

CITY OF DARWIN

MINUTES OF THE SEVENTEENTH ORDINARY COUNCIL MEETING OF THE TWENTY-FIRST COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, HARRY CHAN AVENUE ON TUESDAY, 11 DECEMBER 2012 COMMENCING AT 5.05 P.M.

PRESENT: The Right Worshipful, Lord Mayor, Ms K M 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 5.21pm); Member R Lesley; Member A R Mitchell; Member S J Niblock; Member R Want de Rowe; Member K J Worden.

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; Outgoing & Incoming Finance Managers, Ms K Stidworthy and Mr M Craighead; Manager Strategic Outcomes, Ms A Hammond; Media and Public Officer, Ms L Buhr; Senior Employee Relations Advisor, Ms A Garden.

MEDIA: NT News, Mr Connor Byrne; ABC, Mr Andrew Thompson.

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

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1 ACKNOWLEDGEMENT OF COUNTRY

2 THE LORD'S PRAYER

3 MEETING DECLARED OPEN

The Chairman declared the meeting open at 5.05p.m.

4 APOLOGIES AND LEAVE OF ABSENCE

4.1 Apologies

Nil

4.2 Leave of Absence Granted

Nil

4.3 Leave of Absence Requested

(Lambert/Anictomatis)

THAT a Leave of Absence be granted for Member Alderman Lesley for the period 28 December 2012 to 6 January 2013.

DECISION NO.21\710

(11/12/12)

Carried

5. ELECTRONIC MEETING ATTENDANCE

Common No. 2221528

Nil



6. DECLARATION OF INTEREST OF MEMBERS AND STAFF

(Lambert/Elix)

THAT Council note that pursuant to Section 107 of the Local Government Act 2008, Mr F Crawley declared a Conflict of Interest in Item C29.1.

DECISION NO.21\711 (11/12/12) Carried

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 Confirmation of the Previous Ordinary Council Meeting

(Knox/Want de Rowe)

THAT the tabled minutes of the previous Ordinary Council Meeting held on Tuesday, 27 November 2012, be received and confirmed as a true and correct record of the proceedings of that meeting, as amended.

DECISION NO.21\712 (11/12/12) Carried

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

(Galton/Mitchell)

A. THAT the tabled minutes of the previous Confidential Ordinary Council Meeting held on Tuesday, 27 November, 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\713 (11/12/12) Carried

8 BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETING

8.1 Business Arising

Nil

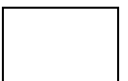
9 MATTERS OF PUBLIC IMPORTANCE

Nil



10 DEPUTATIONS AND BRIEFINGS

Nil



11 PUBLIC QUESTION TIME

11.1 Lots 6937 & 6938 Leanyer – Leanyer Depot

Document No. 2385313 (11/12/12) Common No. 990255

The following Public Questions and its Answers were read out to the Questioner, Mr Henry Gray as per Council Policy Number 043 entitled, "Meetings, Meeting Procedures and Committees – General"

(Want de Rowe/Lambert)

Name: Mr Henry Gray

Question:

1. Why were ratepayers locked out of initial constative processes in that this meant that the full range of options did not include input from those living in the area?

Council's Response:

The proposed sale of Leanyer Depot and the adjacent open space has been in the public domain since February 2006 when Council conducted a public consultation process which included a public meeting with public notices and distribution of over 4000 survey forms to local residents in the immediate vicinity of Leanyer Depot.

A total of 283 responses were received from that consultation process with strong community support (42%) for organised recreational and low density residential use. 78% of the respondents agree the adjacent open space on the corner of Vanderlin and Leanyer Drive should be incorporated into any development of the Leanyer Depot site. 63% of all respondents would prefer to see any proceeds generated from the site reinvested in environmental and parkland type development.

Council is not aware of any submission raised by any local residents since then other than those raised by Mr Gray.

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11 PUBLIC QUESTION TIME

11.1 Lots 6937 & 6938 Leanyer – Leanyer Depot

Document No. 2385313 (11/12/12) Common No. 990255

(...Continued from previous page)

Question:

2. Why were residents not advised of the Council's intention to invite expressions of interest in development, before the Collier's sign was placed on the corner of Leanyer and Vanderlin Drives?

