

**CITY OF DARWIN**

MINUTES OF THE FIFTH ORDINARY COUNCIL MEETING OF THE TWENTY-FIRST COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 12 JUNE 2012 COMMENCING AT 5.04. P.M.

PRESENT: The Right Worshipful, Lord Mayor, Ms Katrina Fong Lim, (Chairman); Member J M Anictomatis; Member R K Elix; Member H I Galton; Member G J Haslett; Member R M Knox; Member G A Lambert; Member G Lambrinidis (arrived at 5.05pm); Member R Lesley; Member A R Mitchell; Member S J Niblock; Member R Want de Rowe.

OFFICERS: Chief Executive Officer, Mr B Dowd; General Manager Infrastructure, Mr L Cercarelli; Executive Manager, Mr M Blackburn; Asset Manager, Ms N Douglas; Committee Administrator, Ms L Elmer.

GUESTS: Mr Ross Connelly from MKEA Architects, accompanied by Mr Mark Jagla, General Manager – Properties, from Paspaley Pearls Group, Darwin and Mr James Paspaley were in attendance from 5.15 pm to 6.05 pm. to brief the Council on the proposed Paspaley Properties Development – The Mall - Lot No 5565, Town of Darwin.

APOLOGY: Member K J Worden.

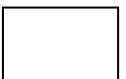
MEDIA: Mr Conor Byrne – NT News.

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

- 1        ACKNOWLEDGEMENT OF COUNTRY**
- 2        THE LORD'S PRAYER**
- 3        MEETING DECLARED OPEN**
- 4        APOLOGIES AND LEAVE OF ABSENCE**
- 5        ELECTRONIC MEETING ATTENDANCE**
- 6        DECLARATION OF INTEREST OF MEMBERS AND STAFF**



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

- 7.1 Ordinary Council Meetings 29/05/12
- 7.2 Confidential Ordinary Council Meetings 29/05/12 **(Decisions Moved from Confidential)**
- 7.3 Confidential Special Council Meetings 31/05/12 **(Decisions Moved from Confidential)**

**8 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING/S**

- 8.1 Business Arising

**9 MATTERS OF PUBLIC IMPORTANCE**

**10 DEPUTATIONS AND BRIEFINGS**

- 10.1 Tourism Top End **(to be rescheduled as the CEO of Tourism Top End was unable to attend)**
- 10.2 Paspaley Properties Development – The Mall - Lot No 5565, Town of Darwin **(Presentation Moved from Confidential)**

**11 CONFIDENTIAL ITEMS**

- 11.1 Closure to the Public for Confidential Items
- 11.2 Moving Open Items Into Confidential
- 11.3 Moving Confidential Items Into Open

**12 PETITIONS**

**13 NOTICES OF MOTION**

**14 OFFICERS REPORTS**

- 14.1 Status of Grant Funding Applications
- 14.2 Change of Name to City of Darwin

**15 INFORMATION ITEMS AND CORRESPONDENCE RECEIVED**



**16 REPORTS OF REPRESENTATIVES**

- 16.1 Climate Change Challenge, Wednesday, 6 June 2012
- 16.2 Kalymnos Sister City Glenti Festival Weekend, 9 -10 June 2012
- 16.3 NT Animal Counter Welfare Disaster Management Plan
- 16.4 Darwin Fashion Week Launch

**17 QUESTIONS BY MEMBERS**

- 17.1 Pictorial Recycling Signage at Shoal Bay Waste Management Facility
- 17.2 Education of Recyclable Items
- 17.3 Illegal Parking within Darwin City
- 17.4 Smith Street Car Parking Between Daly Street and Houston Street
- 17.5 Recycling – Body Corporate Responsibilities

**18 GENERAL BUSINESS**

**19 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING**

**20 CLOSURE OF MEETING TO THE PUBLIC**

**21 ADJOURNMENT OF MEETING AND MEDIA LIAISON**



**1 ACKNOWLEDGEMENT OF COUNTRY**

**2 THE LORD'S PRAYER**

**3 MEETING DECLARED OPEN**

The Chairman declared the meeting open at 5.04 pm.

**4 APOLOGIES AND LEAVE OF ABSENCE**

**4.1 Apologies**

Nil

**4.2 Leave of Absence Granted**

(Knox/Lesley)

THAT it be noted that Member K J Worden is an apology due to a Leave of Absence being previously granted on 16 April 2012 for the period 6 – 16 June 2012.

DECISION NO.21\180 (12/06/12) Carried

**4.3 Leave of Absence Requested**

(Niblock/Knox)

THAT a Leave of Absence be granted for Member J M Anictomatis for the period 16 – 21 June 2012.

DECISION NO.21\181 (12/06/12) Carried

**5. ELECTRONIC MEETING ATTENDANCE**

Nil

**6 DECLARATION OF INTEREST OF MEMBERS AND STAFF**

Nil



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

**7.1 Confirmation of the Previous Ordinary Council Meeting**  
Common No. 1955119

(Galton/Haslett)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 29 May 2012, be received and confirmed as a true and correct record of the proceedings of that meeting.

