

Business Papers

2nd Ordinary Council Meeting

Tuesday, 27 February 2018
5.30pm





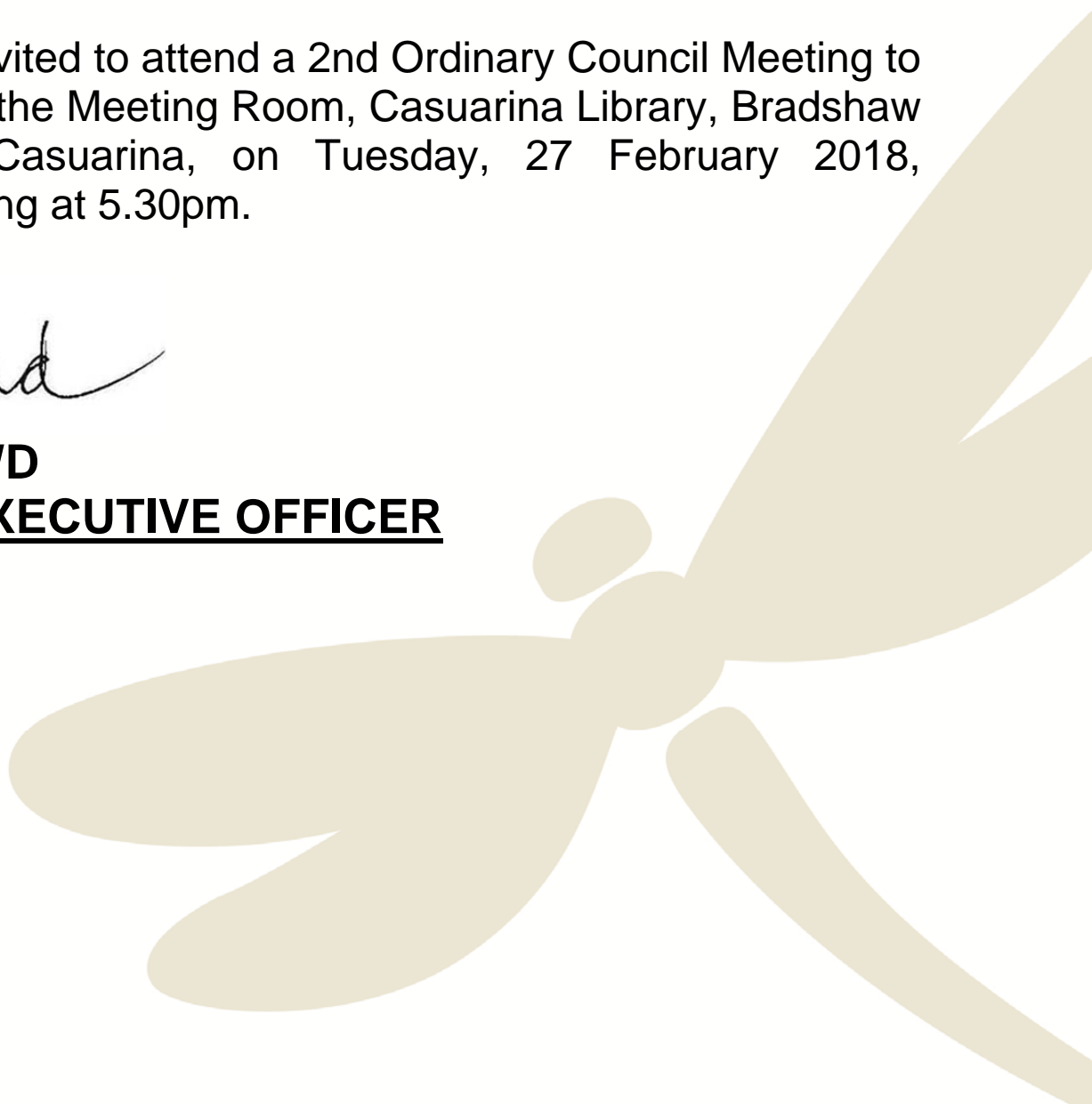
Notice of Meeting

To the Lord Mayor and Aldermen

You are invited to attend a 2nd Ordinary Council Meeting to be held in the Meeting Room, Casuarina Library, Bradshaw Terrace, Casuarina, on Tuesday, 27 February 2018, commencing at 5.30pm.

A handwritten signature in black ink, appearing to read "B P Dowd".

B P DOWD
CHIEF EXECUTIVE OFFICER



2nd Ordinary Council Meeting Tuesday, 27 February 2018 5.30pm

Guests

From 5.30pm

Representatives from the Darwin RSL will be in attendance from 5.30pm to brief the Council on the Darwin Cenotaph Renewal proposal.

TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/4

CITY OF DARWIN

TENTH ORDINARY MEETING OF THE TWENTY-SECOND COUNCIL

TUESDAY, 27 FEBRUARY 2018

MEMBERS: The Right Worshipful, Lord Mayor, K Vatskalis, (Chair); Member A J Arthur; Member J Bouhoris; Member S Cullen; Member J A Glover; Member G J Haslett; Member R M Knox; Member G Lambrinidis; Member S J Niblock; Member M Palmer; Member 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; Committee Administrator, Mrs P Hart.

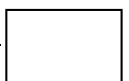
GUESTS: Representatives from the Darwin RSL will be in attendance from 5.30pm to brief the Council on the Darwin Cenotaph Renewal proposal.

Enquiries and/or Apologies: Penny Hart
E-mail: p.hart@darwin.nt.gov.au
PH: 8930 0670

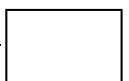
WEBCASTING DISCLAIMER

The City of Darwin is live webcasting the Open Section of Ordinary Council Meetings. Audio-visual recording equipment has been configured to avoid coverage of the public gallery area and the City of Darwin will use its best endeavours to ensure images in this area are not webcast. However the City of Darwin expressly provides no assurances to this effect and in the event your image is webcast, you will by remaining in the public gallery area be taken to have given the City of Darwin a non-exclusive licence to copy and broadcast your image worldwide for no reward.

	<u>PAGE</u>
1. ACKNOWLEDGEMENT OF COUNTRY	7
2. THE LORD’S PRAYER	7
3. MEETING DECLARED OPEN	7



4.	APOLOGIES AND LEAVE OF ABSENCE	7
5.	ELECTRONIC MEETING ATTENDANCE	7
6.	DECLARATION OF INTEREST OF MEMBERS AND STAFF	8
7.	CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S	
7.1	Ordinary Council Meeting	13/02/18.....8
7.2	Business Arising	8
8.	MATTERS OF PUBLIC IMPORTANCE	8
9.	DEPUTATIONS AND BRIEFINGS	
9.1	Darwin Cenotaph Renewal	8
10.	PUBLIC QUESTION TIME	8
11.	CONFIDENTIAL ITEMS	
11.1	Closure to the Public for Confidential Items.....	9
11.2	Moving Open Items Into Confidential.....	9
11.3	Moving Confidential Items Into Open.....	9
12.	PETITIONS.....	9
13.	NOTICE(S) OF MOTION	9
14.	COMMITTEE REPORTS	
14.1	City Life Committee Meeting	19/02/18.....11
14.2	City Operations Committee Meeting	21/02/18.....14
14.3	City Futures Committee Meeting	20/02/18.....17
14.4	City Performance Committee Meeting	20/02/18.....20



15.1 OFFICERS REPORTS (ACTION REQUIRED)

15.1.1 West Lane Car Park Opening Hours24
15.1.2 City of Darwin Submission - Draft NT Noise Management Framework Guideline29
15.1.3 Draft Community Impact Assessment Guidelines: Alcohol Licensing37

15.2 OFFICERS REPORTS (RECEIVE & NOTE)

15.2.1 Monthly Financial Report - January 201850

16. TOWN PLANNING REPORT/LETTERS

16.1 Council Responses to Planning Applications - February 201862

17. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

17.1 Incoming Letter - Chief Minister of the Northern Territory - Response to Proposal for Partnership to Develop a Citywide Mobility Strategy77
17.2 Request from Australia By Design to Participate in Television Opportunity: AUSTRALIA by DESIGN: Landscapes for Network TEN79
17.3 Local Government Association of the NT - Request for Nominations to the Local Government Disciplinary Committees92

18. REPORTS OF REPRESENTATIVES95

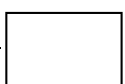
19. QUESTIONS BY MEMBERS95

20. GENERAL BUSINESS.....95

21. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING95

22. CLOSURE OF MEETING TO THE PUBLIC95

23. ADJOURNMENT OF MEETING AND MEDIA LIAISON95



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/7

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

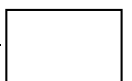
Nil

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



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/8

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

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 February 2018, be received and confirmed as a true and correct record of the proceedings of that meeting.

7.2 Business Arising

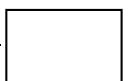
8. MATTERS OF PUBLIC IMPORTANCE

9. DEPUTATIONS AND BRIEFINGS

9.1 Darwin Cenotaph Renewal
Common No. 3171870

Representatives from the Darwin RSL will be in attendance from 5.30pm to brief the Council on the Darwin Cenotaph Renewal proposal.

10. PUBLIC QUESTION TIME



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/9

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>
C25.1	88(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C26.1	8(e)	information provided to the council on condition that it be kept confidential
C29.1.1	8(c)(iv)	information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person
C29.1.2	8(d)	information subject to an obligation of confidentiality at law, or in equity
C29.2.1	8(e)	information provided to the council on condition that it be kept confidential

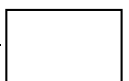
11.2 Moving Open Items Into Confidential

11.3 Moving Confidential Items Into Open

12. PETITIONS

13. NOTICE(S) OF MOTION

Nil



14. COMMITTEE REPORTS



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/11

14. COMMITTEE REPORTS

14.1 CITY LIFE COMMITTEE MEETING (19/02/18)

Presentation of Report by Chair – Member G J Haslett

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

1. Minutes Youth Advisory Committee 7 December 2017

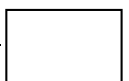
Report No. 18CL0001 LB:es (19/02/18) Common No. 3703462

- A. THAT Report Number 18CL0001 LB:es entitled Minutes Youth Advisory Committee 7 December 2017, be received and noted.
- B. THAT Council appoint the following as members of the Youth Advisory Committee for a three (3) year term from 1 January 2018 to 30 December 2020 in accordance with the Local Government Act:
- i) Khayla De Ausen
 - ii) Jane Alia
 - iii) Sauching Leung
 - iv) Zakelli Xie
 - v) Lisa Dillon

2. Use of Larrakia Place Names throughout the Municipality

Report No. 18CL0003 KS:kl (19/02/18) Common No. 3407393

- A. THAT Report Number 18CL0003 KS:kl entitled Use of Larrakia Place Names Throughout The Municipality, be received and noted.
- B. THAT Council endorse in principle, development of a Larrakia Heritage Interpretative Signage Plan in partnership with Larrakia cultural authorities and organisations to advance inclusion of Larrakia heritage, history, cultural knowledge and language for significant sites.
- C. THAT Council refer \$40,000 to the 2018/2019 budget process to develop and implement a Larrakia Heritage Interpretative Signage Plan.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/12

**3. Minutes Bombing of Darwin and Military History Advisory Committee
6 December 2017 and 7 February 2018**

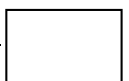
Report No. 18CL0007 AM:kl (19/02/18) Common No. 3707142

- A. THAT Report Number 18CL0007 AM:kl entitled Minutes Bombing of Darwin and Military History Advisory Committee 6 December 2017 and 7 February 2018, be received and noted.
- B. THAT Council write to the United States of America and Japanese Embassies regarding a proposal for the United States of America and Japanese flags to be flown as part of the Bombing of Darwin Day commemorative ceremony.
- C. THAT a further report be prepared regarding the Centenary of Armistice commemorations 2018 to the City Life Committee.

4. Northern Suburbs Walkway Review

Report No. 18CL0017 MG:kl (19/02/18) Common No. 3525788

- A. THAT Report Number 18CL0017 MG:kl entitled Northern Suburbs Walkway Review, be received and noted.
- B. THAT Council extend the closing time of Walkway 81 – Amsterdam Circuit to Trower Road, Wagaman from 7:00pm to 9:00pm each night.
- C. THAT a Neighbourhood community consultation process is undertaken to assess closure options for Walkway 179 – Abbott Crescent to Osbourne Road, Malak.
- D. THAT a Neighbourhood community consultation process is undertaken to assess a night-closure option for Walkway 104 – Craig Crescent to Lot 4528 (Litchfield Court Unit Complex), Coconut Grove, from 10:30pm to 5:00am each night.
- E. THAT a further report is presented to Council at the conclusion of the consultation process to assess the outcomes and the views of the local residents regarding closure options for Walkways 104 – Craig Crescent to Lot 4528 (Litchfield Court Unit Complex), Coconut Grove and 179 – Abbott Crescent to Osbourne Road, Malak



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/13

14. COMMITTEE REPORTS

14.1 CITY LIFE COMMITTEE MEETING (19/02/18)

Presentation of Report by Chair – Member G J Haslett

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

5. Resolved Under Delegated Authority

Common No. 2752263

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

5.1 Quarter 2 – City Life Quarterly Performance Report 2017/18

Report No. 18CP0016 VG:je (19/02/18) Common No. 1230662

5.2 Safer Communities Fund – CCTV Mobile Camera Units

Report No. 18CL0015 AM:kl (19/02/18) Common No. 3373891

5.3 Meeting Notes Arts and Cultural Development Advisory Committee 7 December 2017

Common No. 3716954 (19/02/2018)

5.4 Minutes Access and Inclusion Advisory Committee 13 December 2017

Common No. 3697832 (19/02/2018)

5.5 QUESTIONS BY MEMBERS

Draft Dog and Cat Management Strategy

Common No. 3035896

Member Arthur queried if a date had been set for the Dog and Cat Management Strategy.

The General Manager Anna Malgorzewicz responded and advised that a Council workshop will be held on the 4 April 2018.

Lighting of Ovals

Common No. 3246533

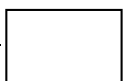
Member Arthur queried if the funds of the lighting of ovals included Gardens Oval.

The General Manager Anna Malgorzewicz responded and provided an update and confirmed it was the same budgetary allocation.

5.5 GENERAL BUSINESS

Introduction of Acting Manager Regulatory Services

Mr C Brown, Acting Manager Regulatory Services was introduced to the Committee.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/14

14. COMMITTEE REPORTS

14.2 CITY OPERATIONS COMMITTEE MEETING (22/02/18)

Presentation of Report by Chair – Member R Want de Rowe

Recommendations from the City Operations Committee Meeting held on Wednesday, 22 February 2018.

1. Security Upgrades to East Point

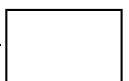
Report No. 17CO0043 (21/02/18) Common No. 3665059

- A. THAT Report Number 17CO0043 NK:jw entitled Security Upgrades to East Point, be received and noted.
- B. THAT Council endorse increased security patrols, as per Option 3, outlined in Report Number 17CO0043 NK:jw entitled Security Upgrades to East Point.
- C. THAT a further investigation of Option 1 and 2 occur, as outlined in Report Number 17CO0043 NK:jw entitled Security Upgrades to East Point and that a further report be prepared for Councils consideration by June 2018, which includes feedback from increased security patrols and consultation options for option 4.

2. Alternative Roads to Recovery Project to Dinah Beach Road Upgrade

Report No. 17CO0031 (21/02/18) Common No. 2827650

- A. THAT Report Number 17CO0031 PH:jg entitled Alternative Roads to Recovery Project to Dinah Beach Road Upgrade, be received and noted.
- B. THAT Council endorse the replacement of the Dinah Beach Road, Stuart Park upgrade with the Lakeside Drive, Alawa reconstruction as Council's project for the Roads to Recovery Programme funding available to June 2019.
- C. THAT Council endorse a submission to the Australian Government to amend the project for the use of the remainder of the current 2014/2015 to 2018/2019 Roads to Recovery Programme project funding from the Dinah Beach Road, Stuart Park upgrade project to the Lakeside Drive, Alawa reconstruction project.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/15

14. COMMITTEE REPORTS

14.2 CITY OPERATIONS COMMITTEE MEETING (22/02/18)

Presentation of Report by Chair – Member R Want de Rowe

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

3. Resolved Under Delegated Authority
Common No. 2752263

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

3.1 Ross Smith Memorial – Proposed National Heritage Listing
Report No. 18CO0006 (21/02/18) Common No. 3494266

3.2 Quarter 2 – City Operations Quarterly Performance Report 2017/18
Report No. 18CO0017 (21/02/18) Common No. 1230662

3.3 QUESTIONS BY MEMBERS

Click and Fix

Member RM Knox queried processes around customer requests submitted through Click and Fix. The system generates an automated email to the customer with a 30 day resolution timeframe. Can the process around Click and Fix response to customers be investigated?