By way of elaboration, at no stage beyond the consultation arranged by Lord Mayor Adamson was there ever any intimation that Council was considering the disposal of the land with the intention of investing the proceeds back into the community for the benefit of the community.

As you note within your email, these parcels of land were publicly offered for disposal through an Expression of Interest process. In contemporary terms being the latter period of the last Council and the earlier period of this Council. This was the only awareness local residents and ratepayers had of plans for development being afoot.

Council's Response

Following the public consultation process in 2006 Council has considered numerous reports and information on the future use of the site with the majority of reports and decisions being publically available in the open section of Council and available to any members of the public to access.

(Continued on next page...)



11 PUBLIC QUESTION TIME

11.1 Lots 6937 & 6938 Leanyer – Leanyer Depot

Document No. 2385313 (11/12/12) Common No. 990255

(...Continued from previous page)

Question:

3. The original signage called for Expressions of Interest to be lodged by December 16 2011. The signage then stayed in place and was not removed until the middle of 2012. Since then everything on the public front has remained quiet and at no stage have residents and ratepayers been given any appreciation of what is happening. Why?

Council's Response

Following the Expression of Interest process in December 2011 Council was obliged to treat negotiations for the sale of the site as commercial in confidence. To date a formal contract of sale is still being negotiated and the matter remains commercial in confidence at this point.

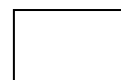
Question:

4. If the sale proceeds, I am told that any proposed development will involve a Development Consent Authority process (and possibly a Ministerial approval) which will provide a mechanism for the community to voice their opinions on the proposed use of this land. Will residents only be able to offer opinion on those proposals endorsed through the 'commercial in confidence' outcome? What about other options which local residents and ratepayers may consider more preferable than options shortlisted through commercial process.

Council's Response

Should the sale of the site proceed any proposed development will involve a Development Consent Authority process (and possibly a Ministerial approval) which will provide a mechanism for the community to voice their opinions on the proposed use of this land. However any member of the public has the ability to write to Council expressing their views on the proposal or any authority if they wish.

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11 PUBLIC QUESTION TIME

11.1 Lots 6937 & 6938 Leanyer – Leanyer Depot

Document No. 2385313 (11/12/12) Common No. 990255

(...Continued from previous page)

Question:

5. Why has there been what ordinary people perceive to be a lack of transparency and openness on the issues surrounding this land? Why has the matter been confined to the realms of secrecy and shrouded under the blanket of 'commercial in confidence'? Why has the City of Darwin Council chosen to limit and qualify the opportunity for comment and input by people living adjacent to the area under consideration for redevelopment?

Council's Response

As outlined above Council has considered numerous reports and information on the future use of the site most of which were publically available.

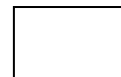
The expression of interest process was treated as commercial in confidence in accordance with standard business practice and good governance.

- A. THAT Council receive and note the Questions from Henry Gray.

DECISION NO.21\714 (11/12/12)

Carried

ACTION: EXEC MNGR



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(Lambert/Want de Rowe)

Name: Mr Laurie Defrenne

Question:

The Lord Mayor has spoken of a “walkable city”

1. By “walkable city” does the Lord Mayor and the Aldermen mean the whole of the municipality of Darwin, or just the CBD and perhaps the Nightcliff foreshore?

Council's Response

The whole of the municipality.

Question:

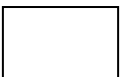
2. Which of the following most enhances the “walkable city” experience?

- a. Narrow/broken/uneven/overgrown/obstructed footpaths.
- b. Barking/lunging/chasing/running/aggressive/dogs at property/footpath
Fence lines
- c. Black plastic weedmat or similar at property/footpath fence lines.

Council's Response

None of the listed matters would be considered as enhancements by most reasonable people.

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11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

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Question:

3. Which of the following is the responsibility of the Darwin city council?
- a. Narrow/broken/uneven/overgrown/obstructed footpaths.
 - b. Barking/lunging/chasing/running/aggressive dogs at property/footpath fence lines.
 - c. Black plastic weedmat or similar at property/footpath fence lines.

