CITY OF PALMERSTON

Minutes of Council Meeting
held in Council Chambers, Civic Plaza, Palmerston
on Tuesday, 20 October 2015 at 6.30pm

Audio Disclaimer
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1. PRESENT

Elected Members:  His Worship the Mayor Ian Abbott (Chair)
Deputy Mayor Sue McKinnon
Alderman Andrew Byrne
Alderman Paul Bunker
Alderman Seranna Shutt

Staff:  Ricki Bruhn, Chief Executive Officer
Mark Spangler, Director of Technical Services
Silke Reinhardt, Acting Director of Corporate Services
Jan Peters, Acting Director of Community Services
Emily Fanning, Minute Secretary

Gallery:  Tony Burns, Chief Executive Officer HPA “Helping People Achieve”
Athina Pascoe-Bell, Palmerston Resident
Geoffrey Herrod, Palmerston Resident
Margy Kerle, Palmerston Resident
Three members of the public

2. APOLOGIES

Alderman Carter – Leave of Absence

ACCEPTANCE OF APOLOGIES AND LEAVE OF ABSENCE

Moved:  Deputy Mayor McKinnon
Seconded:  Alderman Shutt

THAT the leave of absence received from Alderman Carter, be received and granted.

CARRIED 8/1705–20/10/2015

3. CONFIRMATION OF MINUTES

Moved:  Deputy Mayor McKinnon
Seconded:  Alderman Shutt

1. THAT the minutes of the Council Meeting held Tuesday, 6 October 2015 pages 8210 to 8286, be confirmed.

2. THAT the Confidential minutes of the Council Meeting held Tuesday, 6 October 2015 pages 192 to 193, be confirmed.

CARRIED 8/1706–20/10/2015
4. MAYOR’S REPORT

Nil

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 HPA “Helping People Achieve”
Presentation by Tony Burns, Chief Executive Officer HPA

10. CONSIDERATION OF MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Nil

11. COMMITTEE RECOMMENDATIONS

11.1 Governance and Organisation

The Chair invited Alderman Byrne, Chair of the Governance and Organisation Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 8 October 2015 was presented by Alderman Byrne.

Moved: Alderman Byrne
Seconded: Alderman Bunker

THAT the minutes from the Governance and Organisation Committee meeting held on 8 October 2015, be received and noted and that Council adopts the recommendations made by the Committee and accordingly resolves as follows:

11.1.1 Bi-Annual Council Meetings in Community Venue GOC/0218

THAT Council trial the holding of two Council meetings in 2016 in community venues with a budget allocation of $4,600.
11.1.2 Policy Review Community Consultation Policy GOC/0220

THAT Council undertake a City Wide Level 1 Consultation on the Draft Community Consultation Policy.

11.2.3 Annual Open Community Forums GOC/0221

THAT Council approves the holding of two Community Forums during the 2015/2016 financial year, with an external facilitator being appointed.

11.2.4 Top End Regional Organisation of Councils (TOPROC) Regional Development Plan GOC/0222

THAT Council endorses the Top End Regional Organisation of Councils (TOPROC) Regional Development Plan.

CARRIED 8/1707–20/10/2015

11.2 Economic Development and Infrastructure

The Chair invited Alderman Bunker, Chair of the Economic Development and Infrastructure Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 8 October 2015 was presented by Alderman Bunker.

Moved: Alderman Bunker
Seconded: Alderman Byrne

THAT the minutes from the Economic Development and Infrastructure Committee meeting held on 8 October 2015 be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of items 11.2.1 and 11.2.4 and accordingly resolves as follows:

11.2.2 Affixation of Common Seal – Establish a Public Right of Way Easement over Lot 11510 Town of Palmerston EDI/0335

1. THAT Council approves of a public right of way easement being established over Lot 11510 Town of Palmerston, as shown on Drawing No 15/9334/3A in Attachment A to Report Number EDI/180.

2. THAT the Mayor and Chief Executive Officer be granted consent to sign and seal all required documents to establish a public right of way easement over Lot 11510 Town of Palmerston, as shown on Drawing No 15/9334/3A in Attachment A to Report Number EDI/180.
11.2.3 Proposal to Amend NT Planning Scheme (PA2015/0151) - Holtze Urban Area Plan and Planning Principles and Rezoning - Section 4231 Hundred of Bagot from Zone RL (Rural Living) and Zone RR (Rural Residential) to Zone FD (Future Development) EDI/0337

THAT Council endorse Attachment A to Report Number EDI/181.

