

**DARWIN CITY COUNCIL**

MINUTES OF THE THIRTY-SIXTH ORDINARY MEETING OF THE TWENTIETH COUNCIL  
HELD IN CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE, DARWIN ON TUESDAY 27  
OCTOBER 2009, COMMENCING AT 5.00 P.M.

PRESENT: The Right Worshipful, Lord Mayor, Mr G R Sawyer (Chairman); Member J D Bailey; Member R T Dee; Member H I Galton; Member G M Jarvis; Member R Lesley (arrived at 5.06 p.m.); Member F P Marrone; Member A R Mitchell; Member K M Moir; Member J L Sangster.

OFFICERS: Chief Executive Officer, Mr B P Dowd; Acting General Manager Corporate Services, Mr L Carroll; General Manager Infrastructure, Mr L Cercarelli; Acting General Manager Community & Cultural Services, Ms K Conway; Manager Climate Change & Environment, Mrs P Robinson; Finance Manager, Ms K Stidworthy; Communications & Marketing Media Officer, Mr G Haslett; Committee Administrator, Ms L Elmer.

OBSERVER: Ms Patsy Hickey – Resident of Darwin

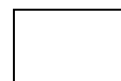
MEDIA: Mr Ben Langford – NT News; Ms Gina Marich – ABC Radio

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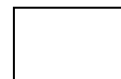
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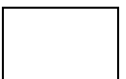
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**1 LORD'S PRAYER**

**2 MEETING DECLARED OPEN**

The Chairman declared the meeting open at 5.00 p.m.

**3 APOLOGIES AND LEAVE OF ABSENCE**

**3.1 Apologies**

Nil

**3.2 Leave of Absence Granted**

(Sangster/Marrone)

- A. THAT it be noted that Member G A Lambert is an apology due to a Leave of Absence being previously granted on 14 April 2009 for the period 20 – 30 October 2009.
- B. THAT it be noted that Member R K Elix is an apology due to a Leave of Absence being previously granted on 15 September 2009 for the period 24 October – 13 December 2009.
- C. THAT it be noted that Member H D Sjoberg is an apology due to a Leave of Absence being previously granted on 13 October 2009 for the period 24 October - 4 November 2009.

DECISION NO.20\2138

(27/10/09)

Carried

**3.3 Leave of Absence Requested**

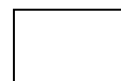
(Moir/Jarvis)

THAT a Leave of Absence be granted for Member F P Marrone for 23 November 2009.

DECISION NO.20\2139

(27/10/09)

Carried



#### **4 ELECTED MEMBERS CONFLICT OF INTEREST DECLARATION**

(Marrone/Sangster)

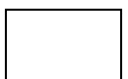
##### **Elected Members**

Pursuant to Section 73 & 74 of the Local Government Act 2008, Member R T Dee declared a Conflict of Interest in Item C27.1.

##### **Staff**

Pursuant to Section 107 of the Local Government Act 2008, the Chief Executive Officer, Mr Brendan Dowd, declared a Conflict of Interest in Item C23.1.

Carried



## 5 PUBLIC QUESTION TIME

### 5.1 Gardens Park Golf Course

Document No. 1673051 (19/10/09) Common No. 1673051

(Bailey/Moir)

**Name:** Ms Patsy Hickey

**Address:** Darwin

At the Ordinary Council Meeting held 30 Jan 2007 Council referred the matter of the application for an extension to lease of Gardens Park Golf Links to the Probity Committee for consideration inter alia "whether it is open or advisable for Council to deal exclusively with Mr Dee or adopt an open market process in future lease (sic) of the Gardens Park Golf Course and provide a recommendations back to Council". See 13.20 of the Minutes.

#### Question 1

Will the Council now make public all of that part of Report No. 07TC0017 which relates to the question "*whether it is open or advisable for Council to deal exclusively with Mr. Dee or adopt an open market process in future lease (sic) of the Gardens Park Golf Course and provide a recommendation back to Council*"?

#### Answer

Report Number 07TC0017 lc (presumably the question relates to this report as Report Number 075C0017 does not exist) entitled, Gardens Park Golf Course Lease Extension which was considered by Council on 27 February 2007, remains in Confidential and consent would need to be specifically given by Council to make the report publicly available.

That said, your request will be placed before Council for consideration and you will be advised of the outcome as soon as possible thereafter.

#### Question 2

If not, on what grounds is Council refusing to release this information?

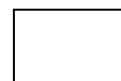
#### Answer

Please refer to the answer in Question 1 above.

DECISION NO.20\2140 (27/10/09)

Carried

ACTION: CEO  
NOTE: GM CORP  
NOTE: GM COMM & CULTURAL  
NOTE: GM INFRAST



## **6 MATTERS OF PUBLIC IMPORTANCE**

Nil

## **7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S**

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

(Moir/Sangster)

- A. THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 29 September 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- B. THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 13 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.20\2141

(27/10/09)

Carried

### **7.2 Confirmation of the Previous Special Council Meeting**

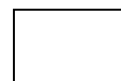
(Galton/Marrone)

- A. THAT the tabled minutes of the previous Special Council Meeting held on Monday, 5 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- B. THAT the tabled minutes of the previous Special Council Meeting held on Tuesday, 6 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- C. THAT the tabled minutes of the previous Special Council Meeting held on Monday, 12 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- D. THAT the tabled minutes of the previous Special Council Meeting held on Monday, 19 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- E. THAT the tabled minutes of the previous Special Council Meeting held on Tuesday, 20 October 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.20\2142

(27/10/09)

Carried



## **7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING/S**

### **7.3 Confirmation of the Previous Confidential Ordinary Council Meeting**

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

(Moir/Galton)

- A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 29 September, 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- B. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 13 October, 2009, be received and confirmed as a true and correct record of the proceedings of that meeting.
- C. THAT this decision be moved into Open.