Council's Response

Council's Role, Functions & Objectives are set out in Part 2.3 Sections 11, 12 and 13 of the Local Government Act. Council's direct involvement with any of the listed Items is subject to the provisions of the Local Government Act, other relevant legislation, guidelines, Council by-laws and its policies and procedures.

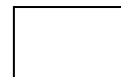
Question:

4. What plans does the Darwin city council have to introduce the following to the Darwin CBD and to the Nightcliff foreshore and if not why not?
- a. Narrow/broken/uneven/overgrown/obstructed footpaths.
 - b. Barking/lunging/chasing/running/aggressive dogs at property/footpath fence lines.
 - c. Black plastic weedmat or similar at property/footpath fence lines.

Council's Response

Council has no plans to introduce the listed items.

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11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(...Continued from previous page)

Question:

5. Is the Lord Mayor and Aldermen familiar with research that an average size dog has an annual carbon footprint about twice that of driving a Toyota Land Cruiser a distance of 10,000 km in the same period?

Council's Response

The need has not arisen for any available credible research on the above comparison to be presented to Council.

Question:

6. How does the Lord Mayor and the Aldermen reconcile the encouragement of pet (dog) ownership (as per the Animal Management Plan) with the council policy to –

4.1.1 Develop and implement a climate change policy and strategies for the reduction of carbon emissions

Council's Response

As per Question 5

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11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

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Question:

7. Is the Lord Mayor and the Aldermen familiar with the role and function of the CEO, clause 101(a) and 101(b) of the Local Government Act?

Council's Response

The Local Government Act was covered during the induction of the 21st Council.

Question:

8. Is the Lord Mayor and Aldermen familiar with the Standards to be observed by council staff, clause 106 of the Local Government Act?

Council's Response

The Local Government Act was covered during the induction of the 21st Council.

Question:

9. Is the Lord Mayor and the Aldermen familiar with the Code of conduct – core provisions, in Schedule 2 (in particular items 1, 2 and 10) of the Local Government Act?

Council's Response

Yes

(Continued on next page...)



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

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Question:

- 10.** Does the Lord Mayor and the Aldermen consider that the Darwin city council By-laws are a part of, or components of, the council's policies, plans and lawful decisions?

Council's Response

Yes

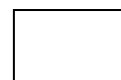
Question:

- 11** Having regard to the Code of conduct-core provisions in Schedule 2 of the Local Government Act, is the Lord Mayor and the Aldermen satisfied that a false and misleading policy document (the Darwin city Animal Management Plan) meets the standards inherent in the Code of conduct – core provisions in Schedule 2 of the Local Government Act?

Council's Response

It is noted that no points are described within your question as to why the Animal Management Plan is considered by you to be false and misleading. Notwithstanding any further information That may be provided, Council is satisfied that the document is compliant with the Local Government Act.

(Continued on next page...)



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(...Continued from previous page)

Question:

- 12** Having regard to the Standards to be observed by council staff, clause 106 of the Local Government Act, is the Lord Mayor and the Aldermen satisfied that the false and misleading introduction "Letter from CEO" Brendan Dowd, meets the proper standards of integrity, diligence and concern for the public interest inherent in clause 106 of the Local Government Act?

Council's Response

As per for Question 11

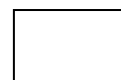
Question:

- 13** Is the Lord Mayor and the Aldermen aware that Darwin city By-laws – *shall apply to and be in force within the whole of the municipality?*
(Extract attached for your ease of reference)

Council's Response

Yes, Council is aware

(Continued on next page...)



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(...Continued from previous page)

Question:

- 14 Is the Lord Mayor and the Aldermen aware that the purpose of the Animal Management By-laws is to - *provide for the keeping of animals in a manner compatible with the enjoyment by residents of a congenial living environment?*
(Extract attached for your ease of reference)

Council's Response

Yes, Council is aware.

