

ORDINARY COUNCIL MEETING - OPEN SECTION
TUESDAY, 26 JULY 2011

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DARWIN CITY COUNCIL

SEVENTY-THIRD ORDINARY MEETING OF THE TWENTIETH COUNCIL

TUESDAY, 26 JULY 2011

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

OFFICERS: Chief Executive Officer, Mr B P Dowd; General Manager Corporate Services, Mr F Crawley; General Manager Infrastructure, Mr L Cercarelli; General Manager Community & Cultural Services, Mr J Banks; Executive Manager, Mr M Blackburn; Committee Administrator, Ms L Elmer.

Enquiries and/or Apologies: Linda Elmer

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1 ACKNOWLEDGEMENT OF COUNTRY

2 THE LORD'S PRAYER

3 MEETING DECLARED OPEN

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 Apologies

4.2 Leave of Absence Granted

- A. THAT it be noted that Member R M Knox is an apology due to a Leave of Absence being previously granted on 19 July 2011 for the period 22 – 29 July 2011.
- B. THAT it be noted that Member R M Knox is an apology due to a Leave of Absence being previously granted on 28 June 2011 for the period 23 July 2011 to 5 August 2011.

DECISION NO.20\() (26/07/11)

4.3 Leave of Absence Requested

5 DECLARATION OF INTEREST OF MEMBERS AND STAFF

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 Confirmation of the Previous Ordinary Council Meeting
Common No. 1955119

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 12 July 2011, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.20\() (26/07/11)

6.2 Confirmation of the Previous Special Council Meeting
Common No. 1955119

THAT the tabled minutes of the previous Special Council Meeting held on Tuesday, 19 July, 2011, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.20\() (26/07/11)

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7 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING

7.1 Business Arising

8 MATTERS OF PUBLIC IMPORTANCE

9 DEPUTATIONS AND BRIEFINGS

Nil

10 PUBLIC QUESTION TIME

Nil

11 CONFIDENTIAL ITEMS

11.1 Closure to the Public for Confidential Items

Common No. 1944604

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>
C24.1	8(c)(ii)	Information that would, if publicly disclosed, be likely to prejudice the maintenance or administration of the law.
C29.1	8(c)(i)	Information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
C29.2	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(c)(ii)	Information that would, if publicly disclosed, be likely to prejudice the maintenance or administration of the law.
C29.3	8(c)(i)	Information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(d)	Information subject to an obligation of confidentiality at law, or in equity.

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11 CONFIDENTIAL ITEMS

11.1 Closure to the Public for Confidential Items (Cont'd)

Common No. 1944604

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C29.4	8(c)(i)	Information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.
	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(d)	Information subject to an obligation of confidentiality at law, or in equity.

DECISION NO.20\() (26/07/11)

11.2 Moving Open Items Into Confidential

11.3 Moving Confidential Items Into Open

12 PETITIONS

Nil

13 NOTICES OF MOTION

Nil

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

1 Community & Cultural Services Team Report – June 2011

Report No. 11C0077 KH:es (05/07/11) Common No. 1733166

THAT Report Number 11C0077 KH:es entitled, Community & Cultural Services Team Report – June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

2 Regulatory Services Monthly Update – June 2011

Report No. 11C0081 JB:mrg (05/07/11) Common No. 1330602

THAT Report Number 11C0081 JB:mrg entitled, Regulatory Services Update June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

3 Libraries Information Update for June 2011

Report No. 11P0008 KC:md (05/07/11) Common No. 1943023

THAT Report Number 11P0008 entitled, Libraries Information Update for June 2011 be received and noted.

DECISION NO.20\() (26/07/11)

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

4 Out Of Round Community Grant Application – Happy Yess Community Arts Inc. – Happy Yess All Ages Gigs

Report No. 11C0083 NM:es (05/07/11) Common No. 2034441

- C. THAT Report Number 11C0083 NM:es entitled, Out Of Round Community Grant Application – Happy Yess Community Arts Inc. – Happy Yess All Ages Gigs, be received and noted.
- D. THAT Council allocate \$5,000.00 from the Community Grants Program out of round funds 2011/2012 to Happy Yess Community Arts Inc. towards the Happy Yess All Ages Gigs project.