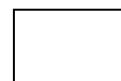
DECISION NO.20\2143

(27/10/09)

Carried

### **7.4 Business Arising from the Minutes of Previous Meeting/s**

Nil





## **8 MOVING OF ITEMS FOR DISCUSSION**

### **8.1 Closure to the Public for Confidential Items**

(Moir/Galton)

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 matters referred from Committees including Confidential Committee Items, and the following Items:-

<u>Item</u>	<u>Regulation</u>	<u>Reason</u>
C23.1	8(a)	Information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual. <b>(Moved from Confidential)</b>
C27.1	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
C27.2	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.

DECISION NO.20\2144

(27/10/09)

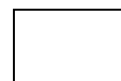
Carried

### **8.2 Moving Open Items Into Confidential**

Nil

### **8.3 Moving Confidential Items Into Open**

Nil



## **9 REPORTS OF COMMITTEES**

### **9.1 COMMUNITY SERVICES (19/10/09)**

#### **Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009

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#### **1 Alawa Community Garden Presentation**

Common No.1647141

(Mitchell/Moir)

THAT the presentation from Charles Darwin University regarding the Lakeside Drive Community Garden, be received and noted.

DECISION NO.20\2145 (27/10/09)

Carried: General Consent

#### **2 Darwin City Council Community Safety Intervention Officer Proposal**

Document Number 1651694 (14/09/09) Common No. 1552808

(Mitchell/Moir)

THAT the incoming letter dated 14 September 2009 from Mr Brian Stacey, State Manager – NT State Office, Department of Families, Housing, Community Services and Indigenous Affairs in respect to Commonwealth assistance in funding a Community Safety Officer position, Document Number 1651694, be received and noted.

DECISION NO.20\2146 (27/10/09)

Carried: General Consent

#### **3. Article – on The Waterfront**

Document Number 1658803 (31/07/09) Common No. 1658803

(Mitchell/Moir)

THAT the Article on The Waterfront in respect to Darwin's Wave Pool from the Australasian Leisure Management July /August 2009 magazine, Document Number 1658803, be received and noted.

DECISION NO.20\2147 (27/10/09)

Carried: General Consent



## 9 REPORTS OF COMMITTEES

### 9.1 COMMUNITY SERVICES (19/10/09)

#### Presentation of Report by Member A R Mitchell

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009

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#### 4 Final Report – Young Women’s Sexual Health Project

Document Number 1649273 (07/08/09) Common No. 1320664

(Sangster/Moir)

- A. THAT Mission Australia’s Final Report of the Young Women’s Sexual Health project, Document Number 1649273, be received and noted.
- B. THAT the Lord Mayor write to the relevant Northern Territory and Australian Government Ministers seeking a partnership for ongoing project support in relation to Young Women’s Sexual Health.

DECISION NO.20\2148

(27/10/09)

Carried

ACTION: GM COMM & CULTURAL

#### 5 Community & Cultural Services Team Report - September 2009

Report No. 09C0177 KH:kl (13/09/09) Common No. 1517201

(Mitchell/Moir)

THAT Report Number 09C0177 entitled, Community & Cultural Services Team Report – September 2009, be received and noted.

DECISION NO.20\2149

(27/10/09)

Carried: General Consent

#### 6 Regulatory Services Monthly Update – September 2009

Report No. 09C0170 DN:mrg (13/10/09) Common No. 1330602

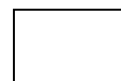
(Mitchell/Moir)

THAT Report Number 09C0170 entitled, Regulatory Services Monthly Update September 2009, be received and noted.

DECISION NO.20\2150

(27/10/09)

Carried: General Consent



## **9 REPORTS OF COMMITTEES**

### **9.1 COMMUNITY SERVICES (19/10/09)**

#### **Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009

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#### **7 Libraries Information Update for September 2009**

Report No. 09P0013 KC:md (13/10/09) Common No. 1518200

(Mitchell/Moir)

THAT Report Number 09P0013 entitled, Libraries Information Update for September 2009, be received and noted.

DECISION NO.20\2151 (27/10/09)

Carried: General Consent

#### **8 Overview of 2009 Disability Awareness Week 3 September to 10 September 2009**

Report No. 09C0165 NMc:kl (13/09/09) Common No. 1497723

(Mitchell/Moir)

THAT Report Number 09C0165 entitled, Overview of 2009 Disability Awareness Week 3 September to 10 September 2009, be received and noted.

DECISION NO.20\2152 (27/10/09)

Carried: General Consent

#### **9 Minutes of Arts And Cultural Development Advisory Committee (ACDAC) Meeting 17 September 2009**

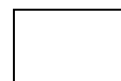
Report No. 09C0161 AR:kl (13/09/09) Common No. 1658221

(Mitchell/Moir)

THAT Report Number 09C0161 entitled, Minutes of Arts and Cultural Development Advisory Committee (ACDAC) Meeting 17 September 2009, be received and noted.