CARRIED 8/1708–20/10/2015

11.2.1 Johnston Heritage Site Fence EDI/0332

Alderman McKinnon tabled correspondence received from the Department of Lands, Planning and the Environment dated 16 October 2015 in relation to the 16 ½ Mile Camp Fencing.

Moved: Deputy Mayor McKinnon
Seconded: Alderman Shutt

1. THAT Council inform the Chief Executive of the Department of Lands, Planning and the Environment, that it supports the removal of Condition 19 of Planning Permit DP09/0920.

CARRIED 8/1709–20/10/2015

Moved: Alderman Bunker
Seconded: Alderman Byrne

2. THAT the Chief Executive Officer write to the developer of the Johnston Subdivision, seeking that the value of the fence be made available to Council as a contribution towards providing indented on-street parking on Lind Road.

CARRIED 8/1710–20/10/2015

11.3 Community, Culture and Environment

The Chair invited Deputy Mayor McKinnon, Chair of the Community, Culture and Environment Committee to provide a report to the meeting.

A verbal report on the Committee Meeting held on 7 October 2015 was presented by Deputy Mayor McKinnon.

Moved: Deputy Mayor McKinnon
Seconded: Alderman Shutt

THAT the minutes from the Community Culture and Environment Committee meeting held on 7 October 2015, be received and noted and that Council adopts the recommendations made by the Committee with the exclusion of items 11.3.1 and 11.3.3 and accordingly resolves as follows:
**11.3.2 Palmerston Carols 2015**  
CCE/0449

THAT Council approve the Palmerston Carols 2015 event being held on Saturday, 28 November 2015 at the Palmerston Recreation Centre.

**11.3.4 Tree Lighting Ceremony 2015**  
CCE/0458

THAT Council approve the 2015 Christmas Tree Lighting event being held on Sunday, 13 December at 6:30pm.

CARRIED 8/1711–20/10/2015

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**MEETING PROCEDURES**

**Suspension of Standing Orders**

Moved: Alderman Byrne  
Seconded: Alderman Bunker

THAT Standing Orders be suspended for up to 30 minutes to allow for open discussion.

CARRIED 8/1712–20/10/2015

Standing Orders were suspended at 7.30pm.

**Reinstatement of Standing Orders**

Moved: Alderman Byrne  
Seconded: Deputy Mayor McKinnon

THAT Standing Orders be reinstated.

CARRIED 8/1713–20/10/2015

Standing Orders were reinstated at 7.47pm.

**11.3.1 Joy Anderson Centre**  
CCE/0445

Moved: Alderman Bunker  
Seconded: Alderman Byrne

1. THAT Council continue with the lease agreement for Joy Anderson Centre after 30 October 2015.

2. THAT the Chief Executive Officer write to the Department of Housing, to seek consideration for the freehold title of the Joy Anderson Centre, to be transferred to the City of Palmerston as a community asset.

3. THAT Council provide in kind support to the user groups of the Joy Anderson Centre through meeting the cost of building maintenance and utilities.

CARRIED 8/1714–20/10/2015
11.3.3 Goyder Walking Trail in Palmerston  

Moved: Deputy Mayor McKinnon  
Seconded: Alderman Shutt  

1. THAT Council investigate developing a “Goyder Walking Trail” within the City of Palmerston with a view to establishing appropriate walking trail infrastructure and interpretive signage.

2. THAT Council initiate discussions with the City of Darwin and Litchfield Council to develop an integrated Goyder Walking Trail across the three municipalities.

3. THAT Council seek funding under appropriate Federal and Northern Territory Government funding programs that are available to fund the Goyder Walking Trail project.

4. THAT Council investigate the development of an annual Goyder Walking Trail Event in the City of Palmerston to commence in February 2016 as part of the Northern Territory Heritage Week.

CARRIED 8/1715–20/10/2015

12. INFORMATION AGENDA

12.1 Items for Exclusion

Nil

12.2 Receipt of Information Reports

Moved: Deputy Mayor McKinnon  
Seconded: Alderman Shutt

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

CARRIED 8/1716–20/10/2015

13. DEBATE AGENDA

13.1 Officer Reports

Alderman Byrne declared a conflict of interest and left chambers at 7.49pm.