DECISION NO.21\182 (12/06/12) Carried

**7.2 Confirmation of the Previous Confidential Ordinary Council Meeting**  
Common No. 1955119

*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.*

(Lambert/Galton)

A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 29 May 2012, be received and confirmed as a true and correct record of the proceedings of that meeting.

B. THAT this decision be moved into Open.

DECISION NO.21\183 (12/06/12) Carried

**7.3 Confirmation of the Previous Special Council Meeting**  
Common No. 1955119

*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.*

(Haslett/Galton)

A. THAT the tabled minutes of the previous Confidential Special Council Meeting held on Thursday, 31 May 2012, be received and confirmed as a true and correct record of the proceedings of that meeting.

B. THAT this decision be moved into Open.

DECISION NO.21\184 (12/06/12) Carried



**8 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING/S**

**8.1 Business Arising**

Nil

**9 MATTERS OF PUBLIC IMPORTANCE**

Nil

**10 DEPUTATIONS AND BRIEFINGS**

**10.1 Tourism Top End**  
Common No. 2095861

*The presentation by Mr Tony Clementson, CEO of Tourism Top End did not proceed as he was unable to attend the meeting and will be rescheduled.*

**10.2 Paspaley Properties Development – The Mall - Lot No 5565, Town of Darwin**  
Common No. 2065363

*With the consent of the Council and Presenters, this item was dealt with and moved from the Confidential Section into the Open Section of the Meeting.*

Mr Ross Connelly from MKEA Architects, accompanied by Mr Mark Jagla, General Manager – Properties, from Paspaley Pearls Group, Darwin and Mr James Paspaley were in attendance from 5.15 pm to 6.05 pm to brief the Council on the proposed development on Lot No 5565, Town of Darwin.

(Want de Rowe/Haslett)

THAT the presentation from the MKEA Architects, in relation to the proposed development on Lot No 5565, Town of Darwin, be received and noted.

DECISION NO.21\185

(12/06/12)

Carried



**11 CONFIDENTIAL ITEMS**

**11.1 Closure to the Public for Confidential Items**  
Common No. 1944604

(Knox/Lambert)

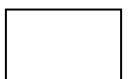
THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the Confidential matters referred from Committees including Confidential Committee Items, and the following Items:-

<u>Item</u>	<u>Regulation</u>	<u>Reason</u>
C24.2	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(e)	Information provided to the council on condition that it be kept confidential.
C24.3	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(e)	Information provided to the council on condition that it be kept confidential
C25.1	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
	8(e)	Information provided to the council on condition that it be kept confidential.
C26.1	8(e)	Information provided to the council on condition that it be kept confidential.
C27.1	8(c)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.

DECISION NO.21\186

(12/06/12)

Carried



**11 CONFIDENTIAL ITEMS**

**11.2 Moving Open Items Into Confidential**

Nil

**11.3 Moving Confidential Items Into Open**

(Galton/Knox)

THAT Item C24.1 entitled, Deputation and Briefings, Paspaley – The Mall - Lot No 5565, Town of Darwin, be moved from the Confidential Section into the Open Section of the Meeting.

Carried

**12 PETITIONS**

Nil

**13 NOTICES OF MOTION**

Nil

**14 OFFICERS REPORTS**

**14.1 Status of Grant Funding Applications**

Report No. 12TC0035 MB:ah (12/06/12) Common No. 1572185

(Galton/Niblock)

THAT Report Number 12TC0035 entitled, Status of Grant Funding Applications, including **Attachment A**, be received and noted.

DECISION NO.21\187

(12/06/12)

Carried





**14 OFFICERS REPORTS**

**14.2 Change of Name to City of Darwin**

Report No. 12TC0037 (12/06/12) Common No.1529177

(Lesley/Galton)

- A. THAT Report Number 12TC00037 MB:JS entitled, Change of Name to City of Darwin, be received and noted.
- B. THAT Council write to the NT Minister for Local Government to confirm that Council approves the Ministerial gazettal to effect a change of name to the City of Darwin and a change of name of the council area pursuant to section 9 (2) of the Local Government Act.

DECISION NO.21\188

(12/06/12)

Carried

ACTION: EXEC MGR

**15 INFORMATION ITEMS AND CORRESPONDENCE RECEIVED**

Nil



**16        REPORTS OF REPRESENTATIVES**  
Common No. 2246874

(Lesley/Knox)

THAT the Representatives Report, be received and noted.

Carried

**16.1        Climate Change Challenge, Wednesday, 6 June 2012**

Member H I Galton congratulated the Climate Change Environment Team during the Climate Change Challenge held on Wednesday, 6 June 2012 for Schools at the Darwin Entertainment Centre.