The Acting General Manager took the question on notice.

Barneson Boulevard / Paving and Recycled Materials

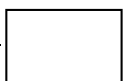
Member RM Knox queried what types of paving will be used in the construction of Barneson Boulevard and surrounding areas and whether recycled materials have been considered.

The Manager Design, Development and Projects responded and advised that the NTG has suggested a pavement treatment that will be distributed to all Elected Members for information.

Barneson Boulevard / Parking Lanes

Member Knox queried whether parking lanes have been considered within the current concept design of Barneson Boulevard or if they will be considered post construction.

The Manager Design Development and Projects responded and advised that parking lanes are not within the current scope of the project.



Barneson Boulevard / Green Walls

Member Young queried when Elected Members would be privy to the design and progress of the Barneson Boulevard Green Wall which has been handed over to Council to manage.

The Acting General Manager responded and advised that a report will be tabled at the City Operations Committed in April 2018.

Vehicles on Green Space / Nightcliff and Rapid Creek Foreshore

Member Knox queried that service vehicles seem to be driving excessively around Nightcliff and Rapid Creek Foreshore, particularly near the shared path and BBQ near Aralia Street.

The Acting General Manager responded and took the question on notice advising that this matter is being investigated.

Bins around Nightcliff Shopping Village

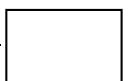
Member Knox queried whether correspondence to the business owners, tenants and residents in the area has been distributed regarding public bin misuse around Nightcliff Shopping Centre?

The Acting Manager Infrastructure Maintenance responded and advised that the correspondence has been distributed and feedback is being collated.

Recycle and Resource Centre

Member Knox queried the recent radio segment regarding the management of the Recycle and Resource Centre and questioned what types of recyclables the centre is accepting.

The Acting General Manager responded and took the question on notice.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/17

14. COMMITTEE REPORTS

14.3 CITY FUTURES COMMITTEE MEETING (21/02/18)

Presentation of Report by Chair – Member S Cullen

Recommendations from the City Futures Committee Meeting held on Tuesday, 21 February 2018.

1. Parap Village Master Plan

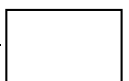
Report No. 18CF0011NS:hd (20/02/18) Common No. 3503560

- A. THAT Report Number 18CF0011 NS:hd entitled Parap Village Master Plan, be received and noted.
- B. THAT the Parap Village Traders Association Inc. request for \$100,000 towards the development of a Master Plan and some initial works for the Parap Village be considered in the 2018/19 budget deliberations for reasons outlined within Report Number 18CF0011 NS:hd entitled Parap Village Master Plan.
- C. THAT through the 2018/19 budget deliberations Council resolve how to proceed with the \$100,000 originally budgeted in 2015/16 for the development Urban Development Policy and Strategy.

2. Darwin Bike Plan

Report No. 17CF0046CR:hd (20/02/18) Common No. 2476277

- A. THAT Report Number 17CF0046 CR:hd entitled Darwin Bike Plan, be received and noted.
- B. THAT allocation of funds be considered in the 2018/19 budget deliberations to undertake consultation and review of the existing plan, with the intent to prepare a bike plan for the 2020 – 2025 period, as outlined in Report Number 18CF0008 CR:hd entitled Darwin Bike Plan.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

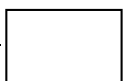
ORD02/18

3. Smart City Strategy

Report No. 18CF0010 MB:nt (20/02/18) Common No. 3226493

- A. THAT Report Number 18CF0010 MB:nt entitled Smart City Strategy, be received and noted.

- B. THAT consideration for the preparation of a Smart City Strategy along with budgetary and resource implications outlined in Report Number 18CF0010 MB:nt be considered as part of upcoming 2018/2019 Council budget deliberations.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/19

14. COMMITTEE REPORTS

14.3 CITY FUTURES COMMITTEE MEETING (21/02/18)

Presentation of Report by Chair – Member S Cullen

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

4. Resolved Under Delegated Authority

Common No. 2752263

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

4.1 Car Parking Strategy

Report No. 17CF0045DB:hd (20/02/18) Common No. 1952026

4.2 City Futures Projects

Report No. 18CF0005 BS:hd (21/11/17) Common No. 2481144

4.3 Quarterly On Street – Off Street Parking Statistics - October to December 2017

Report No. 18CF0009 LC:nt (21/11/17) Common No. 376351

4.4 Quarter 2 – City Futures Quarterly Performance Report 2017/18

Report No. 18CF0018 VG:je (21/11/17) Common No. 1230662

4.5 East Point Flora Survey 2017

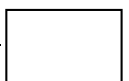
Document No. 3712067 (20/02/2018) Common No. 2415691

4.6 QUESTIONS BY MEMBERS

Current Status of Previous Lord Mayors Hybrid Vehicle

Member S Niblock asked what had happened to the previous Lord Mayors Hybrid vehicle?

The General Manager City Futures responded and advised the current Lord Mayor didn't require the vehicle and the recharge point was removed. He also advised through the Energy Strategy report electric and hybrid fleet options will be considered.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/20

14. COMMITTEE REPORTS

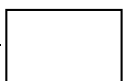
14.4 CITY PERFORMANCE COMMITTEE MEETING (21/02/18)

Presentation of Report by Chair – Member J Bouhoris

Recommendations from the City Performance Committee Meeting held on Tuesday, 21 February 2018.

-
1. **Review of Policy No.015 - Deputy Lord Mayor**
Report No. 17CE0014 MR:ph (20/02/18) Common No. 2078949
 - A. THAT Report Number 17CE0014 MR:ph entitled Review of Policy No. 015 - Deputy Lord Mayor, be received and noted.
 - B. THAT Council rescind Policy No. 015 - Deputy Lord Mayor.
 - C. THAT Council adopt the amended Policy No. 015 - Deputy Lord Mayor at **Attachment B** to Report Number 17CE0014 MR:ph entitled Review of Policy No. 015 - Deputy Lord Mayor.

 2. **Review of Policy No.018 - Lord Mayor**
Report No. 17CE0015 MR:ph (20/02/18) Common No. 2078949
 - A. THAT Report Number 17CE0015 MR:ph entitled Review of Policy No.018 - Lord Mayor, be received and noted.
 - B. THAT Council rescind Policy No.018 - Lord Mayor.
 - C. THAT Council adopt the amended Policy No.018 - Lord Mayor at **Attachment B** to Report Number 17CE0015 MR:ph entitled Review of Policy No.018 - Lord Mayor.



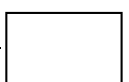
TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/21

3. Review of Policy No.028 - Elected Members Gifts & Benefits

Report No. 17CE0017 MR:ph (20/02/18) Common No. 2078949

- A. THAT Report Number 17CE0017 MR:ph entitled Review of Policy No.028 - Elected Members Gifts & Benefits, be received and noted.
- B. THAT Policy No. 028 - Elected Members Gifts & Benefits be rescinded.
- C. THAT the Policy is adjusted to a gift or benefit with the value less than \$50 is considered of nominal value.
- D. THAT members will advise on receipt or when reasonably practicable.
- E. THAT Council adopt the amended Policy No. 028 - Elected Members Gifts & Benefits at **Attachment B** to Report Number 17CE0017 MR:ph entitled Review of Policy No.028 - Elected Members Gifts & Benefits.



TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/22

14. COMMITTEE REPORTS

14.4 CITY PERFORMANCE COMMITTEE MEETING (21/02/18)

Presentation of Report by Chair – Member J Bouhoris

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

4. Resolved Under Delegated Authority
Common No. 2752263

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

4.1 Monthly Financial Committee Reports Review
Report No. 18CP0007 RN:ks (20/02/18) Common No. 339125

4.2 Listing of Cheques/EFT Payments – November, December 2017 & January 2018
Report No. 18CP0009 RN:je (20/02/18) Common No. 339125

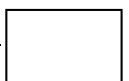
4.3 Quarter 2 - City Performance Quarterly Performance Report 2017/18
Report No. 18CP0019 VG:je (20/02/18) Common No. 1230662

4.4 QUESTIONS BY MEMBERS

Update on Legal Matters

Member Glover asked if an update can be presented to the Risk Management & Audit Committee outlining current court cases involving Council and noting any high level risks for Council.

The Manager Strategy & Outcomes responded and provided an update on current court cases and advised that information could be provided to the Committee as requested.



15.1 OFFICERS REPORTS (ACTION REQUIRED)



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.1.1
NO

WEST LANE CAR PARK OPENING HOURS

REPORT No.: 18CF0012 LC:nt COMMON No.: 3743420 DATE: 27/02/2018

Presenter: Manager Economic Development, Tourism & International Relations, Liam Carroll

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

This report recommends that Council proceed with a trial to extend the opening hours of West Lane Car Park to 12:00am midnight for a three (3) month period.

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

2.1.4 Provide parking facilities to meet community needs

KEY ISSUES

- Council has been approached to extend the opening times to 12:00 am midnight to assist local business.
- Extending the opening hours will require additional security patrols and cleaning of the public toilets in addition to electricity costs.
- Correspondence received from stakeholders and businesses identified strong support for the additional opening hours of West Lane car park.
- The additional cost to Council is estimated to range from \$8,000 and up to \$30,000 for the three month trial period; however the costs may be reduced significantly if patrol guards are used rather than static guards.
- The costs associated with the trial will be funded from the car parking operational budgets.

PAGE: 2
REPORT NUMBER: 18CF0012 LC:nt
SUBJECT: WEST LANE CAR PARK OPENING HOURS

RECOMMENDATIONS

- A. THAT Report Number 18CF0012 LC:nt entitled West Lane Car Park Opening Hours, be received and noted.
- B. THAT Council extend the opening hours of West Lane Car Park to 12:00 am midnight on a trial basis to 3 June 2018.
- C. THAT a further report be brought back to Council second ordinary meeting in May 2018 assessing the effectiveness of proposal identifying the utilisation of the car park, feedback from businesses and actual costs incurred from the trial period.

BACKGROUND

Council at its meeting on 30 January 2018 resolved as follows;

DECISION NO.22\0369 (30/01/18)

West Lane Car Park Opening Hours

THAT Council consider a trial extension, subject to consultation with businesses in the area, considerations, and costs, of West Lane Car Park Opening Hours to 12 midnight for 3 months with a report to be presented to Council for consideration in February 2018.

DISCUSSION

West Lane car park currently has the following opening and closing times:

- Monday, Tuesday, Wednesday – open 6:30 am - close 7:00 pm
- Thursday, Friday – open 6:30 am – close 8:00 pm
- Saturday / Sunday – open 6:30 am - close 6:00 pm

Keeping the car park open to the public beyond these closing times will require surveillance and additional cleaning of the public toilets.

The range of costs will vary significantly depending on the approach adopted to secure the premises with hourly security patrols been much less expensive that permanent static guard

.

PAGE: 3
 REPORT NUMBER: 18CF0012 LC:nt
 SUBJECT: WEST LANE CAR PARK OPENING HOURS

Council's current contract with Wilson Security provides for additional security patrols at \$5.50 per patrol as follows:

WEST LANE CARPARK PATROLS

Patrol carpark 1 time each night at varying times.

Walk all levels, check fire doors are operative.

Patrol carpark 1 time each day at varying times on weekends and public holidays. Walk all levels, look for itinerants (as per procedure), check fire doors are operative.

Council's contract with Wilson Security provides for static guards as follows:

WEST LANE CARPARK STATIC GUARDS

Static guard rates are as follows:

- Monday to Friday 6:00 pm to 6:00 am - \$46.46 per hour
- Saturday all day - \$57.00 per hour
- Sunday all day - \$75.60 per hour

The range of costs to provide security at West Lane Car Park outside of the current closing time will range from \$154.00 per week (based on hourly night patrols) to \$1,864.26 per week (based on a static guard with a minimum of four hours).

The cost to conduct an additional clean of the public toilet at West Lane Car Park is \$472.22 per week.

ASSESSMENT

As part of the trial, hourly counts of parked car in West Lane will be conducted in addition to reporting on any incidents.

CONSULTATION PROCESS

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

- Darwin City Waterfront & Retailers Association
- Pearl restaurant
- Deck bar
- Hotel Darwin
- Go Sushi
- Rorkes
- Rendezvous
- Magic wok
- Outback Jacks

PAGE: 4
REPORT NUMBER: 18CF0012 LC:nt
SUBJECT: WEST LANE CAR PARK OPENING HOURS

Correspondence received from stakeholders and businesses identified strong support for the additional opening hours of West Lane car park. Comments highlighted the initiative as a show of good faith by the City of Darwin and “**a common sense approach to the state of the city**”. There was general consensus that the extended opening hours should be seven nights a week until midnight.

Some traders stated they would also consider trading 7 days a week if the carpark was opened later and that the reopening of the VIC hotel would also boost foot traffic through the mall helping to address antisocial behaviour.

Several traders strongly urged that the toilets remain closed from 5:00pm as this created antisocial behaviour.

It is noted that one trader stated that a recent Facebook post on their business page received 540 “likes” and over 70 comments endorsing the use of the extending opening of West Lane carpark.

It is believed that businesses such as Rorkes, The Pearl, Rendezvous, Magic Wok, Go Sushi, Hotel Darwin, Out Back Jacks, The VIC Hotel, Frankies and Café 21 may all benefit to the change in hours and a trial period would provide the opportunity to measure the benefits and patronage of the extended hours.

Should Council undertake a trial the extended hours would be communicated to the public and businesses via the various Council marketing channels.

POLICY IMPLICATIONS

Nil

BUDGET AND RESOURCE IMPLICATIONS

The financial implication for this proposal ranges from \$8,000 to \$30,000 subject to the mix of static guards, security patrols which are adopted and additional cleaning of the public toilets.

For the trial period these costs will be funded from car parking operational budgets, with actual costs to be presented back to council for consideration should the extended hours continue whereby long term budgetary sources may need to be considered.

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Nil

ENVIRONMENTAL IMPLICATIONS

Nil

PAGE: 5
REPORT NUMBER: 18CF0012 LC:nt
SUBJECT: WEST LANE CAR PARK OPENING HOURS

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.

LIAM CARROLL
MANAGER ECONOMIC
DEVELOPMENT, TOURISM &
INTERNATIONAL RELATIONS

GERARD ROSSE
GENERAL MANAGER CITY
FUTURES

For enquiries, please contact Liam Carroll on 89300559 or email:
l.carroll@darwin.nt.gov.au.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.1.2
 YES

**CITY OF DARWIN SUBMISSION - DRAFT NT NOISE MANAGEMENT
 FRAMEWORK GUIDELINE**

REPORT No.: 18CL0019 KH:kl COMMON No.: 3743814 DATE: 27/02/2018

Presenter: Manager Vibrant Communities, Katie Hearn

Approved: General Manager City Life, Anna Malgorzewicz

PURPOSE

This report responds to the Draft Guideline: NT Noise Management Framework Guideline, released by the Northern Territory Government for community feedback. This report provides a draft response for Council consideration.

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

1.1 Community inclusion supported

Key Strategies

1.1.1 Develop and support programs, services and facilities, and provide information that promotes community spirit, engagement, cohesion and safety

KEY ISSUES

- The Northern Territory Environment Protection Authority (NT EPA) has invited Territorians to comment on a draft NT Noise Framework Guideline by 1 March 2018.
- The guideline has been developed as part of a regulatory framework to address noise related issues across the NT, however it does not introduce any new legal instruments and is not in itself legally binding.
- The draft guideline is broad in its reach and proposes significant responsibility for management and compliance on local government(s) across the Territory, absent of sufficient powers or resourcing.
- City of Darwin feedback is provided at **Attachment A** for consideration.

PAGE: 2
 REPORT NUMBER: 18CL0019 KH:kl
 SUBJECT: CITY OF DARWIN SUBMISSION - DRAFT NT NOISE MANAGEMENT
 FRAMEWORK GUIDELINE

RECOMMENDATIONS

- A. THAT Report Number 18CL0019 KH:kl entitled City of Darwin Submission - Draft NT Noise Management Framework Guideline, be received and noted.
- B. THAT Council endorse the City of Darwin response to the Draft NT Noise Management Framework Guideline at **Attachment A** to report Number 18CL0019 KH:kl entitled City of Darwin Submission - Draft Guideline: NT Noise Management Framework Guideline.