DECISION NO.20\() (26/07/11)

5 Minutes of Disability Advisory Committee Meeting of 9 June 2011

Report No. 11C0084 NM:es (05/07/11) Common No. 2039076

- A. THAT Report Number 11C0084 NM:es entitled Minutes of Disability Advisory Committee Meeting of 9 June 2011, be received and noted.
- B. THAT Darwin City Council appoint Aja Whelan to the Disability Advisory Committee in accordance the Local Government Act 2008 for a period from 1 July 2011 to 30 June 2012.
- C. THAT Darwin City Council send flowers to Peter Mahony with the best wishes of the members of the Disability Advisory Committee.
- D. THAT Darwin City Council write to the Deckchair Cinema on behalf of the Disability Advisory Committee requesting that they state in their program which movie screenings have subtitles available.

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

6 Minutes Youth Advisory Group 1 June 2011

Report No. 11C0085 SP:es (05/07/11) Common No. 2015730

- A. THAT Report Number 11C0085 SP:es entitled, Minutes Youth Advisory Group 1 June 2011, be received and noted.
- B. THAT Council invite representatives from NT Major Events to a future Youth Advisory Group meeting to discuss possible youth orientated enhancements for next year's Bass In The Grass.

DECISION NO.20\() (26/07/11)

7 Minutes of Arts and Cultural Development Advisory Committee (ACDAC) Meeting 9 June 2011 – Membership Nomination and Resignation

Report No. 11C0086 AG:es (05/07/11) Common No. 2039917

- A. THAT Report Number 11C0086 AG:es entitled, Minutes of Arts and Cultural Development Advisory Committee (ACDAC) Meeting 9 June 2011 – Membership Nomination and Resignation, be received and noted.
- B. THAT Council accept the resignation of Ms Hania Radvan, Director, Arts NT from ACDAC in accordance with Section 54 of the NT Local Government Act 2008 and that a letter of thanks be forwarded to express Council's appreciation.
- C. THAT Council appoint Kieran Sanderson, Senior Arts Broker, Arts NT as member of the Arts and Cultural Development Advisory Committee for a 2 year term commencing 1 June 2011 to 31 July 2013 in accordance with Section 54 of the NT Local Government Act 2008.

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

8 **Standards & Guidelines for Australian Public Libraries** Report No. 11P0006 KC:md (05/07/11) Common No. 2040126

- A. THAT Report Number 11P0006 entitled, Standards & Guidelines for Australian Public Libraries be received and noted.
- B. THAT a further report be prepared to measure Darwin City Council libraries compliance against the Standards & Guidelines for Australian Public Libraries.

DECISION NO.20\() (26/07/11)

9 **Sister City Community Committee Minutes - Dili 10 May and 21 June 2011, Tuana-Laran School** Report No. 11C0080 HB:es (/05/07/11) Common No. 232546

THAT Report Number 11C0080 HB:es entitled, Sister City Community Committee Minutes - Dili 10 May and 21 June 2011, Tuana-Laran School, be received and noted.

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

10 **Sister City Community Committee Meeting Minutes - Ambon 23 June 2011** Report No. 11C0082 HB:es (05/07/11) Common No. 2037685

THAT Report Number 11C0082 HB:es entitled, Sister City Community Committee Meeting Minutes - Ambon 23 June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

11 **Fire Fighter Exchange Between Darwin And Anchorage - Sponsoring Mr Jim Dalton And Family** Report No. 11C0078 HB:es (05/07/11) Common No. 300978

A. THAT Report Number 11C0078 HB:es entitled, Fire Fighter Exchange Between Darwin And Anchorage - Sponsoring Mr Jim Dalton And Family, be received and noted.

B. THAT the Anchorage Sister City Community Committee recommends that up to \$4200 is allocated to the Fire Fighter Exchange between Darwin and Anchorage.

DECISION NO.20\() (26/07/11)

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14 COMMITTEE REPORTS

14.1 COMMUNITY & CULTURAL SERVICES (11/07/11)

Presentation of Report by Chairman - Member R Lesley

Recommendations from the Community & Cultural Services Committee Meeting held on Monday, 11 July 2011

12 **Sister City Community Committee Minutes - Haikou 20 June 2011, Dongfang Memorial**

Report No. 11C0079 HB:es (05/07/11) Common No. 2035463

- A. THAT Report Number 11C0079 HB:es entitled Sister City Community Committee Minutes - Haikou 20 June 2011, Dongfang Memorial, be received and noted.
- B. THAT the Haikou Sister City Community Committee recommends that up to \$1000 is allocated to the Enhancement of Lao Ou Memorial Garden Project, subject to further details being obtained.

