping screens are proposed to reduce overlooking issues. Whilst landscaping is encouraged, species need to be able to survive in the proposed location, be dense and high enough at the time of planting to reduce overlooking upon occupancy and be maintained for the life of the development.</p> <p>The urban design requirements of the NTPS require 75% active street frontages.</p>

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Property Address	Description of Development Proposal	Objected / Not Supported
		<p>The development proposes 55.2% at the ground level. It is considered that the development could achieve greater compliance to provide amenity, community safety and visual interest.</p> <p>A 3D rendering indicates that car parking on the podium level will be visible from the street. Additionally there are a number of blank walls proposed on the podium level. Greater compliance to these issues is sought.</p> <p>Existing on-street trees are to be retained (unless it is identified that their removal is required in order to achieve compliance with relevant access standards). The applicant is required to demonstrate that the proposed awning is capable of interacting with the existing street trees.</p> <p>Note: This is a reduced development from what was previously approved by the Development Consent Authority in 2016. Similar issues were raised by Council in the previous development application.</p>
<p>Lot 6616 - Town of Nightcliff</p> <p>6 Kailis Street, Wanguri</p>	<p>Carport addition to an existing single dwelling with a reduced front setback</p>	<p>Not supported</p> <p>Requires 4.5m, proposes 1.8m at 3.7m high, which may likely have an undue impact on the amenity and visual aesthetics of the streetscape.</p>

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Sign Application

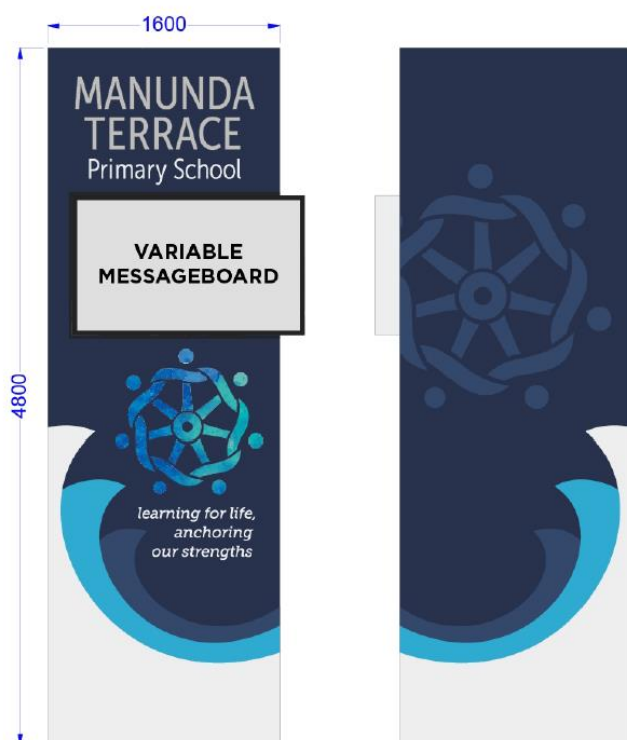
City of Darwin received and approved one sign application during this period.

Business – Manunda Terrace Primary School

Address - Lot 6400 (31) Manunda Terrace, Karama

Signs – Free-standing Sign

The free-standing sign is to be installed within private property and incorporates business advertising being 4.8m in height. The Outdoor Advertising Signs Code permits a sign in the Zone CP to a height of 3m without the need to obtain a Signs Permit. The sign is consistent with school advertising and this sign is not expected to affect the amenity of the area.



Magnetic message board -1600mm x 960mm

Cross Reference Table

A comparison of Council letter responses and the Development Consent Authority outcomes for the hearing held on Friday 16 February is provided in **Attachment A**.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Town Planner
- Planning Officer

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POLICY IMPLICATIONS

Relevant Council policies are noted in individual letter responses.

BUDGET AND RESOURCE IMPLICATIONS

Budget implications may arise from individual development applications, including payment in lieu of car parking, payment of various contribution plans, and long term upgrading of infrastructure and services as a result of accumulative development.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Risks, legal and legislative implications, if applicable, are noted in individual letter responses.

ENVIRONMENTAL IMPLICATIONS

Environmental implications, if applicable, are noted in individual letter responses.

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

CINDY ROBSON
MANAGER CITY PLANNING

GERARD ROSSE
GENERAL MANAGER CITY FUTURES

For enquiries, please contact Cindy Robson on 8930 0528 or email:
 c.robson@darwin.nt.gov.au.

Attachments:

Attachment A: Cross reference table of City of Darwin responses and the Development Consent Authority outcomes.

Note: City of Darwin requested precedent conditions have been included in each Development Permit.

DCA ITEM NUMBER & SUBJECT DESCRIPTION	SUMMARY OF ISSUES	DEVELOPMENT CONSENT AUTHORITY RESPONSE
ITEM 1 PA2017/0303 Lot 1770 (85) Curlew Circuit, Wulagi Town of Sanderson	Carport addition to an existing single dwelling with reduced front and side setbacks City of Darwin did not object to the granting of a Development Permit.	The Development Consent Authority issued a Development Permit.
ITEM 2 PA2013/0538 Lot 1622 (4) Carey Street, Darwin City Town of Darwin	Extension of time City of Darwin were not asked to comment on this application prior to it being heard at DCA	The Development Consent Authority issued an extension of time.

DCA ITEM NUMBER & SUBJECT DESCRIPTION	SUMMARY OF ISSUES	DEVELOPMENT CONSENT AUTHORITY RESPONSE
<p>ITEM 3</p> <p>PA2017/0566</p> <p>Section 7202 (56) Jessop Street, Berrimah</p> <p>Hundred of Bagot (Fisheries)</p>	<p>Transport terminal including workshop, laboratories, storage areas and office space</p> <p>City of Darwin supported the granting of a Development Permit providing the following issue was addressed:</p> <p>The development comprises of three Lots, and one of the Lots is located in a different stage of the Berrimah North subdivision.</p> <p>City of Darwin advised that as one Lot is located in the stage with the collector road, titles would only be cleared once the 'Collector Road to Amy Johnson' is completed to the satisfaction of City of Darwin.</p>	<p>The Development Consent Authority issued a Development Permit</p> <p>NOTE: The Variation of Development Permit application as detailed in the attached report, consolidates the three Lots into one, and relocates the subdivision boundary so the entire subject development is in the stage without the collector road, removing City of Darwin subdivision staging issues.</p>

**ENCL:
YES**

2ND ORDINARY COUNCIL MEETING/OPEN

AGENDA ITEM: 16.2

LOT 7820 (4) BLAKE STREET, THE GARDENS - PA2018/0087

REPORT No.: 18CF0024 NS:hd

COMMON No.: PA2018/0087

DATE: 27/03/2018

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to refer to Council for comment, Pursuant to Section 48 of the *Planning Act*, the following development application: Lot 7820 (4) Blake Street, The Gardens - PA2018/0087, 24 x 1, 54 x 2, 37 x 3 bedroom multiple dwellings and ground level commercial tenancies in a 7 storey building (2 towers) plus 1 level of basement car parking.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

- 1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

- 1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- It is recommended that Council does not support the development application until the applicant addresses certain issues.
- Zone SD46 (Specific Use Zone Darwin No. 46) is unique to the subject site and provides site specific provisions.
- The community have expressed interest over the years in relation to the rezoning and development applications at the subject site.
- Council strongly objected to the previous development application as; Zone SD46 provided setback provisions specific to the site which the applicant sought variations to and reduced private open space. The Development Consent Authority (DCA) issued a development permit.
- The Northern Territory Civil and Administrative Tribunal (NTCAT) resolved to revoke the development permit issued by the DCA.
- The subject site was identified as being suitable for High Density Residential (Zone HR) within the Darwin Inner Suburbs Area Plan.

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 SUBJECT: LOT 7820 (4) BLAKE STREET, THE GARDENS - PA2018/0087

RECOMMENDATIONS

- A. THAT Report Number 18CF0024 NS:hd entitled Lot 7820 (4) Blake Street, The Gardens - PA2018/0087 be received and noted.
- B. THAT Council endorse the submission, not supporting subject to issues being resolved, dated 16 March 2018, to the Development Assessment Services within **Attachment A** to Report Number 18CF0024 NS:hd entitled Lot 7820 (4) Blake Street, The Gardens - PA2018/0087.
- C. THAT Council, pursuant to Section 32 (2) of the Local Government Act 2008 (as amended), hereby delegates to the Chief Executive Officer, the power to finalise the design and all other matters related to on-street car parking bays in Blake Street and Gardens Hill Crescent and elements of the building proposed over City of Darwin road reserve, in accordance with Report Number 18CF0024 NS:hd entitled Lot 7820 (4) Blake Street, The Gardens - PA2018/0087 should the development application be approved.

BACKGROUND

Site and Surrounds

The subject site, being Lot 7820 (4 Blake Street), The Gardens is located in Zone SD46 (Specific Use Zone Darwin No. 46). The land is currently vacant with minimal vegetation, is relatively level and has a total area of 6,300m².

The subject site has frontage to Blake Street and Gardens Hill Crescent. There is an existing crossover available from Blake Street. Blake Street is a no-through road. There is an asphalt footpath that runs parallel to the Gardens Hill Crescent boundary.

The subject site is bordered to the west by parcels within Zone CP (Community Purpose). The immediately adjacent parcel is developed with a television broadcasting station. Beyond the broadcasting station is the Gardens Amphitheatre and the George Brown Darwin Botanic Gardens.

Parcels to the north of the subject site are located within Zone HR but are underdeveloped with one and two storey multiple dwelling residential developments. Multiple dwelling developments within Zone HR are “generally not expected to exceed eight storeys above ground level.”

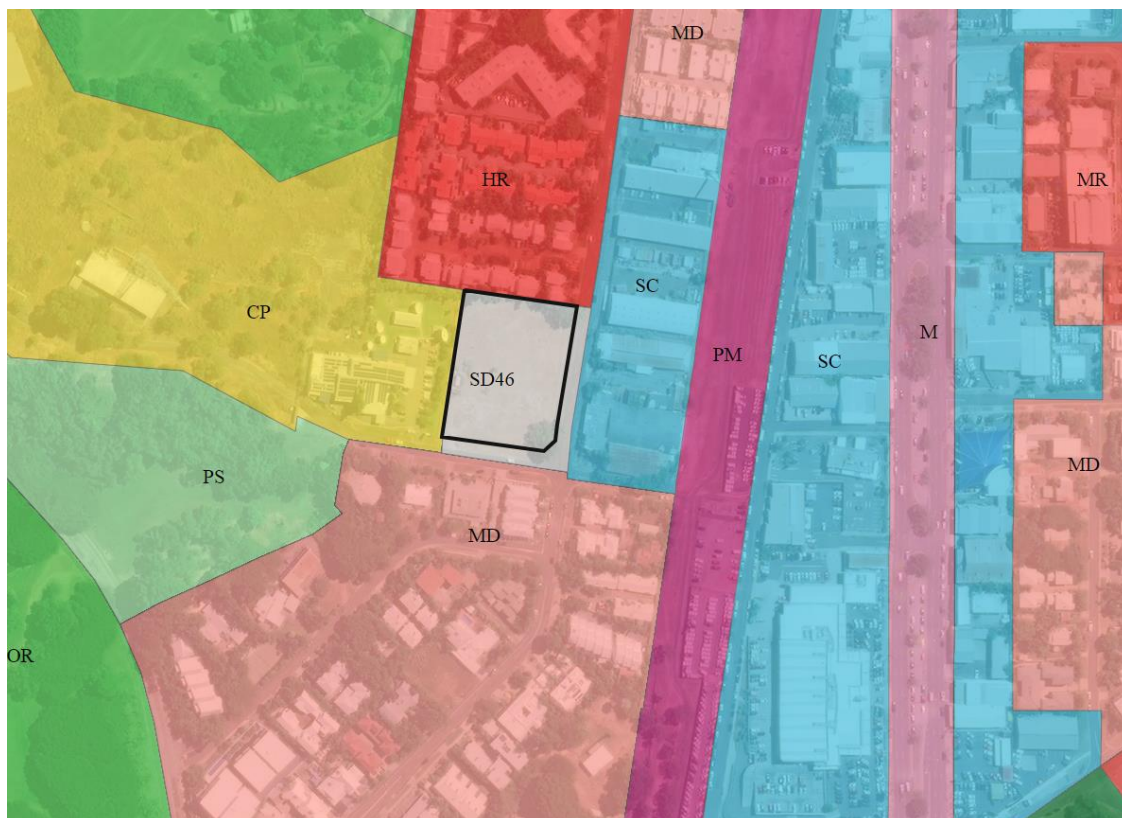
Land to the east (across Gardens Hill Crescent) is located within Zone SC (Service Commercial) and is developed with older service commercial uses.

Land to the south of the subject site (across Blake Street) is located within Zone MD (Multiple Dwelling Residential) and is developed with one and two storey multiple dwellings.

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Aerial image: subject site and surrounds



Zoning map: subject site and surrounds

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Site Development History

Subdivision

The site was subdivided in 2008, separating it from the adjacent television broadcasting station site.

Rezoning

On 9 July 2015, the Northern Territory Planning Scheme (NTPS) was amended to rezone the subject site from Zone CP (Community Purposes) to Zone SD46 (Specific Use Zone Darwin No. 46) unique to the subject site. Council objected to the rezoning for various reasons.

In deciding the proposed scheme amendment for Zone SD46, the Minister at the time altered the provisions of the zone to; “reduce the potential impacts of the development” that the zoning would have allowed if approved in the proposed form. The Minister altered the proposed zone provisions by:

- Reducing the maximum number of dwellings (143 to 118) and reducing the number of storeys (from nine to seven);
- including specific setback clauses; and
- including a requirement for car parking, private open space, communal open space and landscaping to be in compliance with the Zone HR requirements of the NTPS.

A copy of the Ministers decision is at **Attachment B**.

The approved zone provides a purpose which is to: “facilitate the use and development of the land for a predominantly residential development, with complementary commercial activities.”

Zone SD46 establishes provisions unique to the site, which include but are not limited to considerations such as:

- improving high levels of pedestrian amenity and active interfaces;
- creating a landmark inner-city development;
- minimum application requirements to be supplied at time of lodging a development application;
- maximum number of dwellings, commercial floor space, plot ratio, and number of storeys; and
- specific setbacks from the lot boundaries.

Zone SD46 generally calls upon the requirements of Zone HR (High Density Residential) unless specific provisions within Zone SD46 are provided.

Refer to **Attachment C** for a copy of the approved zoning which has been extracted from the NTPS.

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Development

An application was lodged in 2016 for the use and development of:

- 115 multiple dwellings of various sizes in two towers to a height of seven storeys over a podium with basement car parking; and
- 250m² of commercial and retail floor space and a caretaker's residence at ground level.

Council strongly objected to the development application for the following reasons:

- Zone SD46 provided setback provisions specific to the site which the applicant sought variations to; and
- Reduced private open space provision.

Council considered that "if the setbacks requirements of the zone are not suitable, then the provisions of Zone SD46 should be amended. In the absence of this process Council strongly objects to such variations and requests that development comply with the requirements and intent of the zone."

Furthermore, Council required additional information in relation to traffic and the proposed on-street car parking in order to make a full assessment of the application. A number of conditions precedents were requested.

On 18 July 2017 the DCA issued a Notice of Determination subject to a number of conditions.

An appeal to the DCA decision was lodged to the NTCAT by a submitter against the DCA. A hearing was held on the 30 November 2017.