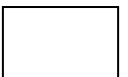
Question:

- 15 Is the Lord Mayor and the Aldermen familiar with Animal management By-law 71 - Dog causing nuisance and that a "nuisance" includes that of - *barking and/or a dog chasing or running at a person whether or not there is a fence or other barrier between the person and the dog – and if a dog is a nuisance, the owner of the dog commits an offence?* (Extract attached for your ease of reference)

I refer to comments by the Community Services general manager Mr John Banks reported in the NT News dated 24/9/2012

Council's Response

Yes, Council is aware.



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(...Continued from previous page)

Question:

- 16** Having regard to Mr Banks duties, the Animal management By-law 71 and clause 106 of the Local Government Act, is the Lord Mayor and the Aldermen satisfied that;

Mr Banks reported comments sufficiently informs dog owners (and also residents in general) of the duties and responsibilities of dog owners and of the Darwin city council in relation to By-law 71, and the reported comments meet the proper standards of integrity, diligence and concern for the public interest inherent in clause 106 of the Local Government Act?

Council's Response

It is important to note that neither Council nor its officers have any control over content published within the NT News. The quotation was an extract from a more lengthy conversation about Council's animal management policies.

(Continued on next page...)



11 PUBLIC QUESTION TIME

11.2 Nuisance behaviour of dogs

Document No. 2388422 (11/12/12) Common No. 2388422

(...Continued from previous page)

Question:

- 17 Having regard to Mr Banks duties, the purpose of the Animal Management By-laws, Animal management By-law 71 and clause 106 of the Local Government Act, is the Lord Mayor and the Aldermen satisfied that;

Mr Banks reported comments sufficiently informs the 500+ aggrieved residents (and also residents in general) of their right and entitlement to the enjoyment of a congenial living environment, and

Mr Banks reported comments sufficiently informs the 500+ aggrieved residents (and also residents in general) of the duties and responsibilities dog owners and of the Darwin city council in relation to By-law 71, and the reported comments, meet the proper standards of integrity, diligence and concern for the public interest inherent in clause 106 of the Local Government Act?

Council's Response

The quotation to which you refer was made in response to a question from an NT News reporter. It does not form part of Council's education or promotional objectives in respect to animal management therefore the answer to the question is therefore no.

That said, Council allocates resources to the promotion, community education and enforcement of contemporary animal management policies, the Local Government Act and by-laws.

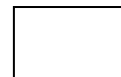
- A. THAT Council receive and note the Questions from Laurie Defrenne.

DECISION NO.21\715

(11/12/12)

Carried

ACTION: EXEC MNGR



12 CONFIDENTIAL ITEMS

12.1 Closure to the Public for Confidential Items

Common No. 1944604

(Knox/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>
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)(iv)	Information that would, if publicly disclosed, be likely to prejudice the interests of the council or some other person.
C29.2	8(b)	Information about the personal circumstances of a resident or ratepayer.
C29.3	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\716

(11/12/12)

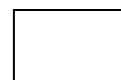
Carried

12.2 Moving Open Items Into Confidential

Nil

12.3 Moving Confidential Items Into Open

Nil



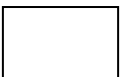
ORDINARY COUNCIL MEETING - OPEN SECTION
TUESDAY, 11 DECEMBER 2012

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2ND COU12/22

13 PETITIONS

Nil



14 NOTICES OF MOTION

14.1 On Street Parking – Lot 7626 Nightcliff Road, Rapid Creek Common No. 2183450

The following Motions were put:

(Knox/Want de Rowe)

THAT Motions 'B' and 'C' of Decision Number 21\671 from the 2nd Ordinary Council Meeting held on Tuesday, 27 November 2012, namely:-

- B. THAT Council approves the construction on five (5) on street public car parking bays within Nightcliff Road adjacent to Lot 7626, in accordance with issues and condition identified within Report Number 12TS0145JW:tp, to Council's satisfaction and at no cost to Council.
- C. THAT City of Darwin pursuant to Section 32 (2) of the Local Government Act 2008 (as amended) hereby delegates to the Chief Executive Officer, the power to approve final designs and construction of five (5) on street public car parking bays within Nightcliff Road adjacent to Lot 7626 in accordance with Report Number

be rescinded.