DECISION NO.20\2153 (27/10/09)

Carried: General Consent



**9 REPORTS OF COMMITTEES**

**9.1 COMMUNITY SERVICES (19/10/09)**

**Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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**10 Report on the Activities of the Neighbourhood Watch NT Northern Suburbs Community Patrols**

Report No. 09C0172 AF:kl (13/10/09) Common No. 1347460

(Mitchell/Moir)

THAT Report Number 09C0172 entitled, Report on the Activities of Neighbourhood Watch NT Including the Northern Suburbs Community Patrols, be received and noted.

DECISION NO.20\2154 (27/10/09) Carried: General Consent

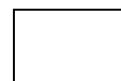
**11 Update on the Big Issue Street Magazine Enterprise and Community Street Soccer Program, October 2009**

Report No. 09C0176 NMc:kl (13/10/09) Common No. 1452720

(Mitchell/Moir)

THAT Report Number 09C0176 entitled, Update on the Big Issue Street Magazine Enterprise and Community Street Soccer Program, October 2009, be received and noted.

DECISION NO.20\2155 (27/10/09) Carried: General Consent



## 9 REPORTS OF COMMITTEES

### 9.1 COMMUNITY SERVICES (19/10/09)

#### Presentation of Report by Member A R Mitchell

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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### 12 Overview of Council's Approach to Public Toilets in Relation to Closure Regimes, Community Access, Sustainability, Community Safety and CPTED Principles Report No. 09C0168 AF:kl (13/10/09) Common No. 394569

(Mitchell/Moir)

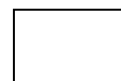
- A. THAT Report Number 09C0168 entitled, Overview of Council's Approach to Public Toilets in Relation to Closure Regimes, Community Access, Sustainability, Community Safety and CPTED Principles, be received and noted.
- B. THAT Council undertake a comprehensive audit and assessment of public toilets in the Darwin municipality in terms of community access, social and urban planning needs and CPTED principles and undertake the development of a rigorous and contemporary policy and procedures in relation to their design and management.

DECISION NO.20\2156

(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL  
NOTE: GM CORP  
NOTE: MGR FINANCE  
NOTE: CA



## **9 REPORTS OF COMMITTEES**

### **9.1 COMMUNITY SERVICES (19/10/09)**

#### **Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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#### **13 Financing Public Art Options Paper - Positive Solutions - September 2009**

Report No. 09C0163 AR:kl (13/10/09) Common No. 1175923

(Sangster/Lesley)

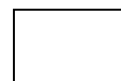
- A. THAT Report Number 09C0163 entitled, Financing Public Art Options Paper - Positive Solutions - September 2009, be received and noted.
- B. THAT Council endorse the creation of a pooled fund for public art representing no less than 2% of the base capital works budget annually.
- C. THAT the proposed Public Art fund is used to achieve the objectives of Council's Public Art Policy through a planned program of activities.
- D. THAT the proposed Public Art fund is used to allow Council to partner the Northern Territory Government on projects through an agreed Memorandum of Understanding (MOU) on public art in the city.
- E. THAT the proposed Public Art fund may be used to match support to capital projects which received support through federal government or other forms of funding or partnerships.

DECISION NO.20\2157

(27/10/09)

Carried

ACTION: GM COMM & CULTURAL  
NOTE: GM CORP  
NOTE: GM INFRAST  
NOTE: MGR FINANCE  
NOTE: MGR COMM & MARKETING



**9 REPORTS OF COMMITTEES**

**9.1 COMMUNITY SERVICES (19/10/09)**

**Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009

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**14 Out of Round Community Grant Application - BreakItDown's Dance Competition**  
Report No. 09C0179 NMc:kl (13/10/09) Common No. 1639764

(Mitchell/Moir)

- A. THAT Report Number 09C0179 entitled, Out of Round Community Grant Application - BreakItDown's Dance Competition, be received and noted.
- B. THAT Council endorses the allocation of \$2,300.00 from the Community Grants Program out of round funds 2009/2010 towards BreakItDown Dance Competition in Darwin on 18 December 2009.

DECISION NO.20\2158

(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL  
NOTE: GM CORP  
NOTE: MGR FINANCE

**15 The National Plan to Reduce Violence Against Women - 2009**  
Report No. 09C0175 KH:kl (13/10/09) Common No. 1452720

(Mitchell/Moir)

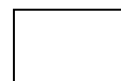
- A. THAT Report Number 09C0175 entitled, The National Plan to Reduce Violence Against Women - 2009, be received and noted.
- B. THAT Council work together with Territory and Federal government agencies in responding to violence against women and embrace initiatives that encourage collaboration.

DECISION NO.20\2159

(27/10/09)

Carried: General Consent

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





**9 REPORTS OF COMMITTEES**

**9.1 COMMUNITY SERVICES (19/10/09)**

**Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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**16 Youth Advisory Group Minutes 9 September 2009 & Resignation of Mr Patrick McCann**

Report No. 09C0164 KL:kl (13/09/09) Common No. 1659839

(Mitchell/Moir)

- A. THAT Report Number 09C0164 entitled, Youth Advisory Group Minutes 9 September 2009 & Resignation of Mr Patrick McCann, be received and noted.
- B. THAT Council receive the resignation of Mr Patrick McCann from the Youth Advisory Group.

DECISION NO.20\2160

(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL

**17 Overview Of Council's 2009 Seniors Month Program**

Report No. 09C0190 NMc:kl (13/10/09) Common No. 1521888

(Mitchell/Moir)

- A. THAT Report Number 09C0190 entitled, Overview of Council's 2009 Seniors Month Program, be received and noted.
- B. THAT Council continue to celebrate Seniors Month each year and that \$1,000.00 be referred to the 2010/2011 budget which will increase the budget for events to be held during Seniors Month in August 2010 to a total of \$6,000.00.