The basis for the appeal is as follows:

"The applicant contends that the DCA had no discretion to approve a development that did not comply with the requirements of a specific use zone. Alternatively, she contends that any discretion to approve a non-complying development was exercisable only in special circumstances and that no such circumstances affected the development. In addition, she contends that the development did not comply with certain fundamental requirements of Zone SD46. In particular she says that zone permits only seven storey buildings, whereas the two towers approved by the DCA are eight storey buildings within the meaning of the NTPS. In addition she says that the approved development does not comply with the requirements of Zone SD46 regarding the character of any development at 4 Blake Street – namely that it would be a 'landmark' development."

The NTCAT resolved the following:

1. Variation of Zone SD46 setback provisions

The DCA expressly does not have authorisation under the 'special circumstances' clause of the NTPS to consent to a "use or development of

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land that does not comply with a requirement of a specific use zone such as SD46". Accordingly the NTCAT resolved to revoke the DCA decision.

2. 7 or 8 storeys

The NTCAT stated that whilst it was unnecessary for them to deliberate the 7 storey plus basement or 8 storey issue (considering the definitions of "storey" and "basement" within the NTPS) and the wording of Zone SD46 given their decision to revoke the permit. The NTCAT did however note that this issue was discussed considerably in the appeal application and considered it desirable that their view was briefly stated.

Considering the Ministers Reasons for Decision (for the rezoning application) "it is clear that the 7 storey maximum relates to building *height* and that the proposed development (of 7 storeys plus basement) complies with that requirement."

3. Landmark Development

Again, given that the DCA decision has been revoked the NTCAT stated "that it is unnecessary for me to express a final view about whether the proposed development met the requirement in clause 3(a) of Zone SD46." The purpose of Clause 3(a) is to create a "landmark development through high architectural quality and distinctive streetscapes."

The NTCAT stated that; "the 'landmark development' requirement is not to be read down or diluted having regard to whether a proposed development *otherwise* complies with what is strictly allowed in Zone SD46 (for example in terms of the maximum number of residences or storeys, or the *minimum* setback/separation requirements)."

DISCUSSION

Current Proposal

The current proposal is to construct a total of "115 multiple dwellings of various sizes in two towers over a podium, and 250m² of commercial and retail floor space at ground level." There is a caretaker's residence located on the ground floor along with some car parking spaces.

"The towers will contain 7 storeys above ground and a basement car park, and will be set in extensively landscaped grounds." Communal open space is available on level one.

"Vehicle access will be from two new crossovers in Gardens Hill Crescent, and there will be no vehicle access from Blake Street."

Copies of the plans are as at **Attachment D**.

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Application Assessment

Zone SD46 provides that with consent the land may be developed with multiple dwellings, office, restaurant, shop, caretaker's residence and/or home occupation. An assessment was made against Zone SD46 and Zone HR (where Zone SD46 does not provide specific provisions).

The issue of defining 'landmark development', as referenced in Zone SD46, has been discussed through previous DCA deliberations for development on this site and is somewhat subjective in nature. The City of Darwin agrees with the NTCAT commentary in that this "requirement is not to be read down or diluted having regard to whether a proposed development otherwise complies with what is strictly allowed in Zone SD46".

Given that the NTCAT:

- questioned whether 'more' could be done to address the 'landmark development' reference of the zone; and
- that the design of the building generally has not altered from the previous development application

The letter as at **Attachment A** requests that the applicant should be required to demonstrate how the development could be further enhanced through architectural features that will define the building as a 'landmark', rather than simply high quality.

From an officer assessment it appears that the proposed development complies with the provisions of Zone SD46 related to; number of dwellings, storeys (considering the NTCAT proceedings), uses, floor area of commercial uses, landscaping, boundary setbacks, tower separation, number of car parking spaces and screening (for car parks at the ground level), loading facilities and communal open space.

It appears that the only provision that the applicant has sought a variation to is Clause 7.10.3 of the NTPS related to the size restriction of a caretakers residence. Clause 7.10.3 restricts the size to 50m² whilst the proposed residence is 158m² plus private open space. The purpose of the clause is to ensure that:

- "A caretakers residence is not the primary use of the land"; and
- "the caretaker's residential use does not prejudice the use of the site or adjoining land in accordance with its zoning."

Considering the above, the caretaker's residence:

- Is not the primary use of the land;
- use would be consistent with the primary use of the site being for residential purposes. Therefore it is not expected that a ground floor residence would cause conflicting land uses; and
- is considerably setback from all lot boundaries and is located behind the communal gym and pool area to the ground floor.

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Darwin Inner Suburbs Area Plan - (Inner Area Plan)

The Inner Area Plan identifies a District Wide Land Use Plan along with identifying potential areas for change. Potential changes were identified in existing residential, commercial, industrial, service commercial and organised recreation areas. These areas for potential change were supported by a Needs Assessments undertaken by the Northern Territory Planning Commission.

The Inner Area Plan identified a number of sites (within the immediate vicinity of the subject site), as areas for potential residential changes. Potential changes include rezoning land at:

- | | |
|--|---|
| 24, 26, 32 and 36 Gardens Hill Crescent: | Zone SC (Service Commercial) to:
Zone MD (Multiple Dwelling Residential) |
| 6, 16 and 25 Blake Street: | Zone CP (Community Purposes) to:
Zone MR (Medium Density Residential)
and Zone HR (High Density Residential). |

The subject site was identified as being suitable for High Density Residential (equivalent to Zone HR) within the Inner Area Plan.

The map of residential areas for potential change has been extracted from the Inner Area Plan and is available at **Attachment E** for Councils reference. Full details of the Inner Area Plan can be found via the following link:

https://nt.gov.au/_data/assets/pdf_file/0006/358998/darwin-inner-suburbs-area-plan.pdf

The Inner Area Plan identified that in order to protect the “continued unrestricted use of the Darwin Amphitheatre” an acceptable response to “new residential developments immediately adjacent to or adjoining the Darwin Amphitheatre” would be to place a “cautionary notice on title”.

The subject site would be within reasonable distance to the Darwin Amphitheatre and would therefore warrant such application on the titles so that future residents would be aware of noise emissions expected from events at the site.

The Darwin Amphitheatre is a regional entertainment facility and its retention is important in order to ensure the ongoing development of a social and connected regional population. The response letter as per **Attachment A** raises the need to ensure that any approvals (if granted) ensure that a cautionary notice is applied to the multiple dwelling titles.

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Key Council Issues

Traffic

The Traffic Impact Assessment (TIA) submitted with the previous development was reviewed by an engineering consultant engaged by City of Darwin and was found to be mostly complying. Some minor changes were required by the developer and these comments were addressed and the TIA was resubmitted. An updated TIA is required (as per the response letter as at **Attachment A**) reflecting current volumes and distribution and additional detailed civil design will be required as a part of the conditions precedent submission. The TIA assessed vehicles, pedestrians and cyclists.

Element over the road reserve

The plans identify part of the building at the intersection of Gardens Hill Crescent and Blake Street to be constructed over City of Darwin road reserve. Through conditions precedent the applicant will be required to provide further details to ensure that Council assets and pedestrian corridors will not be inhibited and that all works are to the satisfaction of Council policies and standards.

Awnings

It appears from the landscape plans that a partial awning is proposed within Gardens Hill Crescent for pedestrians entering/exiting the building from the street, clarification is sought for the extent of the awnings provided. An awning at this location is encouraged as it would provide shade and weather protection and define the entry point.

Furthermore, the 250m² of commercial development is located at the intersection of Blake Street and Gardens Hill Crescent, awning provisions at this location would:

- Provide shade and weather protection for pedestrians;
- Provide an opportunity for shaded outdoor dining in the future;
- Architecturally strengthen the corner of the property; and
- Define the location and entrance of the commercial tenancies.

The inclusion of awnings is consistent with the requirements of clause 3(b) and 3(c) of Zone SD46 which promotes “high levels of pedestrian amenity” and “designing buildings with active interfaces”.

Council requests that awnings at these identified locations be a minimum requirement of any permit, if granted. This can be addressed through conditions precedent.

On-street car parking

The applicant has included defined on-street car parking within both Gardens Hill Crescent and Blake Street. On-street car parking is supported. This can be addressed through conditions precedent.

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On-street landscaping / footpaths

The landscaping plans indicate varied landscaping treatments to both Gardens Hill Crescent and Blake Street which are consistent with the requirements of Zone SD46. Such treatments would improve the on-street amenity; provide shade and visual interest to the streetscape and are supported. Further information is, however, required to ensure that all works are to the satisfaction of Council policies and standards.

From the submitted plans it's unclear what the proposed widths of footpaths within City of Darwin road reserve will be. Further details are required to ensure compliance with City of Darwin Policy No. 048 – Footpaths. The provision of footpaths is consistent with the requirements of Zone SD46.

These matters can be addressed through conditions precedent.

Summary

The proposed development application is similar in design to the previous application made in 2016; however, now appears to be largely compliant with the requirements of Zone SD46.

Whilst the definition of a 'landmark development' is somewhat subjective; it is considered that the applicant should be required to demonstrate how the development could be further enhanced through high quality architectural features that will define the building as a 'landmark' beyond the subject site and the immediate vicinity.

The applicant has sought a variation to the size limitation of a caretaker's residence requirements of the NTPS. It is considered that varying the floor area of the caretaker's residence would be inconsequential to the overall development and would not likely cause amenity issues.

The development is consistent with the Darwin Inner Suburbs Area Plan given that the subject site was strategically identified as being suitable for High Density Residential (equivalent to Zone HR which is "generally not expected to exceed eight storeys above ground level". Zone SD46 restricts development to a height of seven storeys.

For this reason and grounds discussed above, it is recommended that Council endorse the response letter as at **Attachment A**.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Town Planner
- Team Leader Development

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In preparing this report, the following External Parties were consulted:

- Development Assessment Services

At the time of finalising this report, it is noted that 39 submissions have been lodged with Development Assessment Services. Details of the submissions are unknown.

POLICY IMPLICATIONS

All works over the City of Darwin road reserve will be subject to the relevant City of Darwin policies and subsequent approvals will be required.

Consideration of the Darwin Inner Suburbs Area Plan has been discussed within the body of this report.

BUDGET AND RESOURCE IMPLICATIONS

All proposed works within the City of Darwin road will be to the satisfaction of Council policies and standards with costs to be borne by the applicant.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

The subject site would be within reasonable distance to the Darwin Amphitheatre and would therefore warrant the application of a cautionary notice on the titles (if a development permit is granted). If a cautionary notice was not applied to the titles there is a risk that events at the Darwin Amphitheatre may be subject to noise related complaints from future residents and be a cause for operation pressures.

In assessing the subject development application the requirements of the Northern Territory Planning Act and the Northern Territory Planning Scheme were considered and found to be generally complying with their requirements.

The Traffic Impact Assessment hasn't been updated since the last development application was lodged. An updated Traffic Impact Assessment is required as per the response letter as at **Attachment A**. All traffic matters were considered against the relevant Australian Standards and reviewed by a third party traffic engineering consultant engaged by the City of Darwin.

ENVIRONMENTAL IMPLICATIONS

If approved the subject development would improve the on-street amenity of Gardens Hill Crescent and Blake Street through the proposed landscaping and footpath treatments.

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COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

CINDY ROBSON
MANAGER CITY PLANNING

GERARD ROSSE
GENERAL MANAGER CITY FUTURES

For enquiries, please contact Cindy Robson on 8930 0528 or email:
c.robson@darwin.nt.gov.au.

Attachments:

- Attachment A:** City of Darwin, Letter of Response to Development Assessment Services, dated 16 March 2018
- Attachment B:** Zone SD46 decision dated 9 July 2015
- Attachment C:** Zone SD46 (Specific Use Zone Darwin No. 46)
- Attachment D:** Development Application, Lot 7820 (4) Blake Street, The Gardens - PA2018/0087
- Attachment E:** Residential areas for potential change – Darwin Inner Suburbs Area Plan

16 March 2018

Reference: PA2018/0087 NS:hd

Ms Dawn Parkes
Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Ms Parkes

Parcel Description: **Lot 7820 - Town of Darwin
4 Blake Street, The Gardens**

Proposed Development: **24 x 1, 54 x 2, 37 x 3 bedroom multiple dwellings
and ground level commercial tenancies in a 7
storey building (comprising 2 towers) plus 1 level
of basement car parking**

Thank you for the Development Application referred to this office 1 March 2018, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

The following issues are raised for consideration by the Authority:

i). **City of Darwin does not support the granting of a Development Permit until the following issues are adequately addressed:**

a). **Cautionary Notice on Title**

The Darwin Inner Suburbs Area Plan identified that in order to protect the "continued unrestricted use of the Darwin Amphitheatre" an acceptable response to "new residential developments immediately adjacent to or adjoining the Darwin Amphitheatre" would be to place a "cautionary notice on title."

The Darwin Amphitheatre is a regional entertainment facility and valued community asset; its retention is important in ensuring the ongoing development of a social and connected regional population.

The subject site would be within reasonable distance to the Darwin Amphitheatre and would therefore warrant such application on the titles so that future residents would be aware of noise emissions expected from events at the site.

Council requests that adequate measures be applied to any development permit issued, to protect the ongoing use of the site.

b). **Awnings**

It appears from the landscape plans that a partial awning is proposed within Gardens Hill Crescent for pedestrians entering/exiting the building from the street, clarification is sought for the extent of the awnings provided. An awning at this location is encouraged as it would provide shade and weather protection and define the entry point.

Furthermore, the 250m² of commercial development is located at the intersection of Blake Street and Gardens Hill Crescent, awning provisions at this location would:

Provide shade and weather protection for pedestrians;
Provide an opportunity for shaded outdoor dining in the future;
Architecturally strengthen the corner of the property; and
Define the location and entrance of the commercial tenancies.

The inclusion of awnings is consistent with the requirements of clause 3(b) and 3(c) of Zone SD46 which promotes “high levels of pedestrian amenity” and “designing buildings with active interfaces.”

Council requests that awnings at these identified locations be a minimum requirement of any permit, if granted.

c). **‘Landmark development’**

The issue of defining ‘landmark development’, as referenced in Zone SD46, has been discussed through previous DCA deliberations for development on this site and is somewhat subjective in nature. The City of Darwin agrees with the Northern Territory Civil and Administrative Tribunal (NTCAT) commentary in that this “requirement is not to be read down or diluted having regard to whether a proposed development otherwise complies with what is strictly allowed in Zone SD46”.

On the basis that the NTCAT questioned whether more could be done with regard to the ‘landmark development’ reference of the zone and that the design of the building generally has not altered from the previous development application, City of Darwin requests that the applicant should be required to demonstrate how the development

could be further enhanced through architectural features that will define the building as a 'landmark', rather than simply high quality.

ii). **City of Darwin requests that should a Development Permit be issued, that the following be provided as a condition precedent:**

a). **Traffic**

The Traffic Impact Assessment lodged with PA2016/0572. A revised Traffic Impact Assessment is required to be updated to reflect current traffic volumes and distribution.

City of Darwin requires a comprehensive **Traffic Impact Assessment Report**, to be prepared by a suitably qualified traffic engineer in accordance with the Austroads Document Guide to Traffic Management Part 12: Traffic Impacts of Developments, in the report structure provided as Appendix C of that document, with particular attention to vehicular, pedestrian, cyclist and public transport issues and opportunities.

The Traffic Impact Assessment report is to also include swept paths for waste collection vehicles entering and exiting the site.

The report should identify any necessary upgrades to the surrounding street network as a result of the implications of the development. The developer will be required to institute all required upgrade measures resulting from the traffic assessment at no cost to City of Darwin.

- b). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of City of Darwin at no cost to Council.**
- c). **The crossover and driveway shall meet City of Darwin requirements.**
- d). **All awnings and canopies over City of Darwin road reserves must be designed in accordance with City of Darwin Policy No. 037 – awnings, Balconies and Verandahs on Council Property and are subject to the approval of City of Darwin.**
- e). **Prior to the endorsement of plans and prior to the commencement of works (including site preparation), approval by Council is required for any element of the building (separate to awnings) that is designed to be constructed or installed over City of Darwin road reserve.**
- f). **City of Darwin requests that the Authority require a schematic plan demonstrating all stormwater to be collected on the site and**

discharged underground to City of Darwin's stormwater drainage system. The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged underground to City of Darwin's drainage network.