Moved: Alderman Bunker  
Seconded: Deputy Mayor McKinnon

1. THAT Council receives Report Number 8/0753.
13.1.1 Tender TS2015/09 – Reseal Various Roads 2015-2016 (continued) 8/0753

2. THAT Council award Contract TS2015/09 – Reseal Various Roads 2015-2016 to Asphalt Co Aust Pty Ltd for the amount of $330,395.95 (GST exclusive).

3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the Contract TS2015/09 – Reseal Various Roads 2015-2016.

CARRIED 8/1717–20/10/2015

Alderman Byrne returned to Chambers at 7.50pm.

13.1.2 Christmas and New Year Meeting Dates 2015-2016 8/0755

Moved: Alderman Shutt
Seconded: Alderman Bunker

1. THAT Council receives Report Number 8/0755.

2. THAT the December 2015 meeting of Council be held on 8th December 2015 and the January 2016 meeting of Council be held on 12th January 2016 in lieu of the scheduled monthly meetings.

3. THAT the December 2015 Governance and Organisation and Economic Development and Infrastructure Committee meetings be held on 3rd December 2015.

4. THAT a public notice be provided of these changes to meeting dates.

CARRIED 8/1718–20/10/2015

13.1.3 Financial Report for the month of September 2015 8/0757

Moved: Alderman Byrne
Seconded: Deputy Mayor McKinnon

THAT Council receives Report Number 8/0757.

CARRIED 8/1719–20/10/2015
13.1.4 Concurrent Application (PA2015/0430) To rezone part of Lot 10288 from Zone MD to Zone MR and construct 32 x 2 bedroom and 8 x 3 bedroom multiple dwellings in a four storey building on Lot 10288 (3) Tarakan Court, Johnston 8/0758

Moved: Alderman Bunker
Seconded: Alderman Byrne

1. THAT Council receives Report Number 8/0758.

2. THAT Attachment A to Report Number 8/0758 be endorsed.

CARRIED 8/1720–20/10/2015

13.1.5 Tender TS2015/11 – Cleaning City of Palmerston Buildings and Facilities 8/0759

Moved: Deputy Mayor McKinnon
Seconded: Alderman Shutt

1. THAT Council receives Report Number 8/0759.


3. THAT the Mayor and Chief Executive Officer are granted consent to sign and seal all required contract documentation for the Contract TS2015/11 – Cleaning City of Palmerston Buildings and Facilities.

CARRIED 8/1721–20/10/2015

13.1.6 Elected Member Allowances – Extra Meeting Allowance 8/0765

Moved: Alderman Bunker
Seconded: Alderman Shutt

1. THAT Council receives Report Number 8/0765.

2. THAT Council adopt the amended EM02 “Elected Members Benefits and Support Policy” which incorporates the framework for the future payment of Extra Meeting Allowance.

CARRIED 8/1722–20/10/2015
14. CORRESPONDENCE

14.1 Legislative Assembly Elections

Moved: Deputy Mayor McKinnon
Seconded: Alderman Shutt

THAT Council receives correspondence ‘Legislative Assembly Elections’ dated 12 October 2015.

CARRIED 8/1723–20/10/2015

15. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

16. PUBLIC QUESTION TIME

At the invitation of the Chair

The Director of Technical Services answered a question from a member of the public regarding the Archer Waste Site.

17. OTHER BUSINESS - ALDERMAN REPORTS

Nil

18. CONFIDENTIAL REPORTS

Moved: Alderman Bunker
Seconded: Deputy Mayor McKinnon

18.1 Application – Remission of Interest for Lot 8788

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 Technical Services, Acting Director of Corporate Services, Acting Director of Community 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 Application – Remission of Interest for Lot 8788 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:

(b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.
2. THAT Council orders that the minutes from the Confidential Council meeting held on 20 October 2015, in relation to confidential item number 18.1 Application – Remission of Interest for Lot 8788 and the report and associated documentation 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.

18.2 Application – Remission of Interest for Lot 8094 8/0762

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 Technical Services, Acting Director of Corporate Services, Acting Director of Community 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 18.2 Application – Remission of Interest for Lot 8094 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:

   (b) information about the personal circumstances of a resident or ratepayer;

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

2. THAT Council orders that the minutes from the Confidential Council meeting held on 20 October 2015, in relation to confidential item number 18.2 Application – Remission of Interest for Lot 8094 and the report and associated documentation 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.