BACKGROUND

The NT EPA has prepared a draft NT Noise Framework Guideline and has invited feedback by 1 March 2018. The intent of the guideline is to form part of a regulatory framework to address noise related issues across the Northern Territory. In summary, the guideline seeks to:

- Provide an overall framework for management of noise issues and make clear which authority regulates which noise type.
- Set recommended limits for noise emissions, including decibel limits and hours of operation for specific activities.
- Identify processes for assessing different types of noise and for the setting of noise limits of these.
- Provide clarity to government agencies, councils and proponents on what and how noise matters need to be addressed for developments prior to development.
- Outline a process by which a person can apply to the NT EPA to undertake an activity that can't meet the limits specified in the guidelines (via submission of a noise management plan)
- Outline the pollution complaint handling process to the public and what NT EPA authorised officers will take into account when deciding whether a breach of the Waste Management and Pollution Control Act has occurred.

DISCUSSION

The draft Northern Territory Noise Management Framework Guideline (2017) describes noise pollution as unwanted noise that unreasonably intrudes on daily activities.¹ Given the breadth and scope of the draft Northern Territory Noise Management Framework Guideline, Council's response concentrates on the areas identified within the guideline that places accountability and responsibility for regulation and compliance with local government.

In the Northern Territory, the NT EPA is the primary regulator that assesses, manages and regulates noise complaints and issues provided for under the Waste Management and Pollution Control Act.

¹ Northern Territory Environment Protection Authority (2017). *Northern Territory Noise Management Framework Guideline* pp8.

PAGE: 3
 REPORT NUMBER: 18CL0019 KH:kl
 SUBJECT: CITY OF DARWIN SUBMISSION - DRAFT NT NOISE MANAGEMENT FRAMEWORK GUIDELINE

The draft guideline relates to noise from neighbourhoods, businesses, construction, entertainment and vibration. The guideline **does not apply** to noise from a person using his or her body, an animal, a workplace noise or a motor vehicle being driven on the road.²

It is also important to note that the draft Guideline does not introduce any new legislation or regulation. It is an information document only.

General comments on the draft Guideline

The draft Guideline seeks to achieve best practice, derived from interstate and international jurisdictions. The resultant document is highly technical and likely too complex for general public accessibility.

Recommendation: provide Fact Sheets or Guidance Notes will be required for the community to utilise this document.

Some of the terminology included in the document is not consistent with the Northern Territory context, for example reference to 'freeways', when the Northern Territory does not have this level of road infrastructure. Similarly, 'local environmental plans' are not an instrument in the current NT land use planning framework.

Recommendation: review language and remove references to instruments, infrastructure and any other item that is not consistent with the NT context

General references within the document are inconsistent, for example "local government" is referred to as "Council" to "Local council" in the same table.

Recommendation: improve consistency and context of language in the draft Guideline

The draft Guideline states that only authorised officers can deal with noise complaints. Council does not have trained staff or appropriate equipment to undertake measurements as described in this document therefore complaints will need to go through NT EPA.

Recommendation: clarify the role of councils, and avoid referring complainants to local government when the authority does not. Do not place undue burden on local government to source and maintain unnecessary noise measuring equipment. Noise complaints should be referred to the NT EPA in the first instance.

The referral process for complaints management is unclear in the draft Guideline. Different responsible authorities with differing powers are referred to without clear

² Northern Territory Environment Protection Authority (2017). *Northern Territory Noise Management Framework Guideline* p 9.

PAGE: 4
 REPORT NUMBER: 18CL0019 KH:kl
 SUBJECT: CITY OF DARWIN SUBMISSION - DRAFT NT NOISE MANAGEMENT
 FRAMEWORK GUIDELINE

delineation or explanation of the relationship and extents of authority of each jurisdiction. There needs to be a clear referral and liaison process especially for community members making the noise complaints.

Recommendation: provide a clear flow chart targeted at noise complainants to describe how to escalate complaints or who to contact.

Outdoor Entertainment Venues

The draft guideline defines outdoor spaces, assigns recommended operating times, days of the week, analysis procedures and complex measurement requirements. This is not typically included and should be removed. It is important that any guideline achieves a balance across a vibrant night time economy, late night leisure offerings and noise management.

Recommendation: remove references to entertainment venues and provide simplified accessible information tools that work towards achieving compliance.

More specific comments are provided in **Attachment A**.

CONSULTATION PROCESS

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

- Manager City Planning
- Coordinator Darwin Safer City Program
- Manager Regulatory Services
- Manager Climate Change and Environment

POLICY IMPLICATIONS

The draft Guideline references local government By-laws, however local government has insufficient power and authority to regulate or implement and is not resourced to carry out this function.

It is also important to note that the draft Guideline does not introduce any new legislation or regulation. It is an information document only.

BUDGET AND RESOURCE IMPLICATIONS

Nil

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Nil

PAGE: 5
REPORT NUMBER: 18CL0019 KH:kl
SUBJECT: CITY OF DARWIN SUBMISSION - DRAFT NT NOISE MANAGEMENT
FRAMEWORK GUIDELINE

ENVIRONMENTAL IMPLICATIONS

Reduced pollution from noise is a positive environmental outcome. The draft Guideline discussed in this report ultimately seeks to better manage pollution from noise.

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.

KATIE HEARN
MANAGER VIBRANT
COMMUNITIES

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: City of Darwin Submission - Draft Guideline: NT Noise Management Framework Guideline

28 February 2018

Please quote: 3743814 SG:kl

NT EPA
GPO Box 3675
Darwin NT 0801

ntepa.consult@nt.gov.au

Dear Sir/Madam

Draft Guideline: NT Noise Management Framework Guideline

Thank you for the opportunity to provide comment on the *Draft Guideline: NT Noise Management Framework Guideline*

City of Darwin provides the following response to the draft Guideline. This submission was endorsed by Council at its 2nd Ordinary meeting of 27 February 2018.

Given the breadth and scope of the draft Northern Territory Noise Management Framework Guideline, Council's response concentrates on the areas identified within the guideline that places accountability and responsibility for regulation and compliance with local government.

Should you wish to discuss this submission further please contact me.

Yours faithfully

SHENAGH GAMBLE
MANAGER CLIMATE CHANGE AND ENVIRONMENT

Submission Form for Comments and Feedback
Draft Guideline: NT Noise Management Framework Guideline

Submissions close: COB Thursday 1 March 2018

Name:	City of Darwin	Email:	darwin@darwin.nt.gov.au
Organisation (if applicable):	City of Darwin	Telephone:	0889300300
Address:	GPO Box 84 DARWIN NT 0801		
<p>Your comments will be publicly available.</p> <p>Mark the box here <input type="checkbox"/> if you do not want your comments to be made publicly available.</p> <p>Mark the box here <input type="checkbox"/> if you do not want your identity to be made publicly available.</p>			

Guideline Name	Section / Page of Draft Guideline	Comment
NT Noise Management Framework Guideline	Table 2.1	Local Government has limited powers and legal ability to enforce or regulate in the absence of a relevant By-Law. If no By-law is identified, remove Council as an authority in the table.
	Table 2.1 p.20	Clarify terminology including 'Dog Kennels' does this include dog daycare facilities, rehoming agencies etc.
	Table 2.1p.20	'Other Animal' needs clarification does this refer only to domestic/owned animals.
	Table 2.1 p.20	Commercial Premises noise – should be all under NT EPA – offensive noise test can only be conducted by EPA therefore Council would have no regulatory authority for this.
	Table 2.1 p.23	Pyrotechnics section has not allowed for Territory Day this will need to be considered.
	Page 8	Noise impacts are broader than environmental harm. Is there a better piece of legislation to deal with this?
	Page 39	Are SLMs used to substantiate complaints or claims of excessive noise in non-commercial or industrial settings? If so needs to be included.
	Page 52 section 5.2.3	It indicates that Council will use this assessment procedure as per table 2.1 Council officers are not authorised officers therefore cannot undertake these assessments.
	Table 2.1 p.24	Where is the noise coming from? What is the source of the noise?

Guideline Name	Section / Page of Draft Guideline	Comment
	Table 2.1 p.25	There are no By-laws or Council Policy to cover noise complaints for Motor Vehicles on residential premises. – NT Police jurisdiction?
	Table 2.1 p.25	Permits are required for vehicles to use public land (parks/reserves) that are within the care and control of Council.
	Table 2.1 p.26	Vehicles that are abandoned or pose and physical safety hazard can be actioned by Council, otherwise not Council.
	Table 2.1 p.26	There are no By-laws or Council Policy to cover vehicle refrigeration units.
	Table 2.1 p.26	102 Musical instruments, &c. - (b) for the purpose of announcing an auction, public performance, sale, meeting or similar gathering, ring a bell or use a musical Instrument or any means of amplification or public address.
	Table 2.1 p.26	There are no By-laws or Council Policy to cover Air Conditioners noise.
	Table 2.1 p.27	Building Intruder Alarm – NT Police
	Table 2.1 p.27	There are no By-laws or Council Policy to cover - Electric power tools powered garden equipment noise complaints.
	Table 2.1 p.27	There are no By-laws or Council Policy to cover - Heat pump water heaters noise complaints.
	Table 2.1 p.27	There are no By-laws or Council Policy to cover – rain water pumps; swimming pool pumps; spa pumps noise complaints.
	Table 2.1 p.28	Kerbside waste collection noise complaints are action by Council via operation control with Council contractors.
	Table 2.1 p.29	Sporting facilities/events – NT EPA
	Table 5.11 p.69	Remove references to entertainment venue noise and provide clear community information tools.

General comments

Language throughout document needs to be reviewed i.e. ‘freeways’ Darwin doesn’t have any. ‘Local environmental plans’ Darwin has different planning processes to other states and we do not use these plans.

Language should be consistent, for example reference to “local government” changes from “Council” to “Local council” in the same table.

Guidelines state that only authorised officers can deal with noise complaints. Council does not have trained staff or appropriate equipment to undertake measurements as expressed in this document therefore complaints will need to go through NTEPA.

Contradictions in the document throughout – one section says ‘this is not covered’ but is later mentioned referred to or included.

Fact sheets or Guidance Notes will be required for the community to utilise this document.

ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.1.3
 YES

DRAFT COMMUNITY IMPACT ASSESSMENT GUIDELINES: ALCOHOL LICENSING

REPORT No.: 18CL0020 KH:kl COMMON No.: 3748162 DATE: 27/02/2018

Presenter: Coordinator Darwin Safer City Program, Elly Bugg

Approved: General Manager City Life, Anna Malgorzewicz

PURPOSE

This report responds to draft 'Community Impact Assessment Guidelines' released for public consultation by the NT Government's Alcohol Review Implementation Team (ARIT) and provides a draft response for Council consideration.

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

1.1 Community inclusion supported

Key Strategies

1.1.1 Develop and support programs, services and facilities, and provide information that promotes community spirit, engagement, cohesion and safety

KEY ISSUES

- In 2017, the Northern Territory Government conducted a comprehensive public review of NT alcohol policies and legislation, including the Liquor Act, in order to develop an evidence-based overarching alcohol harm reduction framework.
- The Northern Territory Parliament passed the Liquor Legislation Amendment (Licensing) Bill 2018 and the Liquor Commission Bill 2018. As part of the Liquor Legislation Amendment (Licencing) Bill 2018, a new public interest and community impact test has been developed entitled *Community Impact Assessment Guidelines*.
- ARIT is tasked with coordinating reforms identified in the Alcohol Policy and Legislation Review undertaken in 2017.
- The draft guidelines see a move away from liquor licensing determinations made by the former Director general of Licensing to a Commission model.
- Council's feedback to the draft *Community Impact Assessment Guidelines* is attached for Council's consideration and is informed by Council's Safer Vibrant Darwin Plan 2016-2019.

PAGE: 2
 REPORT NUMBER: 18CL0020 KH:kl
 SUBJECT: DRAFT COMMUNITY IMPACT ASSESSMENT GUIDELINES: ALCOHOL LICENSING

RECOMMENDATIONS

- 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.

BACKGROUND

PREVIOUS DECISIONS

DECISION NO.22\0384 (13/02/18)

City of Darwin Submission - Draft National Alcohol Strategy 2018-2026

Report No. 18CL0012 KH:kl (13/02/18) Common No. 3717712

- A. *THAT Council endorse the City of Darwin response to the Draft National Alcohol Strategy 2018-2026 at **Attachment A**, as amended to incorporate the proposal of progressively moving towards a total ban on alcohol advertising except at point of sale to report Number 18CL0012 KH:kl entitled City of Darwin Submission - Draft National Alcohol Strategy 2018-2026.*

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\4070 (09/02/16)

Safer Vibrant Darwin 2016-2019

Report No. 16C0001 KH:kl (09/02/16) Common No. 2407653

- B. *THAT Council endorse the draft Safer Vibrant Darwin Plan 2016-2019 at **Attachment A** of Report Number 16C0001 KH:kl entitled Safer Vibrant Darwin Plan 2016-2019.*

PAGE: 3
 REPORT NUMBER: 18CL0020 KH:ki
 SUBJECT: DRAFT COMMUNITY IMPACT ASSESSMENT GUIDELINES: ALCOHOL LICENSING

- C. *THAT Council note implementation of the Safer Vibrant Darwin Plan 2016-2019 will form part of the work of the Public Spaces Services Collaboration Group.*
- D. *THAT Council launch the Safer Vibrant Darwin Plan 2016-2019 in partnership with key stakeholders.*

DISCUSSION

It is well documented that the NT has a significant problem with risky and harmful consumption of alcohol.¹ According to the NT Department of Attorney General and Justice database as at June 2017, 348 liquor licenses were operational in the broader Darwin municipality, including packaged liquor outlets, pubs, vessels, clubs, hotels and cafes.²

In June 2017, Council provided a substantial response to the Northern Territory Government's Alcohol Policy and Legislation Review. Council strongly advocated for supply reduction, harm minimisation and a focus on evidenced based policy and service design. Council's response also underscored the importance of collaborative approaches to addressing alcohol harm.

A number of recommendations made to Government by the 2017 Reilly Review (Alcohol and Policies Legislation Review) bring to life many aspects of Council's advocacy efforts as described within its Safer Vibrant Darwin Plan 2016-2019.

Historically, Council has been invited to make comment or lodge an objection to liquor license applications under consideration by the then Director General Licensing under the previous Liquor Act. Submissions could be made by a variety of stakeholders including Northern Territory Police, Fire and Emergency and Department of Health with final determinations made by the Director General following consideration of the evidence and public/stakeholder submissions, and in some circumstances a public hearing.

The 2017 Reilly Review recommended a shift away from a single decision maker (Director General) to a Liquor Commission framework to ensure separation between those making decisions and those undertaking enforcement and compliance functions. The new NT Liquor Commission will operate as an independent statutory authority with extensive powers to regulate liquor licensing in the NT under the Liquor Act. Responsibilities will include assessing and determining applications relating to liquor licences, including new licences, hearing and determining complaints.³

¹ Northern Territory Government. (2017). Alcohol Policies and Legislation Review In The Northern Territory.

² Licensing, Regulation and Alcohol Strategy (2017). Retrieved from: <http://notes.nt.gov.au/nt/dibrglllr.nsf/WebByRegion?OpenView&Start=1&Count=300&Expand=1.2.1>

³ The Northern Territory Government To Establish A Liquor Commission (2018). Retrieved from <https://justice.nt.gov.au/licensing-nt-and-nt-worksafe/licensing-boards,-committees-and-advisory-councils/liquor-commission>

PAGE: 4
 REPORT NUMBER: 18CL0020 KH:kl
 SUBJECT: DRAFT COMMUNITY IMPACT ASSESSMENT GUIDELINES: ALCOHOL LICENSING

It made two further recommendations:

- Liquor Act be amended to permit the Commission to grant leave to peak industry bodies, key government agencies and peak community and health bodies to make submissions when it holds a hearing about a licence application or an alcohol management plan; and
- Liquor Act be amended to require both the Northern Territory Police, Fire and Emergency Service and Department of Health to be formally notified of an application and that a response be provided by each

Additionally, the Reilly Review recommended the development of a Public Interest and Community Impact test to be proved by the applicant. Section 6 of the Liquor Act (the Act) will require a decision maker to apply the public interest and community impact test in considering or determining an application. The attached Draft Community Impact Assessment Guideline realises this recommendation, and Council's suggested feedback is included in the column entitled 'City of Darwin Comment'.

The guideline sets out matters that may be considered by the Commission when assessing the community impact of an application against the criteria set out in sections 6(1) of the Liquor Act.