- 1). The plan shall include details of site levels and City of Darwin's stormwater drain connection point/s. The plan shall also indicate how stormwater will be collected on the site and connected underground to City of Darwin's system.
- 2). City of Darwin requires a stormwater drainage plan to confirm that it is technically feasible to collect stormwater on the site and dispose of it into City of Darwin's stormwater drainage system. It is also necessary to ensure that no stormwater will sheet-flow into the road reserve or onto adjoining properties.

g). **Waste**

City of Darwin requests that the Authority require a Waste Management Plan demonstrating waste disposal, storage and removal in accordance with City of Darwin's Waste Management Policy 054.

The applicant's plans fail to demonstrate adequate waste management, this includes:

- any access gates to the bin enclosure not being locked,
- there shall be no step between the bin enclosure and the collection area to allow for ease of access,
- the bin enclosure shall include a hose and wash down area with a drain connected to City of Darwin's stormwater system, and
- an unimpeded concrete access path to the bin enclosure from the development.

A copy of City of Darwin's Waste Management Policy 054 may be viewed on City of Darwin's website or by contacting City of Darwin.

h). **Site Construction**

City of Darwin requests that an Environmental and Construction Management Plan (ECMP) be required.

The ECMP should specifically address the following:

- waste management,
- traffic control,
- haulage routes,
- storm water drainage,
- use of City of Darwin land, and
- how this land will be managed during the construction phase;

to the satisfaction of City of Darwin.

Note: Sediment control measures are to be established and maintained, to prevent silt and sediment escaping the site or producing erosion.

Building rubbish or debris must not be placed, or be permitted to be placed, on any adjoining public reserve, footway, road or private land, without first obtaining a works approval from City of Darwin.

i). **Street Trees, Verge Plantings and Footpaths**

Verge plantings, footpaths and all other works are required to be upgraded in accordance with City of Darwin policies and are subject to a separate approval from City of Darwin. City of Darwin requests that the applicant first seek all required approvals from City of Darwin for any proposed works within the road reserve.

iii). **Should the above issues be adequately addressed, City of Darwin offers the following comments:**

City of Darwin comments on issues for which it is the sole responsible authority, under the *Local Government Act* and associated By-Laws:-

a). **Awning Overhang**

Awning agreements are required as a separate approval from City of Darwin. City of Darwin requests that the applicant first seek all required approvals from City of Darwin for any awnings or canopies for the proposed building.

b). **Street Trees**

The proposed street tree/s to Council's road reserve fronting the development shall be carried out at full cost to the developer, to ensure that adequate landscaping is provided and maintained on adjacent and adjoining subject land.

Species selection will be in sequence with Council's Street Tree Strategy or current master plan.

Council is to be notified of any contractor prior to the commencement of any works.

As street trees will become an asset of City of Darwin, the developer shall provide Council specification for the purchasing of quality tree stock prior to construction. Specification for quality tree stock shall be submitted for approval to the satisfaction of City of Darwin.

The developer shall provide Council a Plant Schedule for street trees indicating;

- root-ball container volume (litres),
- height of species (metres),
- calliper (mm); and
- details identifying the nursery supplying the tree stock.

Street trees shall be of advanced size to provide greater impact to the road reserve and the development.

Prior to the establishment of street trees within the road reserve contact shall be made with City of Darwin's Department of Parks and Reserves to ensure appropriate planting locations are defined.

A maintenance and establishment period shall comply with the proposed street tree planting fronting the development. During this period, the developer will be responsible for the ongoing establishment and maintenance to ensure a 100% survival rate.

c). **Shoring and Hording Adequacy for Adjoining Properties**

If the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the developer must, at their own expense:

- protect and support the adjoining property and pedestrians from possible damage or injury from the excavation, and
- where necessary, underpin the adjoining premises to prevent any such damage.

d). **Building Identification**

In accordance with City of Darwin By-Laws, prior to occupation, the applicant shall ensure that a building number is displayed in a position clearly visible from the street. The number must be visible against the background on which it is placed, to the satisfaction and at no cost to City of Darwin.

Should this application be approved, the following conditions pursuant to the *Planning Act* and City of Darwin's responsibilities under the *Local Government Act* are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of City of Darwin.
- Sight lines shall be provided at crossovers to public streets, to the satisfaction of, City of Darwin. No fence or tree exceeding 0.6 metres in height shall be planted in front of the sight line.
- Any gate over an access to a public road shall be placed on the subject site at least 4.5 metres from the face of the kerb line of the adjoining public road.
- Car parking spaces and internal driveways shall meet the requirements of the relevant Australian Standard and be line-marked and sealed with an impervious material.
- The total number of required disabled car parking bays shall be met on site.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of City of Darwin.
- Waste bin storage and pick-up shall be provided in accordance with City of Darwin Policy Number 54 - Waste Management.
- Any proposed signage for the site shall be subject to a separate assessment in accordance with City of Darwin Policy Number 42 – Outdoor Advertising Signs Code.
- Any proposed awnings at the site shall be subject to City of Darwin Policy Number 37 - Awnings, Balconies and Verandahs on Council Property.
- Any proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of City of Darwin.

- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of City of Darwin.

In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0528.

Yours faithfully



CINDY ROBSON
MANAGER CITY PLANNING

NORTHERN TERRITORY OF AUSTRALIA

*Planning Act*NOTICE OF MAKING OF AMENDMENT TO NT PLANNING SCHEME
AMENDMENT No. 384

I, DAVID WILLIAM TOLLNER, Minister for Lands and Planning, under section 28(1) of the *Planning Act*, give notice that:

- (a) I have, under section 25(2)(c) of the Act:
- i. altered the proposal to rezone Lot 7820 Town of Darwin (4 Blake Street, The Gardens) from Zone CP (Community Purposes) to SD46 (Specific Use Zone Darwin No.46) by:
 - reducing the number of dwelling originally proposed on the site from 143 dwellings to 118 dwellings;
 - reducing the building heights from nine storeys to seven storeys;
 - introducing a setback clause to minimise the effects of building mass, avoid undue overlooking of adjoining properties, encourage breeze penetration between buildings and protect the amenity of adjoining properties;
 - requiring extra car parking space such that one bedroom plus one study is 2 car parking spaces; and
 - providing a requirement for including private open space, communal open space and landscaping to be in compliance with the NT Planning Scheme requirements as if the site is in Zone HR (Higher Density Residential);
 - ii. determined under section 27(2) that the alteration is not so significant as to justify the exhibition of the altered proposal;
 - iii. amended the NT Planning Scheme by rezoning Lot 7820 Town of Darwin (4 Blake Street, The Gardens) from Zone CP (Community Purposes) to SD46 (Specific Use Zone Darwin No.46); and
- (b) copies of the amendment, (Amendment No. 384), are available from the Offices of the Department of Lands, Planning and the Environment, Ground Floor, 16 Parap Road, Parap.

Dated

9/7/ 2015



Minister for Lands and Planning

NORTHERN TERRITORY OF AUSTRALIA

Planning Act
Section 29

Reasons for Decision

NORTHERN TERRITORY PLANNING SCHEME
AMENDMENT No. 384

The original proposal has been altered to reduce the potential impacts of the proposed development by:

- reducing the number of dwellings to 118;
- reducing the building heights from nine storeys to seven storeys;
- introducing a setback clause to minimise the effects of building mass, avoid undue overlooking of adjoining properties, encourage breeze penetration between buildings and protect the amenity of adjoining properties;
- requiring extra car parking space such that one bedroom plus one study is 2 car parking spaces; and
- providing a requirement for including private open space, communal open space and landscaping to be in compliance with the NT Planning Scheme requirements as if the site is in Zone HR (Higher Density Residential).

The specific use zone will facilitate the use and development of this strategically located site. Infill residential will be consistent with the future development of the locality particularly given the existing Zone HR immediately to the north of the site.

The predominantly residential development, with complementary and subsidiary commercial activities, will improve the amenity of the Blake Street Precinct and provide housing choice with ready access to facilities and services available in the nearby Central Business District.



DAVID WILLIAM TOLLNER
Minister for Lands and Planning

9 / 7 / 2015

SD46

Amendment No. 384
published in the NT
News on 10.07.2015
introduces SD46

Lot 7820 Town of Darwin (4 Blake Street, Stuart Park).

1. The purpose of this zone is to facilitate the use and development of the land for a predominantly residential development, with complementary commercial activities.
2. With **consent**, and subject to paragraphs 3 to 13 inclusive, the land may be developed for :
 - (a) **caretaker's residence**;
 - (b) **home occupation**;
 - (c) **multiple dwellings**;
 - (d) **office**;
 - (e) **restaurant**; and
 - (f) **shop**.
3. Development is to contribute to improving the amenity of the Blake Street Precinct as an inner-city mixed use area by:
 - (a) creating a landmark development through high architectural quality and distinctive streetscapes;
 - (b) providing high levels of pedestrian amenity;
 - (c) designing buildings with active interfaces;
 - (d) designing buildings to take advantage of views while taking into account potential view corridors of future development reasonably to be expected in the surrounding precinct;
 - (e) designing buildings to ensure that all building services, plant rooms, elevator shafts, roof-top elements and the like are integrated in the design of the building.
4. A development application for a permissible development is to include:
 - (a) a master plan for development of the whole site;
 - (b) a plan showing the stages in which the development is to be completed;
 - (c) a plan showing the provision of facilities to be shared between stages;
 - (d) a site analysis and urban design study that demonstrates that the proposed development contributes positively to the neighbourhood and meets the requirements of paragraphs 5 to 10 inclusive;
 - (e) a landscape plan for the proposed development and adjoining streets;
 - (f) a schedule of external building materials, including type and colour, to be used in the construction of buildings and streetscapes; and
 - (g) a traffic study by qualified traffic engineering consultants, to the requirements and satisfaction of the City of Darwin, including identification of any upgrade to vehicular, cycle and pedestrian infrastructure required to service the proposed development.
5. Development is to include multiple dwellings in a variety of sizes up to a maximum of 118 multiple dwellings.

6. The total floor space used for office, restaurant, and shop is not to exceed 250m².
7. Buildings up to 7 storeys may be constructed on the land.
8. The site coverage ratio of buildings from the third storey above ground level must not exceed 0.5.
9. Development must include landscaped areas equivalent to at least 45% of the site area.
10. Development must include landscaped screens to parking areas at ground level, and landscaping at ground level in the setback from the boundary with Lot 7819.
11. Development should provide a high level of pedestrian amenity at ground level by treatments such as:
 - (a) providing an active street frontage for at least 75% of the Gardens Hill Crescent boundary;
 - (b) screening on-site car parking areas from view from adjoining roads;
 - (c) planting mature shade trees in road reserves adjoining the site; and
 - (d) provision of footpaths in road reserves adjoining the site.
12. Building setbacks should minimise the effects of building mass, avoid undue overlooking of adjoining properties, and encourage breeze penetration through and between buildings.

Buildings are to be set back from lot boundaries in accordance with the table to this paragraph.

Table to Clause 12 - Building Setbacks

1. Minimum building setbacks for a podium of residential building.

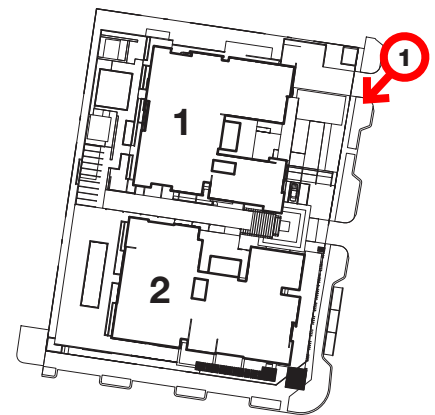
Lot Boundary	Minimum Setbacks, in metres
Gardens Hill Crescent	6m
Side boundary (common boundary with Lot 5642)	6.3m
Rear boundary (common boundary with Lot 7819)	2m
Blake Street	2m

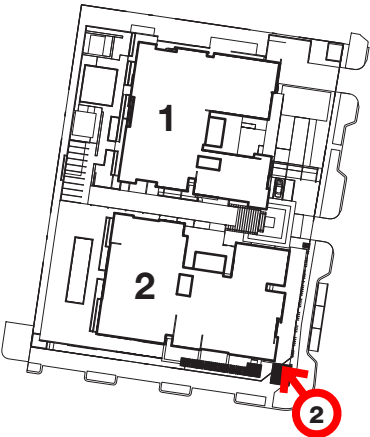
2. Minimum building setbacks for a tower of a residential building.

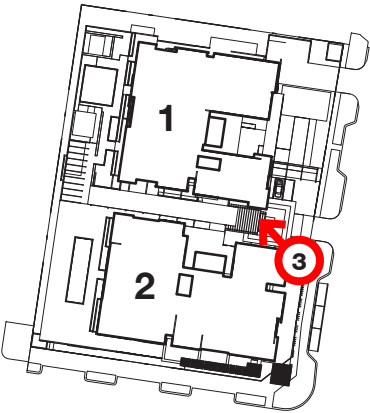
Lot Boundary	Minimum Setbacks, in metres
Gardens Hill Crescent, for a distance of 40m measured from the boundary with Lot 5642	13.50m
Gardens Hill Crescent, beyond 40m measured from the boundary with Lot 5642	4.10m
Side boundary (common boundary with Lot 5642)	7.50m

Rear boundary (common boundary with Lot 7819)	17m
Blake Street	5.75m
3. Shops, restaurants and offices are to be located at the intersection of Blake Street and Gardens Hill Crescent and setback no more than 1m of these site boundaries.	
4. Minimum distance between residential towers on the site. The minimum distance between residential buildings on the site is to be 9m.	
<p>For the purposes of this table:</p> <p>“ground level” means the highest point on the site boundary;</p> <p>“podium” means the part of a residential building situated between ground level and 5m above ground level; and</p> <p>“tower” means the part of a residential building situated above a height of 5m, above ground level.</p> <p>Building setback is measured from site boundaries to:</p> <ul style="list-style-type: none"> • the wall of a residential building; • the outer surface of the railings of a balcony or a verandah of a dwelling; and • the outer surface of any support column of a ground level verandah of a dwelling. <p>No part of the roof structure, including gutters and eaves, is to encroach more than 0.9m into the minimum building setback from the lot boundaries.</p>	
13. Unless provided for specifically in this zone, the provisions of the NT Planning Scheme applicable to Zone HR (High Density Residential) apply to development in this zone.	

ATTACHMENT D







1.

SITE AREA

6300 m²
2.

ZONING

SU N°46
3.

PLOT RATIO

Not Applicable

4. GFA SCHEDULE

LEVEL	RETAIL (M²)	REC (M²)	RES (M²)	CORE (M²)	TOTAL (M²)
B1	-	-	-	-	-
G	250m²	34m²	158m²	507m²	949m²
1	-	-	1943m²	282m²	2225m²
2-6	-	-	9715m²	1410m²	11125m²
Total (m²)	250m²	34m²	11816m²	2199m²	14299m²

5.

SITE COVERAGE

Proposed

46.1% (average)

Ground

Level 1

Typical

71.7% (4516m²)

41.8% (2633m²)

41.8% (2633m²)
6.