DECISION NO.20\2161

(27/10/09)

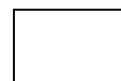
Carried: General Consent

ACTION: COMM & CULTURAL

NOTE: GM CORP

NOTE: MGR FINANCE

NOTE: MGR COMM & MARKETING



## **9 REPORTS OF COMMITTEES**

### **9.1 COMMUNITY SERVICES (19/10/09)**

#### **Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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#### **18 Incoming Petition – Request For Basketball Court At Malak Shopping Centre** Report No. 09C0178 NMc:kl (13/10/09) Common No. 1655059

(Mitchell/Moir)

- A. THAT Report Number 09C0178 entitled, Incoming Petition – Request for Basketball Court at Malak Shopping Centre, be received and noted.
- B. THAT Community Consultation be undertaken and a further report submitted to Council detailing resident feedback, detailed costings, technical requirements and any CPTED considerations pertaining to the installation/positioning of basketball hoops into the car park at Malak Shopping Centre.

DECISION NO.20\2162 (27/10/09)

Carried: General Consent

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

#### **19 Libraries' Revised Collection Development Guidelines** Report No. 09P0011 KC:md (13/10/09) Common No. 236603

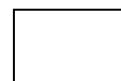
(Mitchell/Moir)

- A. THAT Report Number 09P0011 entitled, Libraries' Revised Collection Development Guidelines, be received and noted.
- B. THAT Council adopt the revised Collection Development Guidelines, Policy 197 for Darwin City Council Libraries presented to Council in September as attached to Report Number 09P0011.
- C. THAT a report be prepared giving consideration to the enhancement of Darwin City's Library Collection in respect to The Bombing of Darwin.

DECISION NO.20\2163 (27/10/09)

Carried: General Consent

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



**9 REPORTS OF COMMITTEES**

**9.1 COMMUNITY SERVICES (19/10/09)**

**Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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**20 Sister Cities Calendar of Events September - December 2009**

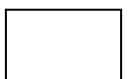
Report No. 09C0151 SF:ems (13/10/09) Common No. 1650276

(Mitchell/Moir)

THAT Report Number 09C0151 entitled, Sister Cities Calendar of Events September - December 2009, be received and noted.

DECISION NO.20\2164 (27/10/09)

Carried: General Consent



## 9 REPORTS OF COMMITTEES

### 9.1 COMMUNITY SERVICES (19/10/09)

#### Presentation of Report by Member A R Mitchell

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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#### 21 Report On Sister Cities Delegation To Dili, Timor-Leste In May 2009

Report No. 09C0157 SF:es (30/09/09) Common No. 1568269

(Mitchell/Moir)

- A. THAT Report Number 09C0157 entitled, Report on Sister Cities Delegation to Dili, Timor-Leste in May 2009, be received and noted.
- B. THAT Council support the proposal to mentor a staff member from Dili District Administration and that a letter of invitation be sent to the Dili District Administrator inviting him to nominate a Dili staff member from Dili District Sanitation to come to Darwin for a period of up to 2 weeks to be mentored/trained by Darwin City Council staff on Council's Waste Management and Environmental Services.
- C. THAT the cost of accommodation during the staff exchange be covered by Council or home stay be arranged.
- D. THAT Council support sending staff from Council to Dili to conduct training for Dili District Administration staff and other community partners.
- E. THAT the Dili Sister City Community Committee in collaboration with the Council's Youth Services Officer and members of the Youth Advisory Group (YAG) and GRIND develop and support projects and exchanges to directly benefit Fundasaun Hafoun Rai Timor.
- F. THAT the Dili Sister City Community Committee continue to support other non government organisations and community groups such as Arte Moris, HIAM Health, The Canossian Convent, Plan international and Atauro Island when necessary and appropriate.

DECISION NO.20\2165

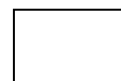
(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL

NOTE: GM CORP

NOTE: MGR FINANCE



## 9 REPORTS OF COMMITTEES

### 9.1 COMMUNITY SERVICES (19/10/09)

#### Presentation of Report by Member A R Mitchell

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

- 22 Requests To Establish Sister Cities Friendship Agreements With Darwin – Santa Cruz Galapagos, Ecuador; Dongfang, People’s Republic Of China; Syria; Meizhou, People’s Republic Of China; Saumlaki, Indonesia; Aridagawa-Cho Japan**  
Report No. 09C0155 SF:es (13/10/09) Common No. 1668582

(Mitchell/Moir)

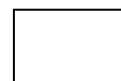
- A. THAT Report Number 09C0155 entitled, Requests to Establish Sister Cities Friendship Agreements with Darwin – Santa Cruz Galapagos, Ecuador; Dongfang, People’s Republic of China; Syria; Meizhou, People’s Republic of China; Saumlaki, Indonesia; Aridagawa-Cho, Japan, be received and noted.
- B. THAT as the Sister Cities Program continues to experience high demands on resources, and numerous requests for equally viable cities for affiliations, a relationship not be formed with Syria at this time.
- C. THAT Council decline the request to sign the Memorandum of Understanding dated 24 July 2007 with the City of Saumlaki, West South East Maluku Province, Indonesia.
- D. THAT as the Sister Cities Program continues to experience high demand on resources, and numerous requests for equally viable cities for affiliations, a relationship not be formed with Meizhou in Guangdong Province in the Peoples Republic of China.
- E. THAT in view of the significance of the location and a multitude of shared characteristics, it is recommended that a possible relationship continue to be explored with Gobierno Municipal de Santa Cruz in Galapagos-Ecuador.
- F. THAT the Lord Mayor donate an amount of \$500 in-kind to Dripstone Middle School in support of the Aridagawa-Cho/Darwin Student Exchange.