Subsection 6B of the Act requires the applicant to satisfy the Commission that approval would meet the public interest and community impact test. Applicants are required to provide all documents, information and other materials that address the community impact assessment criteria.

CONSULTATION PROCESS

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

- Manager Vibrant Communities

POLICY IMPLICATIONS

The Safer Vibrant Darwin Plan 2016-2019 provides Council a holistic framework to guide its strategic directions, advocacy agenda and policy development in responding to alcohol harms in a community liveability and safety context. The commentary provided in *Attachment A, City of Darwin Response to Community Impact Assessment Guidelines* align with Council's existing Plan and has been drawn upon to inform Council's response to the draft Community Impact Assessment Guideline.

PAGE: 5
REPORT NUMBER: 18CL0020 KH:kl
SUBJECT: DRAFT COMMUNITY IMPACT ASSESSMENT GUIDELINES: ALCOHOL LICENSING

BUDGET AND RESOURCE IMPLICATIONS

Nil

RISK/LEGAL/LEGISLATIVE IMPLICATIONS

Nil

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
COORDINATOR DARWIN SAFER
CITY PROGRAM

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: Community Impact Assessment Guideline including Council's comments

SCHEDULE 1 – COMMUNITY IMPACT ASSESSMENT GUIDELINES

Section 6 of the *Liquor Act* (the Act) requires a decision maker to apply the public interest and community impact test in considering or determining an application under the Act.

In accordance with Section 6A of the Attorney-General and Minister for Justice publishes the following community impact assessment guidelines which are for applications made pursuant to sections 26, 32A(1), 46A and 119 of the *Liquor Act* .

The guideline sets out those matters that may be considered by the Commission when assessing the community impact of the application against the criteria set out in sections 6(1) of the *Liquor Act*.

Subsection 6B of the Act requires the applicant to satisfy the Commission that approval would meet the public interest and community impact test. Applicants are required to provide all documents, information and other materials that address the community impact assessment criteria.

It should be noted that the Commission has the authority to consider a broad range of issues specific to each application and flexibility exists to assess each individual application on its merits.

There is no general submission template for applications as each community is different and has individual characteristics, as does each business or proposed manner of trade for each particular premises. Consequently, the level of detail provided to the Commission is subject to the complexity of the application and the impact the premises/proposed premises will have on the surrounding community.

It is recommended that applicants discuss their application with the Commission to determine what level of detail is expected and to discuss the definition of 'community area' for the purposes of their application.

While it is up to the applicant to determine how much information is provided to the Commission, it should be noted that:

- Objective evidence is required
- Assumptions, opinions, speculation and generalised statements alone will not be sufficient; and
- Applicants should provide supporting evidence that is objective, accurate and relevant to their application.

City of Darwin – DRAFT Response to Community Impact Assessment Guidelines

City of Darwin Comment - Council notes that both the NT Police and Department of Health are identified as key stakeholders that will be advised by the Liquor Commission of any new licence application, as is the current practice. While Council notes the Reilly Review recommendations, that the Liquor Act be amended to require both the Northern Territory Police, Fire and Emergency Service and Department of Health to be formally notified of an application and that a response be provided by each, it requests that the long established practice of advising local government of applications made, be include in the amended Liquor Act to ensure Council is aware and positioned to provide comment for any license applications being made across the municipality.

Criteria	Matters To Be Considered	City of Darwin Comment
<p>The potential harm or health impacts that may be caused to people, or any group of people within the community area, due to the availability and accessibility of an additional liquor outlet</p>	<p>Are there any ‘at-risk’ groups or sub-communities within the locality? This may include—</p> <ul style="list-style-type: none"> • children and young people; • Aboriginal people and communities; • people from regional and remote communities, families; • migrant groups from non-english speaking countries; • people in low socio-economic areas; • mining communities; and/or • communities that experience high tourist/visitor numbers. 	<ul style="list-style-type: none"> • Council supports consideration of the harm and health impacts with emphasis on special population / at risk groups in context of additional alcohol outlets. • It is unclear as to how applicants will be <i>enabled</i> to provide robust data on potential impacts for special population groups in particular locations. • Additionally, if at-risk groups are identified by the applicant how will harms to vulnerable people/populations be mitigated beyond Responsible Service of Alcohol statements or voluntary participation in accords? • What measure will the applicant or Commission draw upon to demonstrate need for further liquor outlets when the NT has largest and most dense allocation of outlets in Australia?

Criteria	Matters To Be Considered	City of Darwin Comment
	<p>Are there any community buildings, facilities and areas within the locality? Such facilities would include —</p> <ul style="list-style-type: none"> • schools and educational institutions; • hospitals, drug and alcohol treatment centres; • accommodation or refuges for young or disadvantaged people; • child care centres; • aboriginal communities; • recreational areas • dry areas; and • any other area where young people may congregate or be attracted to. 	<ul style="list-style-type: none"> • Public housing estates and public and recreational spaces should also be included in view of the significant issues that occur across the Darwin municipality pertinent to public intoxication. • Demand reduction strategies should be in the forefront when considering the impact a new venue or licence will have on young people or vulnerable groups; • The proximity of new outlets to restricted areas should also be a consideration, unless specific measures are put in place that will likely mitigate public consumption in these areas; • The impact of new venues on sporting or recreational areas should also be taken into account, especially where young people can be unduly influenced by alcohol availability and/or the expectation that alcohol consumption is a <i>normal</i> part of such events.

Criteria	Matters To Be Considered	City of Darwin Comment
	<p>What policies and procedures will the applicant implement to minimise any potential harm or health impacts to these 'at-risk' groups or sub-communities?</p>	<ul style="list-style-type: none"> • A knowledge of and a willingness to adopt harm minimisation measures that benefit the community should also be considered as part of the application including <i>pro-active</i> participation in liquor accords, destocking of high volume, cheap product, variation in opening hours; • Consideration of cross-cultural training as a basic condition of license and unambiguous signage in multiple languages and use of universally recognised images. • Proactive and self funded CPTED assessments and adoption of CPTED recommendations would be worthwhile including in potential procedures.

ATTACHMENT A

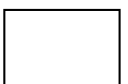
Criteria	Matters To Be Considered	City of Darwin Comment
<p>Information about the location and area in which the premises is proposed to be to assess any social impact on the community. This includes information about the density of licensed premises within the community area.</p>	<p>This may include crimes statistics, social profile information and the relevant distance to existing licensed premises. This could also include traffic and pedestrian impacts and any plans developed to address these potential issues.</p>	<ul style="list-style-type: none"> • Council supports this consideration however there is a significant gap in the timely availability of localised and accessible data sources beyond Crime statistics that can be drawn upon to inform applications and consideration by the Commission such as more frequent and timely release of wholesale alcohol supply data, quantifying mail order supply or a dynamic licensing register of active outlets per location/neighbourhood. • Alcohol entering the NT via mail order is not currently quantified therefore determining unmet community need as a factor is problematic. • Pedestrian and traffic impacts are particularly relevant where high levels of pedestrian and traffic accidents relate to alcohol. • Detailed identification of risks and how they will be mitigated whereby pedestrians are trying to access venues adjacent to busy roads should be provided by the applicant. In many cases, (for example stand alone, drive through bottle shops) at a minimum addressing pedestrian access and risks should require input from experts, as in the case for large events, CPTED assessments and adoption of recommendations;

Criteria	Matters To Be Considered	City of Darwin Comment
		<ul style="list-style-type: none"> • Availability of lighting in areas is of particular importance particularly for late night venues or outlets. • There is a significant gap in the timely availability of localised and accessible data sources beyond Crime statistics that can be drawn upon to inform applications and consideration by the Commission such as more frequent and timely release of wholesale alcohol supply data, quantifying mail order supply or a dynamic licensing register of active outlets per location/neighbourhood
Volume	<p>This may include projected sales volumes and marketing analysis, liquor type and customer demographic (where applicable this should be provided for both on and off premises sales)</p> <p>Where possible, information about the current alcohol consumption rates for the community area should also be provided?</p>	<ul style="list-style-type: none"> • Detailed information on current consumption rates and supply for a particular area is extremely difficult to demonstrate due to the gap in accessible and timely data. • Mail order alcohol supply is not currently included in NT wholesale alcohol supply, particularly if shipped from interstate or overseas. • Council does not support an increase in supply of high volume cheap product. • A more robust and timely measuring tool is required for volume to be accurately drawn upon when considering licence applications.

ATTACHMENT A

Criteria	Matters To Be Considered	City of Darwin Comment
<p>Any cultural, recreational, employment or tourism benefits for the local community area.</p>	<p>Will the proposed licensed premises provide economic benefits or any additional employment opportunities and to what level?</p>	<ul style="list-style-type: none"> • While the potential economic and employment benefits related to additional outlets are important, so is the overall contribution or social benefit of a new venue to a community. • Diversity of venue types must also be considered. • It is important to ensure that economic benefit outweighs and does not contribute further to harms.
<p>Why the grant of a relevant application is in the public interest and how the additional liquor outlet will benefit the local and broader community.</p>	<p>What additional services will be provided other than simply an additional outlet for the sale of liquor – this may include accommodation or dining.</p> <ul style="list-style-type: none"> • Will the proposed licensed premises provide additional choices of service or products that are not available in the area? • Will the proposed premises provide liquor in a manner known to be safe and to minimise adverse impacts? • Will it use existing premises, improve or add to existing premises or is it a new premises? 	<p>How will the Commission determine level of community benefit?</p> <ul style="list-style-type: none"> • What specifically determines provision of liquor in a manner known to be safe? • Consideration should also be given to ensuring adequate support facilities are available, and minimally, match operating hours of venues and outlets eg, public transport, sobering up facilities, food outlets, public amenities etc.

15.2 OFFICERS REPORTS (RECEIVE & NOTE)



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN AGENDA ITEM: 15.2.1
 YES

MONTHLY FINANCIAL REPORT - JANUARY 2018

REPORT No.: 18CP0023 RN:je COMMON No.: 2476534 DATE: 27/02/2018

Presenter: Manager Finance, Ram Naik

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 31 January 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 18CP0023 RN:je entitled Monthly Financial Report - January 2018, be received and noted.

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.

PAGE: 2
 REPORT NUMBER: 18CP0023 RN:je
 SUBJECT: MONTHLY FINANCIAL REPORT - JANUARY 2018

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

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.

PAGE: 3
 REPORT NUMBER: 18CP0023 RN:je
 SUBJECT: MONTHLY FINANCIAL REPORT - JANUARY 2018

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

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.

RAM NAIK
MANAGER FINANCE

RICHARD IAP
ACTING GENERAL MANAGER
CITY PERFORMANCE

For enquiries, please contact Ram Naik on 8930 0523 or email:
 r.naik@darwin.nt.gov.au.

Attachment:

Attachment A: Monthly Financial Report – January 2018

Income Statement
For the Period Ended 31/01/2018


	<u>2017/18</u>				
	Full Original Budget \$'000	Full Amended Budget \$'000	YTD Actual \$'000	YTD v FAB %	
% of year elapsed				58%	
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	14,402	55%	Below LY
Interest & Investment Revenue	1,953	1,954	1,346	69%	No issues
Grants & Contributions - Operating	5,143	3,471	2,881	83%	No issues
Total Income from Continuing Operations	102,506	100,474	87,899	87%	
Less Expenses from Continuing Operations					
Employee Costs	32,313	32,351	19,023	59%	No issues
Borrowing Costs	291	291	128	44%	No issues
Materials and Services	49,429	50,452	28,696	57%	No issues
Depreciation and Amortisation	24,037	24,037	14,021	58%	No issues
Total Expenses from Continuing Operations	106,070	107,131	61,868	58%	
Operating Result - Continuing Operations	(3,564)	(6,658)	26,031		
Grants & Contributions - Capital	2,113	7,836	6,416	82%	No issues
Net Operating Result For the Year	(1,451)	1,178	32,418		

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 55% 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 83% 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 7th 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 31/01/2018

	<u>2017/18</u>			
	Full Original Budget \$'000	Full Amended Budget \$'000	YTD Actual \$'000	YTD v FAB %
% of year elapsed				58%
Funds From Operating Activities				
Net Operating Result From Above	(1,451)	1,178	32,418	
Add back depreciation (not cash)	24,037	24,037	14,021	
Net Funds Provided (or used in) Operating Activities	22,586	25,215	46,468	
Funds From Investing activities				
Sale of Infrastructure, Property, Plant & Equipment	783	783	205	26%
Purchase of Infrastructure, Property, Plant & Equipment	(21,633)	(51,687)	(19,071)	37%
Net Funds Provided (or used in) Investing Activities	(20,850)	(50,903)	(18,866)	
Funds From Financing Activities				
Proceeds from borrowings & advances	2,100	2,000	-	0%
Repayment of borrowings & advances	(384)	(384)	(117)	30%
Net Funds Provided (or used in) Financing Activities	1,716	1,616	(117)	
Net Increase (-Decrease) in Funds Before Transfers	3,452	(24,072)	27,486	
Transfers from (-to) Reserves	(3,452)	23,456	11,794	
Net Increase (-Decrease) in Funds After Transfers	-	(616)	39,280	

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 37% spent compared to 58% 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 31/01/2018



<u>2016-17</u> Audited Actual \$'000		Full Original Budget \$'000	2017/18 Full Amended Budget \$'000	YTD Actual \$'000
Current Assets				
13,040	Cash at Bank & Investments	11,346	12,567	32,279
31,491	Cash at Bank & Investments - externally restricted	32,343	30,715	33,472
29,458	Cash at Bank & Investments - internally restricted	6,975	6,777	15,683
10,598	Receivables	7,300	10,598	22,515
110	Inventories	150	110	158
-	Other	250	-	-
84,697		58,364	60,768	104,106
Non-Current Assets				
953,325	Infrastructure, Property, Plant and Equipment	1,137,781	980,192	958,139
953,325		1,137,781	980,192	958,139
1,038,022	TOTAL ASSETS	1,196,145	1,040,959	1,062,245
Current Liabilities				
14,695	Payables	11,000	14,695	6,620
241	Borrowings	395	241	124
17,256	Provisions & Other Liabilities	7,109	17,256	17,254
32,192		18,504	32,192	23,998
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	37,070
992,759	NET ASSETS	1,170,801	993,937	1,025,175
Equity				
597,461	Asset Revaluation Reserve	771,670	597,461	597,460
395,298	Retained Surplus	399,131	396,476	427,714
992,759	TOTAL EQUITY	1,170,801	993,937	1,025,175

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.