DECISION NO.20\() (26/07/11)

14 COMMITTEE REPORTS

14.2 CORPORATE & ECONOMIC DEVELOPMENT (19/07/11)

Presentation of Report by Chairman - Member K M Moir

Recommendations from the Corporate & Economic Development Committee Meeting held on Tuesday, 19 July, 2011

1. **Corporate Services Monthly Report – June 2011**

Report No. 11A0115 (08/07/11) Common No. 339108

THAT Report Number 11A0115 entitled, Corporate Services Monthly Report – June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

2. **Listing of Cheques/EFT Payments, June 2011**

Report No. 11A0116 (08/07/11) Common No. 339125

THAT Report Number 11A0116 entitled, Listing of Cheques / EFT Payments – June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

3. **Financial Report to Council - June 2011**

Report No. 11A0117 (08/07/11) Common No. 339122

THAT Report Number 11A0117 entitled, Financial Report to Council – June 2011, be received and noted

DECISION NO.20\() (26/07/11)

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14 COMMITTEE REPORTS

14.2 CORPORATE & ECONOMIC DEVELOPMENT (19/07/11)

Presentation of Report by Chairman - Member K M Moir

Recommendations from the Corporate & Economic Development Committee Meeting held on Tuesday, 19 July, 2011

4. **Invitations Accepted or Declined by the Lord Mayor during May/June 2011** Report No. 11TC0054 FC:SV (13/07/11) Common No. 381402

THAT Report Number 11TC0054 :FC:sv entitled, Invitations Accepted or Declined by the Lord Mayor during May and June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

5. **Register of Elected Members Professional Development from July 2010- June 2011** Report No. 11TC0053 FC:SV (13/07/11) Common No. 315321

THAT Report Number 11TC0053 FC:SV entitled, Register of Elected Members Professional Development from July 2010- June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

6. **Monthly On-Street and Off-Street Parking Statistics – June 2011** Report No. 11A0118 (08/07/11) Common No. 376351

THAT Report Number 11A0118 entitled, Monthly On-Street and Off-Street Parking Statistics – June 2011, be received and noted.

DECISION NO.20\() (26/07/11)

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14 COMMITTEE REPORTS

14.3 ENVIRONMENT & INFRASTRUCTURE (18/07/11)

Presentation of Report by Chairman - Member R K Elix

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 18 July 2011

1. **Infrastructure – Design, Planning & Projects – June 2011 Quarterly Report** Report No. 11TS0104DL:lm (01/07/11) Common No. 1832896

THAT Report Number 11TS0058 DL:lm entitled, Infrastructure – Design, Planning & Projects – June 2011 Quarterly Report, be received and noted.

DECISION NO.20\() (26/07/11)

2. **Infrastructure Maintenance – June 2011 Quarterly Report** Report No. 11TS0108 KS:nf (01/07/11) Common No. 1887505

THAT Report Number 11TS0108KS:nf entitled, Infrastructure Maintenance – June 2011 Quarterly Report, be received and noted.

DECISION NO.20\() (26/07/11)

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14 COMMITTEE REPORTS

14.3 ENVIRONMENT & INFRASTRUCTURE (18/07/11)

Presentation of Report by Chairman - Member R K Elix

Recommendations from the Environment & Infrastructure Committee Meeting held on Monday, 18 July 2011

3. **Waste and Recycling - June 2011 Quarterly Report**

Report No. 11TS0110 JW:lm (07/07/11) Common No. 1738353

THAT Report Number 11TS0110MN:KB entitled, Waste And Recycling - June 2011 Quarterly Report, be received and noted.

DECISION NO.20\() (26/07/11)

4. **Nightcliff Foreshore and Cliffs Asbestos Materials Dumped around the time of World War II and Cyclone Tracy – June 2011 Update**

Report No. 11TS0112 MF:lm (08/07/11) Common No. 996234

THAT Report Number 11TS0112 MF:lm entitled, Nightcliff Foreshore and Cliffs Asbestos Materials Dumped around the time of World War II and Cyclone Tracy – June 2011 Update, be received and noted.

DECISION NO.20\() (26/07/11)

5. **Asset Management – June 2011 – Quarterly Report**

Report No. 11TS0098 ND:lm (06/07/11) Common No. 1832912

THAT Report Number 11TS0098 ND:lm entitled, Asset Management – June 2011 - Quarterly Report, be received and noted.

DECISION NO.20\() (26/07/11)

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15 OFFICERS REPORTS

Nil

16 INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

Nil

17 REPORTS OF REPRESENTATIVES

18 QUESTIONS BY MEMBERS

19 GENERAL BUSINESS

20 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

THAT the next Ordinary Meeting of Council be held on Tuesday, 16 August 2011, 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\() (26/07/11)

21 CLOSURE OF MEETING TO THE PUBLIC

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

DECISION NO.20\() (26/07/11)

22 ADJOURNMENT OF THE MEETING (MEDIA LIAISON)