DECISION NO.20\2166

(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL  
NOTE: GM CORP  
NOTE: MGR FINANCE  
NOTE: LM EA



## 9 REPORTS OF COMMITTEES

### 9.1 COMMUNITY SERVICES (19/10/09)

#### **Presentation of Report by Member A R Mitchell**

Recommendations from the Community Services Committee Meeting held on Monday, 19 October, 2009.

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- 23 **Nomination for Membership as a Community Representative to Kalymnos Sister City Community Committee – Ms Fay Karamanakis – Until the 30 June 2010**  
Report No. 09C0154 SF:es (13/10/09) Common No. 1653066

(Mitchell/Moir)

- A. THAT Report Number 09C0154 entitled, Nomination for Membership as Community Representative to Kalymnos Sister City Community Committee - Ms Fay Karamanakis - Until the 30 June 2010, be received and noted.
- B. THAT Council appoint Ms Fay Karamanakis as a member of the Kalymnos Sister City Community Committee immediately for the current 2 year term, effective to 30 June 2010 in accordance with Section 54 of the Local Government Act 2008.

DECISION NO.20\2167

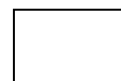
(27/10/09)

Carried: General Consent

ACTION: GM COMM & CULTURAL

- 5 **Sister Cites Community Committee Minutes for Meetings Held in September**  
Report No. 09C0159 SF:kl (14/10/09) Common No. 1672117

*With the consent of the Committee, the General Manager Community & Cultural Services, Mr John Banks requested this report be resubmitted at a future Community & Cultural Services Committee Meeting.*



## **9 REPORTS OF COMMITTEES**

### **9.2 CORPORATE & ECONOMIC DEVELOPMENT (20/10/09)**

#### **Presentation of Report by Chairman - Member K M Moir**

Recommendations from the Corporate & Economic Development Committee Meeting held on Tuesday, 20 October, 2009

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#### **1 Corporate Services Monthly Report – September 2009**

Report No. 09A0181 FC: (09/10/09) Common No. 339108

(Moir/Galton)

THAT Report Number 09A0181 entitled, Corporate Services Monthly Report – September 2009, be received and noted.

DECISION NO.20\2168 (27/10/09) Carried: General Consent

#### **2 Listing of Cheques/EFT Payments - September 2009**

Report No. 09A0183 FC:ks (09/10/09) Common No. 339125

(Moir/Galton)

THAT Report Number 09A0183 entitled, Listing of Cheques / EFT Payments September 2009, be received and noted.

DECISION NO.20\2169 (27/10/09) Carried: General Consent

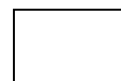
#### **3 Financial Report to Council – September 2009**

Report No. 09A0180 FC:ks (09/10/09) Common No. 339122

(Moir/Galton)

THAT Report Number 09A0180 entitled, Financial Report to Council – September 2009, be received and noted.

DECISION NO.20\2170 (27/10/09) Carried



**9 REPORTS OF COMMITTEES**

**9.2 CORPORATE & ECONOMIC DEVELOPMENT (20/10/09)**

**Presentation of Report by Chairman - Member K M Moir**

Recommendations from the Corporate & Economic Development Committee Meeting held on Tuesday, 20 October, 2009

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**4 Invitations Accepted or Declined by the Lord Mayor - September 2009**

Report No. 09TC0065 BD:fm (20/10/09) Common No. 381402

(Moir/Galton)

THAT Report Number 09TC0065 entitled, Invitations Accepted or Declined by the Lord Mayor – September 2009, be received and noted.

DECISION NO.20\2171 (27/10/09) Carried: General Consent

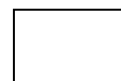
**5 Monthly On-Street and Off-Street Parking Statistics – September 2009**

Report No. 09A0182 FC:lc (09/10/09) Common No. 376351

(Moir/Galton)

THAT Report Number 09A0182 entitled, Monthly On-Street and Off-Street Parking Statistics September 2009, be received and noted.

DECISION NO.20\2172 (27/10/09) Carried: General Consent





## 9 REPORTS OF COMMITTEES

### 9.2 CORPORATE & ECONOMIC DEVELOPMENT (20/10/09)

#### Presentation of Report by Chairman - Member K M Moir

Recommendations from the Corporate & Economic Development Committee Meeting held on Tuesday, 20 October, 2009.

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#### 6 Carry Forward Budget Review 2008/2009

Report No. 09A0178 FC:ks (09/10/09) Common No. 978289

(Moir/Galton)

- A. THAT Report Number 09A0178 entitled, Carry Forward Budget Review 2008/2009, be received and noted.
- B. THAT Council resolve to carry forward the items listed in **Attachment A and B** of Report Number 09A0178 Carry Forward Budget Review 2008/2009, by their inclusion in the 2009/10 Budget.

DECISION NO.20\2173

(27/10/09)

Carried: General Consent

ACTION: GM CORP  
NOTE: MGR FINANCE  
NOTE: MGR COMM & MARKETING

#### 7 4<sup>th</sup> Quarter Budget Review 2008/2009

Report No. 09A0179 FC:ks (09/10/09) Common No. 978289

(Moir/Galton)

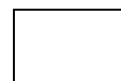
- A. THAT Report Number 09A0179 entitled, 4th Quarter Budget Review 2008/2009, be received and noted.
- B. THAT Council endorse **Attachments A, B, C & D** of Report Number 09A0179 entitled, 4th Quarter Budget Review 2008/2009.