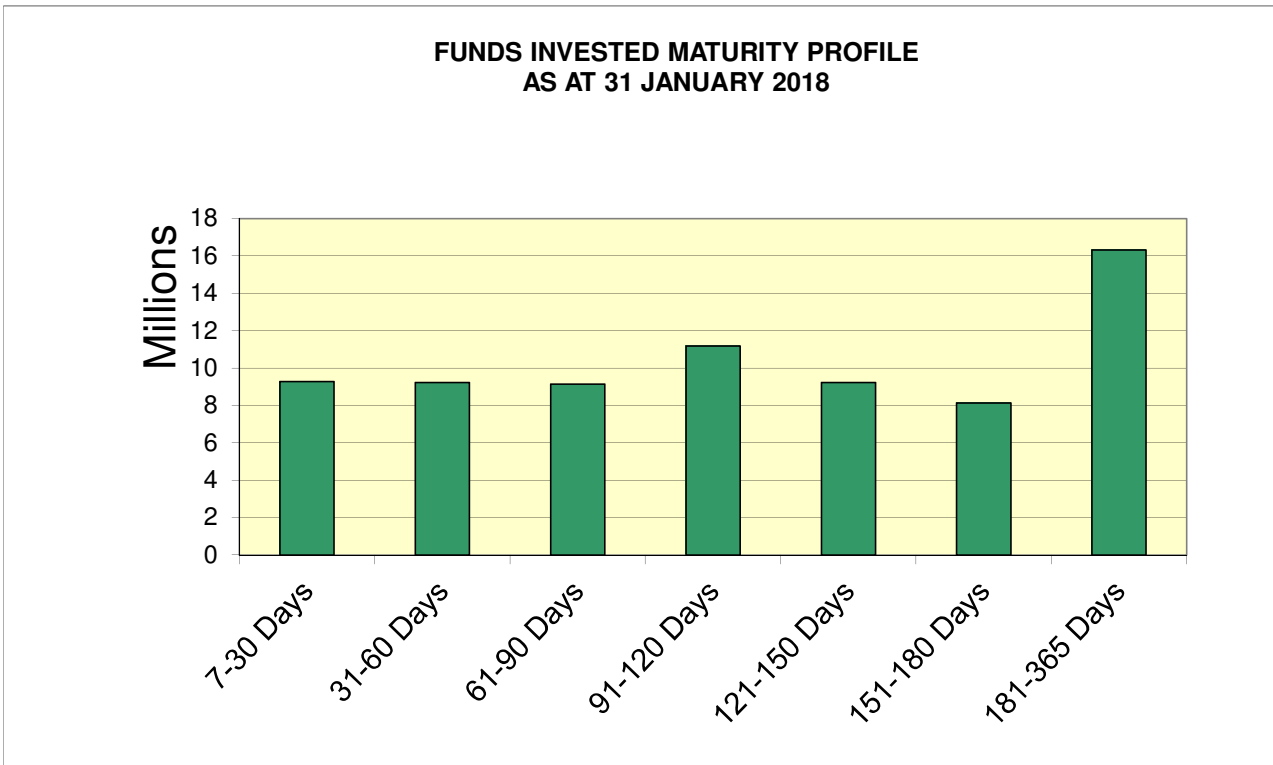

CASH AND INVESTMENTS SUMMARY

As at 31 January, 2018 Council's short term cash position was as follows:

1. General Fund

Cash at Bank	\$ 9,478,366
Short Term Investments	<u>\$ 71,380,457</u>
Total Funds	\$ 80,858,823

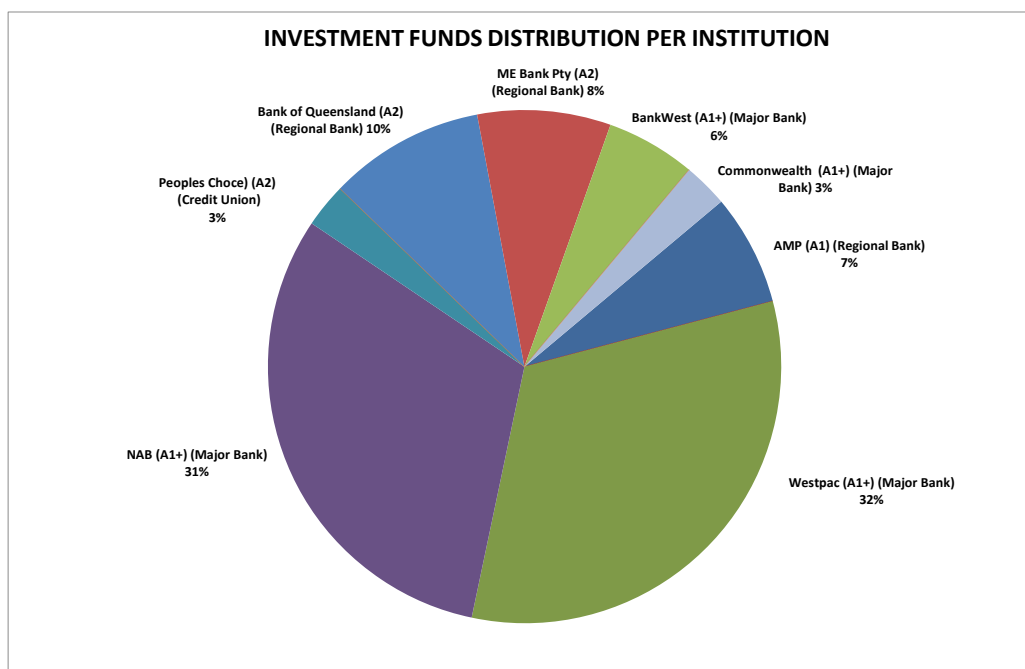
Council has an arrangement with its financial institution the Commonwealth Bank of Australia to offset Council's overdraft facility against pooled funds held in Council's Trust Account and General Account.



2. Trust Account

Cash at Bank	<u>\$591,825.40</u>
Total Funds	\$591,825.40

INVESTMENTS REPORT TO COUNCIL AS AT 31 JANUARY 2018



Investment Policy Limits

	Policy Max.	Actual Portfolio
Short Term		
A1+	100%	72%
A1	45%	7%
A2	25%	21%
Unrated*	10%	0%

Total 100%

	Policy Max.	% Over Total Investment
Individual Banks		
National Australia Bank (A1+) (AA-)	40%	31%
Westpac (A1+) (AA-)	40%	32%
Commonwealth Bank of Australia (A1+) (AA-)	40%	3%
AMP (A1) (A)	30%	7%
Bankwest (A1+) (AA-)	30%	6%
Bank of Qld (A2) (BBB+)	10%	10%
ME Bank (A2) (BBB)	10%	8%
People's Choice Credit Union (A2) (BBB)	10%	3%

Total 100%

	Policy Min.	Policy Max.	Actual Portfolio
Counterparty			
Major Banks	15%	100%	66%
Regional Banks	0%	45%	31%
Credit Unions/Building Societies/ Other ADI's	0%	45%	3%

Total 100%

	Policy Min.	Policy Max.	Actual Portfolio
Term to Maturity			
< 1 Year	30%	100%	100%
> 1 Year	0%	50%	0%
> 3 Years	0%	30%	0%
> 5 Years	0%	10%	0%

Total 100%

INVESTMENTS REPORT TO COUNCIL AS AT 31 JANUARY 2018
Investment Portfolio



CREDIT RATING	COUNTERPARTY	INV TYPE	AMOUNT	INTEREST RATE	MATURITY DATE	DAYS TO MATURITY	WEIGHTED AVERAGE RATE	INSTITUTION TOTALS	%
(ST) (LT)									
Major Banks Total @ Invested			\$ 47,345,246.13	66.33%	of portfolio				
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,089,503.86	2.50%	February 6, 2018	6	0.000381583	\$ 22,211,147.74	31.00%
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,019,229.87	2.53%	February 6, 2018	6	0.000361255		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,066,942.22	2.53%	March 13, 2018	41	0.000378166		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.57%	March 20, 2018	48	0.000360043		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 20, 2018	48	0.000361443		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 27, 2018	55	0.000361443		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	March 27, 2018	55	0.000361443		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.58%	April 3, 2018	62	0.000361443		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	April 17, 2018	76	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	April 17, 2018	76	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 1, 2018	90	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 1, 2018	90	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 8, 2018	97	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.61%	May 8, 2018	97	0.000365646		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 15, 2018	104	0.000364245		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 15, 2018	104	0.000364245		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 22, 2018	111	0.000364245		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	May 22, 2018	111	0.000364245		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.60%	June 5, 2018	125	0.000364245		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,017,452.06	2.57%	June 12, 2018	132	0.000366326		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,000,000.00	2.57%	June 19, 2018	139	0.000360043		
(A1+) (AA-)	National Bank of Australia	TD	\$ 1,018,019.73	2.53%	September 11, 2018	223	0.000360826		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.55%	February 13, 2018	13	0.000357241	\$ 23,134,098.39	32.00%
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.68%	February 13, 2018	13	0.000375453		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.68%	February 20, 2018	20	0.000375453		
(A1+) (AA-)	Westpac	TD	\$ 1,016,052.05	2.70%	February 20, 2018	20	0.000384327		
(A1+) (AA-)	Westpac	TD	\$ 1,017,605.48	2.65%	February 27, 2018	27	0.000377786		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.67%	February 27, 2018	27	0.000374052		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.65%	February 27, 2018	27	0.000371250		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.65%	March 6, 2018	34	0.000371250		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.65%	March 6, 2018	34	0.000371250		
(A1+) (AA-)	Westpac	TD	\$ 1,018,848.22	2.66%	March 13, 2018	41	0.000379675		
(A1+) (AA-)	Westpac	TD	\$ 1,018,593.15	2.69%	March 27, 2018	55	0.000383861		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 3, 2018	62	0.000376854		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 10, 2018	69	0.000376854		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	April 10, 2018	69	0.000376854		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	83	0.000379656		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	83	0.000379656		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.71%	April 24, 2018	83	0.000379656		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	118	0.000378255		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	118	0.000378255		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.70%	May 29, 2018	118	0.000378255		
(A1+) (AA-)	Westpac	TD	\$ 1,041,520.04	2.68%	June 5, 2018	125	0.000391042		
(A1+) (AA-)	Westpac	TD	\$ 1,021,479.45	2.69%	June 12, 2018	132	0.000384948		
(A1+) (AA-)	Westpac	TD	\$ 1,000,000.00	2.69%	June 19, 2018	139	0.000376854		
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	0.03	August 14, 2018	195	0.000358642	\$ 2,000,000.00	3.00%
(A1+) (AA-)	CBA	TD	\$ 1,000,000.00	0.03	August 21, 2018	202	0.000358642		
Regional Banks Total @ Invested			\$ 22,035,210.96	30.87%	of portfolio				
(A1+) (AA-)	Bankwest	TD	\$ 1,000,000.00	2.55%	July 31, 2018	181	0.000357241	\$ 4,035,210.96	6.00%
(A1+) (AA-)	Bankwest	TD	\$ 1,000,000.00	2.55%	July 31, 2018	181	0.000357241		
(A1+) (AA-)	Bankwest	TD	\$ 1,017,605.48	2.55%	August 7, 2018	188	0.000363530		
(A1+) (AA-)	Bankwest	TD	\$ 1,017,605.48	2.55%	August 14, 2018	195	0.000363530		
(A1) (A)	AMP Bank Limited	TD	\$ 1,000,000.00	2.65%	August 21, 2018	202	0.000371250	\$ 5,000,000.00	7.00%
(A1) (A)	AMP Bank Limited	TD	\$ 2,000,000.00	2.65%	October 9, 2018	251	0.000742500		
(A1) (A)	AMP Bank Limited	TD	\$ 2,000,000.00	2.65%	October 16, 2018	258	0.000742500		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	June 26, 2018	146	0.000364245	\$ 7,000,000.00	10.00%
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	June 26, 2018	146	0.000367047		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	June 26, 2018	146	0.000367047		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.62%	July 3, 2018	153	0.000367047		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 17, 2018	167	0.000364245		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 24, 2018	174	0.000364245		
(A2) (BBB+)	Bank of Queensland Limited	TD	\$ 1,000,000.00	2.60%	July 24, 2018	174	0.000364245		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 3, 2018	153	0.000367047	\$ 6,000,000.00	8.00%
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 10, 2018	160	0.000367047		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 10, 2018	160	0.000367047		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 1,000,000.00	2.62%	July 17, 2018	167	0.000367047		
(A2) (BBB+)	ME Bank Pty Limited	TD	\$ 2,000,000.00	2.57%	September 4, 2018	216	0.000720085		
Credit Societies Total @ Invested			\$ 2,000,000.00	2.80%	of portfolio				
(A2) (BBB)	People's Choice Credit Union / Australian Central Credit Union	TD	\$ 1,000,000.00	2.60%	July 31, 2018	181	0.000364245	\$ 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	188	0.000364245		

TOTAL FUNDS INVESTED	\$ 71,380,457	100.00%	Average Days to Maturity	112	2.62%	1.77%	100.00%
					Weighted Average	BBSW 90 Day Rate	

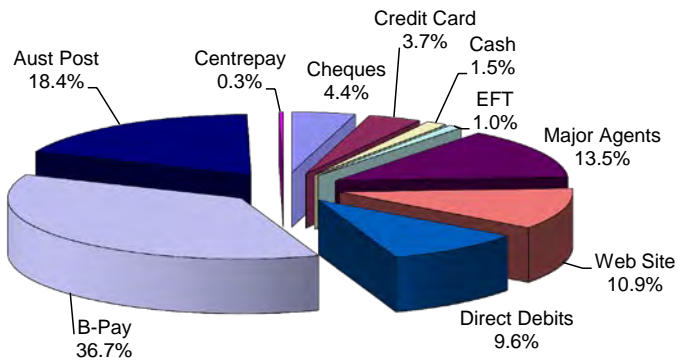
GENERAL BANK FUNDS AS OF 31/1/2018	\$ 9,478,366						
TOTAL ALL FUNDS	\$ 80,858,823						
Total Budget Investment Earnings	\$ 1,647,555						
Year to Date Investment Earnings	\$ 1,127,429						

Type of Investment	Amount	% Portfolio
Term Deposit	\$ 71,380,457.09	88%
Bank Bills	\$ -	
Negotiable Certificate of Deposit	\$ -	
CBA At Call	\$ 9,478,365.54	12%
	\$ 80,858,822.63	100%

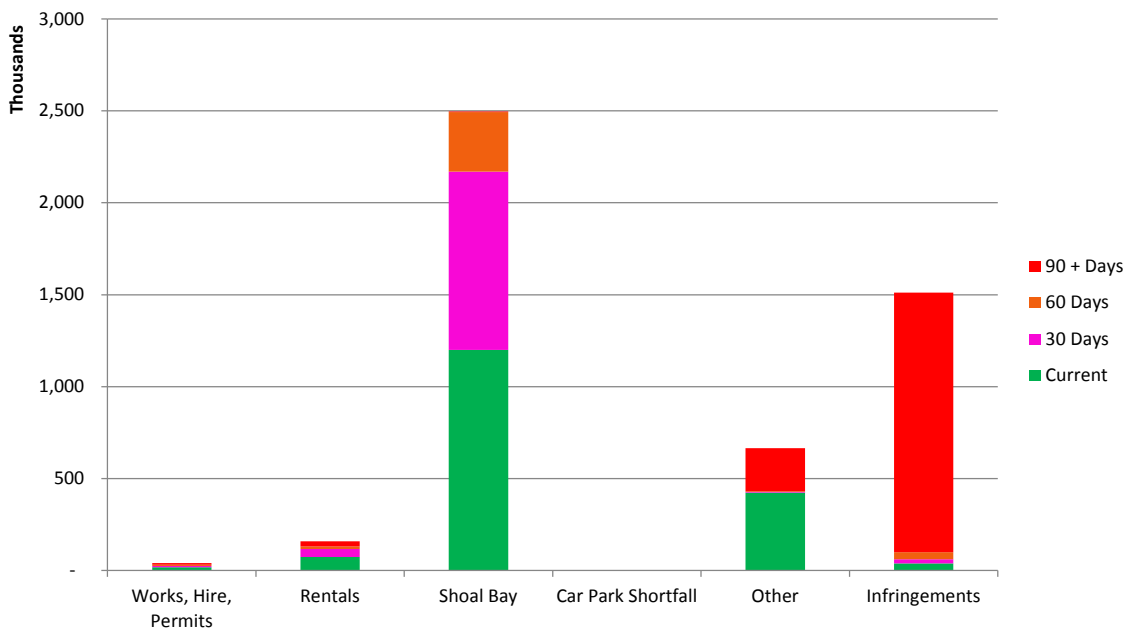


**FINANCE DEPARTMENT
SERVICE LEVEL REPORT TO COUNCIL
FOR THE MONTH OF JANUARY 2018**

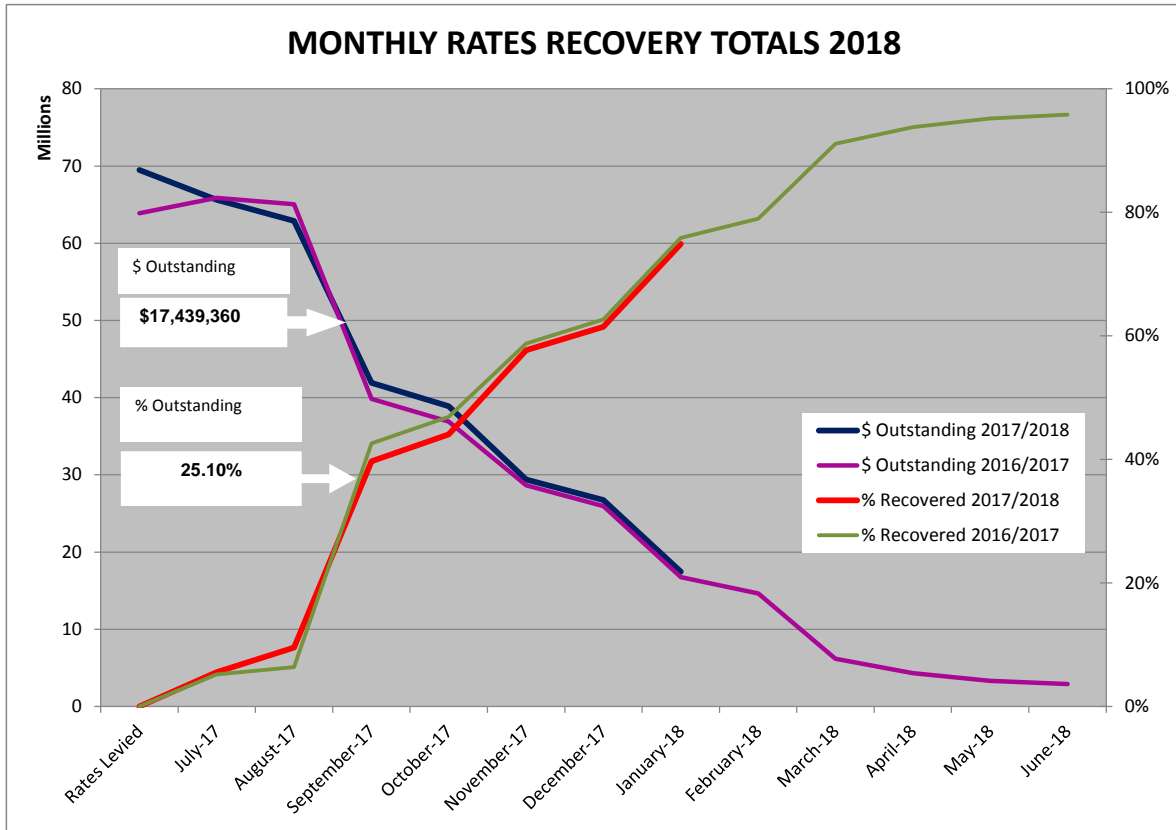
RATE RECEIPTS BY PAYMENT TYPE LAST 12 MONTHS