ACTION: EXEC MGR

**16.2        Kalymnos Sister City Glenti Festival Weekend 9 -10 June 2012**

Member G Lambrinidis advised of the numbers of visitors to the Kalymnos Sister City Glenti Festival making this year's weekend successful and thanked Council members and staff for their support.

**16.3        NT Animal Welfare Counter Disaster Management Plan**

Member R M Knox attended the Animal Welfare Committee and advised that the NT Animal Welfare Counter Disaster Management Plan is near completion.

**16.4        Darwin Fashion Week Launch**

The Lord Mayor attended the Darwin Fashion Week Launch with Alderman R Want de Rowe and Alderman GA Lambert last week.



**17 QUESTIONS BY MEMBERS**

(Lesley/Mitchell)

THAT the following Questions by Members, be received and noted.

Carried

**17.1 Pictorial Recycling Signage at Shoal Bay Waste Management Facility**  
Common No. 2263208

Member R M Knox asked when will pictorial recycling signage be erected at Shoal Bay Waste Management Facility entrance advising the public that materials such as fluorescent lights, e-waste, metal objects, white goods, plastics should be delivered to the Shoal bay recycle shop and not taken to the land fill site.

The General Manager Infrastructure, Mr L Cercarelli provided the following update.

Council has been working with our various contractors on site (including the recycling facility operator) regarding updated signage to be erected. This process involves the updating of a variety of signage not just that relating to recycling. The signage design has now been finalised and it is expected that new signage will be erected by the end of June 2012.



## **17 QUESTIONS BY MEMBERS**

(Lesley/Mitchell)

THAT the following Questions by Members, be received and noted.

Carried

### **17.2 Education of Recyclable Items**

Common No. 2263209

Member R M Knox asked what steps is Council taking to further educated the public as to the range of items, particularly plastics, that can be placed in their domestic recycle bins? Can pictorial advertising of Council's recycling services be included with rate notices and in 'My Darwin' magazine?

The General Manager Infrastructure, Mr L Cercarelli provided the following update.

Council staff have included within the draft 2012/2013 budget a new initiative to improve the waste recycling and minimisation message to the community. Should this budget submission be finally approved at the end of June by Council, an expanded education and promotion campaign will be implemented through 2012/2013 which will include information regarding expanded recycling services.

When the kerb side service was expand to include all plastics, Council did do some limited media, updated our website and the expanded list is included in our school based education program.

The Executive Manager, Mr M Blackburn advised that Council also promoted recyclable items at the Top End Sustainability Living Festival. Council will also promote recycling with the distribution of Rates Notices.



## **17 QUESTIONS BY MEMBERS**

(Lesley/Mitchell)

THAT the following Questions by Members, be received and noted.

Carried

### **17.3 Illegal Parking within Darwin City**

Common No. 2263210

Member G A Lambert tabled photos sent to him by a concerned resident regarding illegal car parking over motorcycle parking bays.

The question was taken on notice and will be referred to the General Manager Community & Cultural Services for action.

ACTION: GM COMM & CULT

### **17.4 Smith Street Car Parking Between Daly Street and Houston Street**

Common No. 2263211

Member R M Knox inquired about what actions can Council take to minimise the hazards presented by cars parking close to the intersection of Smith Street in the vicinity of Houston Street and requested that consideration be given to painting of yellow "*no parking*" lines.

The General Manager Infrastructure, Mr L Cercarelli took the question on notice.

ACTION: GM INFRAST

### **17.5 Recycling – Body Corporate responsibilities**

Common No. 2263212

Member S Niblock received an email seeking advice on whose responsibility it is for supplying Recycling bins within high rise buildings.

The General Manager Infrastructure, Mr L Cercarelli advised that it is Body Corporate responsibility.

## **18 GENERAL BUSINESS**

Nil



**19 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING**

(Galton/Lesley)

THAT the next Ordinary Meeting of Council be held on Tuesday, 26 June 2012, at 5.00 p.m. (Open Section followed by the Confidential Section), Council Chambers, 1st Floor, Civic Centre, Harry Chan Avenue, Darwin.

DECISION NO.21\189

(12/06/12)

Carried

**20 CLOSURE OF MEETING TO THE PUBLIC**

(Lesley/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 Items of the Agenda.

DECISION NO.21\190

(12/06/12)

Carried

**21 ADJOURNMENT OF MEETING AND MEDIA LIAISON**

(Knox/Lambrinidis)

THAT the meeting be adjourned at 6.15 p.m. to enable the Media to liaise with the Lord Mayor and Elected Members.

Carried



The meeting moved into Confidential at 6.17 p.m.

THE RIGHT WORSHIPFUL,  
LORD MAYOR, MS KATRINA  
MARY FONG LIM (CHAIRMAN) –  
1<sup>ST</sup> ORDINARY COUNCIL  
MEETING – TUESDAY, 12  
JUNE 2012

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**Confirmed on:** **Tuesday, 26 June 2012**

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

