

CITY OF PALMERSTON

**Minutes of Council Meeting
held in the Palm A Meeting Room, Rydges Palmerston
15 Maluka Drive, Palmerston
on Tuesday 5 July 2016 at 6.30pm.**

Chair

Any member of Council who may have a conflict of interest, or a possible conflict of interest in regard to any item of business to be discussed at a Council meeting or a Committee meeting should declare that conflict of interest to enable Council to manage the conflict and resolve it in accordance with its obligations under the Local Government Act and its policies regarding the same.

Audio Disclaimer

An audio recording of this meeting is being made for minute taking purposes as authorised by City of Palmerston Policy MEE3 Recording of Meetings, available on Council's Website.

1 PRESENT

Elected Members:	His Worship the Mayor Ian Abbott (Chair) Deputy Mayor Seranna Shutt Alderman Andrew Byrne Alderman Geoff Carter Alderman Paul Bunker Alderman Sue McKinnon
Staff:	Ricki Bruhn, Chief Executive Officer Ben Dornier, Director of Corporate and Community Services Gerard Rosse, Acting Director of Technical Services Alyce Breed, Minute Secretary
Gallery:	Ron Kelly, Department of Mines and Energy Rachael Sweeney, Regional Capitals Australia Lauren Roberts, NT News

2 APOLOGIES

Alderman Athina Pascoe-Bell – Apology

ACCEPTANCE OF APOLOGIES AND LEAVE OF ABSENCE

Moved: Alderman McKinnon
Seconded: Deputy Mayor Shutt

THAT the apology received from Alderman Pascoe-Bell be received and granted.

CARRIED 8/2100 – 05/07/2016

3 CONFIRMATION OF MINUTES

Moved: Alderman Byrne
Seconded: Alderman McKinnon

1. THAT the minutes of the Council Meeting held Tuesday, 21 June 2016 pages 8613 to 8622, be confirmed.
2. THAT the minutes of the Special Council Meeting held Monday, 27 June 2016 pages 8623 to 8625 be confirmed.

CARRIED 8/2101 – 05/07/2016

4 MAYOR'S REPORT

M8-24

Moved: Alderman Carter
Seconded: Deputy Mayor Shutt

THAT Council receives Report Number M8-24.

CARRIED 8/2102 – 05/07/2016

5 REPORT OF DELEGATES

Nil.

6 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS BEEN GIVEN

Nil.

7 QUESTIONS (WITHOUT DEBATE) FOR WHICH NOTICE HAS NOT BEEN GIVEN

Nil.

8 PETITIONS

Nil.

9 DEPUTATIONS/PRESENTATIONS

9.1 Department of Mines and Energy – Onshore Oil and Gas Update Focusing on the Regulatory Reform
Presentation by Ron Kelly, Chief Executive, Department of Mines and Energy.

9.2 Regional Capitals Australia – Association Update
Presentation by Rachael Sweeney, Secretariat, Regional Capitals Australia.

10 CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil.



11 COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

Nil.

11.2 Economic Development and Infrastructure

Nil.

11.3 Community Culture and Environment

Nil.

11.4 Internal Audit Committee

11.4.1 Review FIN09 Internal Audit Committee Policy

Moved: Alderman Byrne

Seconded: Deputy Mayor Shutt

THAT Council adopt the reviewed FIN09 Internal Audit Committee Policy with the following changes to be made:

- Item 4.1.4 to include the new position of Internal Auditor as attending staff;
- Item 4.7.3 removal of the set fourth Tuesday bi-monthly meeting time to replace with availability of committee meetings, but at least four times within a financial year;
- Item 4.9.1 rename to External reporting to broaden the scope of the committee;
- Currently the Committee receives every Budget Review for approval before presented to Council (in accordance with FIN02 Financial Management Policy), yet this responsibility is not reflected in the Terms of Reference of the Committee in FIN09. This responsibility be deleted from FIN02 and reallocated to another committee;
- The Committee be renamed to the Risk Management and Audit Committee.

CARRIED 8/2103 - 05/07/2016

12 INFORMATION AGENDA

12.1 Items for Exclusion

Nil.