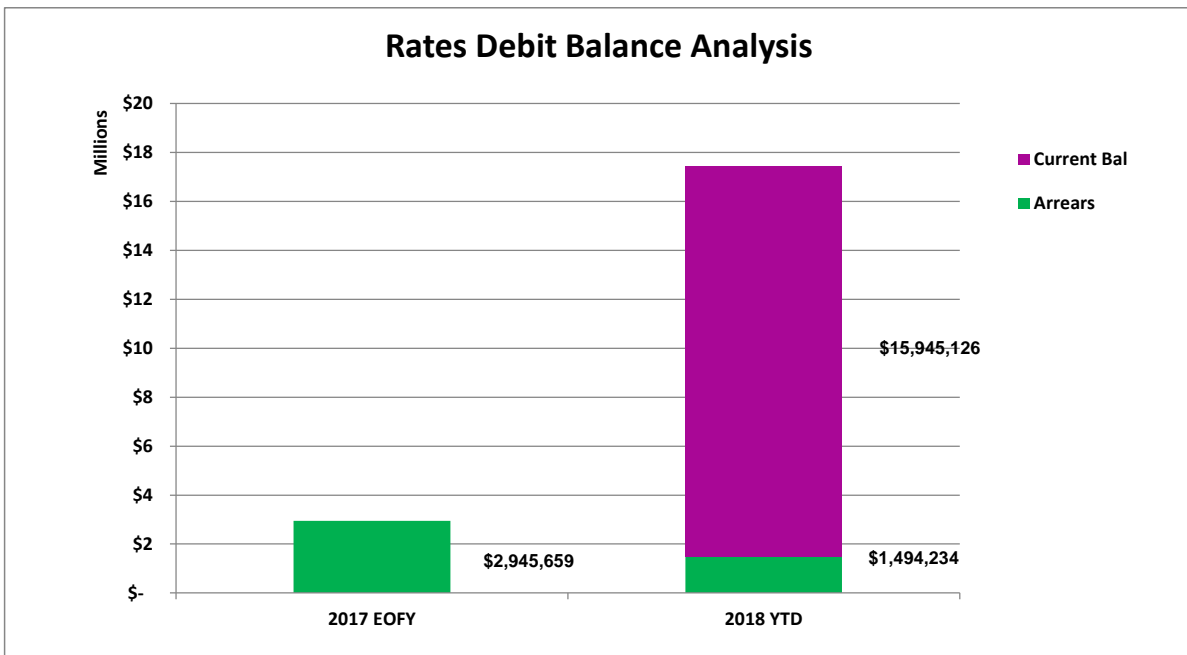
ACCOUNTS RECEIVABLE OUTSTANDING DEBTORS



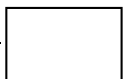
Pursuant to Local Government (Accounting) Regulations Sec 18(2)(b) the chart labelled "Accounts Receivable Outstanding Debtors" represents sundry debts owed to Council on an "aged" basis.



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.



16. TOWN PLANNING REPORT/LETTERS



ENCL: 2ND ORDINARY COUNCIL MEETING/OPEN **AGENDA ITEM:** 16.1
YES

COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

REPORT No.: 18CF0013 BS:hd **COMMON No.:** 2547669 **DATE:** 27/02/2018

Presenter: Manager City Planning, Cindy Robson

Approved: General Manager City Futures, Gerard Rosse

PURPOSE

The purpose of this report is to present to Council responses made to Planning Applications received between 13 January and 16 February 2018, under delegation.

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 13 January and 16 February 2018 is provided.
- A summary of Sign Permits issued between 13 January and 16 February 2018 is provided.
- A comparison of Council responses for Planning-related Development Applications and the Development Consent Authority outcomes is included.

RECOMMENDATION

THAT Report Number 18CF0013 BS:hd entitled Council Responses to Planning Applications - February 2018, be received and noted.

PAGE: 2
 REPORT NUMBER: 18CF0013 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

BACKGROUND

City of Darwin responded to 10 Development Applications and approved one Sign Application exhibited between 13 January and 16 February 2018.

DISCUSSION

Development Applications

Of the 10 Development Applications City of Darwin officers supported all development applications subject to normal or specific conditions.

Development Applications supported, subject to normal Council conditions

The table below describes the Development Applications that were 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
Lots 11858 - Town of Nightcliff 37 Trainer Street, Muirhead	Unit title schemes subdivision to create 2 units and common property. (For an approved Muirhead duplex)
Lot 1097 - Town of Sanderson 1 Peregrine Street, Wulagi	Alterations and additions to an existing single dwelling with a reduced front setback. (Corner block, both streets comply with front setback requirements. Secondary street requires 2.5m setbacks, application proposes a 3.1m setback. Landscaping requested)
Lot 1967 - Town of Darwin 12 Winston Avenue, Stuart Park	Shed addition to an existing multiple dwelling with a reduced front setback. (Requires 2.5m, proposes 0.5m. Due to the scale, landscaping and location and size of the proposed 'shed', the shed is not expected to affect the amenity of the surrounding area)

PAGE: 3
 REPORT NUMBER: 18CF0013 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

Property Address	Description of Development Proposal
Lot 9117 - Town of Nightcliff 281 Bagot Road, Coconut Grove	30m high telecommunication facility with associated antennas and equipment shelters. (To be located within Space Base Self-Storage yard. The telecommunications facility located at the rear of Larrakia Nation's yard (Dick Ward Drive) will be removed)
Lot 7723 - Town of Nightcliff 3 Bradshaw Terrace, Casuarina	Shop and office in an existing 2 storey building. (Ex-Commonwealth Bank premises - Change of use requires approval as the Planning Scheme defines a "Bank" as an "Office". Ground floor use will be an Opportunity Shop for the general public. First floor will remain offices)
Lot 6612 - Town of Darwin 12 Swan Crescent, Winnellie	Change of use from warehouse to leisure and recreation. (Car parking management plan has been provided which demonstrates that car parks from the adjacent lot (same owner) is to be used instead of on-street parking)
Lot 6656 - Town of Darwin 30 Frances Bay Drive, Darwin City	Re-subdivision under the <i>Unit Titles Act</i> to create 2 additional units. (Fisherman's Wharf - Remove access easement (road) from unit 4 and make it an independent Lot, which will be owned by the Northern Territory Government)

PAGE: 4
 REPORT NUMBER: 18CF0013 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

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 2458 - Town of Darwin 150 Smith Street, Larrakeyah	10 x 3 bedroom and 1 x 5 bedroom multiple dwellings in an 8 storey building	3m rear & side setbacks provided. Variation requested for extra setback distance for buildings longer than 18m and higher than 4 storeys. Formal justification has been requested to detail the special circumstances of why the setback variations should be granted.
Section 3115 & 5472- Hundred of Bagot 102 Reichardt Road & 57 Benison Road, Winnellie	Subdivision and consolidation to create 2 lots	Application has previously been approved, however the Development Permit has expired. Application creates a road which has been built and is in use. The road traverses from Benison Street to Reichardt Road and is currently located within private property. It is now a privately owned road. When subdivide out, and if the road is to be vested to City of Darwin, the road is to meet all City of Darwin requirements.

PAGE: 5
 REPORT NUMBER: 18CF0013 BS:hd
 SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

Property Address	Description of Development Proposal	Specific Matters
Section 7349 - Hundred of Bagot Makagon Road, Berrimah	Subdivision to create 145 lots in 4 stages and a building envelope plan	Berrimah Farm Land Development It was requested that the need for formal crossings, footpaths/cycle paths, ancillary street trees and street lighting be reviewed to consider the expected number of residents for stage 1 and the proposed 145 lots collectively. A revised Traffic Impact Assessment Report (TIA) to address: <ul style="list-style-type: none"> • Egress movements to Makagon Road, • Pruen Road and Makagon Road intersections are to be assessed, and • Pruen Road, Makagon Road, Marlow Road and Strath Road are all industrial roads, geometrically designed to accommodate larger vehicles, being straight and wide. The TIA should look at the likelihood and risk associated with the increased residential traffic, speeding and the local area traffic management solutions that could be utilised to reduce the likelihood, if it is determined to be a risk.

Sign Applications

City of Darwin received and approved one sign application during this period, refer **Attachment A**. The sign application was received by City of Darwin on 31 January 2018 and a Signs Permit was issued on 2 February 2018, under delegated authority.

Applicant - Elite Physiotherapy and Sports Injury Clinic

Address - Lot 1423 (44) Woods Street, Darwin

Signs – Moveable Sign, Projecting Sign, Window Signs

PAGE: 6
REPORT NUMBER: 18CF0013 BS:hd
SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - FEBRUARY 2018

The window signs incorporate business advertising and promotional artwork, and are designed to restrict the public from looking into the business premises. The window signs are located on both Woods and Gardiner Streets and are not illuminated. The signage is consistent with this type of business and they are not expected to affect the amenity of the area.

Cross Reference Table

A comparison of Council letter responses and the Development Consent Authority outcomes for the hearing held on Friday 2 February 2018 is provided in **Attachment B**.

CONSULTATION PROCESS

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

- Manager City Planning
- Planning Officer

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.

PAGE: 7
REPORT NUMBER: 18CF0013 BS:hd
SUBJECT: COUNCIL RESPONSES TO PLANNING APPLICATIONS - 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.

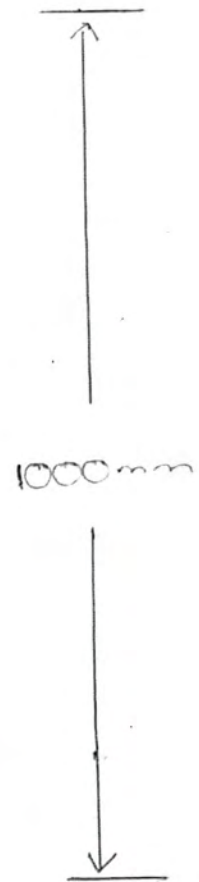
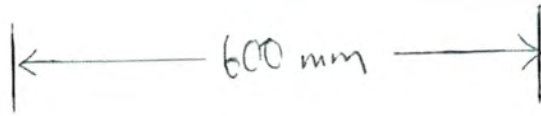
CINDY ROBSON
MANAGER CITY PLANNING

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:** Advertising signs - Elite Physiotherapy and Sports Injury Clinic
Attachment B: Cross reference table of City of Darwin responses and the Development Consent Authority outcomes.



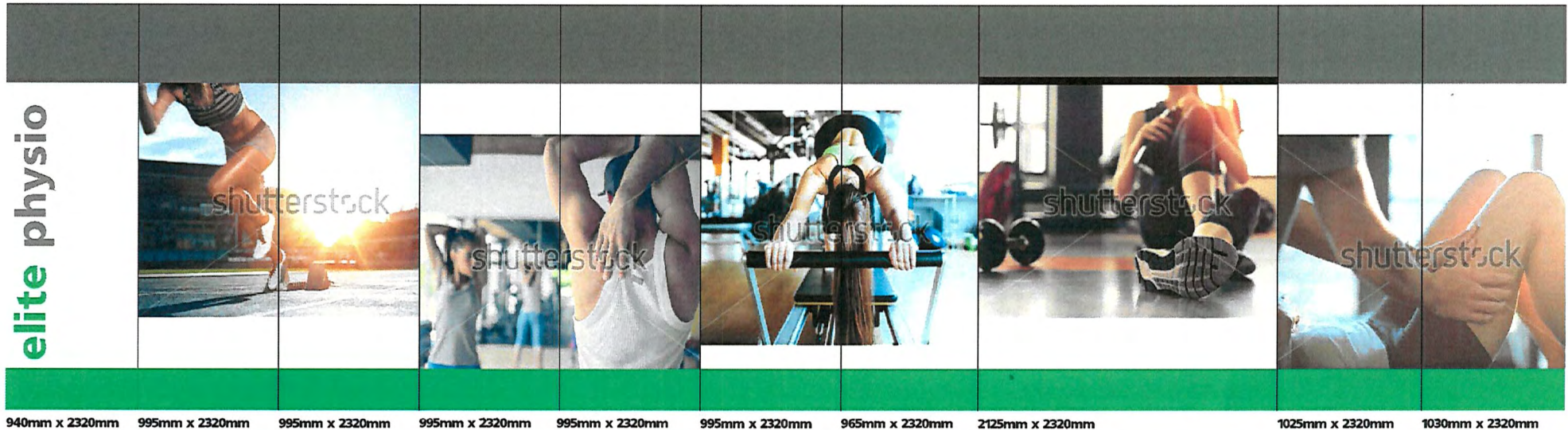
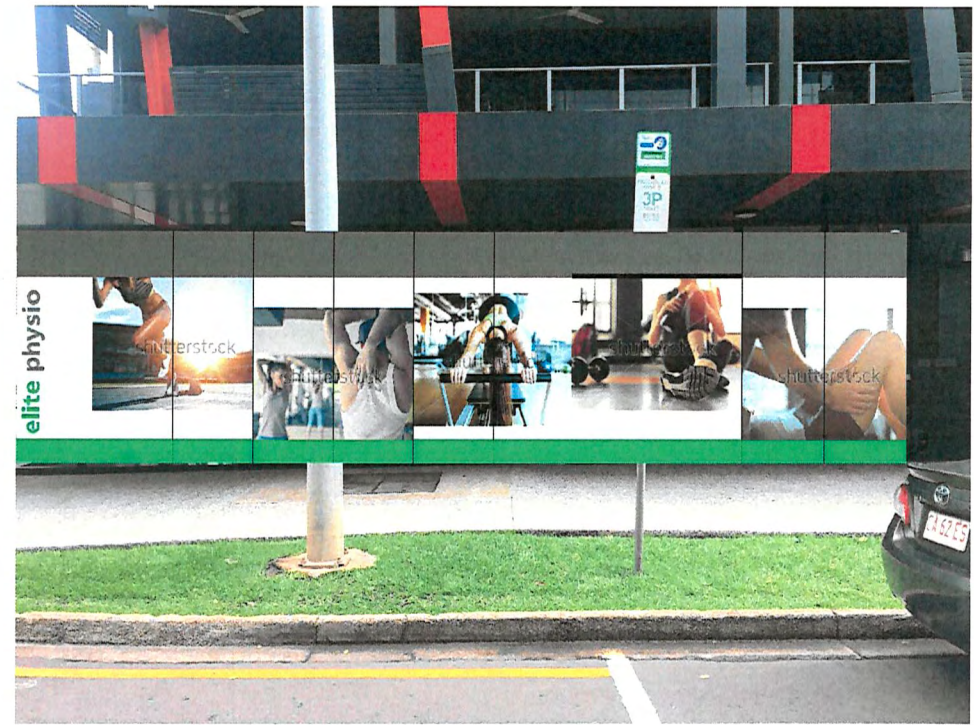
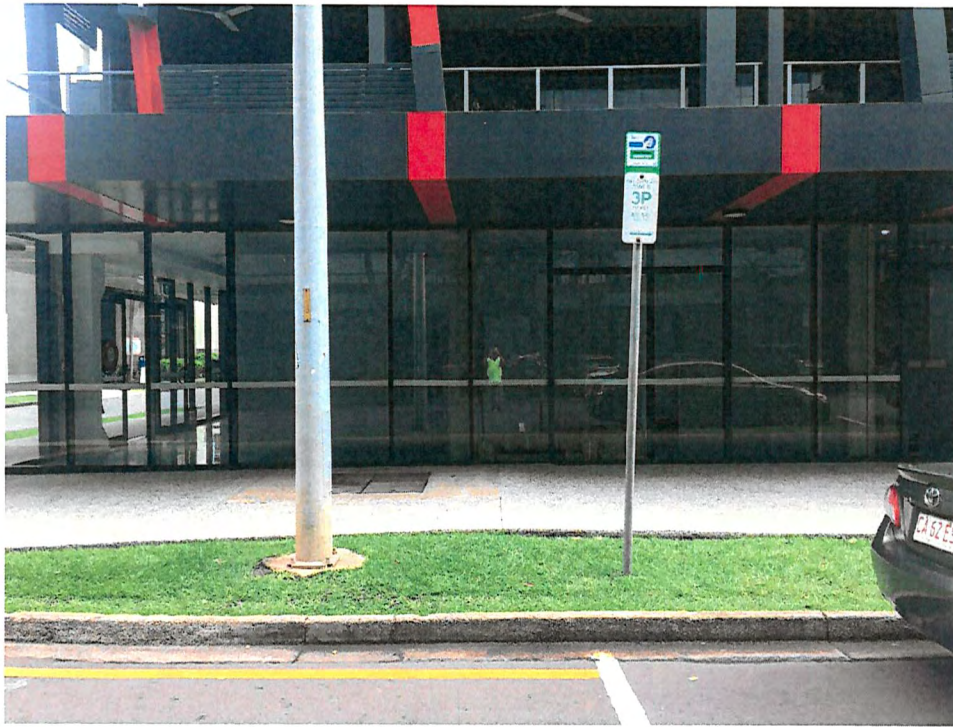
Moveable Sign Location