HEIGHT/NUMBER OF STOREYS

Proposed

7 Storeys
7.

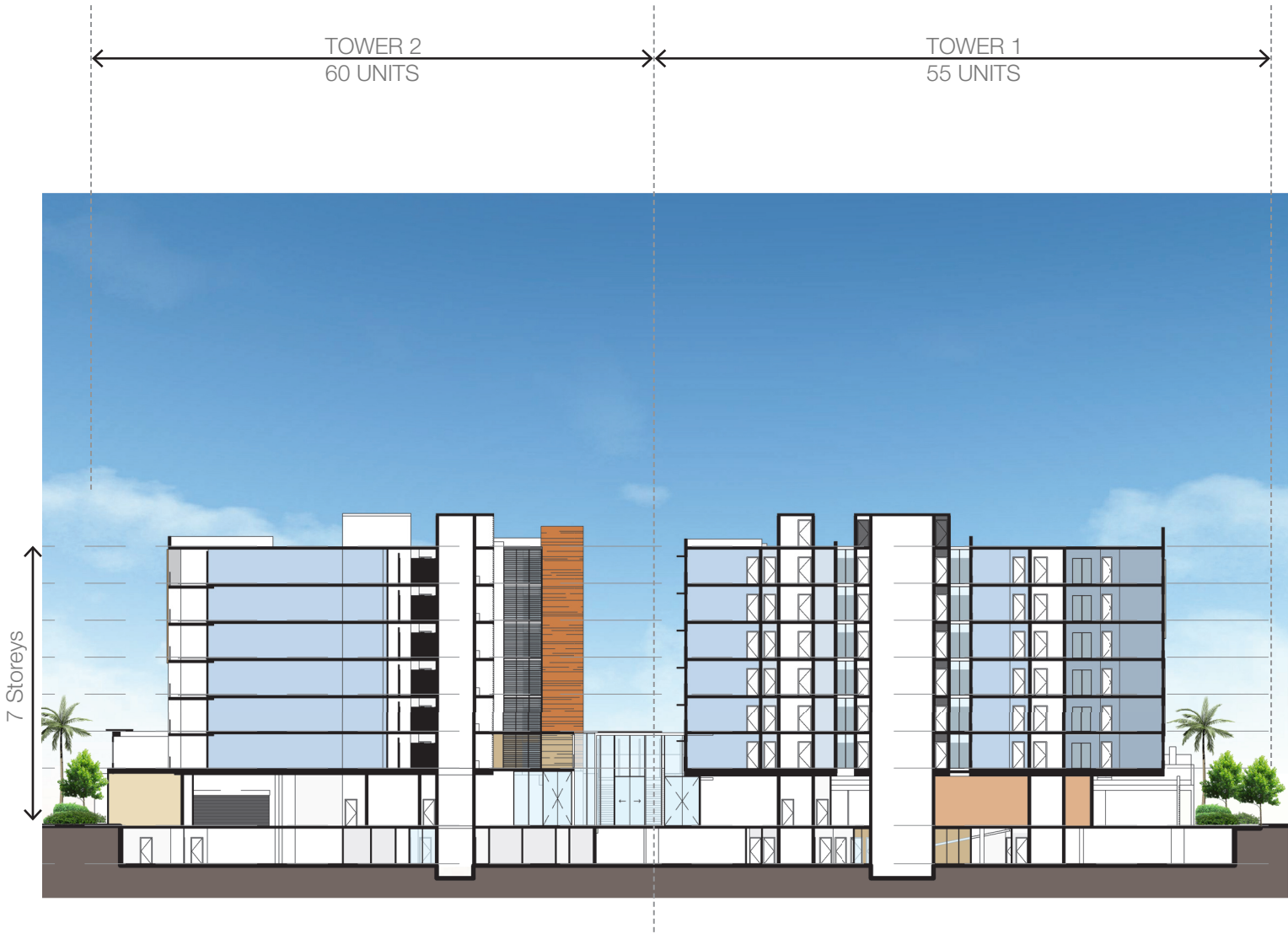
NUMBER OF DWELLINGS

115

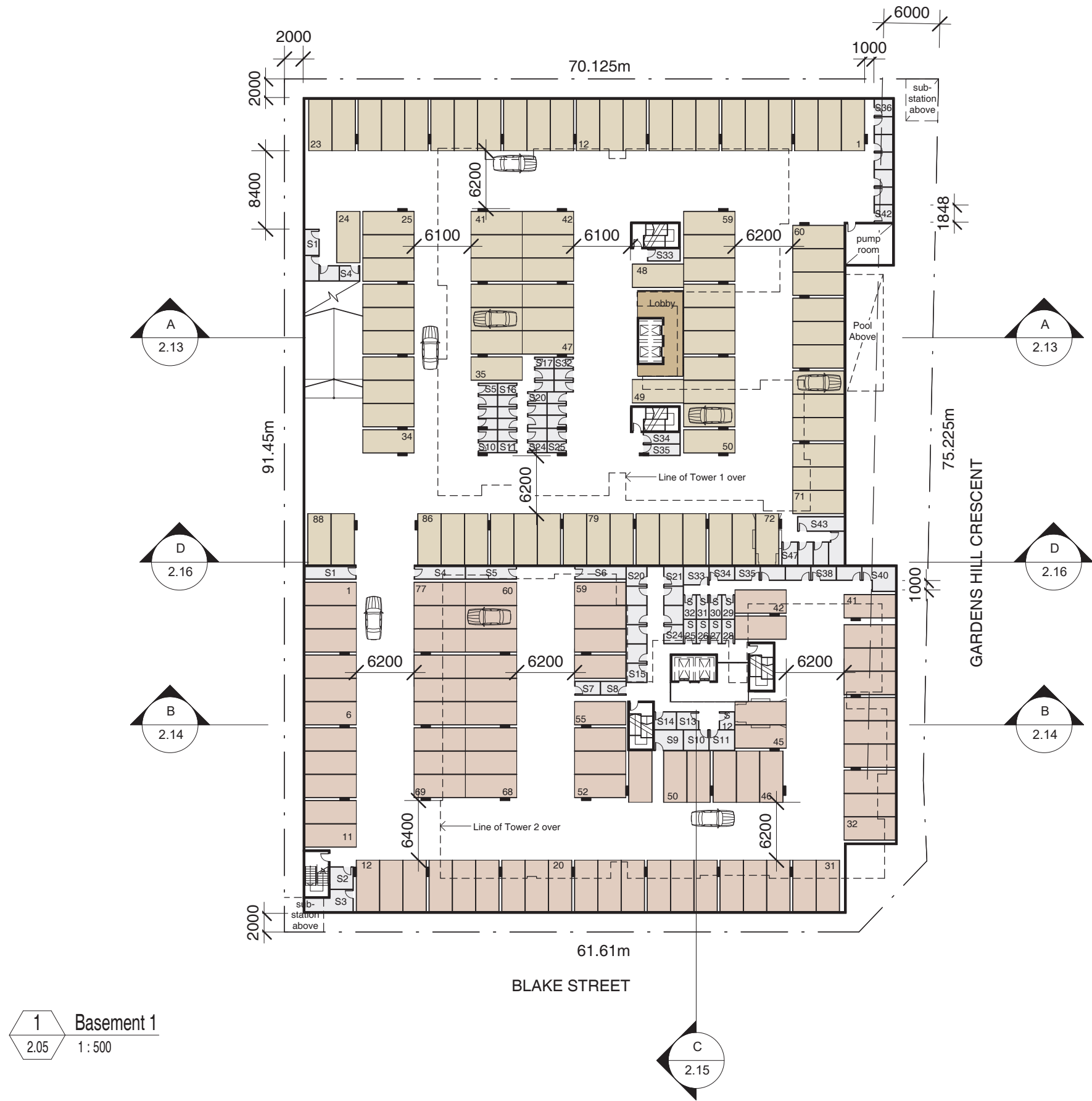
Residential Units

8. CARPARK SCHEDULE



	QUANTITY	RATE	CARS REQ'D	CARS PROVIDED
1B & 1B+Study	24	2/Unit	48	48
2B & 2B+Study	54	2/Unit	108	108
3B & 3B+Study	37	2/Unit	74	74
Retail	100m²	6/100m²	6	6
Commercial	150m²	2.5/100m²	4	4
Visitors (Disabled included), Unlocated Bays				14
Subtotal	115 Units + 250m² Ret./Comm.		241	254



Roof	21900
Level 6	19000
Level 5	16100
Level 4	13200
Level 3	10300
Level 2	7400
Level 1	4500
Ground Floor	0
Basement 1	-3000



**TOTAL BASEMENT 1 CARPARKING
AREA = 5318 m²**

CARPARKING		
	T1 - Residential	88
	T2 - Residential	77
Total		165
(Note - all carparks 2500x5500 min)		



STOREROOMS	
Total = 109	
CARPARKING	
T1- Residential	22
T2- Residential	43
Visitors	10
Retail/Comm.	10
Disabled	4
Total	89
(Note - all carparks 2500x5500 min)	



1 Level 1
1:500





Roof	21900
Level 6	19000
Level 5	16100
Level 4	13200
Level 3	10300
Level 2	7400
Level 1	4500
Ground Floor	0
Basement 1	-3000



Roof	21900
Level 6	19000
Level 5	16100
Level 4	13200
Level 3	10300
Level 2	7400
Level 1	4500
Ground Floor	0
Basement 1	-3000

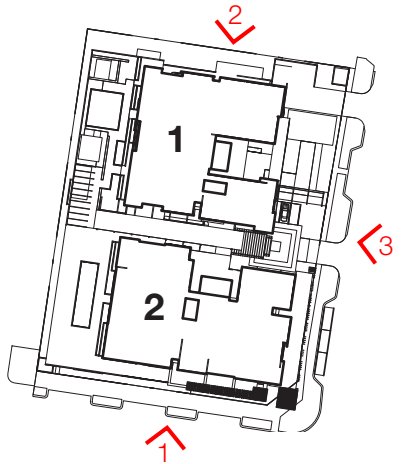
1 SOUTH ELEVATION - TOWER 2 (BLAKE STREET)
1 : 500

2 NORTH ELEVATION - TOWER 1
1 : 500



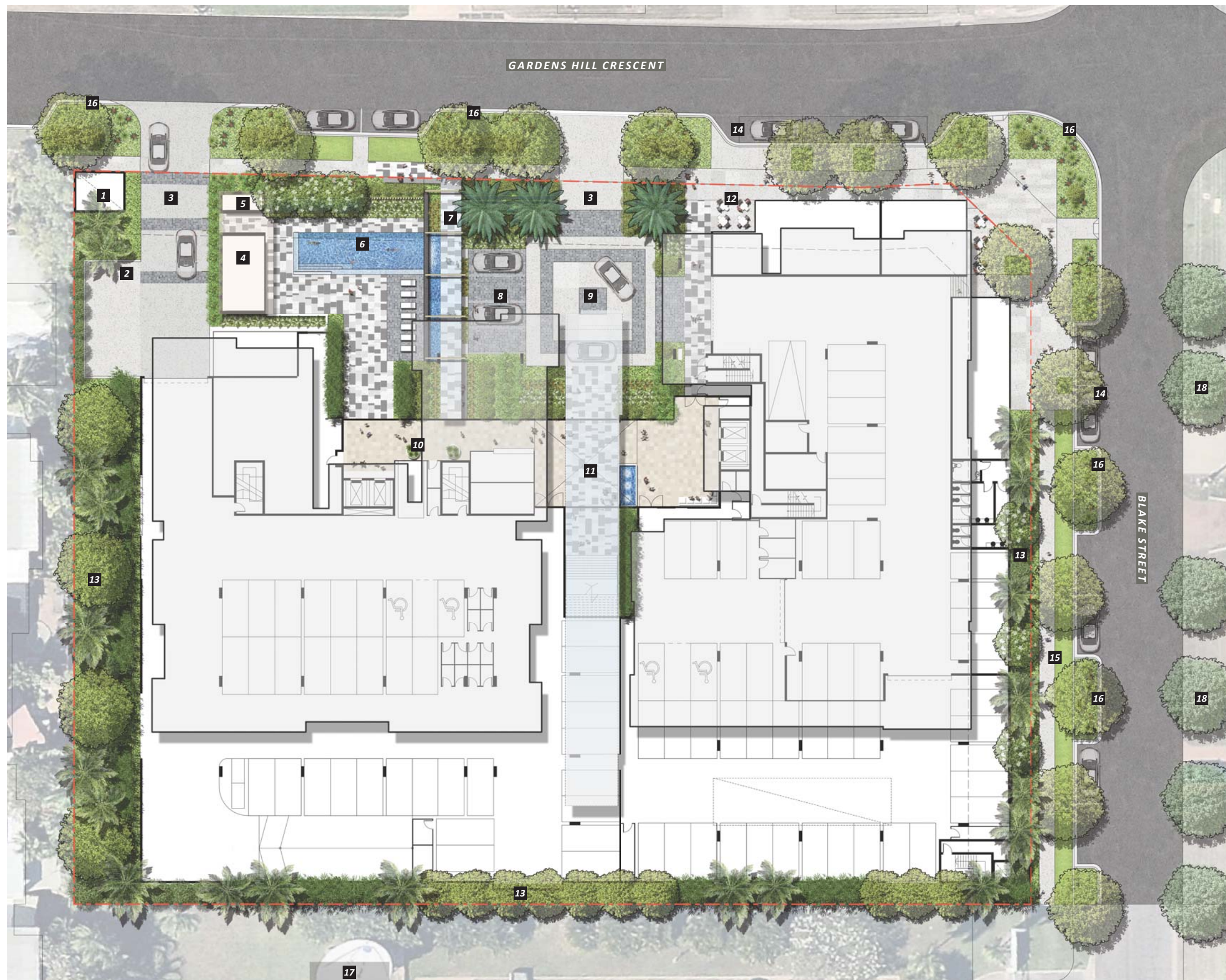
Roof	21900
Level 6	19000
Level 5	16100
Level 4	13200
Level 3	10300
Level 2	7400
Level 1	4500
Ground Floor	0
Basement 1	-3000

3 EAST ELEVATION - GARDENS HILL CRESCENT
1 : 500



Landscape Plan

Ground Level



- 1 SUBSTATION
- 2 REFUSE COLLECTION
- 3 EXPOSED AGGREGATE DRIVEWAY ENTRY WITH COBBLESTONE BANDING
- 4 GYM
- 5 COVERED SEATING NOOK
- 6 POOL
- 7 COVERED PEDESTRIAN ENTRY WALKWAY WITH FEATURE PAVING
- 8 VISITOR PARKING BAYS
- 9 PORT COCHERE
- 10 URN WITH FEATURE PLANTS
- 11 FOYER
- 12 DINING PRECINCT
- 13 TROPICAL BUFFER PLANTING
- 14 ON STREET PARKING
- 15 PATHWAY
- 16 PLANTED KERB BUILDOUTS (SUBJECT TO DCC NEGOTIATIONS)
- 17 SATELLITE DISH
- 18 STREET TREES (TO COUNCIL APPROVAL)

Landscape Plan

Level 1



- 1 PRIVATE COURTYARD
- 2 TIMBER LOOK TILED DECK
- 3 TURF TERRACE
- 4 COVERED OUTDOOR LOUNGE AREA
- 5 COVERED DAYBED AREA
- 6 COVERED DINING AREA
- 7 FEATURE PAVEMENT
- 8 SPA
- 9 POOL
- 10 COVERED DAYBED AREA

Residential Areas



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN **AGENDA ITEM:** 16.3
YES

**LOT 3940 (25) MITCHELL STREET, DARWIN CITY - PA2018/0081 - 3 STOREY
 UNDERGROUND CAR PARK**

REPORT No.: 18CF0019 DB:hd **COMMON No.: PA2018/0081** **DATE: 27/03/2018**

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to refer to Council for comment, Pursuant to Section 19 of the *Planning Act*, the following development application: Lot 3940 (25) Mitchell Street, Darwin City - PA2018/0081 - 3 Storey Underground Car Park.