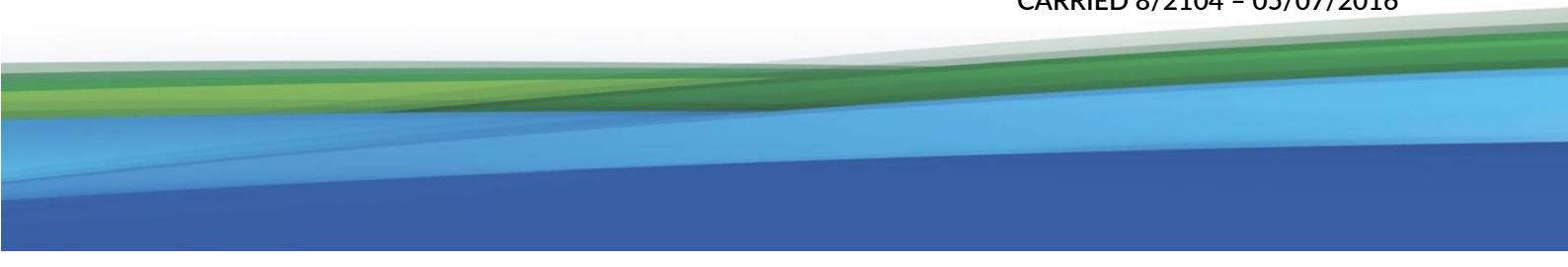
12.2 Receipt of Information Reports

Moved: Alderman McKinnon

Seconded: Deputy Mayor Shutt

THAT the information items contained within the Information Agenda, be received.

CARRIED 8/2104 - 05/07/2016



ADJOURNMENT

Moved: Alderman Carter
Seconded: Alderman McKinnon

THAT the meeting be adjourned for approximately 15 minutes for the evening meal.

CARRIED 8/2105 – 05/07/2016

The meeting adjourned at 7.59pm.

RECONVENED

Moved: Alderman Carter
Seconded: Alderman McKinnon

THAT the meeting be reconvened.

CARRIED 8/2106 – 05/07/2016

The meeting reconvened at 8:18pm

13 DEBATE AGENDA

13.1 Officer Reports

13.1.1 Development Application (PA2016/0369) Restaurant, Hotel (Tavern) and Shop additions to Stage 1 of the Gateway Shopping Centre on Lot 7765, 7766 and 11037 (5, 15 and 11) Yarrawonga Road, Yarrawonga 8/0918

Moved: Alderman Byrne
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0918.
2. THAT Attachment A to Report Number 8/0918 be endorsed.

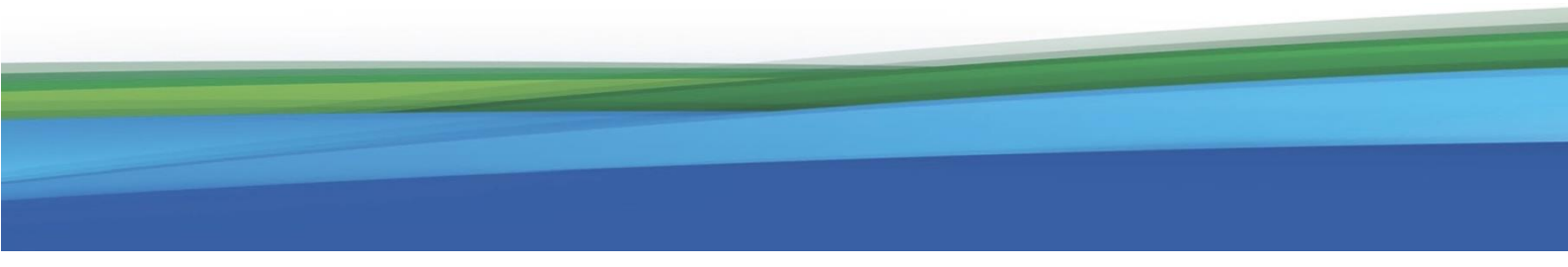
CARRIED 8/2107 – 05/07/2016

13.1.2 Development Application (PA2016/0370) – Motor Repair Station (Gateway Shopping Centre) on Lot 7766 (15) Yarrawonga Road, Yarrawonga 8/0920

Moved: Alderman Bunker
Seconded: Alderman Byrne

1. THAT Council receives Report Number 8/0920.
2. THAT Attachment A to Report Number 8/0920 be endorsed.

CARRIED 8/2108 – 05/07/2016



**13.1.3 Proposed Liquor License (Takeaway License) on Lot 1400 (61) Driver Avenue,
Driver (Driver Shops) 8/0921**

Moved: Alderman McKinnon
Seconded: Deputy Mayor Shutt

1. THAT Council receives Report Number 8/0921.
2. THAT Attachment A to Report Number 8/0921 be endorsed.

CARRIED 8/2109 – 05/07/2016

13.1.4 Drainage Easement on Lot 9550, Town of Palmerston 8/0922

Moved: Alderman Bunker
Seconded: Alderman Byrne

1. THAT Council receives Report Number 8/0922.
2. THAT the Mayor and Chief Executive Officer be granted consent to sign and seal the Form 17-Application to Note Change of Name to correct the entity name of the Drainage Easement to City of Palmerston on Lot 9550, Town of Palmerston.