Proposed A Frame location



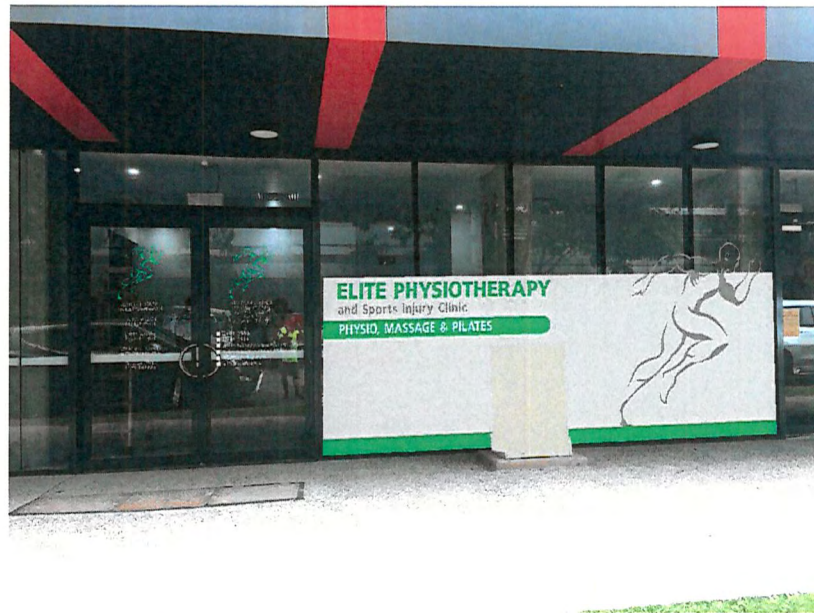
1700

3700



Block out vinyl prints

Woods Street Entrance





JUSTINA TINSWELL
Sports Physiotherapist

LAURA BRUNDS
Physiotherapist

EMMA WILSHIT
Physiotherapist

DR JANE MCGILL
Sports Physiotherapist

REBECCA BRISER
Myo therapist

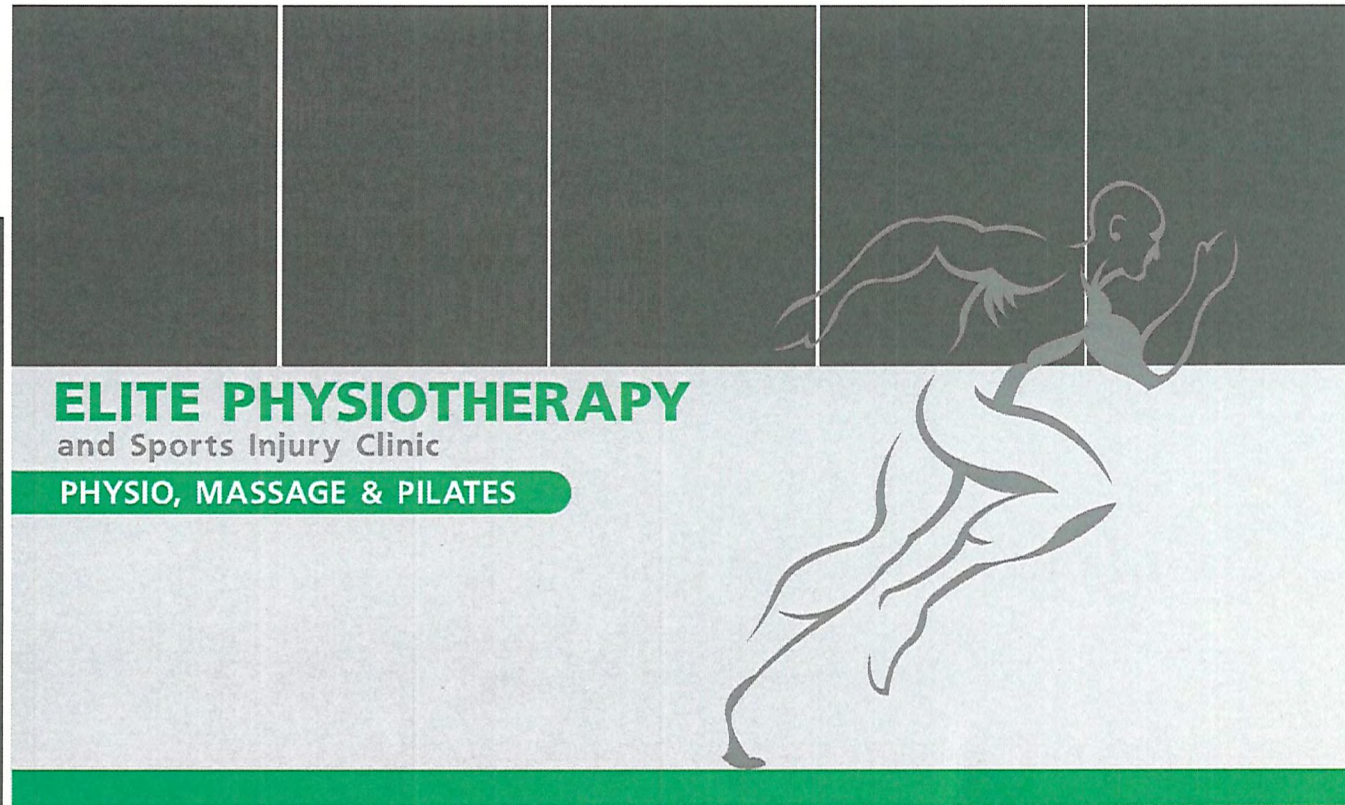


Monday to Friday
8:00am - 6:00pm
Saturday
9:00am - 12:00 pm

- 8941 8555
- 8941 8556
- admin@elitephysiotherapy.com.au
- www.elitephysiotherapy.com.au
- elitephysiotherapy

2150mm x 890mm

2150mm x 890mm



ELITE PHYSIOTHERAPY
and Sports Injury Clinic

PHYSIO, MASSAGE & PILATES

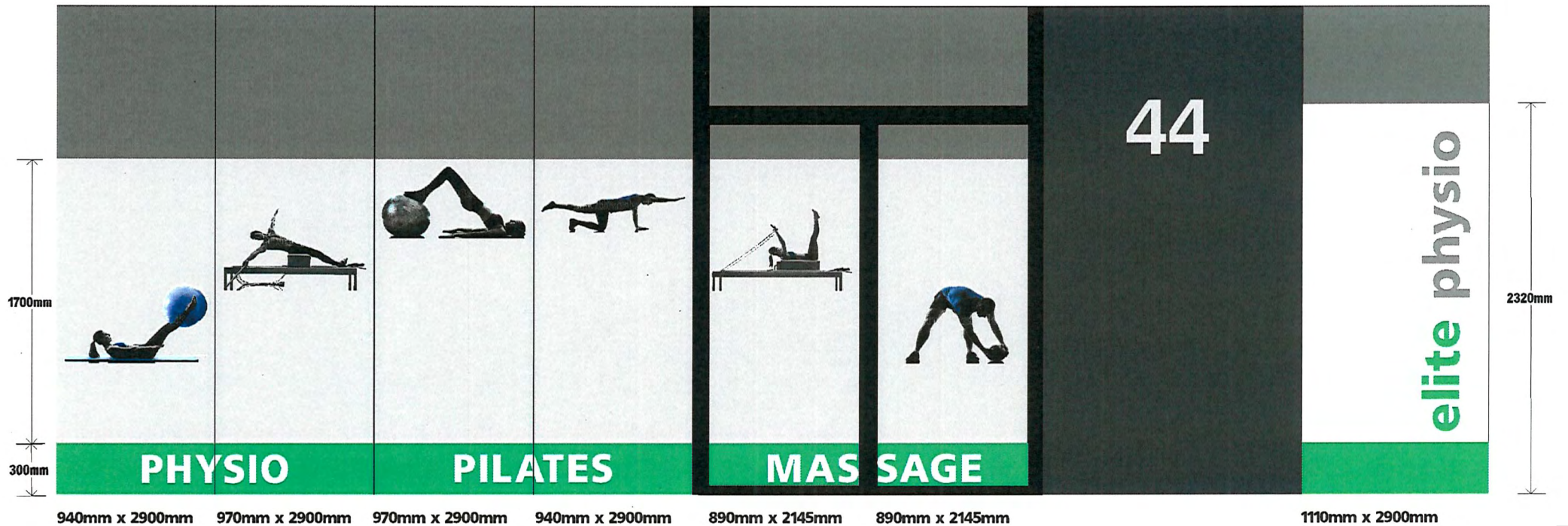
960mm x 2900mm

960mm x 2900mm

960mm x 2900mm

960mm x 2900mm

960mm x 2900mm



Projecting Sign



**X1 DOUBLE SIDED LIGHTBOX @ 1800mmW x 300mmH
INSTALLED HARD AGAINST THE SOFFIT, 2700mm FROM GROUND LEVEL TO THE BOTTOM OF THE LIGHT BOX**

CROSS REFERENCE SHEET – Meeting 308 – Friday 2 February 2018

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
<p>ITEM 1</p> <p>PA2017/0531</p> <p>Lots 6652, 6985 & 712 (40,44 & 38) Patterson Street, Malak</p> <p>Town of Sanderson</p>	<p>Subdivision and consolidation to create two lots for the purpose of leases in excess of 12 years, in three stages</p> <p>City of Darwin supported the granting of a Development Permit.</p>	<p>The Development Consent Authority issued a Development Permit.</p>
<p>ITEM 2</p> <p>PA2017/0570</p> <p>Lots 6652 & 7012 (40 & 38) Patterson Street, Malak</p> <p>Town of Sanderson</p>	<p>Supporting accommodation</p> <p>City of Darwin supported the granting of a Development Permit.</p>	<p>The Development Consent Authority issued a Development Permit.</p>
<p>ITEM 3</p> <p>PA2017/0540</p> <p>Lots 7602 (13) Esplanade, Darwin City</p> <p>Town of Darwin</p>	<p>Change of use from shop to medical clinic (unit 53)</p> <p>WITHDRAWN</p>	

DCA ITEM NUMBER & SUBJECT DESCRIPTION	SUMMARY OF ISSUES	DEVELOPMENT CONSENT AUTHORITY RESPONSE
<p>ITEM 4</p> <p>PA2017/0585</p> <p>Lot 7202 (56) Jessop Street, Berrimah</p> <p>Hundred of Bagot</p>	<p>Warehouse and ancillary office</p> <p>City of Darwin supported the granting of a Development Permit.</p>	<p>The Development Consent Authority issued a Development Permit.</p>
<p>ITEM 5</p> <p>PA2017/0566</p> <p>Lot 7202 (56) Jessop Street, Berrimah</p> <p>Hundred of Bagot</p>	<p>Transport terminal including workshop, laboratories, storage areas and office space</p> <p>WITHDRAWN</p>	
<p>ITEM 6</p> <p>PA2017/0568</p> <p>Lot 2845 (11) Goyder Road, Parap</p> <p>Town of Darwin</p>	<p>Change of use to vehicle sales and hire and light industry car detailing) and warehouse</p> <p>City of Darwin did not object to the granting of a Development Permit.</p>	<p>The Development Consent Authority issued a Development Permit.</p>

TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

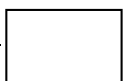
ORD02/26

17. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

17.1 Incoming Letter - Chief Minister of the Northern Territory - Response to Proposal for Partnership to Develop a Citywide Mobility Strategy
Document No. 3741231 (27/02/18) Common No. 3712998

*The letter is **Attachment A**.*

THAT the incoming letter from the Chief Minister of the Northern Territory, responding City of Darwin's proposal for a partnership to develop a Citywide Mobility Strategy be received and noted.





CHIEF MINISTER



Parliament House
State Square
Darwin NT 0800
chief.minister@nt.gov.au

GPO Box 3146
Darwin NT 0801
Telephone: 08 8936 5500
Facsimile: 08 8936 5576

The Hon Kon Vatskalis JP
The Right Worshipful the Lord Mayor of Darwin
City of Darwin
GPO Box 84
DARWIN NT 0810

Dear Lord Mayor

Kon

I refer to the letter of 18 December 2017 from the Acting Lord Mayor, Rebecca Want De Rowe, proposing a partnership between Council and the Northern Territory Government to develop a Citywide Mobility Strategy. As acknowledged in the letter, there are a number of existing and proposed strategic documents which plan for transport, mobility and land use within the City of Darwin area. Effective coordination of these plans and policies across all levels of government is essential to improve access and increase mobility.

My Government understands the importance of efficient mobility to modern cities and acknowledges the valuable contribution of cycling and walking. With relatively high levels of active transport in the Australian context and a range of public transport options, Darwin is well placed to increase mobility through cycling, walking and use of public transport. The Department of Infrastructure, Planning and Logistics is working on a number of projects to improve pedestrian and cyclist connectivity and is currently scoping future ferry transport options, as well as supporting alternative mobility choices such as ridesharing.

I am keen to partner with Council to explore how we can work collaboratively to improve mobility and access. The Minister for Infrastructure, Planning and Logistics, the Hon Nicole Manison MLA, has advised that officers from the Department will contact Council staff to explore potential opportunities. Ms Louise McCormick, General Manager, Transport and Civil Services will be an initial contact in this regard.

I look forward to Council and Government working together to progress this important initiative.

Yours sincerely

MICHAEL GUNNER

25 JAN 2018

TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/27

17. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

17.2 Request from Australia By Design to Participate in Television Opportunity: AUSTRALIA by DESIGN: Landscapes for Network TEN (27/02/18) Common No. 3756160

The mission of the series is to bring the beauty of Australian landscape architecture to a broader audience.

City of Darwin has been invited to participate in AUSTRALIA by DESIGN: Landscapes as a Region Partner.

It is a unique, low cost opportunity to expose the full breath of what the profession, its institutions and its suppliers have to offer, it will be an incredible snap shot of Australian landscapes and gardens today and will serve as an important “document” in the recording of Australian landscape architecture.

You can visit australiabydesign.com.au to view an episode or two of the AUSTRALIA by DESIGN: Architecture and AUSTRALIA by DESIGN: Innovation - this will provide a sense of the production values and the pace of the format.

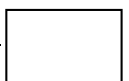
*The supporting information for the request is **Attachment B**.*

A. THAT the incoming request from Australia By Design to participate in AUSTRALIA by DESIGN: Landscapes for Network TEN be received and noted.

B. THAT Council accept the offer to participate.

OR

B. THAT Council decline the offer to participate.



AUSTRALIA by DESIGN LANDSCAPES



ON-AIR: August 26, 2018

Sunday's 3pm on TEN

Saturday's 12pm on ONE from September 1

Available on tenplay from August 27

6 x 30 minute episodes



Australian Institute of
Landscape Architects



AUSTRALIA by DESIGN LANDSCAPES



It's about bringing the beauty of Landscape Architecture to a broader audience ...