REASON: My reason for rescinding the motion is, that at the time the motion was passed, Council did not have all the information necessary to make an informal decision as to whether the positioning of 5 car parks in the proposed location was potentially dangerous to the public. Information has now come to light clearly that warrants a reconsideration to the matter by Council.

and be replaced with the following:

(Knox/Want de Rowe)

- B. THAT prior to further consideration, the developer be advised that Council requires funding for a Road Safety Study/Audit (to be commissioned by Council) regarding the proposal for car parking within the verge of Nightcliff Road.

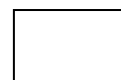
DECISION NO.21\717

(11/12/12)

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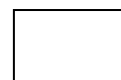
Member R M Knox called for a division:

AFFIRMATIVE	NEGATIVE
Worden	Lesley
Niblock	Mitchell
Knox	Haslett
Lambrinidis	Lord Mayor
Want de Rowe	Lambert
Galton	Elix
	Anictomatis



15 COMMITTEE REPORTS

Nil



16 OFFICERS REPORTS

16.1 Meeting Dates Schedule - January 2013 to June 2013

Report No. 12TC0095 (11/12/12) Common No. 1486656

(Elix/Want de Rowe)

- A. THAT Report Number 12TC0095 entitled Meeting Dates Schedule - January 2013 To June 2013, be received and noted.
- B. THAT the meeting dates schedule January 2013 to June 2013 as described in **Attachment A** to Report Number 12TC0095, be adopted.

DECISION NO.21\718

(11/12/12)

Carried

ACTION: EXEC MNGR

16.2 2012 City of Darwin Strategic Plan

Report No. 12TC0098 (11/12/12) Common No. 1230662

(Lambert/Lesley)

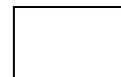
- A. THAT Report Number 12TC0098 entitled 2012 City Of Darwin Strategic Plan, including **Attachments A & B**, be received and noted.
- B. THAT the Evolving Darwin Towards 2020 Strategic Plan is endorsed and adopted.
- C. THAT Council thank the Manager Strategy and Outcomes and for her dedication and commitment to the process of the development of the plan and that this process be documented.

DECISION NO.21\719

(11/12/12)

Carried

ACTION: EXEC MNGR



16 OFFICERS REPORTS

16.3 Application of Council's Regulatory Controls to Material Deposited on Verges
Report No. 12C0106 KH:kl (11/12/12) Common No. 2386443

(Lambert/Haslett)

- A. THAT Report Number 12C0106 KH:kl entitled, Application of Council's Regulatory Controls to Material Deposited on Verges, be received and noted.
- B. THAT Council conduct and promote a limited term intensive campaign focusing on the enforcement of breaches of by-law 47 and 100 and/or the Litter Act.

DECISION NO.21\720

(11/12/12)

Carried

ACTION: GM COMMS & CULT

16.4 Lee Point Road Upgrade – Northern Territory Government Funding
Report No. 12TS0228ND:KB (11/12/12) Common No. 218448

(Lambert/Want de Rowe)

- A. THAT Report Number 12TS0228ND:KB entitled Lee Point Road Upgrade – Northern Territory Government Funding, be received and noted.
- B. THAT Council endorse the scope of Lee Point Road upgrade works as the duplication of the carriageway from Vanderlin Drive to VRD Drive, as outlined in Report Number 12TS0228ND:KB entitled Lee Point Road Upgrade – Northern Territory Government Funding.

DECISION NO.21\721

(11/12/12)

Carried

ACTION: GM INFRAST



16 OFFICERS REPORTS

16.5 **CBD Parking Strategy Review – Public Consultation**

Report No. 12TS0236LC:KB (11/12/12) Common No. 1952026

Procedural Motion – Suspension of Meeting Procedures in Accordance with By-Law 147 at 5.52 p.m.

(Lambert/Want de Rowe)

THAT in accordance with By-Law 147 the operation of procedures set out in Part 7 of the Darwin City Council By-Laws, that limits the duration and number of times a Member may speak, be suspended to allow for discussion on the report relating to Draft CBD Parking Strategy Review – Public Consultation.