DECISION NO.20\2174

(27/10/09)

Carried: General Consent

ACTION: GM CORP  
NOTE: MGR FINANCE  
NOTE: MGR COMM & MARKETING



## **9 REPORTS OF COMMITTEES**

### **9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

#### **Presentation of Report – Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

---

#### **1 MY0800 City Revitalisation – Update October 2009 (Entire Project)**

Report 09TS0181DL (08/10/09) Common No 1486204

(Sangster/Moir)

THAT Report Number 09TS0154 entitled, MY0800 City Revitalisation – Update October 2009 (Entire Project), be received and noted.

DECISION NO.20\2175 (27/10/09)

Carried: General Consent

#### **2 Woolner Road Black Spot Project Progress Report – October 2009**

Report No 09TS0180DL (12/10/09) Common No. 497836

(Sangster/Moir)

THAT Report Number 09TS0180 entitled, Woolner Road Black Spot Project Progress Report - October 2009, be received and noted.

DECISION NO.20\2176 (27/10/09)

Carried: General Consent

#### **3 Agile Wallaby Census – East Point Reserve**

Report 09TS0165 KS:nh (21/09/09) Common No 201133

(Sangster/Moir)

THAT Report Number 09TS0046 entitled, Agile Wallaby Census – East Point Reserve, be received and noted.

DECISION NO.20\2177 (27/10/09)

Carried: General Consent



**9 REPORTS OF COMMITTEES**

**9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

**Presentation of Report – Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

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**4 Capital Works Interim – September 2009 Update**

Report No 09TS0183SMCD (07/10/09) Common No. 1541601

(Sangster/Moir)

THAT Report Number 09TS0183 entitled, Capital Works Interim – September 2009 Update, be received and noted.

DECISION NO.20\2178

(27/10/09)

Carried: General Consent

**5 Bagot Oval Upgrade – Update October 2009**

Report 09TS0179 DL:DC (07/09/09) Common No 1254709

(Sangster/Moir)

THAT Report Number 09TS0153 entitled, Bagot Oval Upgrade - Update October 2009 be received and noted.

DECISION NO.20\2179

(27/10/09)

Carried: General Consent

**6 Smith Street Connection – Progress Report October 2009**

Report No 09TS0178 DL:DC (07/09/09) Common No. 316857

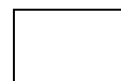
(Sangster/Moir)

THAT Report Number 09TS0178 entitled, Smith Street Connection – Progress Report October 2009, be received and noted.

DECISION NO.20\2180

(27/10/09)

Carried: General Consent



## **9 REPORTS OF COMMITTEES**

### **9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

#### **Presentation of Report – Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

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#### **7 Power Sub Station to Service Development in the Parap Shopping Centre**

Report 09TS0173 PL:lm (07/10/09) Common No 1544322

(Sangster/Moir)

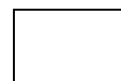
- A. THAT Report Number 09TS0173 entitled, Power Sub Station to Service Parap Shopping Centre, be received and noted.
- B. THAT the Council advise Power and Water Corporation that it supports the location of the substation on its land adjacent to Urquhart Street programmed together with the underground placement of adjacent electricity reticulation to allow for the development of Lot 2757 in the Parap Shopping Centre; and
- C. THAT Darwin City Council pursuant to Section 32 (2) of the Local Government Act 2008 hereby delegates to the Chief Executive Officer, the power to approve the design and location of the proposed substation.

DECISION NO.20\2181

(27/10/09)

Carried: General Consent

ACTION: GM INFRAS  
NOTE: STRATEGIC TOWN PLANNER  
ACTION: ACA (DELEGATION C)  
NOTE: CA



**9 REPORTS OF COMMITTEES**

**9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

**Presentation of Report - Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

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**8 Cullen Bay Landscaping Upgrade - Marina Boulevard**  
Report 09TS0174 DC (06/10/09) Common No 1254915

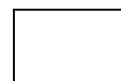
(Sangster/Moir)

- A. THAT Report Number 09TS0174 entitled Cullen Bay Landscaping Upgrade - Marina Boulevard, be received and noted.
- B. THAT Council approves the proposed landscape works for Marina Boulevard as shown in Attachment A to Report Number 09TS0174 DC entitled, Cullen Bay Landscaping Upgrade - Marina Boulevard.
- C. THAT Council advise the Cullen Bay Marina Management Corporation that it will provide 'dollar for dollar' funding in 2009/2010 up to a maximum of \$100,000 only, on receipt of contractor invoices clearly indicating the scope of works and project title, subject to the following:
  - i) Works are undertaken in accordance with Council approved drawings and specifications and to the satisfaction of the General Manager Infrastructure - Darwin City Council;
  - ii) That a project board to the satisfaction of the General Manager - Darwin City Council be erected at commencement of the project by Cullen Bay Marina Management Corporation in an agreed location;
  - iii) That Cullen Bay Marina Management Corporation will undertake ongoing maintenance of the area in accordance with its current arrangement with Council.

DECISION NO.20\2182 (27/10/09)

Carried: General Consent

ACTION: GM INFRAST



## **9 REPORTS OF COMMITTEES**

### **9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

#### **Presentation of Report - Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

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#### **9 Climate Change & Environment Advisory Committee Priority Listing Outcome** Report 09TS0185 PR (12/10/09) Common No 1575688

(Sangster/Lesley)

- A. THAT Report Number 09TS0185 entitled, Climate Change and Environment Advisory Committee Priority Listing Outcome, be received and noted.
- B. THAT Council note that the Priority Grouping from the Climate Change and Environment Advisory Committee Planning Day, in relation to the current Environment Management Plan, is anticipated to come forward for future budgetary consideration.

