



COUNCIL MINUTES

LITCHFIELD COUNCIL MEETING

Minutes of Meeting

held in the Council Chambers, Litchfield
on Wednesday 17 July 2019 at 6:30pm

Present	Maree Bredhauer Doug Barden Christine Simpson Mathew Salter	Mayor Councillor South Ward Councillor Central Ward Councillor North Ward
Staff	Silke Maynard Nadine Nilon David Jan Wendy Smith Debbie Branson	Interim Chief Executive Officer Director Infrastructure & Operations Acting Director Community & Corporate Services Manager Planning & Development Executive Assistant
Public	Mitchell Abram Horst Walter Des Bredhauer Peter Cole Annabel de Fina Daniel Fletcher	ABC Darwin Berry Springs Humpty Doo Humpty Doo Emerald Qld Emerald Qld

1. OPENING OF THE MEETING

The Mayor opened the meeting and welcomed members of the public.

The Mayor advised that an audio recording of the meeting will be made for minute taking purposes as authorised by the Chief Executive Officer.

2. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

On behalf of Council, the Mayor acknowledged the traditional custodians of the land on which the Council meet on. The Mayor also conveyed Council's respect to the Elders past, present and future for their continuing custodianship of the land and the children of the land across generations.

3. APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence Deputy Mayor Kirsty Sayers-Hunt

Moved: Cr Simpson

Seconded: Cr Barden

THAT Council notes and approves:

Leave of Absence Cr Simpson 26 July 2019 – 6 August 2019.

CARRIED-1920/006

4. DISCLOSURES OF INTEREST

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

No further disclosures of interest were declared.

5. CONFIRMATION OF MINUTES

Moved: Cr Simpson

Seconded: Cr Salter

THAT the full minutes of the Council Meeting held 26 June 2019, 13 pages, be confirmed.

CARRIED-1920/007

6. BUSINESS ARISING FROM THE MINUTES

Moved: Cr Simpson

Seconded: Cr Barden

THAT Council receives and notes the Action List.

CARRIED-1920/008

7. PRESENTATIONS

National Disability Insurance Scheme

Ms Donna Newburn, Service Area Manager

Ms Penny Holmes-Brown, Team Leader Community Capacity Buildings

Ms Faye Dickson, Local Area Coordinator

8. PETITIONS

Nil.

9. PUBLIC FORUM

9.1 Horst Walter – Berry Springs

Mr Walter commented on the Council's response to the Draft Local Government Bill to the 'consultation appearing to be tokenistic'. Mr Walter also commented on the submission in relation to the Council's preference to avoid using the casting vote.

Mayor Bredhauer thanked Mr Walter for his comments.

10. ACCEPTING OR DECLINING LATE ITEMS

Nil.

11. NOTICES OF MOTION

Nil.

12. MAYORS REPORT

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council receive and note the Mayor's monthly report.

CARRIED-1920/009

13. REPORT FROM COUNCIL APPOINTED REPRESENTATIVES

Councillors appointed by Council to external committees provided an update where relevant.

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council note the Councillors' verbal report.

CARRIED-1920/010

14. FINANCE REPORT

14.1 Council Finance Report – June 2019

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council receives the Litchfield Council Finance report for the period ended 30 June 2019.

CARRIED-1920/011

15. OFFICERS REPORTS

15.1 PA2019/0185, a Planning Scheme Amendment Application to Rezone from Zone TC (Tourist Commercial) to Zone RL (Rural Living) Lot 4, Lot 5, and Lot 11 (1340, 1370, and 1366) Stuart Highway, Bees Creek, Hundred of Strangways

Moved: Cr Simpson
Seconded: Cr Salter

THAT Council:

1. receive and note the report; and
2. endorse Attachment A, Council's Letter of Comment for PA2019/0185, a Planning Scheme Amendment Application to Rezone from Zone TC (Tourist Commercial) to Zone RL (Rural Living) at Lot 4, Lot 5, and Lot 11 (1340, 1370, and 1366) Stuart Highway, Bees Creek, Hundred of Strangways.