Procedural Motion – Further Suspension of Meeting Procedures in Accordance with By-Law 147 at 6.02 p.m.

(Lambert/Want de Rowe)

THAT in accordance with By-Law 147 the operation of procedures set out in Part 7 of the Darwin City Council By-Laws, that limits the duration and number of times a Member may speak, be suspended to allow for discussion on the report relating to Draft CBD Parking Strategy Review – Public Consultation.

Carried

Resumption of Meeting Procedures at 6.08 p.m.

(Galton/Elix)

THAT the operation of procedures as set out in Part 7 of the Darwin City Council By-Laws, be resumed.

Carried

(Lambert/Lesley)

- A. THAT Report Number 12TS0236LC:KB entitled Draft CBD Parking Strategy Review – Public Consultation, be received and noted.
- B. THAT Council endorse the minor amendment to the Draft CBD Parking Strategy relating to car parking generation as outlined in Report Number 132TS0236LC:KB.
- C. THAT Council approve for broader community consultation of the Draft Darwin CBD Parking Strategy (July 2012) and the Darwin CBD Parking Strategy Background Report (June 2012) as amended as outlined in Report Number 132TS0236LC:KB.

(Continued on next page...)



16 OFFICERS REPORTS

16.5 CBD Parking Strategy Review – Public Consultation

Report No. 12TS0236LC:KB (11/12/12) Common No. 1952026

(...Continued from previous page)

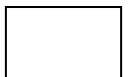
- D. THAT Council continue to work with the members of the CBD Parking Advisory Committee in relation to the issues raised in their submissions in regard to the Draft Darwin CBD Parking Strategy (July 2012), during the broader community consultation and that their feedback be considered in conjunction with the outcomes of the broader community consultation.
- E. THAT a further report be prepared on the outcomes of the consultation for Council's consideration.

DECISION NO.21\722

(11/12/12)

Carried

ACTION: GM INFRAST



16 OFFICERS REPORTS

16.6 Double Decker Bus Tours – Request for Tree Trimming

Report No. 12TS0227NK:nf (11/12/12) Common No. 956688

(Galton/Elix)

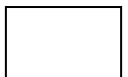
- A. THAT Report Number 12TS0227NK:nf entitled Double Decker Bus Tours - Request For Tree Trimming, be received and noted.
- B. THAT Council approves the additional pruning required to accommodate a 5 metre clearance envelope along Alec Fong Lim Drive, East Point as requested by Darwin Fiesta, in accordance with Council's current practices.

DECISION NO.21\723

(11/12/12)

Carried

ACTION: GM INFRAST



16 OFFICERS REPORTS

16.7 Outcomes of Community Consultation on Proposed Road Safety Measures Along Aralia Street, Nightcliff Road and Ryland Road

Report No. 12TS0215 DL:LM (11/12/12) Common No. 1361689

(Worden/Anictomatis)

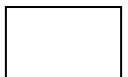
- A. THAT Report Number 12TS0215 DL:LM entitled Outcomes of Community Consultation on Proposed Road Safety Measures along Aralia Street, Nightcliff Road and Ryland Road, be received and noted.
- B. THAT Council endorse the road safety improvements shown in the concept design drawings for Aralia Street, Nightcliff Road and Ryland Road provided as **Attachment A** to Report Number 12TS0215 DL:LM, subject to the recommended amendments as outlined in Report Number 12TS0215 DL:LM, for construction to commence in January 2013.
- C. THAT Council write to the respondents of the community consultation in regard to the proposed road safety measures along Aralia Street, Nightcliff Road and Ryland Road, advising of Council's decision on this matter.