DECISION NO.20\2183

(27/10/09)

Carried

ACTION: MGR CLIMATE CHANGE & ENVIRO  
NOTE: GM INFRAST  
NOTE: GM CORP  
NOTE: GM COMM & CULTURAL  
NOTE: MGR FINANCE

#### **10 Pre Cyclone Season Clean Up 2009**

Report 09TS0172 PR (05/10/09) Common No 956492

(Sangster/Moir)

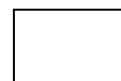
- A. THAT Report Number 09TS0172 PR entitled, Pre-Cyclone Clean Up 2009 be received and noted.
- B. THAT Council approve the following dates for the Pre-Cyclone Season Clean Up 2010 as:
  - i) Northern Suburbs – 1<sup>st</sup> weekend in September.
  - ii) Southern Suburbs – 3<sup>rd</sup> weekend in September.

DECISION NO.20\2184

(27/10/09)

Carried: General Consent

ACTION: GM INFRAST  
NOTE: MGR COMM & MARKETING



**9 REPORTS OF COMMITTEES**

**9.3 ENVIRONMENT & INFRASTRUCTURE (19/10/09)**

**Presentation of Report - Member J L Sangster**

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 19 October, 2009.

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**11 Old Leanyer Depot - Lot 6967**  
Common No. 990255

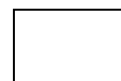
(Sangster/Moir)

THAT a report be prepared providing an update on the status of the redevelopment of Lot 6967 (old Council depot Leanyer) and identifying options to progress the matter.

DECISION NO.20\2185 (27/10/09)

Carried: General Consent

ACTION: GM CORP  
NOTE: MGR COMM & MARKETING



**10 MATTERS REFERRED TO COUNCIL**

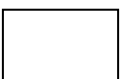
Nil

**11 PETITIONS**

Nil

**12 NOTICES OF MOTION**

Nil





### 13 OFFICER'S REPORTS

#### 13.1 Council Meeting Opening Protocols – Acknowledgement of Country

Report No. 09TC0067 BD:RB (22/10/09) Common No. 1443075

(Jarvis/Lesley)

- A. THAT Report Number 09TC0067 entitled, Council Meeting Opening Protocols - Acknowledgement of Country, be received and noted.
- B. THAT Council adopt the following Acknowledgment of Country opening protocol to be said collectively before the Lords Prayer at Ordinary meetings of Council, commencing in 2010:
- “We the members of Darwin City Council acknowledge that we are meeting on Larrakia Country. We pay our respects to all Larrakia people both past and present. We are committed to working together with the Larrakia to care for this land and sea for our shared future”.
- C. THAT Council invite members of the Larrakia Nation to the first Ordinary Meeting of Council in 2010 when the Acknowledgement of Country opening protocol will be said for the first time.

DECISION NO.20\2186

(27/10/09)

Carried

ACTION: CEO  
NOTE: MGR COMM & MARKETING  
NOTE: CA

#### 13.2 Northern Territory Integrated Regional Transport Strategy

Report No. 09TS0188 PL:kb (14/10/09) Common No. 1669726

(Lesley/Marrone)

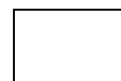
- A. THAT Report Number 09TS0188, Northern Territory Integrated Regional Transport Strategy, be received and noted.
- B. THAT Council write to the Northern Territory Government requesting a presentation of the draft Northern Territory Integrated Regional Transport Strategy.

DECISION NO.20\2187

(27/10/09)

Carried

ACTION: GM INFRAST  
NOTE: CEO  
NOTE: CA



### 13 OFFICER'S REPORTS

#### 13.3 Strategy for the Development of Darwin's State Square Precinct

Report No. 09TS0187 PL:kb (13/10/09) Common No. 1659415

(Moir/Marrone)

- A. THAT Report Number 09TS0187 PL:kb entitled, Strategy for the Development of Darwin's State Square Precinct, be received and noted.
- B. THAT Council write to the Northern Territory Government requesting a meeting to discuss the State Square Precinct project and issues raised in this report concerning coordination of the project.

DECISION NO.20\2188

(27/10/09)

Carried

ACTION: GM INFRAST  
NOTE: CEO  
NOTE: CA

#### 13.4 Liquor Licence Variation – The Airport Hotel - Lot 9717 (227) McMillans Road, Jingili

Report No. 09TS0176 BS:lm (13/10/09) Common No. 01660911

(Moir/Dee)

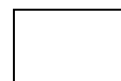
- A. THAT Report Number 09TS0176 entitled, Liquor Licence Variation, The Airport Hotel – Lot 9717 (227) McMillans Road, Jingili, be received and noted.
- B. THAT Council endorse the following comments to be forwarded to the Director of Licensing, Racing, Gaming and Licensing:
  - i). Council raises no objection to the proposal under Section 47F(2) of the Liquor Act.
  - ii). Council has no comments in relation to the proposal taking into account the Objects of the Liquor Act as defined in Section 3 and 6 of the Liquor Act.