18.3 Application – Remission of Interest for Lot 5789 8/0763

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 Technical Services, Acting Director of Corporate Services, Acting Director of Community 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 18.3 Application – Remission of Interest for Lot 5789 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:

   (b) information about the personal circumstances of a resident or ratepayer;

This item is considered confidential pursuant to Regulation 8 (b) of the Local Government (Administration) Regulations.
2. THAT Council orders that the minutes from the Confidential Council meeting held on 20 October 2015, in relation to confidential item number 18.3 Application – Remission of Interest for Lot 5789 and the report and associated documentation 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 8/1724–20/10/2015

The meeting moved into the Confidential Session at 8:02pm

19. CLOSURE

Meeting closed at 8.25pm

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(Chair)
Item 11.2.1 - Tabled Correspondence

Sue McKinnon,
Deputy Mayor
City of Palmerston
GPO Box 1
PALMERSTON NT 0831

Dear Miss McKinnon,

RE: 17½ Mile (renamed to 16½ Mile) Camp Fencing Requirement

Thank you for bringing this item on Council’s agenda to our attention.

As stated in the correspondence dated 17 October 2014, the Department requests Council re-consider its requirement for the erection of a fence between Lind Road and the 16½ Mile Camp that will completely restrict pedestrian access.

In addition to the issues raised in the previous correspondence, we have the following concerns:

- **Clarification on Council’s concerns dated 24 September 2009** - The concern appears to be in relation to preventing vehicular access from Lind Road into the 16½ Mile Camp rather than completely prohibiting pedestrian access. We believe vehicular access has been sufficiently prohibited with the placement of boulders, refer site photos at Attachment A.

- **Amenity** - We are of the opinion the visual mass of the fence will have a negative impact on amenity of the suburb and the heritage area. We believe the concerns of Coaches and Mini Buses accessing the site via Lind Road could be sufficiently managed through more subtle methods such as line marking and/or signage.

- **Connectivity** - Currently the path provides connectivity from Lind Road to the heritage trails and back along Farrar Blvd improving the walkability of the suburb and providing a great circuit for people wanting to exercise. A fence will disrupt this connection and it is likely it will confuse and frustrate the local residents with three footpath connections being cut-off.

Additionally we are concerned with the possible restriction of emergency vehicles along fire breaks; refer to plan at Attachment B.
• **Costs** – The 16½ Mile Camp footpaths were altered to integrate with the Council footpaths. There will be a cost to re-align the footpath if a fence is erected.

  We do not support bus/coach bays on Lind Road as sufficient bus and coach parking is provided at McKillop Court.

  Additionally we are concerned about potential vandalism to the fence and the ongoing maintenance cost.

Prior to Council making a decision on this issue we invite all Council members to an informative walk and discussion of 16½ Mile Camp site from our Heritage Branch.

Should you have any further questions please contact Victor Ocker, Project Officer, on ph: (08) 8999 6008 or email: victor.oecker@nt.gov.au.

Yours sincerely

LAWSON BROAD
Director

16 October 2015
Two way signage on Farrar Blvd/ Mckillop Court intersection

Mckillop Court Bus Bays
Mckillop Court Bus Bay and Carparking / Entry to Heritage Area

Welcome Shelter at Mckillop Court.

Boulder Placement on Lind Road
CITY OF PALMERSTON

Minutes of Confidential Council Meeting
held in Council Chambers, Civic Plaza, Palmerston
on Tuesday, 17 February 2015 at 7.47pm

RELEASED TO THE PUBLIC RECORD

1. PRESENT

Elected Members: His Worship the Mayor Ian Abbott (Chair)
Deputy Mayor Heather Malone
Alderman Geoff Carter
Alderman Paul Bunker
Alderman Andrew Byrne
Alderman Sue McKinnon
Alderman Seranna Shutt

Staff: Ricki Bruhn, Chief Executive Officer
Ben Dornier, Director of Corporate and Community Services
Mark Spangler, Director of Technical Services
Emily Fanning, Minute Secretary

Gallery: Gerard Rosse, Strategic Planner

Deputy Mayor Malone left the Chambers at 7.48pm

2. APOLOGIES

Nil

3. DEPUTATIONS / PRESENTATIONS

Nil

Deputy Mayor Malone returned to the Chambers at 7.50pm

4. OFFICER REPORTS

4.1 The process of rezoning and assessing subdivision applications
over FD zoned land in the Palmerston Eastern Suburbs

Moved: Alderman Bunker
Seconded: Alderman Shutt

1. THAT Council receives Report Number 8/0626.

CARRIED 8/1424–17/02/2015
4.1 The process of rezoning and assessing subdivision applications over FD zoned land in the Palmerston Eastern Suburbs (continued) 8/0626

Moved: Alderman Byrne  
Seconded: Alderman Shutt

2. THAT Council accept the late correspondence received from the Department of Lands, Planning and the Environment dated 17 February 2015.