CARRIED-1920/012

- 15.2 PA2019/0221, a Development Application for 72 Hotel Rooms in 18 (4x1 Bedroom) Single Storey Buildings and Alterations and Additions to an Existing Hotel (Function Room) in a Two-Storey Building to be Developed in Three Stages at Section 2334 (195) Darwin River Road, Darwin River, Hundred of Cavenagh**

Moved: Cr Salter

Seconded: Cr Simpson

THAT Council:

1. receive and note the report; and
2. note Attachment A, Council's Letter of Comment for PA2019/0221, a Development Application for 72 Hotel Rooms in 18 (4x1 Bedroom) Single Storey Buildings and Alterations and Additions to an Existing Hotel (Function Room) in a Two-Storey Building to be Developed in Three Stages at Section 2334 (195) Darwin River Road, Darwin River, Hundred of Cavenagh.

CARRIED-1920/013

- 15.3 PA2018/0190, a Planning Scheme Amendment for Section 5758 (905) Redcliffe Road, Section 5761 (580 Alverly Road), Section 5827 Monaghan Road, and Section 507 (800) Freds Pass Road, Lloyd Creek, Hundred of Strangways to Rezone the Property from Zone RL (Rural Living) and Zone R (Rural) to a Specific Use Zone to Facilitate the Development of a Master Planned Rural Lifestyle Estate Structured around up to Two Rural Activity Centres and Accommodating a Range of Lot Sizes (Noonamah Ridge)**

Moved: Cr Simpson

Seconded: Cr Barden

THAT Council:

1. receive and note the report; and
2. endorse Attachment A, Council's Letter of Comment for PA2018/0190, a Planning Scheme Amendment for Section 5758 (905) Redcliffe Road, Section 5761 (580 Alverly Road), Section 5827 Monaghan Road, and Section 507 (800) Freds Pass Road, Lloyd Creek, Hundred of Strangways to Rezone the Property from Zone RL (Rural Living) and Zone R (Rural) to a Specific Use Zone to Facilitate the Development of a Master Planned Rural Lifestyle Estate Structured around up to Two Rural Activity Centres and Accommodating a Range of Lot Sizes (Noonamah Ridge).

CARRIED-1920/014

15.4 July 2019 Summary Planning and Development Report

Moved: Cr Simpson

Seconded: Cr Barden

THAT Council:

1. receive the July 2019 Summary Planning and Development Report; and
2. notes for information the responses provided to relevant agencies within Attachments A-H to this report.

CARRIED-1920/015

15.5 Deed of Licence – Garden of Remembrance: Thorak Regional Cemetery

Moved: Cr Salter

Seconded: Cr Barden

THAT Council affix the Common Seal and thereby grant to the Commonwealth of Australia the Deed of Licence in relation to the Northern Territory Garden of Remembrance. A copy of the Deed of Licence is included as Attachment A within the report.

CARRIED-1920/016

15.6 Knuckey Lagoon Recreation Reserve Management Committee – Request for Funding

Moved: Cr Salter

Seconded: Cr Simpson

THAT Council:

1. does not approve the withdrawal of funds for the Reserve Open Day;
2. encourages the Knuckey Lagoon Reserve Committee to plan for an Open Day in 2020; and
3. communicates its decision at the next Committee meeting on 1 August 2019.

CARRIED-1920/017

15.7 Acquittal of Special Purpose Grants

Moved: Cr Simpson
Seconded: Cr Barden

THAT Council:

1. receive and notes the Acquittal of Special Purpose Grants report; and
2. approves the partial acquittal of the Special Purpose Grants for:
 - a) upgrades to the Howard Park Recreation Reserve Irrigation Upgrades to the value of \$17,248.09 as of 30 June 2019;
 - b) upgrades to the Howard Park Recreation Reserve Playground to the value of \$60,762.26 as of 30 June 2019;
 - c) upgrades to the Humpty Doo Village Green Community Hall to the value of \$20,991.66 as of 30 June 2019; and
 - d) construction of a new Mobile Workforce Shed to the Value of \$35,836.60 as of 30 June 2019.

CARRIED-1920/018

15.8 Long Term Financial Plan 2019-2020 to 2028-2029

Moved: Cr Barden
Seconded: Cr Simpson

THAT Council pursuant to Section 126 *Local Government Act* adopts the Long-Term Financial Plan 2019-2020 to 2028-2029.

CARRIED-1920/019

15.9 Endorsement of the Freds Pass Sport and Recreation Reserve Master Plan

Moved: Cr Salter
Seconded: Cr Barden

THAT Council:

1. notes the 2018-2027 Freds Pass Sport and Recreation Master Plan;
2. commends the Freds Pass Sport and Recreation Reserve Management Board for the development of the Freds Pass Sport and Recreation Reserve Master plan 2018-2027;
3. endorses the 2018-2027 Freds Pass Sport and Recreation Master Plan; and
4. writes to the Freds Pass Sport Recreation Management Board with comments for consideration as outlined in this Report.