LINK TO STRATEGIC PLAN

The issues addressed in this Report are in accordance with the following Goals/Strategies outlined in the 'Evolving Darwin Towards 2020 Strategic Plan':-

Goal

1. Collaborative, Inclusive and Connected Community

Outcome

- 1.4 Improved relations with all levels of government and significant stakeholders

Key Strategies

- 1.4.2 Play an active role in strategic and statutory planning processes

KEY ISSUES

- The Planning Application proposes three levels of car parking, wholly submerged below ground, with three above ground structures providing access for pedestrians and services.
- It is recommended that Council does not object to the proposal, provided additional information is received by City of Darwin and the Consent Authority, which resolves issues including traffic management and landscaping.
- The proposal is intended as a part of the 'City Deals' initiative, which City of Darwin is partnered with all three levels of government.
- It is noted that Council has highlighted aspects such as ownership, operation, traffic management and landscaping. Given the intent of the proposal is to "form the initial phase of a 'greening' development of the CBD" the proposal should be accompanied by details regarding the removal of surface level car parking.

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 REPORT NUMBER: 18CF0019 DB:hd
 SUBJECT: LOT 3940 (25) MITCHELL STREET, DARWIN CITY - PA2018/0081 - 3
 STOREY UNDERGROUND CAR PARK

RECOMMENDATIONS

- A. THAT Report Number 18CF0019 DB:hd entitled Lot 3940 (25) Mitchell Street, Darwin City - PA2018/0081 - 3 Storey Underground Car Park be received and noted.
- B. THAT Council endorse the submission, dated 16 March 2018, to the Development Assessment Services within **Attachment A** to Report Number 18CF0019 DB:hd entitled Lot 3940 (25) Mitchell Street, Darwin City - Pa2018/0081 - 3 Storey Underground Car Park.

BACKGROUND

Site and Surrounds

The Subject Site is identified as Lot 3940 Town of Darwin, 25 Mitchell Street, Darwin City and is located wholly within zone CB (Central Business). The Subject Site is a vegetated park located at the end on Bennet Street providing clear vistas of Parliament House which directly adjoins the allotment. Other than some minor land divisions, no previous development is recorded for the Subject Site



The proposal for construction of an Underground Car Park was referred to Council at the Ordinary Council Meeting held 12 December 2017. The resolution was as follows:

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 SUBJECT: LOT 3940 (25) MITCHELL STREET, DARWIN CITY - PA2018/0081 - 3
 STOREY UNDERGROUND CAR PARK

Report No. 17CP0063 (12/12/17) Common No. 3437246

- C. *THAT Council endorse the Cooling and Greening Darwin CBD – Construction of underground Car Park project for application to the Building Better Regions Fund advising the Northern Territory Government that it will not commit to a funding agreement, if approved, until the provision of*
- a) *Documented governance framework*
 - b) *Detailed design, projected plans, budget, costs*
 - c) *Community engagement and consultation*
 - d) *Ownership and operation of car park*
 - e) *Council's contributions (if any)*
- to the satisfaction of Council.*

City of Darwin had not received any of the information requested above at the time of this report, however it is recognised that Council Executive representation will occur on the Project Control group for the project, which is yet to meet.

The Statement of Effect refers to the proposed development as being part of the City Deals initiative intended to “drive investment, and make life better for residents, business and the Territory.” The proposal is intended to “relocate all of the existing surface level car parking underground to facilitate redevelopment of the Civic Precinct into a cool, green space.” Despite this, officers highlight that there are no other references to the removal of ‘surface level car parking’ mentioned within the Planning Application.

The Statement of Effect refers to the proposal being consistent with the Darwin City Centre Masterplan. The Darwin City Centre Masterplan is a guiding document and mentions the Subject Site on numerous occasions, in particular MP 026 Review of Bennett Street Link to The Esplanade and MP 027 Parliament Car Park on Bennett Street. MP 026 recommends that Bennett Street be extended to resolve the ‘high speed sweeping corner at Mitchell Street with low visibility around the corner, and potentially dangerous intersection at Herbert Street and Mitchell Street. MP 027 recognises that “by realigning Bennett Street an opportunity arises to create a secure and shaded basement parking area for government officials and at the same time create a cyclone shelter near Parliament to add to the existing shelter beneath the Supreme Court Building.” Both projects recommend the removal of the surface level carpark to be replaced with a landscaped garden.



Fig. 92
New lawns replacing surface parking lots



Fig. 93

View Looking South

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REPORT NUMBER: 18CF0019 DB:hd
SUBJECT: LOT 3940 (25) MITCHELL STREET, DARWIN CITY - PA2018/0081 - 3
STOREY UNDERGROUND CAR PARK

DISCUSSION

Current Proposal

The proposal is for an underground carpark, three storeys in depth, providing approximately 450 car parking spaces. Access is proposed off Herbert Street with three above ground structures to provide access for pedestrians and services, refer to **Attachment B**.

Land Use

The proposal is defined as a car park for the purposes of assessment against the Northern Territory Planning Scheme (NTPS). Car park is a discretionary item within zone CB (Central Business), to which the Subject Site relates. "The carpark will operate on a 24 hour basis providing a safe and secure environment for the public to park afterhours and for special events in and around the precinct." However, there is no confirmation of the long-term ownership and operation of the car park as requested previously by City of Darwin. Subsequently, City of Darwin requests details for the proposed carpark including, the portion of the car parking facility which will be available to the general public.

Design

The purpose of Clause 6.3.3 of the NTPS is to promote 'exemplary design' and the purpose of Clause 8.2 is to promote 'site-responsive design', subsequently the two have been combined for the purposes of this assessment. The proposed development is the submersion of parking facilities with limited structures above the surface of the ground which addresses a number of planning principles mentioned in both clauses. In this instance the assessment of the aboveground/surface level portion is of importance.

It is considered that the proposal will achieve Clause 6.3.3 subclause 3 by providing ground level activation through open space. However, no landscaping has been provided as a part of the development application, which limits the ability to comment on the effectiveness of the open space once the carpark is constructed. In addition, the Functional Design Brief indicates that "it is envisaged that the proposed facility will be required to make allowance for future vertical expansion works. The Contractor is to allow for a 3 storey concrete framed building directly above the carpark structure."

The survey plan suggests that a minimum of 20 trees are likely to need removal and as "the minimum depth of topsoil inclusive of a drainage layer has been determined at 400mm" it is uncertain as to whether the surface, once the carpark is constructed, will be capable of supporting shade trees. Subsequently, City of Darwin requests that the applicant provide an acceptable site-responsive landscaping plan including species of vegetation.

It is noted that although the application insinuates that the proposal will enable the transformation of the area from an expansive heat generating bitumen carpark to a

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 STOREY UNDERGROUND CAR PARK

tropical, people friendly space that Territorians can be proud of” the surface carparks are not linked to this planning application and there is no indication within the plans that they will be removed as part of this application.

Access and Parking

Clause 6.5.3 of the NTPS ensures that the car parking layout is appropriately aligned.

There are concerns regarding vehicular access to the proposed carpark. However, it is considered that these elements could be addressed by way of a comprehensive traffic assessment. Please note, that City of Darwin will not accept any traffic impact assessment which includes the removal of existing carparks within the precinct unless the carparks removal is explicitly referenced within this Planning Application.

City of Darwin has requested that an alternative entrance from Bennett Street and Mitchell Street be explored within the Traffic Impact Assessment in order to address ‘the high speed sweeping corner at Mitchell Street’, as mentioned within the Darwin City Centre Masterplan.

Stormwater

Any disposal of stormwater shall be to the satisfaction of City of Darwin. A condition precedent has been requested.

Summary

The Statement of Effect refers to the proposed development as being part of the City Deals initiative intended to “drive investment, and make life better for residents, business and the Territory.” The proposal is intended to “relocate all of the existing surface level car parking underground to facilitate redevelopment of the Civic Precinct into a cool, green space.” Carpark is a discretionary item within the NTPS and ‘on balance’ the proposal meets these requirements. Subsequently, the City of Darwin does not object to the proposed carpark. However, there remain concerns with regard to traffic management and the intended use of the surface level.

CONSULTATION PROCESS

In preparing this report, the following City of Darwin officers were consulted:

- Manager Technical Services
- Town Planner
- Planning Officer
- Team Leader Development

In preparing this report, the following External Parties were consulted:

- Development Assessment Services

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 SUBJECT: LOT 3940 (25) MITCHELL STREET, DARWIN CITY - PA2018/0081 - 3
 STOREY UNDERGROUND CAR PARK

POLICY IMPLICATIONS

All works over the City of Darwin road reserve will be subject to the relevant City of Darwin policies and subsequent approvals will be required.

BUDGET AND RESOURCE IMPLICATIONS

All proposed works within the City of Darwin road reserve will be to the satisfaction of Council policies and standards with costs to be borne by the applicant.

Council endorse the Cooling and Greening Darwin CBD – Construction of underground Car Park project for application to the Building Better Regions Fund advising the Northern Territory Government that it will not commit to a funding agreement, if approved, until the provision of:

- f) Documented governance framework
- g) Detailed design, projected plans, budget, costs
- h) Community engagement and consultation
- i) Ownership and operation of car park
- j) Council's contributions (if any)

to the satisfaction of Council.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

There are no foreseeable risks or legal implications arising from the proposed development.

ENVIRONMENTAL IMPLICATIONS

Not assessed

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 STOREY UNDERGROUND CAR PARK

COUNCIL OFFICER CONFLICT OF INTEREST DECLARATION

We the Author and Approving Officers declare that we do not have a Conflict of Interest in relation to this matter.

CINDY ROBSON
MANAGER CITY PLANNING

GERARD ROSSE
GENERAL MANAGER CITY FUTURES

For enquiries, please contact Cindy Robson on 8930 0528 or email:
 c.robson@darwin.nt.gov.au.

Attachments:

Attachment A: City of Darwin, Letter of Response to Development Assessment Services, dated 16 March 2018

Attachment B: Development Application, Lot 3940 (25) Mitchell Street, Darwin City - PA2018/0081 - 3 Storey Underground Car Park

16 March 2018

Reference: PA2018/0081 DB:hd

<h2>ATTACHMENT A</h2>

Ms Dawn Parkes
Manager Urban Planning
Department of Infrastructure, Planning & Logistics
GPO Box 1680
DARWIN NT 0801

Dear Ms Parkes

Parcel Description: **Lot 3940 - Town of Darwin
25 Mitchell Street, Darwin City**

Proposed Development: **Three storey underground car park (450 spaces)**

Thank you for the Development Application referred to this office 1 March 2018, concerning the above. This letter may be placed before City of Darwin's, Ordinary Council Meeting. Should this letter be varied or not endorsed by Council, you will be advised accordingly.

City of Darwin acknowledges that the development of a 'basement parking area' was suggested as part of the Darwin City Centre Masterplan and that the proposal is intended to accompany the 'City Deals' initiative. It is assumed that the proposal is to "enable redevelopment of the existing surface level car parks within the precinct" for the purposes of turning the precinct into a cool, green space.

i). **City of Darwin does not object to the proposal provided the following concerns are addressed:**

a). **Traffic Impact Assessment and Management**

City of Darwin requires a comprehensive Traffic Impact Assessment and Management Plan. The Traffic Impact Assessment should include:

- An assessment of the suitability for access from Herbert Street, Bennett Street and Mitchell Street which considers pre and post development volumes, and

- Details of the extent to which the car park will be utilised as a public or private car park and the intent of its occupancy in terms of short term (High turnover or all day parking).

b). **Landscaping**

The plans provided fail to demonstrate how the proposal will provide for the loss of existing vegetation, particularly shade trees. The proposal indicates that “the minimum depth of topsoil inclusive of a drainage layer has been determined at 400mm” which significantly restricts the ability to revegetate with shade trees. This appears to be contradictory to the provision of a “cool, green space.” Clarification on the final intent for the surface level of the site is sought. City of Darwin requires a detailed landscaping plan. The landscaping plan should include:

- Species and location of vegetation.
- Provision for hosting events.

ii). **City of Darwin requests that should a Development Permit be issued, that the following be provided as a condition precedent:**

a). **Traffic**

City of Darwin requires a comprehensive **Traffic Impact Assessment Report**, to be prepared by a suitably qualified traffic engineer in accordance with the Austroads Document Guide to Traffic Management Part 12: Traffic Impacts of Developments, in the report structure provided as Appendix C of that document, with particular attention to vehicular, pedestrian, cyclist and public transport issues and opportunities.

The Traffic Impact Assessment report should also include but not be limited to:

- An assessment of the suitability for access from Herbert Street, Bennet Street and Mitchell Street which considers pre and post development volumes, and
- Details of the extent to which the carpark will be utilised as a public or private car park and the intent of its occupancy in terms of short term (High turnover or all day parking).

The report should identify any necessary upgrades to the surrounding street network as a result of the implications of the development. The developer will be required to institute all required upgrade measures resulting from the traffic assessment at no cost to City of Darwin.

b). **Landscaping Plan**

City of Darwin requires a comprehensive **Landscaping Plan**. The landscaping plan should include but not be limited to:

- Species and location of vegetation.
- Provision for hosting events.

a). **A dilapidation report covering infrastructure within the road reserve to the satisfaction of City of Darwin at no cost to Council.**

b). **The crossover and driveway shall meet City of Darwin requirements.**

c). **City of Darwin requests a copy of the landscaping plan identifying species of vegetation, lighting and other public facilities prior to the commencement of works (including site preparation).**

d). **City of Darwin requests that the Authority require a schematic plan demonstrating all stormwater to be collected on the site and discharged underground to City of Darwin's stormwater drainage system.** The applicant's plans fail to demonstrate how on-site stormwater will be collected and discharged underground to City of Darwin's drainage network.

- 1). The plan shall include details of site levels and City of Darwin's stormwater drain connection point/s. The plan shall also indicate how stormwater will be collected on the site and connected underground to City of Darwin's system.
- 2). City of Darwin requires a stormwater drainage plan to confirm that it is technically feasible to collect stormwater on the site and dispose of it into City of Darwin's stormwater drainage system. It is also necessary to ensure that no stormwater will sheet-flow into the road reserve or onto adjoining properties.

e). **Site Construction**

City of Darwin requests that an Environmental and Construction Management Plan (ECMP) be required.

The ECMP should specifically address the following:

- waste management,
- traffic control,
- haulage routes,
- storm water drainage,
- use of City of Darwin land, and
- how this land will be managed during the construction phase;

to the satisfaction of City of Darwin.

Note: Sediment control measures are to be established and maintained, to prevent silt and sediment escaping the site or producing erosion.

Building rubbish or debris must not be placed, or be permitted to be placed, on any adjoining public reserve, footway, road or private land, without first obtaining a works approval from City of Darwin.

- iii). **Should the above issues be adequately addressed, City of Darwin offers the following comments:**

City of Darwin comments on issues for which it is the sole responsible authority, under the *Local Government Act* and associated By-Laws:-

a). **Protection of Street Trees**

All street trees shall be protected at all times during construction. Any tree on the footpath, which is damaged or removed during construction, shall be replaced, to the satisfaction of City of Darwin.

A Tree Protection Zone (TPZ) shall be constructed for all existing trees to be retained within the development, in accordance with Australian Standards - AS 4970-2009 Protection of Trees on Development Sites.

Copies of AS 4970-2009 Protection of Trees on Development Sites can be obtained from the Australian Standards web site.

Should this application be approved, the following conditions pursuant to the *Planning Act* and City of Darwin's responsibilities under the *Local Government Act* are also recommended for inclusion in the Development Permit issued by the Development Consent Authority.