CARRIED 8/2110 – 05/07/2016

**13.1.5 Consent for conversion of Crown Lease Term No. 2247 over Lot 9550 to a
Crown Lease in Perpetuity 8/0923**

Moved: Alderman McKinnon
Seconded: Alderman Carter

1. THAT Council receives Report Number 8/0923.
2. THAT Council grants the consent for Surrender of Whole of Crown Lease on Lot 9550, on which a drainage easement to Council exists.
3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal the Form 17- Surrender of Whole of Crown Lease on Lot 9550, on which a drainage easement to Council exists.

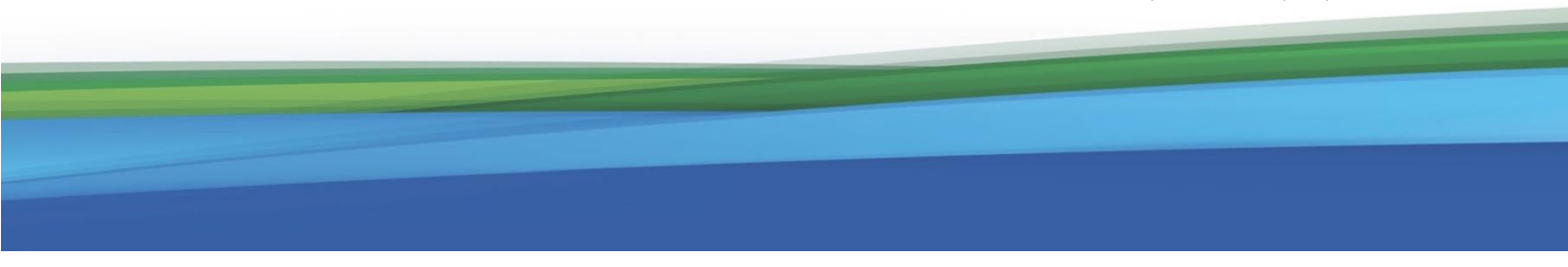
CARRIED 8/2111– 05/07/2016

13.1.6 Nomination to the LGANT Executive Board 8/0924

Moved: Alderman Bunker
Seconded: Alderman McKinnon

1. THAT Council receives Report Number 8/0924.
2. THAT Mayor Ian Abbott be nominated to the LGANT Executive as Vice President – Municipal / Board Member – Municipal / Board Member – All Councils.

CARRIED 8/2112 – 05/07/2016



14 CORRESPONDENCE

14.1 Anticipated Commencement of the Penalty Units Amendment Regulations 2016

Moved: Alderman Byrne
Seconded: Alderman Carter

THAT Council receives correspondence from Jenni Daniel-Yee, Director, Legal Policy, Department of the Attorney-General and Justice.

CARRIED 8/2113 – 05/07/2016

15 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

16 PUBLIC QUESTION TIME

Nil.

17 OTHER BUSINESS

Nil.

18 CONFIDENTIAL REPORTS

18.1 Sale of Land

8/0919

Moved: Alderman Byrne
Seconded: Deputy Mayor Shutt

1. THAT pursuant to Section 65 of the Local Government Act, Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director of Corporate and Community Services, Acting Director of Technical Services and Minute Secretary on the basis that Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider the report and associated documents in relation to confidential agenda item 18.1 Sale of Land and that Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation involves:

(c) information that would, if publicly disclosed, be likely to:

- (i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person

This item is considered confidential pursuant to Regulation 8 (c)(i) of the Local Government (Administration) Regulations.

2. THAT Council orders that the minutes from the Confidential Council meeting held on 5 July 2016, in relation to confidential item number 18.1 Sale of Land, the report and associated documents remain confidential and not available for public inspection for a period of 12 months from the date of this meeting or a lesser period as determined by the Chief Executive Officer.

CARRIED 8/2114 – 05/07/2016

The meeting moved into the Confidential Session at 8:24pm.

19 CLOSURE

Meeting closed at 9.05pm