DECISION NO.21\724

(11/12/12)

Carried

ACTION: GM INFRAST



16 OFFICERS REPORTS

16.8 Development Application for Lot 1756 (25) Daly Street, Town of Darwin for The Purpose of 20 X 2 and 60 X 1 Bedroom Multiple Dwellings with Ground Level Office in a 14 Storey Building Including 2 Levels of Basement Car Parking and Car Parking at Level 1 – PA2012/0952

Report No. 12TS0229CR:fh (11/12/12) Common No. 2383429

(Lambert/Anictomatis)

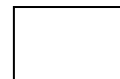
- A. THAT Report Number 12TS0229CR:fh entitled, Development Application for Lot 1756 (25) Daly Street, Town of Darwin for the Purpose of 20 X 2 and 60 X 1 Bedroom Multiple Dwellings with Ground Level Office in a 14 Storey Building Including 2 Levels of Basement Car Parking and Car Parking at Level 1 - PA2012/0952, be received and noted.
- B. THAT Council endorse the submission to be provided to the Development Consent Authority on 14 December 2012, **Attachment B** to Report Number 12TS0229CR:fh entitled, Development Application for Lot 1756 (25) Daly Street, Town of Darwin for the Purpose of 20 X 2 and 60 X 1 Bedroom Multiple Dwellings with Ground Level Office in a 14 Storey Building Including 2 Levels of Basement Car Parking and Car Parking at Level 1 - PA2012/0952.

DECISION NO.21\725

(11/12/12)

Carried

ACTION: GM INFRAST



16 OFFICERS REPORTS

16.9 Development Application for Lot 4361 (95) Woods Street Town of Darwin for the Purpose of 48 Motel Suites, Restaurant and Licensed Club in a 4 Storey Building (Including the Existing Building) with Ground Level Car Parking – PA2012/0954
Report No. 12TS0230BS:fh (11/12/12) Common No. 2383443

(Lambrinidis/Knox)

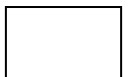
- A. THAT Report Number 12TS0230BS:fh entitled, Development Application for Lot 4361 (95) Woods Street, Town of Darwin for the Purpose of 48 Motel Suites, Restaurant and Licensed Club in a 4 Storey Building (Including the Existing Building) with Ground Level Car Parking - PA2012/0954, be received and noted.
- B. THAT Council endorse the submission to be provided to the Development Consent Authority on 14 December 2012, **Attachment B** to Report Number 12TS0230BS:fh entitled, Development Application for Lot 4361 (95) Woods Street, Town of Darwin for the Purpose of 48 Motel Suites, Restaurant and Licensed Club in a 4 Storey Building (Including the Existing Building) with Ground Level Car Parking - PA2012/0954.

DECISION NO.21\726

(11/12/12)

Carried

ACTION: GM INFRAST



16.10 Darwin Entertainment Centre - Board Nominations

Report No. 12C0107 JB:kl (11/12/12) Common No. 2167470

(Galton/Lambert)

- A. THAT Report Number 12C0107 JB:kl entitled Darwin Entertainment Centre Board Nominations, be received and noted.
- B. THAT Council appoint Mr Charlie Falanga as a director of the Darwin Performing Arts Centre, trading as Darwin Entertainment Centre, for a two year term commencing 1 January 2013 until 31 December 2014.
- C. THAT Council appoint Ms Marcia Hoffmann as a director of the Darwin Performing Arts Centre, trading as Darwin Entertainment Centre, for a two year term commencing 1 January 2013 until 31 December 2014.
- D. THAT Council appoint Mr Harley Paroulakis as a director of the Darwin Performing Arts Centre, trading as Darwin Entertainment Centre, for a two year term commencing 1 January 2013 until 31 December 2014.
- E. THAT Council extend Mr Cecil Black's term as a director of the Darwin Performing Arts Centre, trading as Darwin Entertainment Centre for the period 1 January 2013 to 30 June 2013.
- F. THAT Council appoint Mr David De Silva as a director of the Darwin Performing Arts Centre, trading as Darwin Entertainment Centre, for a two year term commencing 1 July 2013 until 30 June 2015.
- G. THAT this decision be moved into Open.

DECISION NO.21\727

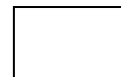
(11/12/12)

Carried

ACTION: GM COMMS & CULT

17 INFORMATION ITEMS AND CORRESPONDENCE RECEIVED

Nil



18 REPORTS OF REPRESENTATIVES
Common No. 1735503

(Lambert/Anictomatis)

THAT the Reports of Representatives be received and noted.