- Designs and specifications for landscaping of the road verges adjacent to the property shall be submitted for approval by City of Darwin and all approved works shall be constructed at the applicant's expense, to the requirements of City of Darwin.
- The location, design and specifications for proposed and affected crossovers shall be provided at the applicant's expense, to the satisfaction of City of Darwin.
- Kerb crossovers and driveways to the site shall be provided and disused crossovers removed, public footpath and cycleways shall be provided,

stormwater shall be collected and discharged into City of Darwin's drainage network, and reinstatement works carried out, all of which is to be provided at the applicant's expense and to the requirements and satisfaction of City of Darwin.

- Sight lines shall be provided at crossovers to public streets, to the satisfaction of, City of Darwin. No fence or tree exceeding 0.6 metres in height shall be planted in front of the sight line.
- Car parking spaces and internal driveways shall meet the requirements of the relevant Australian Standard and be line-marked and sealed with an impervious material.
- The total number of required disabled car parking bays shall be met on site.
- All developments on/or adjacent to any easements on-site, in favour of City of Darwin shall be carried out to the requirements and satisfaction of City of Darwin.
- Waste bin storage and pick-up shall be provided in accordance with City of Darwin Policy Number 54 - Waste Management.
- Any proposed signage for the site shall be subject to a separate assessment in accordance with City of Darwin Policy Number 42 – Outdoor Advertising Signs Code.
- Any proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of City of Darwin.
- Any proposed stormwater connections to City of Darwin stormwater system or proposed works on/over City of Darwin property shall be subject to separate application to City of Darwin and shall be carried out to the requirements and satisfaction of City of Darwin.

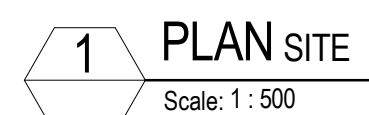
In considering this application, the Development Consent Authority is requested to take into account any implications of the *Disability Discrimination Act* (Cth) or the *Anti-Discrimination Act* (NT) with regard to access for the disabled.

If you require any further discussion in relation to this application, please feel free to contact me on 8930 0528.

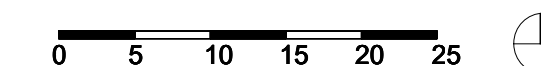
Yours faithfully

A handwritten signature in black ink, appearing to read 'Gerard Rosse', with a long horizontal flourish extending to the right.

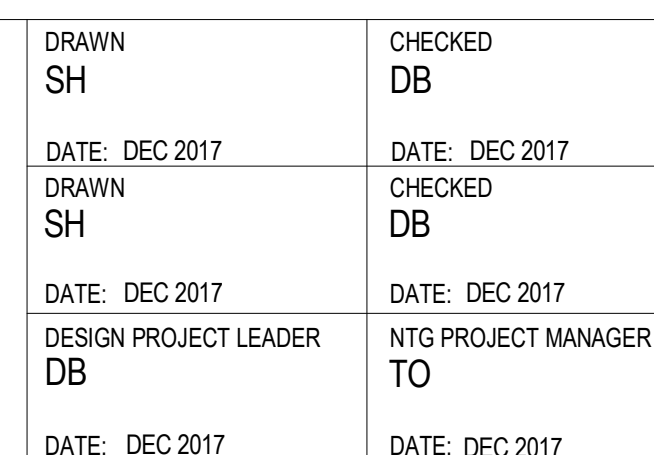
GERARD ROSSE
GENERAL MANAGER CITY FUTURES



450 CAR PARKS REQUIRED
464 CURRENTLY SHOWN
SURPLUS TO ACCOUNT FOR FUTURE ACCESS REQUIREMENTS

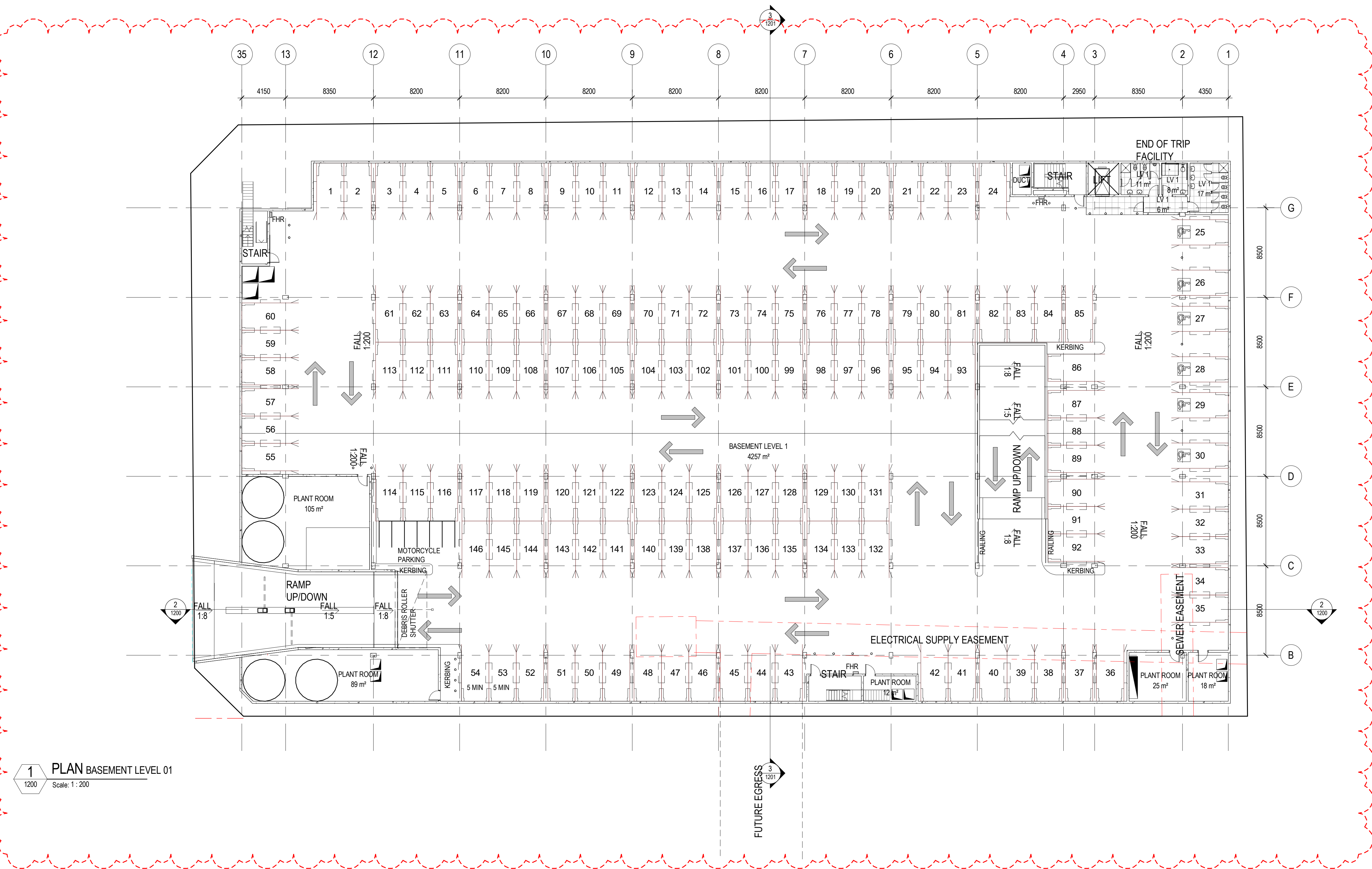


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DARWIN REGION
LOT 3940 CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
SITE PLAN

NTG PROJECT No.	NTG ASSET No.	SHEET No.	NTG DRAWING No.	AMENDMENT	SHEET NO.
IFD04292	03000	AR 0001 OF		1	1



1 PLAN BASEMENT LEVEL 01
1200 Scale: 1 : 200

- Verify all dimensions on site prior to commencement of work.
- DO NOT scale off these drawings.
- Report any discrepancies to the architect before carrying out any work.

No.	DESCRIPTION	AMENDMENTS	DATE	INIT.	DEPT/COMPANY
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0	CONTRACT DRAWING		01/12/17	MODE	DB



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Parap NT 0820
T +61 8 8941 8262
dwn@modedesign.com.au

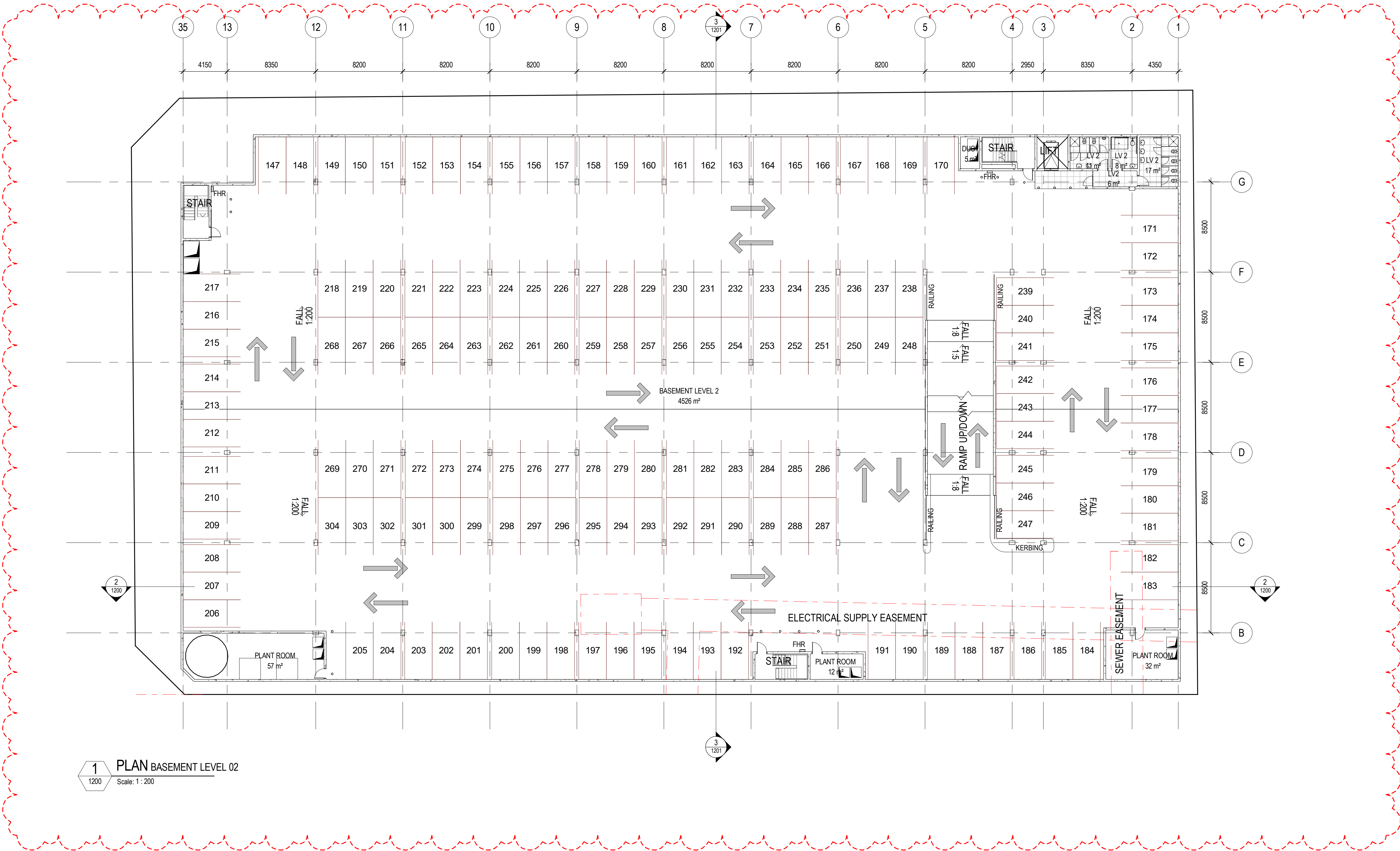
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NTG PROJECT MANAGER
TO
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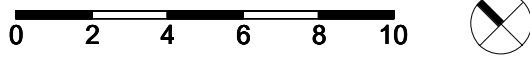


DARWIN REGION
CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
BASEMENT FLOOR PLAN 1

NTG PROJECT No.	NTG ASSET No.	SHEET No.	NTG DRAWING No.	AMENDMENT	SHEET SIZE
IFD04292	03000	AR 1000		1	A3



1 PLAN BASEMENT LEVEL 02
Scale: 1 : 200



- Verify all dimensions on site prior to commencement of work.
- DO NOT scale off these drawings.
- Report any discrepancies to the architect before carrying out any work.

No.	DESCRIPTION	AMENDMENTS	DATE	INIT.	DEPT/COMPANY
1	CONTRACT ADDENDUM		18/03/18	MODE	DB
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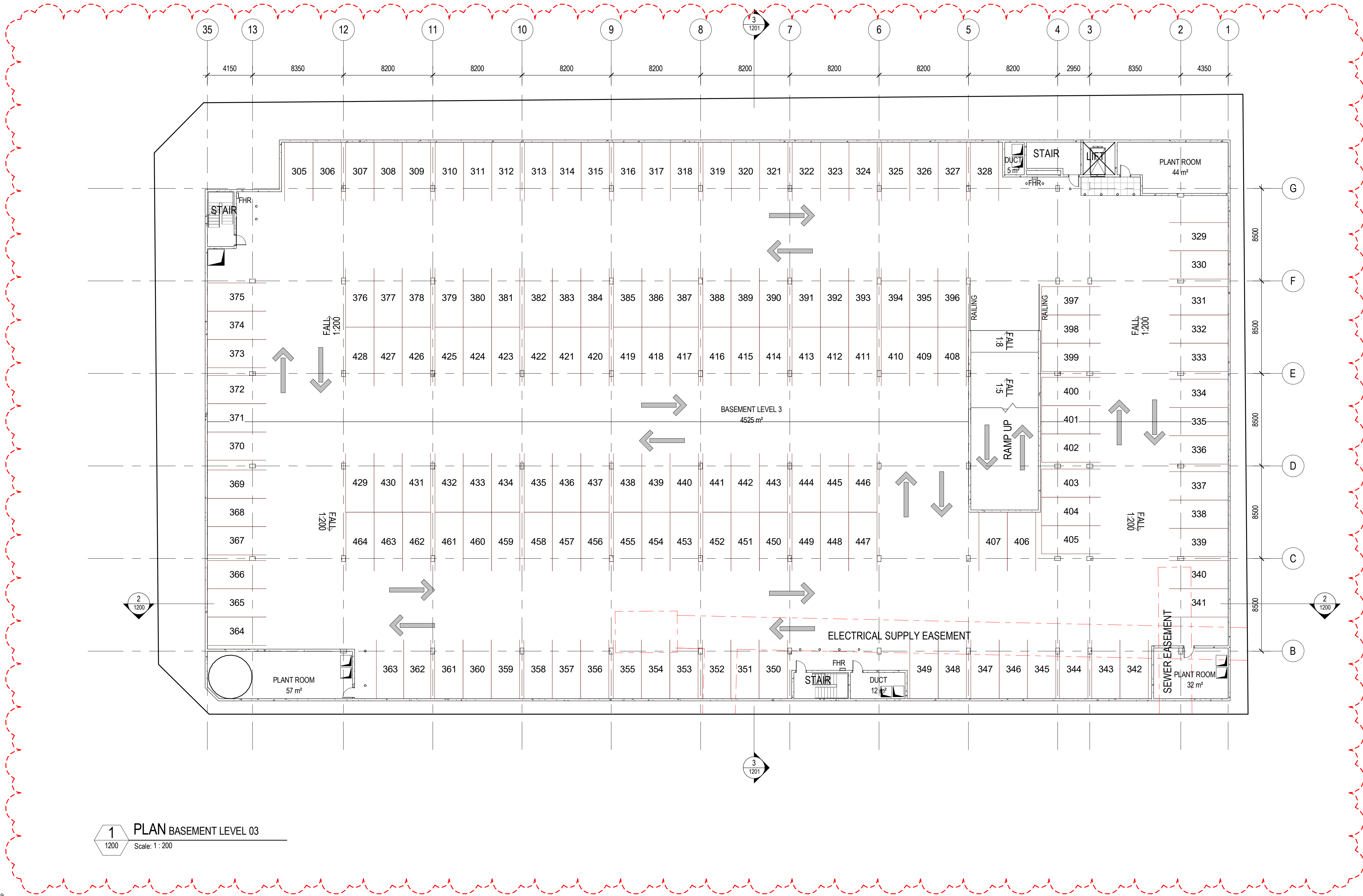
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NTG PROJECT MANAGER
TO
DATE: DEC 2017



DARWIN REGION
LOT 3940 CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
BASEMENT FLOOR PLAN 2

NTG PROJECT No.	NTG ASSET No.	SHEET No.	NTG DRAWING No.	AMENDMENT	SHEET SIZE
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- Verify all dimensions on site prior to commencement of work.
- DO NOT scale off these drawings.
- Report any discrepancies to the architect before carrying out any work.