CARRIED-1920/020

15.10 NDRRA Partial Acquittal – Monsoon Trough January 2018

Moved: Cr Barden

Seconded: Cr Salter

THAT Council approve the partial acquittal of the NDRRA funding for the repairs to roads damaged during the Monsoonal Trough in January 2018 to the value of \$712 935.97 as of 30 June 2019.

CARRIED-1920/021

15.11 Draft Local Government Bill Submission

Moved: Cr Simpson

Seconded: Mayor Bredhauer

THAT Council endorses the Litchfield Council submission table to be sent to the Department of Local Government and Housing in response to the Draft Local Government Bill call for submissions by 18 July 2019.

**A division was called
Mayor Bredhauer and Cr Simpson voted in favour of the motion
Cr Barden and Cr Salter voted against the motion
The Mayor exercised the casting vote**

CARRIED-1920/022

15.12 Executive Services Quarterly Performance Report April - June 2019

Moved: Cr Barden

Seconded: Cr Salter

THAT Council receives and notes the Executive Services Quarterly Performance report for the period April to June 2019.

CARRIED-1920/023

15.13 Community Corporate Services Quarterly Performance Report April - June 2019

Moved: Cr Barden

Seconded: Cr Salter

THAT Council receives and notes the Community Corporate Services Quarterly Performance report for the period April to June 2019.

CARRIED-1920/024

15.14 Infrastructure and Operations Quarterly Performance Report April - June 2019

Moved: Cr Salter
Seconded: Cr Simpson

THAT Council receives and notes the Infrastructure and Operations Quarterly Performance report for the period April to June 2019.

CARRIED-1920/025

15.15 Animal Management Plan

Moved: Cr Simpson
Seconded: Cr Barden

THAT Council:

1. adopts the Animal Management Plan 2019-2024 as included in Attachment B; and
2. authorises the Chief Executive Officer to make minor editorial changes, as necessary.

CARRIED-1920/026

16. COMMON SEAL

Nil.

17. OTHER BUSINESS

Nil.

18. PUBLIC QUESTIONS

18.1 Pete Cole – Humpty Doo

Mr Cole raised his concern with Councillors not having the documentation required for the meetings and he questioned what Council was going to do to overcome the problem.

Mayor Bredhauer advised that Council papers were available to members a week prior to each meeting and it was the responsibility of Councillors to be prepared beforehand.

Mr Cole questioned the purpose of a 10 Year Financial Plan.

Mayor Bredhauer replied that it was considered best practice to have the long-term sustainable view of the Council's financial situation.

18.2 Horst Walter – Berry Springs

Mr Walter made reference to the credit card statement in particular to the payment for the accommodation costs in Canberra. Mr Walter asked if there was a policy regarding accommodation and travel available.

Mayor Bredhauer replied that there was a policy and it was available on Council's website.

Mr Walter questioned the development at Noonamah Ridge and to the long-term costs associated with infrastructure.

The Mayor advised the Council is in a position of influence and does not have the ability to make decisions however will ensure that the developer is responsible for costs associated with infrastructure that is eventually handed to Council.

18.3 Peter Cole – Humpty Doo

Mr Cole questioned the timeframe to correct the inadequate control in the Risk Registers and Risk Management Framework in the Community and Corporate Services Quarterly Performance Report April – June 2019.

Mr Cole was referred to the timeframes outline in the Risk Management and Audit Committee Meeting agendas and minutes available on Council's website.

19. CONFIDENTIAL ITEMS

Moved: Cr Simpson

Seconded: Cr Barden

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 following Confidential Items:

19.1 Collaboration with City of Palmerston

Regulation 8(e) – information provided to the council on the condition that it be kept confidential.

CARRIED-1920/027

The meeting was closed to the public at 8:54pm.

Moved: Cr Salter
Seconded: Cr Barden

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) regulations the meeting be re-opened to the public.

CARRIED-1920/029

The meeting moved to Open Session at 9:24pm.

20. CLOSE OF MEETING

The Chair closed the meeting at 9:25pm.

21. NEXT MEETING

Wednesday 21 August 2019.

MINUTES TO BE CONFIRMED

Wednesday 21 August 2019



Mayor
Maree Bredhauer


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Interim Chief Executive Officer
Silke Maynard