AUSTRALIA by DESIGN

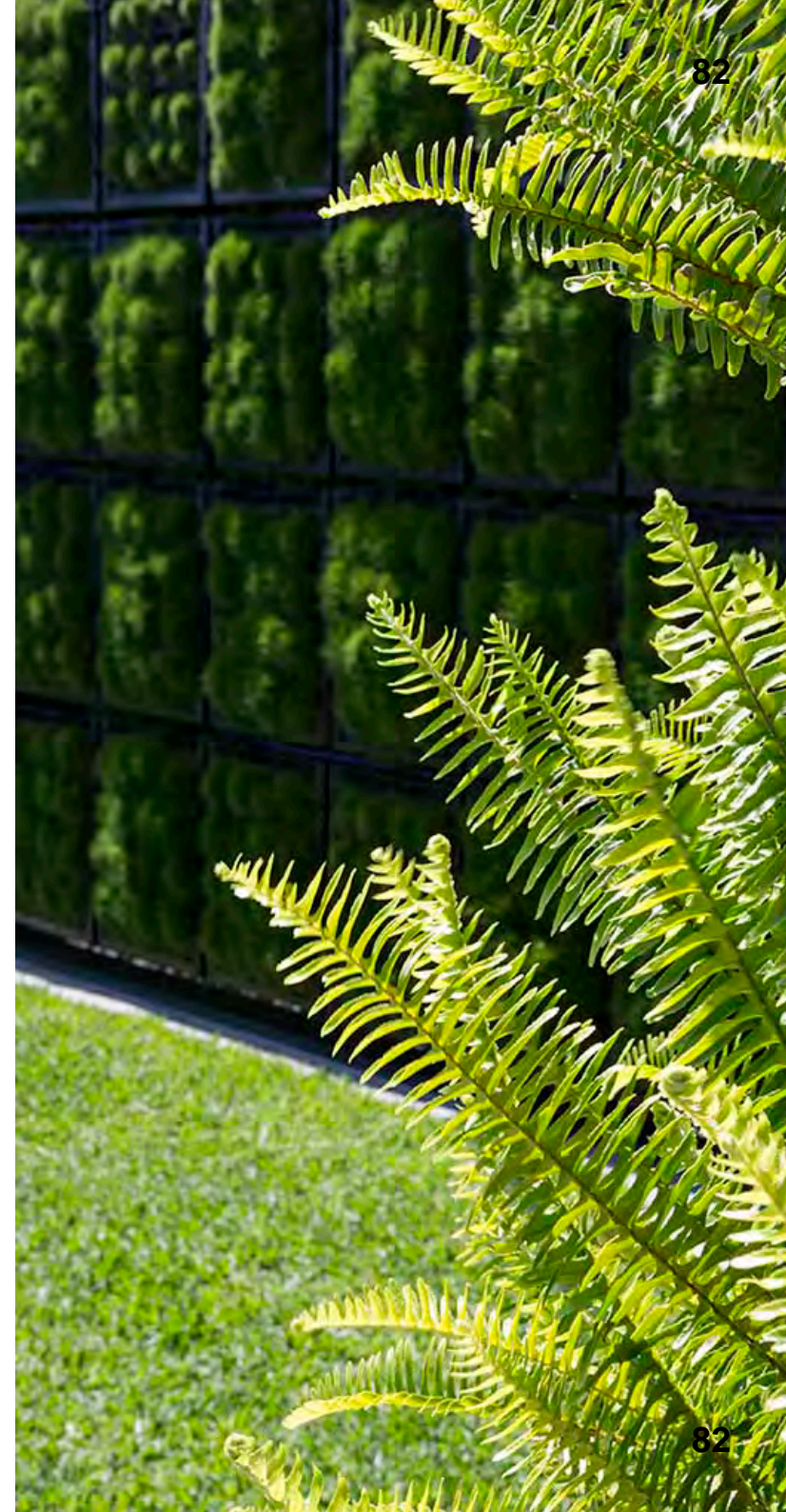
L A N D S C A P E S

AUSTRALIA by DESIGN:Landscapes is a new and exciting show ready for national broadcast on August 26, 2018.

This new six part weekly series is hosted by nationally recognised architect, adviser and agitator for good design - Tim Horton, internationally renowned curator of places and spaces Sharon Mackay and third generation nurseryman ... the incomparable Wes Fleming.

In each commercial half hour episode, our hosts will visit a different state or territory to uncover the human stories behind some of its most innovative and creative landscaping projects.

In conjunction with the Australian Institute of Landscape Architects, AUSTRALIA BY DESIGN: Landscapes will showcase 50 of Australia's best landscape designs.



AUSTRALIA by DESIGN

L A N D S C A P E S

AUSTRALIA by DESIGN: Landscapes will have complete editorial freedom. The series will feature everything from Parks and Open Spaces to Urban Design and Infrastructure to Private Gardens. It uncovers the key ingredients such as how innovative they are, what makes each landscape different and what problems are they trying to solve.

AUSTRALIA by DESIGN: Landscapes aims to bring beauty and creativity into the hearts and minds of Australians as we explore the impact of good design on our landscape.



AUSTRALIA by DESIGN

LANDSCAPES

Format

Over each episode we will count down the top 10 landscape statements from 10 to 1 in a featured state/territory. The 'top 10' will be determined in a consultative process with AILA, our landscape architects and sponsors. .

Our sponsors will be introduced as a panel of industry leaders and will be joined and guided by the series hosts Tim, Sharon, Wes and a top local landscape architect at the judging table. The program will visit and showcase the top 10 landscapes and interview the clients and the architects.

Typical show introduction: *"We've gathered some of New South Wales' top landscape architects and industry leaders to decide what is the States' ultimate landscape statement of the year."*

In the sixth and final national top 10 countdown episode, our judges will review each state/territory winner and deliberate, debate and cast judgment on which winning landscape project will be declared Australia's ultimate landscape statement of the year.



WATCH THE SERIES TRAILER



AUSTRALIA by DESIGN LANDSCAPES



The Hosts and Field Presenters- Tim Horton, Sharon Mackay & Wes Fleming

Fresh from his duties as host of the Australia by Design: Architecture & Innovation series, 2017 Good Design Awards jurist Tim Horton is well qualified to be a face of **AUSTRALIA byDESIGN: Landscapes**. Tim is a nationally recognised award winning architect, at 36, he was appointed as a Commissioner for Integrated Design for the government of South Australia and is currently the Registrar of the NSW Architects Registration Board.

Sharon Mackay is a designer with 25 years practice in Australia and North America. Her experience spans across the public sector and private practice, most recently as a strategic designer and festival curator within the Department of the Premier and Cabinet (DPC) of the South Australian Government.

Wes Fleming was 'born and bred' growing trees, he has earned a widespread reputation for quality and innovation in horticulture. He was presented with an Award of Merit from the Nursery and Garden Industry of Victoria in 2008 for his dedication to raising the industry profile. In 2015 Wes was awarded a prestigious Order of Australia Medal for his contributions to horticulture and landscape architecture.





AUSTRALIA by DESIGN

L A N D S C A P E S



NATIONWIDE COVERAGE



Please Note: These fixed time-slot figures do not include Time Shifted Viewing (Catch-up TV).

In broadcasting, time shifting is the recording of a program to a storage medium to be viewed after the live broadcast.

TEN 3pm Sunday		ONE 12pm Saturday	
	Reach		Reach
Metro	112,000	Metro	84,000
Regional	73,000	Regional	31,000
Combined	185,000	Combined	115,000
Timeslot(s) measurement based on 2016 OzTam Survey			
National Broadcast Reach		300,000	

Broadcast Dates

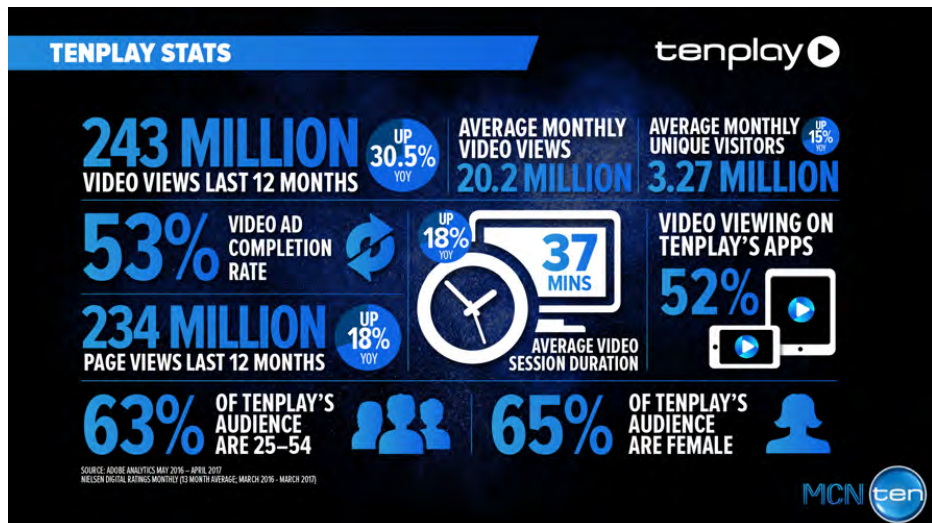


- Ep 1:** VIC - Aug 26
- Ep 2:** NSW - Sep 2
- Ep 3:** SA - Sep 9
- Ep 4:** QLD - Sep 16
- Ep 5:** WA - Sep 23
- Ep 6:** FINAL - Sep 30



- Ep 1:** VIC - Sep 1
- Ep 2:** NSW - Sep 8
- Ep 3:** SA - Sep 15
- Ep 4:** QLD - Sep 22
- Ep 5:** WA - Sep 29
- Ep 6:** FINAL - Oct 6

Available August 27 on



AUSTRALIA by DESIGN LANDSCAPES

Why are we talking to you?

If you have received this proposal, The Australian Institute of Landscape Architecture and MWC Media feel your organisation is a good match with the content and ethos of the series.



AUSTRALIA by DESIGN

L A N D S C A P E S

STATE PARTNER



The State Partner will enjoy a second tier association with a quality production.

Your brand will receive the following:

- A seat representing your state/territory on the judges panel.
- Visual and verbal reference as an industry leader and representative on the judging panel for your state/territory episode.
- Minimum of two special comments from your representative for the number 10 to 4 state/territory finalists.
- Shared screen prominent logo positioning in the closing credits in one episode.
- Provision of a digital marketing pack for brand /product promotional and marketing use.
- Promotional highlights video clip of your role in the show for brand promotional use.

TOTAL INVESTMENT \$9,500 + gst

- *Maximum of three State Partnerships allocated for each episode*
- *Multi Episode State Partnerships and episode 6 - Best of the Best available POA.*



AUSTRALIA by DESIGN

L A N D S C A P E S

Timeline

Production timeline is as follows:

- January to March– Sponsorship Procurement
- January - Pre-Production
- February / March – Production
- April /to June - Post Production
- Broadcast – August 26, 2018





AUSTRALIA
by DESIGN
ARCHITECTURE

AUSTRALIA
by DESIGN
INNOVATIONS

AUSTRALIA
by DESIGN
LANDSCAPES

Producers of quality, creative and imaginative television program content

MWC Media is a television production company founded in 2006 with offices in Melbourne, Australia and Auckland, New Zealand. MWC specializes in lifestyle programming and in providing fully funded series to television networks in Australia and New Zealand.

With offices in both Australia and New Zealand, MWC maintains firm relationships with key decision makers with partners, stakeholders, TV Networks and program sponsors.

MWC's most recent TV Shows include AUSTRALIA by DESIGN Architecture and AUSTRALIA by DESIGN Innovation for NETWORK TEN & ONE, The Travelling Chef for NINE and 9Life, Love Shack Series One - WIN Network Australia, Taste of a Traveler - TVNZ, Kiwi Dream - TVNZ and Pushing the Boundaries - SCA.

KEY PEOPLE:



MIKE CHAPMAN Mike is the Director of MWC and has over 30 years experience in the television industry in Australia and New Zealand.

He has a long history of creating programming for a variety of markets from regional Australia, Metro Australia and New Zealand.

Some of Mike's many credits include being series producer and/or executive producer on Big Brother (series 1 - TEN), Getaway (NINE/TVNZ), Holiday (TVNZ), Wish You Were Here (TV3), and Australia's Most Amazing Homes (NINE.) Mike manages a production team from his Melbourne office.



TONY MAUGHAN Tony is a media veteran with over 35 years experience in business development, creative direction, production, finance and management.

A specialist of cross media marketing and project management, his fields of expertise includes an indepth understanding of radio, the recording industry, television, print, magazine and digital.

Tony manages MWC Media's partnerships.



UNA MAYBIN CHAPMAN

Una is MWC's Production Manager. She is nothing short of a miracle worker.

Flying (faster than a speeding bullet) between the production office in Melbourne and the set, Una oversees the smooth running of the show.

Una applies her vast experience and people management skills to co-ordinate the complex logistics of filming a television series. She is the "go to" person for scheduling film crew, cast, suppliers and stakeholders that are involved in the production.

TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/28

17. INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

17.3 Local Government Association of the NT - Request for Nominations to the Local Government Disciplinary Committees

(27/02/18) Common No. 375173

This is a call for nominations to a pool of persons eligible to be a member of a disciplinary committee.

*LGANT has been asked to nominate a further **ten people** for the Minister to consider for appointment to the pool of persons eligible to be a member of a disciplinary committee. It is suggested that nominees reflect a broad spectrum of the Territory's community including representing a variety of cultural backgrounds, gender, experience and locations. Given the short timeframe LGANT has been asked to complete this exercise, most councils will probably have to endorse their nominations at future council meetings.*

Those that are already members of the pool of persons need not renominate.

Under Section 80 of the Local Government Act (the Act), complaints against council members are to be heard by a local government disciplinary committee.

Under the disciplinary committee provisions, when the Department of Housing and Community Development receives a complaint, it is required to form a disciplinary committee consisting of one member from each of following three classes of persons:

- *a legal practitioner who has been nominated by the Attorney-General;*
- *a person who has been nominated by the Minister for Housing and Community Development*
- *a person who has been nominated by the Local Government Association of the Northern Territory.*

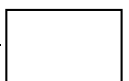
To assist the Department in forming a committee after a complaint has been received, the Act requires the Minister to appoint persons who fall within the abovementioned classes to a list of persons who are eligible to be a member of a disciplinary committee.

Interested people can find out about the process at <https://nt.gov.au/community/local-councils-remote-communities-and-homelands/complain-about-a-council-member>

*The nomination form is **Attachment C**.*

THAT the incoming request from the Local Government Association of the NT for nominations to the Local Government Disciplinary Committees be received and noted.

THAT Council nominate _____ to the Local Government Disciplinary Committees.



LOCAL GOVERNMENT ASSOCIATION OF THE NORTHERN TERRITORY

NOMINATION FORM

LOCAL GOVERNMENT DISCIPLINARY COMMITTEES

COUNCIL NAME: City of Darwin

1. Agreement to be nominated

I, _____ agree to be nominated as part of a pool of
(name in full)
members that could be called upon to form part of the
Local Government Disciplinary Committees.

Signature: _____ Date: _____

2. Council Confirmation of Nomination

I, _____ the Chief Executive Officer
hereby confirm that _____
was approved by resolution of Council to be nominated as part of a pool of members
that could be called upon to form part of the **Local Government Disciplinary
Committees** at a meeting held on / /2018.

Signature: _____ Date: _____

3. Nominee's Contact Details

Email address: _____

Phone No: _____

4. Nominee Information

The following information is required to enable the Executive to make an informed decision. A current curriculum vitae can be submitted in lieu of section 3 of the nomination form.

4.1 What is your current council position? _____

4.2 How long have you held your current council position? _____

4.3 How long have you been involved in local government? _____

4.4 What experience and qualifications do you have that is relevant to this committee?

4.5 Apart from your current position what other roles have you had in the local government sector?

5. You agree to supply the Executive with a report on the committee meetings you attend?

I agree I Disagree

6. Have you read and agree to the Outside Committee procedures

Yes

TENTH ORDINARY COUNCIL MEETING – OPEN SECTION
TUESDAY, 27 FEBRUARY 2018

ORD02/29

18. REPORTS OF REPRESENTATIVES

19. QUESTIONS BY MEMBERS

20. GENERAL BUSINESS

21. DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING
Common No. 2695130

THAT the next Ordinary Meeting of Council be held on Tuesday, 13 March 2018, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

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