DECISION NO.20\2189

(27/10/09)

Carried

ACTION: GM INFRAST



### 13 OFFICER'S REPORTS

#### 13.5 1<sup>st</sup> Quarter Budget Review 2009/10

Report No. 09A0201 FC:ks (21/10/09) Common No. 1675637

(Moir/Marrone)

- A. THAT Report Number 09A0201 entitled, 1st Quarter Budget Review 2009/2010 be received and noted.
- B. THAT Council resolve in to vary the budget as listed in **Attachments A & B** of Report Number 09A0201 entitled, 1st Quarter Budget Review 2009/2010.

DECISION NO.20\2190

(27/10/09)

Carried

ACTION: GM CORP  
NOTE: MGR FINANCE  
NOTE: MGR COMM & MARKETING

### 13 OFFICER'S REPORTS

#### 13.6 Provision of Services to Darwin Waterfront Corporation

Report No. 09A0202 LC (13/10/09) Common No. 316857

(Lesley/Moir)

- A. THAT Report Number 09A0202 entitled, Provision of Services to Darwin Waterfront Corporation, be received and noted.
- B. THAT the Council note that the Darwin Waterfront Corporation Agreement for Services Contract contained in **Attachment A** to Report 09A0202, subject to any minor changes required, is scheduled to be finalised and signed off on Wednesday 28 October 2009.

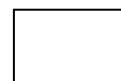
DECISION NO.20\2191

(27/10/09)

Carried

ACTION: GM CORP  
NOTE: MGR BUSINESS SVCS  
NOTE: MGR COMM & MARKETING

*The Chief Executive Officer, Mr B Dowd left Chambers at 6.52 p.m. as he had declared an interest in relation to Item 13.7.*



### 13 OFFICER'S REPORTS

#### 13.7 Chief Executive Officer Performance Evaluation & Development Report

Report No. 09TC0068 (22/10/09) Common No. 1360829

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

(Moir/Galton)

#### Procedural Motion

THAT the Chief Executive Officer Performance Evaluation & Development Report (Decision No. 20\2105) be taken off the table as it has now been finalised and that this decision be moved into Open.

Carried

(Dee/Jarvis)

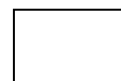
- A. THAT Report Number 09TC0068 entitled, Chief Executive Officer Performance Evaluation & Development Report, be received and noted.
- B. THAT Council endorse the Chief Executive Officers Performance Evaluation and Development Report contained in **Attachment A** to Report Number 09TC0068 GR:le.
- C. THAT this report (Report Number 09TC0068 GR:le) excluding **Attachment A** and this decision be moved into Open.

DECISION NO.20\2192 (27/10/09)

Carried

ACTION: MGR HR

*The Chief Executive Officer, Mr B Dowd returned to Chambers at 7.03 p.m.*



## 14 REPRESENTATIVES REPORTS

- Member K M Moir reported on the Local Government Association of the Northern Territory's (LGANT) upcoming Conference, General Meeting and Annual General Meeting Scheduled for 18 - 20 November in Alice Springs.
- Member J D Bailey reported on his recent trip to Dili representing the Lord Mayor on 16 - 19 October 2009.
- Member J L Sangster reported on Australian Local Government Women's Association Inc Northern Territory (ALGWA NT).
- Member R Lesley reported on her attendance representing Crime Stoppers NT at a Crime Stoppers conference in Queensland.
- Member A R Mitchell reported on Tourism Top End activities.

(Sangster/Lesley)

THAT the Representatives Report, be received and noted.

DECISION NO.20\2193

(27/10/09)

Carried

## 15 QUESTIONS BY MEMBERS

- Member K M Moir raised a question in relation to the progress on Regulatory Orders.

Acting General Manager Community & Cultural Services took the question on notice.

- Member R Lesley queried the progress of the Knuckey Street Streetscape improvements.

General Manager Infrastructure, Mr Luccio Cercarelli advised that works are progressing and they are anticipated to be completed by 9 December 2009.

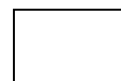
(Bailey/Moir)

THAT the Questions by Members, be received and noted.

DECISION NO.20\2194

(27/10/09)

Carried



**16 INFORMATION ITEMS AND CORRESPONDENCE RECEIVED**

Nil

**17 GENERAL BUSINESS**

**17.1 Central Desert News - Volume 2, Number 2 – September 2009**  
Common No. 1678464

(Moir/Lesley)

THAT the incoming tabled booklet entitled, Central Desert News - Volume 2, Number 2 – September 2009 published by Central Desert Shire, be received and noted.

DECISION NO.20\2195

(27/10/09)

Carried



## **18 CLOSURE OF MEETING TO THE PUBLIC**

(Bailey/Moir)

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

DECISION NO.20\2196 (27/10/09) Carried

## **19 ADJOURNMENT OF MEETING and MEDIA LIAISON**

(Jarvis/Dee)

THAT the meeting be adjourned at 6.35 p.m. to enable members of the Media to liaise with Elected Members.

Carried

(Moir/Galton)

THAT the meeting be resumed at 6.51 p.m.

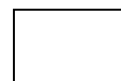
Carried

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

(Moir/Galton)

THAT the next Ordinary Meeting of Council be held on Tuesday, 10 November, 2009, at 5.00 p.m. (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.20\2197 (27/10/09) Carried



The meeting moved into the Confidential Section at 6.52 p.m.

THE RIGHT WORSHIPFUL THE  
LORD MAYOR, MR G R SAWYER  
(CHAIRMAN) – 2<sup>ND</sup> ORDINARY  
COUNCIL MEETING –  
TUESDAY, 27 OCTOBER, 2009

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**Confirmed on:** ***Tuesday, 24 November, 2009***

**Chairman:** \_\_\_\_\_