3. THAT the CEO issue a media release advising Council does not support poorly planned small lot developments in Zuccoli being brought to the DCA Palmerston Division 18 February 2015.

4. THAT based on legal advice Council opposes the lack of transparency by Department of Lands, Planning and the Environment for the proposed subdivision of Zuccoli considered by the DCA Palmerston Division meeting 18 February 2015.

5. THAT based on legal advice Council believes the DCA does not hold the necessary power under the Act to grant subdivision approvals for FD zoned land unless the “intended ultimate zoning” has been provided in the Area Plan or otherwise expressed by the Minister.

6. THAT the Mayor write to the Minister for Lands, Planning and the Environment requesting the DCA be instructed to cease determining small lot developments in Zuccoli.

7. THAT the Council resolution, Report Number 8/0626 and associated documents be brought back to the Open Session.

CARRIED UNANIMOUSLY 8/1425–17/02/2015

Alderman Shutt left the Chambers at 8.26pm  
Alderman Shutt returned to the Chambers at 8.29pm

4.2 Recent comments in the media – Council Amalgamations

The Chief Executive Officer gave a verbal report to Elected Members regarding recent comments in the media by Minister Tollner on future Council Amalgamations.

Moved: Alderman Bunker  
Seconded: Alderman McKinnon

THAT Council accept the late verbal report.

CARRIED 8/1426–17/02/2015

Alderman McKinnon left the Chambers at 9.26pm  
Alderman McKinnon returned to the Chambers at 9.29pm
4.2 Recent comments in the media – Council Amalgamations (continued)

Moved: Alderman Carter
Seconded: Alderman McKinnon

THAT the CEO meet with the Litchfield Manager to discuss Minister Tollner’s recent comments in relation to Council amalgamation.

CARRIED 8/1427–17/02/2015

Alderman Byrne called for a division – as a consequence the result of the above decision was set aside.

Upon dividing, five members voted in the affirmative, two members voted in the negative.

Members Voting in the Affirmative

Mayor Abbott
Deputy Mayor Malone
Alderman Shutt
Alderman Carter
Alderman McKinnon

Members Voting in the Negative

Alderman Bunker
Alderman Byrne

The Mayor declared the MOTION CARRIED

5. MOVE TO OPEN

Moved: Deputy Mayor Malone
Seconded: Alderman Carter

THAT the Council move into the open session.

CARRIED 8/1428–17/02/2015

The meeting moved to the Open Session at 9.32pm

CONFIRMED AT MEETING TO BE HELD 3 MARCH 2015

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(Chair)
CITY OF PALMERSTON

Minutes of Confidential Council Meeting
held in Council Chambers, Civic Plaza, Palmerston
on Tuesday, 7 April 2015 at 7:38pm

RELEASED TO THE PUBLIC RECORD

1. PRESENT

Elected Members: His Worship the Mayor Ian Abbott (Chair)
Deputy Mayor Heather Malone
Alderman Paul Bunker
Alderman Andrew Byrne
Alderman Geoff Carter
Alderman Sue McKinnon
Alderman Seranna Shutt

Staff: Ricki Bruhn, Chief Executive Officer
Silke Reinhardt, Acting Director of Corporate and Community Services
Mark Spangler, Director of Technical Services
Emily Fanning, Minute Secretary

2. APOLOGIES

Nil

3. DEPUTATIONS / PRESENTATIONS

3.1 Presentation from Elton Consulting – The Views development on Maluka Drive
Wendy Smith, NT Planning Manager at Elton Consulting and Cameron Bowes, Development Manager at MiBro (NT) updated the Council on the progress of the development.

4. OFFICER REPORTS

Nil

5. MOVE TO OPEN

Moved: Deputy Mayor Malone
Seconded: Alderman Carter

THAT the Council move into the open session.

CARRIED 8/1469–07/04/2015

The meeting moved to the Open Session at 8:32pm