No.	DESCRIPTION	AMENDMENTS	DATE	INIT.	DEPT/COMPANY
1	CONTRACT ADDENDUM		18/03/18	MODE	DB
0	CONTRACT DRAWING		01/12/17	MODE	DB



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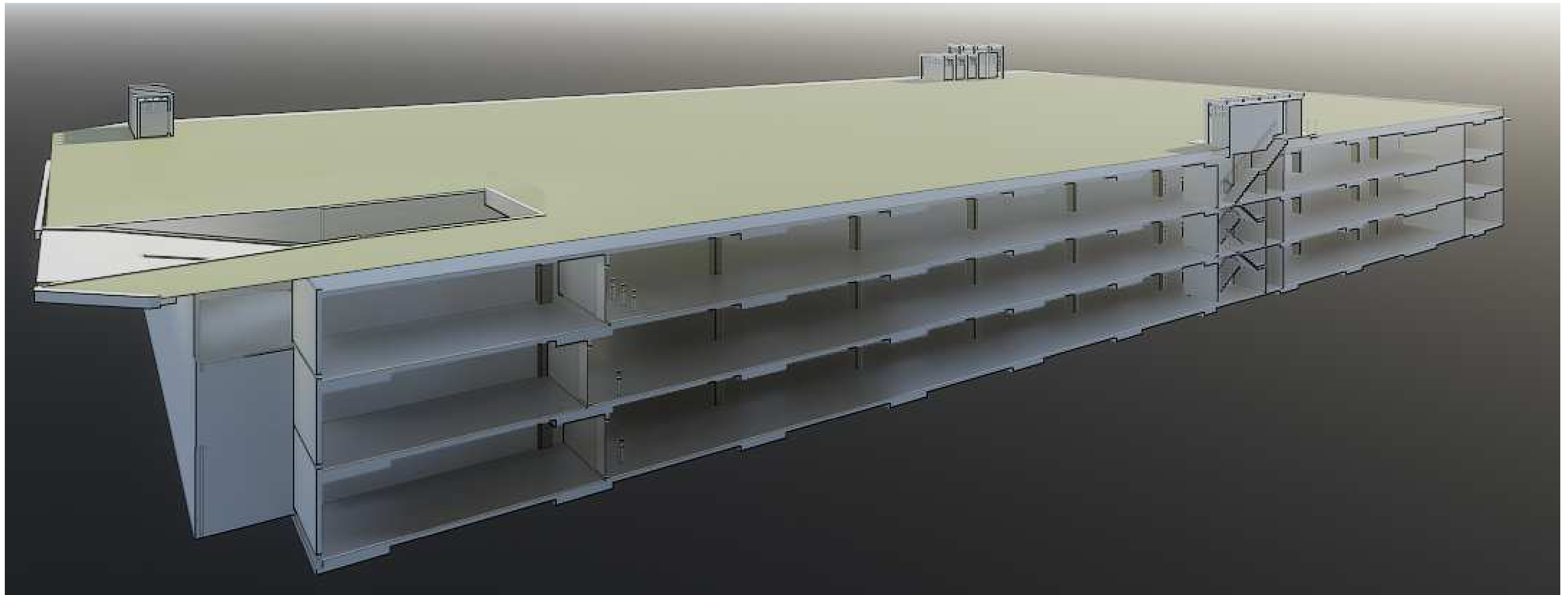
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DATE: DEC 2017



DARWIN REGION
LOT 3940 CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
BASEMENT FLOOR PLAN 3

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NTG PROJECT MANAGER
TO

DATE: DEC 2017



**Northern Territory
Government**

DARWIN REGION
CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
CONCEPTUAL VIEWS

NTG PROJECT No.	NTG ASSET No.	SHEET No. AR 1100 OF	NTG DRAWING No. B17-14839	AMENDMENT 0	SHEET SIZE A3
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- Verify all dimensions on site prior to commencement of work.
- DO NOT scale off these drawings.
- Report any discrepancies to the architect before carrying out any work.

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	AMENDMENTS			

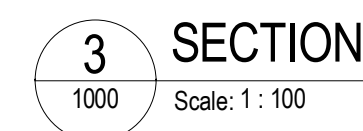


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DATE: DEC 2017	DATE: DEC 2017



DARWIN REGION
LOT 3940 CNR MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
SECTIONS

NTG PROJECT No.	NTG ASSET No.	SHEET No.	NTG DRAWING No.	AMENDMENT	SHEET No.
		AR 1200 OF	B17-14840	0	A



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DATE: DEC 2017	DATE: DEC 2017



DARWIN REGION
LOT 3940 CNR OF MITCHELL AND HERBERT STREET
EXISTING ASSEMBLY PARK CAR PARK
SECTIONS

NTG PROJECT No.	NTG ASSET No.	SHEET No. AR 1201 OF	NTG DRAWING No. B17-14841	AMENDMENT 0	SHEET SIZE A3
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Statement of Effect

Lot 3940 – State Square Precinct – New Underground Carpark

Introduction

The Northern Territory Government has entered into an agreement with the Commonwealth to work together to create a City Deal for Darwin that will drive investment, and make life better for residents, business and the Territory. The Darwin City Deal initiative is a joint project between the Northern Territory Government, the City of Darwin and Charles Darwin University to design a 10-year plan for the Darwin city centre that sets a long term and sustainable vision for the future.

A new 450 space, 3 level underground carpark, consistent with the Darwin City Masterplan, has been committed to as an enabling project. The outcome is to relocate all of the existing surface level carparking underground to facilitate redevelopment of the Civic Precinct into a cool, green space.

Section 46(3)(a) NT Planning Scheme Compliance

The site is zoned Central Business (CB) in which a carpark is noted as a discretionary use under the Northern Territory Planning Scheme (NTPS). The NTPS clauses which are affected include:

Clause 6.3 Buildings in Central Darwin

The new carpark complies with this clause. Most of the carpark structure will be below the existing surface level with the exception of access and egress points which will be single level structures.

Clause 6.5.3 Parking Layout

While the new carpark is to be established, used and maintained predominantly for the purpose of vehicle parking, it will also be utilised as a Public Cyclone Shelter in emergency situations.

The layout complies with the scheme provisions including size, turning areas and access and egress requirements. The car parking area will be concrete and flat in gradient apart from minimal falls for drainage and access ramps. It is intended that vehicles will enter from and exit to Herbert Street as a single vehicle access point. Individual carparks will be a minimum of 5.5m long and 2.6m wide orientated at a 90° angle to the access driveways. The 2 way isle width will be a minimum of 6m wide.

Clause 8.2 Commercial and other Development in Zone CB.

The new carpark will be constructed underground and as such will positively affect the amenity of the precinct by removing the existing surface level carparking. Landscaping to the roof top slab will be delayed until whole of precinct concept plans are finalised and will be installed as a separate project. Crime prevention through environmental design principles have been incorporated into the carpark design to improve sightlines and passive surveillance throughout the facility. Attention has been paid to good quality lighting and CCTV throughout the new facility. Toilet and shower facilities have been incorporated as well as bike racks at the surface level structures.

Section 46(3)(d) Merits of the Proposed Development.

The new carpark will enable the transformation of the area from an expansive heat generating bitumen carpark to a tropical, people friendly space that Territorians can be proud of. The carpark

will operate on a 24 hour basis providing a safe and secure environment for the public to park afterhours and for special events in and around the precinct. It also addresses an identified shortage in cyclone shelter facilities making it an important public asset.

Section 46(3)(e) Characteristics and suitability of the land.

Lot 3940, Darwin is currently a vacant site. It is bounded by Mitchell Street, Herbert Street and Parliamentary Lane. A major services easement is contained within Parliamentary Lane. Previously this was the site of the Northern Territory Supreme Court which was demolished in 2000. This site has been identified as for a suitable underground carpark in the City of Darwin CBD Masterplan. The land currently slopes away from Mitchell and Herbert Streets towards Parliamentary Lane, on completion of the development this land will be flatter in profile making it more useful for Community events.

Section 46(3)(f) Public Facilities

The development will be a public asset to provide carparking and a Cyclone Shelter for Darwin residents. A minimum of 450 car parking spaces will improve access to the CBD and enable re-development of the existing surface level carparks within the precinct.

Section 46(3)(g) Public Utilities or Infrastructure

The new carpark will be connected to the existing power, water, sewerage and communications networks within the area as a new connection. Department of Infrastructure, Planning and Logistics will undertake these service connections as part of the construction contract.

Section 46(3)(h) Impact on the existing and future amenity of the area.

The amenity of the area will be greatly improved by this project. It enables the redistribution of space from bitumen and concrete carparking to a cool, green zone. It is intended that State Square is eventually transformed into a true public space that all Territorians can enjoy.

Section 46(3)(j) Benefit to the Public of the development.

The areas around Parliament House and the Supreme Court are currently dominated by surface level carparking and other hard landscaping features. The key benefit of this project is that it enables future planned development of these areas into a space that invites people to interact with the Parliamentary Precinct and encourages diversified use of the zone.

TWELFTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 MARCH 2018

ORD03/19

17. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

18. REPORTS OF REPRESENTATIVES

Common No. 1735503

19. QUESTIONS BY MEMBERS

20. GENERAL BUSINESS

20.1 Election of Deputy Lord Mayor 14 May – 14 September 2018

Common No. 375173

THAT in accordance with Part 4.3 of the Local Government Act, Alderman _____ be appointed as Deputy Lord Mayor for the period of 14 May to 14 September 2018.

21. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

Common No. 2695130

THAT the next Ordinary Meeting of Council be held on Tuesday, 10 April 2018, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.22\() (27/03/18)

22. CLOSURE OF MEETING TO THE PUBLIC

Common No. 2695131

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.

23. ADJOURNMENT OF MEETING AND MEDIA LIAISON

PREVIOUS MINUTES

OPEN

Ordinary Council Meeting

13 March 2018



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/1

CITY OF DARWIN

MINUTES OF THE ELEVENTH ORDINARY COUNCIL MEETING OF THE TWENTY-SECOND COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 13 MARCH 2018 COMMENCING AT 5.30PM.

PRESENT: 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 P Pangquee; Member R Want de Rowe; Member E L Young.

OFFICERS: Chief Executive Officer, Mr B P Dowd; Acting General Manager City Performance, Mr R Iap; Acting General Manager City Operations, Mr N Kleine; General Manager City Life, Ms A Malgorzewicz; General Manager City Futures, Mr G Rosse; Executive Manager, Ms M Reiter; Manager City Planning, Ms C Robson; Research and Project Coordinator, Ms J Matthiesson; Committee Administrator, Mrs P Hart.

GUESTS: Chief Executive Officer Emily Mann and Chair of the Board Mr Ian Kew from the Darwin Festival were in attendance from 5.37pm to brief the Council on Darwin Festival Sponsorship.

Chief Executive Officer Samantha Farrow and Director Bob Creek from Surf Life Saving NT were in attendance from 5.51pm to present to Council regarding the Mindil Beach Lifeguard Service operational subsidy.

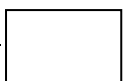
Ms Carol Atkinson and representatives from the Darwin City Brass Band were in attendance from 6.05pm in relation to the band's operating subsidy.

General Manager Mr Trevor Cox from Tourism Top End was in attendance from 6.15pm in relation to the Visitor Information Centre operating subsidy.

MEDIA: NT News, Ms Philippa Butt.

WEBCASTING DISCLAIMER

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



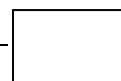
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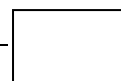
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20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING 20

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22. ADJOURNMENT OF MEETING AND MEDIA LIAISON21



1. ACKNOWLEDGEMENT OF COUNTRY

2. THE LORD'S PRAYER

3. MEETING DECLARED OPEN

The Chair declared the meeting open at 5.30 pm.

4. APOLOGIES AND LEAVE OF ABSENCE
Common No. 2695036

4.1 Apologies

Nil

4.2 Leave of Absence Granted

Nil

4.3 Leave of Absence Requested

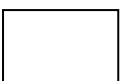
(Haslett/Lambrinidis)

- A. THAT a Leave of Absence be granted for Member P Pangquee for the period 21 to 28 April 2018.
- B. THAT a Leave of Absence be granted for Member S J Niblock for the period of 21 to 23 March 2018.
- C. THAT a Leave of Absence be granted for Member J Bouhoris for the period 20 to 23 April 2018.

DECISION NO.22\0486

(13/03/18)

Carried



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/6

5. ELECTRONIC MEETING ATTENDANCE
Common No. 2221428

5.1 Electronic Meeting Attendance Granted

(Haslett/Bouhoris)

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 Eleventh Ordinary Council Meeting held on Tuesday, 13 March 2018:

- Member A Arthur

DECISION NO.22\0487 (13/03/18)

Carried

5.2 Electronic Meeting Attendance Requested

Nil

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

6.1 Declaration of Interest by Members

Nil

6.2 Declaration of Interest by Staff

Nil

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

7.1 Confirmation of the Previous Ordinary Council Meeting

(Palmer/Haslett)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 27 February 2018, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.22\0488 (13/03/18)

Carried



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/7

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.

(Knox/Cullen)

- A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 27 February 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\0489 (13/03/18) Carried

7.3 Business Arising

Meeting: 2nd Ordinary Council Meeting, 27 February 2018

Agenda Item: 19.7

Subject: Questions by Members - Parking Issues near Day Street

Common No. : 3761313

Member R M Knox asked for an update in relation to parking issues near Day Street, off McMinn Street.

The General Manager City Futures responded and undertook to circulate a response to Elected Members.

ACTION: GM CITY FUTURES

8. MATTERS OF PUBLIC IMPORTANCE

Nil



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/8

9. DEPUTATIONS AND BRIEFINGS

9.1 Darwin Festival Common No. 2143591

Chief Executive Officer Emily Mann and Chair of the Board Mr Ian Kew from the Darwin Festival were in attendance from 5.37pm to brief the Council on Darwin Festival Sponsorship.

(Haslett/Glover)

THAT the presentation from Darwin Festival in relation to sponsorship be received and noted.

DECISION NO.22\0490 (13/03/18) Carried

9.2 Surf Life Saving NT Common No. 2143591

Chief Executive Officer Samantha Farrow and Director Bob Creek from Surf Life Saving NT were in attendance from 5.51pm to present to Council regarding the Mindil Beach Lifeguard Service operational subsidy.

(Want de Rowe/Bouhoris)

THAT the presentation from Surf Life Saving NT in relation to the Mindil Beach Lifeguard Service operational subsidy be received and noted.

DECISION NO.22\0491 (13/03/18) Carried

9.3 Darwin City Brass Band Common No. 2143591

Ms Carol Atkinson and representatives from the Darwin City Brass Band were in attendance from 6.05pm in relation to the band's operating subsidy.