DECISION NO.21\728 (11/12/12) Carried

18.3 LGANT Executive – Member H I Galton

Member H I Galton provided a report on the meetings of the LGANT Executive.

18.4 Tourism Top End – Member H I Galton

Member H I Galton reported on the decline in tourist numbers in Darwin.

19 QUESTIONS BY MEMBERS

19.1 Cavenagh Street Sculpture – Member R M Knox
Common No.

Member R M Knox asked the General Manager Infrastructure if the sculpture, 'come bike stand', on the central median strip in Cavenagh Street, created by a local artist or is it an off-the-shelf item.

The General Manager Infrastructure reported that it was a lighting installation.

19.2 Animal Refuse Bags – Member R Want de Rowe
Common No.

Member R Want de Rowe questioned the General Manager Community & Cultural Services about animal refuse bags.

The General Manager Community & Cultural Services responded to the question.



20 GENERAL BUSINESS

20.1 Anti Social Behaviour Common No.

(Galton/Knox)

THAT the Lord Mayor write to the Chief Minister seeking an urgent meeting to discuss the City of Darwin's grave concern that the incidence of anti social behaviour is a larger problem than ever before.

DECISION NO.21\729 (11/12/12)

Carried Unanimously

ACTION: GM COMMS & CULT

20.2 Public Toilet in Harriet Place Common No.

(Galton/Elix)

THAT a report be prepared for Council's consideration regarding the installation of a Public Toilet in Harriet Place.

DECISION NO.21\730 (11/12/12)

Carried

ACTION: GM INFRAST

20.3 Acknowledgment - General Manager Corporate Services Common No.

(Lord Mayor/Galton)

THAT Council formally recognise the services of the General Manager Corporate Services following his resignation from Council and this being his last Council attendance.

DECISION NO.21\731 (11/12/12)

Carried



ORDINARY COUNCIL MEETING - OPEN SECTION
TUESDAY, 11 DECEMBER 2012

PAGE

2ND COU12/36

20 GENERAL BUSINESS

20.4 Media Contingent Common No.

(Lord Mayor/Worden)

THAT Council formally acknowledge and thank the media for their presence at Council meetings this year.

DECISION NO.21\732 (11/12/12) Carried

ACTION: EXEC MNGR

20.5 Meetings with Chief Officers Group or Lord Mayor outside formal Council – Member G A Lambert Common No.

(Lambert/Want de Rowe)

THAT commencing first meeting 2013 a simple report be provided to Council (in confidence or not as appropriate) advising Council of persons or entities that have approached Council through the Chief Officers Group or the Lord Mayor, either formally or informally, and including a high level summary of the purpose of the approach where the approach to Council is reasonably likely to result in a future report to Council.

DECISION NO.21\733 (11/12/12) Carried

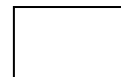
ACTION: EXEC MNGR

20.6 Digital Business Papers – Member R M Knox Common No.

(Knox/Niblock)

THAT Alderman Knox encouraged all Elected Members to practice their use of digital formats in light of the fact that Council uses approximately 2,400 reams of A4 copy paper annually which equates to a cost of approximately \$13,370.

DECISION NO.21\734 (11/12/12) Carried



21 DATE, TIME AND PLACE OF NEXT ORDINARY COUNCIL MEETING

(Elix/Galton)

THAT the next Ordinary Meeting of Council be held on Tuesday, 29 January 2013, 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\735 (11/12/12) Carried

22 CLOSURE OF MEETING TO THE PUBLIC

(Want de Rowe/Worden)

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\736 (11/12/12) Carried

23 ADJOURNMENT OF THE MEETING (MEDIA LIAISON)



24 CLOSURE OF MEETING

The meeting moved into Confidential at 7.21 pm.

THE RIGHT WORSHIPFUL,
LORD MAYOR, MS KATRINA
MARY FONG LIM (CHAIRMAN)
– 2nd ORDINARY COUNCIL
MEETING - TUESDAY, 11
DECEMBER 2012

Confirmed on: ***Tuesday, 29 January 2013***

Chairman: _____