(Knox/Want de Rowe)

THAT the presentation from the Darwin City Brass Band in relation to the band's operating subsidy be received and noted.

DECISION NO.22\0492 (13/03/18) Carried



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/9

9.4 Tourism Top End
Common No. 2143591

General Manager Mr Trevor Cox from Tourism Top End was in attendance from 6.15pm in relation to the Visitor Information Centre operating subsidy.

(Haslett/Knox)

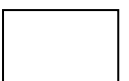
THAT the presentation from Tourism Top End in relation to the Visitor Information Centre operating subsidy be received and noted.

DECISION NO.22\0493 (13/03/18) Carried

Member P Pangquee departed the meeting at 6.32pm.

10. PUBLIC QUESTION TIME

Nil



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/10

11. CONFIDENTIAL ITEMS
Common No. 1944604

11.1 Closure to the Public for Confidential Items

(Haslett/Bouhoris)

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>
C24.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C25.1	8(e)	information provided to the council on condition that it be kept confidential
C27.1.1	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
C27.1.2	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
C28.1	8(e)	information provided to the council on condition that it be kept confidential

DECISION NO.22\0494

(13/03/18)

Carried

11.2 Moving Open Items Into Confidential

Nil

11.3 Moving Confidential Items Into Open

Nil

12. PETITIONS

Nil



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/11

13. NOTICE(S) OF MOTION

Nil

Member P Pangquee re-joined the meeting at 6.34pm.

14.1 OFFICERS REPORTS (ACTION REQUIRED)

14.1.1 Draft Community Impact Assessment Guidelines: Alcohol Licensing Report No. 18CL0020 KH:kl (13/03/18) Common No. 3748162

Procedural Motion

(Niblock/Haslett)

THAT this item be taken off the table and considered as the next item of business.

Carried

(Palmer/Knox)

- A. THAT Report Number 18CL0020 KH:kl entitled Draft Community Impact Assessment Guidelines: Alcohol Licensing, be received and noted.
- B. THAT Council endorse the City of Darwin response to the Northern Territory Government's Draft Community Impact Assessment Guidelines: Alcohol Licensing at **Attachment A** to Report Number 18CL0020 KH:kl entitled Draft Community Impact Assessment Guidelines: Alcohol Licensing.

DECISION NO.22\0495

(13/03/18)

Carried

ACTION: COORDINATOR DARWIN SAFER CITY PROGRAM
NOTE: GM CITY LIFE



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/12

14.1.2 Review of Christmas 2017

Report No. 18CL0017 KS:kl (13/03/18) Common No. 3681960

(Knox/Lambrinidis)

- A. THAT Report Number 18CL0017 KS:kl entitled Review of Christmas 2017, be received and noted.
- B. THAT Council refer an additional amount of \$105,000 to the 2018/2019 budget process for enhanced Christmas events to be delivered across the municipality as part of the 2018 Christmas in Darwin Program.
- C. That Council investigate the planting of an appropriate tree that, in years to come, could serve as a living decorated Christmas tree for the City of Darwin, with a report back to Council by July 2018.

DECISION NO.22\0496

(13/03/18)

Carried

ACTION: GM CITY LIFE
NOTE: GM CITY PERFORMANCE, GM CITY OPS
NOTE: MANAGEMENT ACCOUNTANT

14.1.3 NT Local Government Insurance Discretionary Trust - Advisory Board

Report No. 18CP0030 VG:kl (13/03/18) Common No. 3765337

(Palmer/Cullen)

- A. THAT Report Number 18CP0030 VG:kl entitled NT Local Government Insurance Discretionary Trust - Advisory Board, be received and noted.
- B. THAT Council write to the Local Government Association of the Northern Territory advising them that :-
 - a. City of Darwin is not in a position to consider participation in the whole of local government insurance process until the expiration of its existing brokerage contract in 2020; and
 - b. On that basis, City of Darwin will not be nominating a representative to the discretionary trust Advisory Board.

DECISION NO.22\0497

(13/03/18)

Carried

ACTION: MANAGER STRATEGY
NOTE: CEO, GM CITY PERFORMANCE



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/13

14.1.4 Darwin Cenotaph Renewal

Report No. 18CL0023 AM:kl (13/03/18) Common No. 3717870

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.

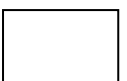
(Niblock/Young)

- A. THAT Report Number 18CL0023 AM:kl entitled Darwin Cenotaph Renewal, be received and noted.
- B. THAT Council endorse the revised concept for the Darwin Cenotaph Renewal Program at **Attachment A** to Report Number 18CL0023 AM:kl entitled Darwin Cenotaph Renewal to enable the Darwin RSL Sub-Branch to progress the detailed design development phase.
- C. THAT a further report be presented to Council following preparation of the detailed design.
- D. THAT Council note the Darwin Cenotaph Renewal Program will be funded through a direct capital grant from the Commonwealth Government to the Darwin RSL Sub-Branch.
- E. THAT this decision be moved into open.

DECISION NO.22\0498 (13/03/18)

Carried

ACTION: GM CITY LIFE



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/14

14.1.5 Enterprise Bargaining Agreement - Update March 2018

Report No. 17CP0067 AV:je (13/03/18) Common No. 3712619

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.

Procedural Motion

(Lord Mayor/Bouhoris)

THAT this report be accepted into the meeting as an item of business and considered as Item C27.1.3.

Carried

(Palmer/Want de Rowe)

- A. THAT Report Number 17CP0067 AV:je entitled Enterprise Bargaining Agreement - Update March 2018, be received and noted.
- B. THAT Council reinforces their decision of 27 February 2018 of a one-off payment of \$500 for full time employees (Contract Officers excluded) and prorate for part time and casuals in lieu of backpay.
- C. THAT Council approves the Dispute Resolution Clause as per **Attachment A** to Report Number 17CP0067 AV:je entitled Enterprise Bargaining Agreement - Update March 2018, and this clause be included in the City of Darwin Enterprise Agreement 2017.
- D. THAT Council approves the Disciplinary and Performance Management Clause as per **Attachment B** to Report Number 17CP0067 AV:je entitled Enterprise Bargaining Agreement - Update March 2018, and this clause be included in the City of Darwin Enterprise Agreement 2017.

DECISION NO.22\0499

(13/02/18)

Carried unanimously

ACTION: MGR PEOPLE AND CULTURE
NOTE: GM CITY PERFORMANCE

14.2 OFFICERS REPORTS (RECEIVE & NOTE)

Nil



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/15

15. TOWN PLANNING REPORT/LETTER

15.1 Council Responses to Planning Applications - March 2018
Report No. 18CF0015 BS:hd (13/03/18) Common No. 2547669

(Palmer/Haslett)

THAT Report Number 18CF0015 BS:hd entitled Council Responses to Planning Applications - March 2018, be received and noted.

DECISION NO.22\0500 (13/03/18) Carried

16. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

Nil

17. REPORTS OF REPRESENTATIVES
Common No. 1735503

(Cullen/Lambrinidis)

THAT the following Reports of Representatives be received and noted.

DECISION NO.22\0501 (13/03/18) Carried

17.1 Reception for Christmas in Darwin Association Inc.

Member R M Knox reported on her attendance at the reception for Christmas in Darwin Association Inc. at Government House with Member G J Haslett. She tabled a certificate presented to Council, thanking them for their support of the 2017 event.

17.2 Vibrant CBD Subcommittee

Member R M Knox reported on her attendance at the Vibrant CBD Subcommittee on 6 March 2018 and noted that the committee have requested a report from the Northern Territory Government regarding undeveloped land in Darwin.

17.3 Clean Energy Finance Corporation Info Session

Member R M Knox reported on her attendance at the Clean Energy Finance Corporation Info Session, noting that the organisation offers low interest loans and helps leverage additional funds for large sustainable projects including a zero emissions building project and projects for councils.

Continued on next page.



17. REPORTS OF REPRESENTATIVES

Common No. 1735503

Continued from previous page.

17.4 Water Safety Advisory Committee

Member R M Knox reported on her attendance at the Water Safety Advisory Committee meeting and advised that there were many issues under discussion including proposed legislation to breathalyse boat drivers, and missing jellyfish warning signage on City of Darwin waterfrontage that is being reviewed by the Department of Health.

17.5 Animal Welfare Advisory Committee

Member J A Glover reported on her attendance at the Animal Welfare Advisory Committee and noted the following topics of particular interest:

- Debate about recent dog attacks: there was a consensus from the committee that there should not be legislation against certain breeds of dog, rather strong support around responsible pet ownership.
- Discussion about the individual council by-laws to legislate animal management in the Northern Territory.
- The 'Glovebox Guide for Managing Wild Dogs' as a source of broadly applicable information for policy and legislation.

17.6 The Hon. Paul Fletcher MP, Minister for Urban Infrastructure and Cities

The Lord Mayor reported on the visit from The Hon. Paul Fletcher MP, Minister for Urban Infrastructure and Cities and their discussion about the Darwin City Deal.

18. QUESTIONS BY MEMBERS

(Cullen/Lambrinidis)

THAT the following Questions by Members be received and noted.

DECISION NO.22\0502 (13/03/18)

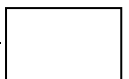
Carried

18.1 Darwin Beaches

Common No. 3771871

Member G J Haslett asked where City of Darwin responsibility starts on beaches?

The Chief Executive Officer responded and advised that beach ownership is not consistent in Darwin. City of Darwin has jurisdiction over Mindil beach. Casuarina beach is administered by the Northern Territory Government and Park through Parks & Wildlife Northern Territory.



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/17

18.2 Recycling Bins in Customer Service Areas
Common No. 3771872

Member R M Knox asked please can the recycling bins that are near the front desk reception area of the Civic Centre also be placed in all 4 libraries and at the 3 swimming pools to reduce waste at our land fill in order to make it easier for the public to recycle?

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

ACTION: ACTING GM CITY OPS

18.3 Cavenagh Street Pavement
Common No. 3768537

Member R M Knox noted that in 2011 Council planned to rebuild the sub-surface of the Cavenagh St pavement but this was not done at the southern end of the street. Is this work scheduled to be done and should it be done before any upgrades to the surface of the southern end of Cavenagh Street?

The Acting General Manager City Operations responded and advised that there are plans to redo the surface, with funding set aside in the Long Term Financial Plan. He noted that this can will be brought up in discussions with the Northern Territory Government.

ACTION: ACTING GM CITY OPS

18.4 Public Consultation on the Proposed Upgrades on Cavenagh Street
Common No. 3599758

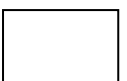
Member R M Knox asked when the Northern Territory Government plan to go to public consultation on the proposed upgrades on Cavenagh Street between Knuckey Street and Bennet Street?

The General Manager City Futures responded and advised that consultation has occurred on the initial project for the Greater Cavenagh Street project, including with City of Darwin and stakeholders. Direct consultation will occur in October 2018 as the project commences.

Member Knox asked for further clarification around the type of consultation, noting that City of Darwin meeting minutes from December 2017 asked that consultation be undertaken to Council's satisfaction.

The General Manager City Futures took the question on notice and undertook to circulate the full list of consultation activities to Elected Members.

ACTION: GM CITY FUTURES



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/18

18.5 Conservation Zoning in Rapid Creek
Common No. 265213

Member J A Glover asked for an update on the conservation zoning in Rapid Creek.

The General Manager City Futures responded and advised that officers have been liaising with the Northern Territory Government in order to be able to provide an update to Council.

Member Glover noted that there is some urgency on the matter with the Rapid Creek Flood Mitigation plans in progress, emphasising Council's wish to protect the area.

The General Manager City Futures took the request on notice and will provide a report to Council.

ACTION: GM CITY FUTURES

18.6 Grass Species for Verges
Common No. 3771876

Member J Bouhoris asked if Council has preferred grass species for planting on verges?

The Acting General Manager City Operations responded and advised that Council does not have preferred grass species, but there are many that are appropriate for verges. Residents can contact Council for advice as to what to plant.

18.7 Civic Park Retaining Wall
Common No. 3265104

Member M Palmer asked when the Civic Park retaining wall will be fixed?

The Acting General Manager City Operations advised that there have been technical difficulties with the tree that is interfering with the retaining wall, but undertook to provide a response to Elected Members about progress on the matter.

ACTION: ACTING GM CITY OPS

18.8 Tree Assessments
Common No. 2809737

Member R Want de Rowe noted that she had been approached by residents who had reported concerns with large trees in parks adjoining their property or on nature strips. Arborists attended and assessed the trees as not an immediate risk, but the residents continue to be concerned. Does Council send letters out advising residents that the trees have been assessed?

The Acting General Manager City Operations responded and advised that follow up is generally undertaken by phone or in person but letters can be provided following assessment upon request from residents.



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/19

18.9 Animal Management Awareness Campaign
Common No. 3771879

Member P Pangquee asked if the temporary animal management signage on Nightcliff foreshore can they be put up in Fannie Bay as well?

The General Manager City Life responded and advised that the signage is part of a responsible animal ownership community awareness program being mobilised and deployed in hot spots in the municipality. She noted that Regulatory Services are happy to receive further recommendations for deployment.

19. GENERAL BUSINESS

19.1 Brass in the Park
Common No. 3771880

(Glover/Lambrinidis)

THAT Council investigate a regular Brass in the Park program in each Ward, including events at the amphitheatre on The Esplanade, with a report to be presented to Council.

DECISION NO.22\0503 (13/03/18) Carried

ACTION: GM CITY LIFE

19.2 Proposed Semi-Permanent Outdoor Rooms Consisting of Artist Studio and Retail Boutique at the Botanical Gardens and The Esplanade
Common No. 3764634

(Lord Mayor/Bouhoris)

THAT a report be prepared on the activation proposal from Shae Fisher to be presented to Council.

DECISION NO.22\0504 (13/03/18) Carried

ACTION: GM CITY FUTURES

19.3 Chief Executive Officer Mr Brendan Dowd

(Niblock/Lord Mayor)

THAT Council formally acknowledge and thank the Chief Executive Officer Mr Brendan Dowd for his 17 years of service to the Council and the community.

DECISION NO.22\0505 (13/03/18) Carried



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/20

19.4 Darwin City Deal - The Mall
Common No. 3226493

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/Bouhoris)

- A. THAT Council write to the Northern Territory Government requesting an outline of their aspirations for the area of the CBD known as the The Mall, as part of the City Deal, noting that the City of Darwin Council wish to take leadership and ownership in the process to determine the ultimate form for The Mall should a redesign be determined necessary.
- B. THAT this decision be moved into Open.

DECISION NO.22\0506 (13/03/18)

Carried

ACTION: GM CITY FUTURES
NOTE: EXEC MGR

20. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING
Common No. 2695130

(Haslett/Lambrinidis)

THAT the next Ordinary Meeting of Council be held on Tuesday, 27 March 2018, at 5:30pm (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.22\0507 (13/03/18)

Carried

21. CLOSURE OF MEETING TO THE PUBLIC
Common No. 2695131

(Niblock/Glover)

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\0508 (13/03/18)

Carried



ELEVENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 13 MARCH 2018

ORD03/21

22. ADJOURNMENT OF MEETING AND MEDIA LIAISON
Common No. 2695132

(Niblock/Glover)

THAT the meeting be adjourned at 7.24pm for 10 minutes to enable the Media to liaise with the Lord Mayor.

DECISION NO.22\0509

(13/03/18)

Carried

The meeting moved to the Confidential Section at 7.35pm.

**THE RIGHT WORSHIPFUL, LORD
MAYOR, K VATSKALIS (CHAIR) –
1ST ORDINARY COUNCIL MEETING
– TUESDAY, 13 MARCH 2018**

Confirmed On: Tuesday, 27 March 2018

Chair:

