

NOTICE OF MEETING OF COUNCIL

Notice is hereby given in accordance with Section 59
of the Local Government Act 2008

ORDINARY MEETING AGENDA

KATHERINE TOWN COUNCIL



TUESDAY 8 DECEMBER 2015

OPEN FORUM

At 5.30 pm

ORDINARY MEETING

6.00 pm

**Council Chambers, Civic Centre,
Stuart Highway, Katherine**

Robert Jennings
CHIEF EXECUTIVE OFFICER

AGENDA

1. **Opening Prayer**
2. **Present**
3. **Apologies and Leave of Absence.**
4. **Confirmation of Previous Minutes**

Minutes of the Ordinary Council Meeting held 24 November 2015.

5. **Business Arising from Previous Minutes**

5.1 – Progress of the Lease and Other Associated Matters for the Katherine Civil Airport

Further to 24 November 2015 Ordinary Meeting of Council, the following update item is provided on the airport for Elected Member note:

1. Under the *Progress of the Lease and Other Associated Matters for the Katherine Civil Airport - Item 14.2*, Alderman Clark enquired during the meeting as to the timing of the response from the Department of Defence as a result of items during the meeting on 30 October 2015. A response was received on 30 November 2015 which included the following:
 - a. Whilst there is no single person who has the authority to make decisions on most matters, Neal McDonald (Base Support Manager), Angeline Samara (Acting Assistant Director Estate Management) or Justine Nordin (Manager Estate and Facilities Services) can take carriage and coordinate any required answers should the authority to make the decision not rest locally. This is in addition to the much reduced three (3) month maximum time frame suggested in the draft lease for decisions.
 - b. Advice on the value of insurance is being confirmed with Canberra.
 - c. Agreement was reached to discuss movement of gates (etc) on the perimeter fence to allow greater commercial viability of the airport. The Department of Defence are seeking a quote / estimate to move the gates to the vicinity of the water infrastructure.
 - d. Variation on Clause 4.3 was granted with a conditional appraisal to be undertaken, and the wording of the clause amended as necessary so that the handover condition of the lease facility would not need to be in excellent condition.
 - e. The Department of Defence are confirming whether maintenance of the Tarakan Road is included in their current maintenance regime.
 - f. Advice on the variation of Clause 15.3 with respect to an interim facility Masterplan is being confirmed with Canberra.
 - g. Confirmation in principle was given that any works to the aprons could utilise external contractors either after or before RAAF works so as to reduce mobilisation costs. The Department of Defence are happy to pass on contacts of contractors delivering apron works on base to Council to make direct contact with them for synergies.
 - h. Advice is being sought on whether the additional rent provision could be calculated off net revenue.

A full report on Airport matters will be presented to Council in either January or February 2016. On other matters, as a result of the timing of the December 2015 Council Meeting, the standard monthly reports will be presented to Council in January 2016, with the December 2015 and January 2016 financial reports to be adopted separately.

Officer Recommendation

That Council note the updated information on the Katherine Civil Airport.

6. CONFLICT OF INTEREST

The Local Government Act 2008 addresses Conflict of Interest as follows:

Section 73 Conflict of Interest

- (1) *A member has a **conflict of interest** in a question arising for decision by the Council, local board or Council Committee if the member or an associate of the member has a personal or financial interest in how the question is decided.*
- (2) *This section does not apply if the interest is:*
 - (a) *an interest in a question about the level of allowance or expense to be set for members; or*
 - (b) *an interest that the member or associate shares in common with the general public or a substantial section of the public; or*
 - (c) *an interest as an elector or ratepayer that the member or associate shares in common with other electors or ratepayers; or*
 - (d) *an interest that the member or an associate has in a non-profit body or association; or*
 - (e) *an interest of the member or an associate:*
 - (i) *in appointment or nomination for appointment to a body with predominantly charitable objects; or*
 - (ii) *in payment or reimbursement of membership fees, or expenses related to membership, in such a body; or*
 - (f) *an interest so remote or insignificant that it could not reasonably be regarded as likely to influence a decision.*

Section 74 Disclosure of Interest

- (1) *As soon as practicable after a member becomes aware of conflict of interest in a question that has arisen or is about to arise before the Council, local board or Council Committee, the member must disclose the personal or financial interest that gives rise to the conflict (the **relevant interest**):*
 - (a) *at a meeting of the Council, local board or Council Committee; and*
 - (b) *to the CEO.*
- (2) *The CEO must record the disclosure in a register of interests kept for the purpose.*

- (3) *A member must not, without the Minister's approval:*
- (a) *be present at a meeting of the Council, the local board or Council Committee while a question in which the member has a conflict of interest is under consideration;*
or
 - (b) *participate in any decision on the question.*
- (4) *The Minister may approve a member's participation in the consideration of, or a decision on, a question in which the member has a conflict of interest on conditions the Minister thinks appropriate.*
- (5) *A member is guilty of an offence if the member:*
- (a) *fails to disclose an interest as required under subsection (1); or*
 - (b) *contravenes subsection (3) or a condition of an approval under subsection (4).*
- Fault element: Intention.*
- Maximum penalty: 100 penalty units or imprisonment for 6 months.*
- (6) *If the Tribunal finds that a member has participated in the decision of the Council, a local board or Council Committee contrary to this section, the Tribunal may, on application by an elector or ratepayer, declare the decision void.*

The Local Government Act defines Associates as follows:

Section 4 Associates

A person is an associate of another if:

- (a) *they are in a close family relationship; or*
- (b) *they are in partnership; or*
- (c) *one is a company and the other is a director or manager of the company; or*
- (d) *they are related companies; or*
- (e) *one is a private company and the other is a shareholder in the company; or*
- (f) *a chain or relationships can be traced between them under one or more of the above paragraphs.*

MEMBERS DISCLOSURE CONFLICT OF INTEREST

7. Mayoral Business

7.1 Calendar of Events -- November

7.2 Mayoral Report -- November

8. Correspondence and Documents to be Tabled

Nil

9. **Petitions**
10. **Questions**
 - 10.1 With Notice
 - 10.2 Without Notice
11. **Notice of Motion**

Nil
12. **Reports of Officers**
 - 12.1 Monthly Works and Services Division Report – November 2015
13. **Reports from Representatives on Committees**
14. **Late Agenda**
15. **General Business**
16. **Confidential Items**
17. **Meeting Close**

**AGENDA ITEM 7 – MAYORAL BUSINESS TO BE CONSIDERED
ORDINARY COUNCIL MEETING 8 DECEMBER 2015**

MAYOR FAY MILLER'S CALENDAR OF EVENTS FOR NOVEMBER 2015

- Meeting with Cancer Council
- Katherine North Community Forum
- Development Consent Authority
- Meeting with Vista Gold
- Meeting with Katherine Transport Working Group
- Meeting with Julie Wilson
- Katherine Local Tourism Advisory Committee
- Meeting with RAAF Tindal
- ALGWA Executive Meeting
- Megan Rowe Farewell
- Target Christmas Appeal
- Market Stall
- Meet with Bridgette Bellenger
- LGANT Annual General Meeting
- Tourism Top End Meeting
- Northern Territory Disability Awards
- ABC Grass Roots
- NT NRN Awards and NT Land Care Awards
- Meet with CEO Yilli Rreung Housing Aboriginal Corporation
- Katherine Museum Master Planning
- Tourism Manager Welcome / Operator Morning Tea
- Girl Guides Cabana Party
- St Joseph's Year 12 Graduation
- KRAG Meeting
- The Australia Institute - Fracking
- Meeting with member of the public x 3
- Brolga Awards
- Elected Members Workshop
- Open Forum
- Citizenship Ceremony
- Ordinary Council Meeting
- NT News Interview
- Women in Leadership Conference
- Meet with Decmil Contracting
- Minister Higgins
- ABC Darwin
- Meet with Origin Energy
- Sharon Innes

Mayoral Business for November

- In November I had the opportunity to travel to Alice Springs for the 2015 Broilga Tourism Awards, accompanied by Katherine Visitor Centre employee Tiffany Brown – and it was an absolute pleasure to fly return from Tindal/Alice Springs.
- The last of Katherine Town Council community forums for 2015 was held at Clyde Fenton Primary School (Katherine North) on 2nd November. While few people attended, issues of concern raised were addressed. The planned installation a round-about at the intersection of Giles/Dakota Street attracted a good debate, and will be out for community consultation in the new year.
- During the past few weeks I have received updates of activities in the region from Vista Gold relating to Mt Todd, and Origin Energy about exploration in general across the Northern Territory.
- Katherine Town Council Elected Members had a healthy debate at the November Council meeting in relation to the markets in Ryan Park. Detailed studies about both Ryan Park and Lindsay Street were helpful for the Elected Members to come to an informed decision – and that was to support the markets to be located at the Lindsay Street complex. The markets are a very emotive topic for some people, and there will be those who don't support them being moved. However as responsible Elected Members having to maintain an appropriate market location well into the future, the majority voted to not support the continuation of the Ryan Park location.
- I attended the Annual General Meeting of the Local Government Association of the Northern Territory (LGANT) in Darwin from 10th November. The AGM was preceded by a Mayors and Presidents forum (where we share issues, ideas, concerns) while the CEO's forum was run concurrently in another area. At the general meeting one of the subjects discussed at length was Street Lighting charges, which Power and Water are attempting to diverse to local government across the Northern Territory. LGANT has sought legal advice regarding the transfer, and LGANT has also sought a meeting with the Chief Minister early in 2016 to further the discussion. It would appear to be quite a lengthy protracted negotiation still ahead.
- Earlier this year the Executive of LGANT (of which I am a member) endorsed the implementation of local government service awards based on nominations – with awards given for 10, 15, 20, 25 and 30 years of service as a local government elected member in the Northern Territory. It is with pleasure that

Katherine Town Council have nominated the following who were acknowledged at the AGM. Jim Forscutt (20 years) and for 10 years service, Mark Gage, Brian Lambert, Robbie Phillips, Anne Shepherd and Toni Tapp Coutts. I offer my congratulations to these long serving people in the Katherine community.

- While in Darwin for the LGANT AGM I attended the Disability Awards Ceremony at Sky City at which Jim Bitossi was acknowledged through a Highly Commended Award. I also attended the annual awards ceremony for Natural Resource Management at the Convention Centre at which there was record attendance of over 350.
- The last week in November I had the privilege of presenting at the Women in Leadership Conference held in Darwin at DoubleTree Hilton. Approximately 100 women of all ages attended with some very interesting topics discussed. My topic was "Challenges and Opportunities".



REPORT

FOLDER: Local Governance / Council Meetings / Works & Services Reports
MEETING: ORDINARY COUNCIL MEETING - 8 DECEMBER 2015
REPORT TITLE: WORKS & SERVICES DIVISION REPORT FOR THE MONTH OF NOVEMBER 2015

Purpose of Report

To inform Elected Members of tasks, activities and projects undertaken by the Works & Services Division, during the month of November 2015.

Major Works

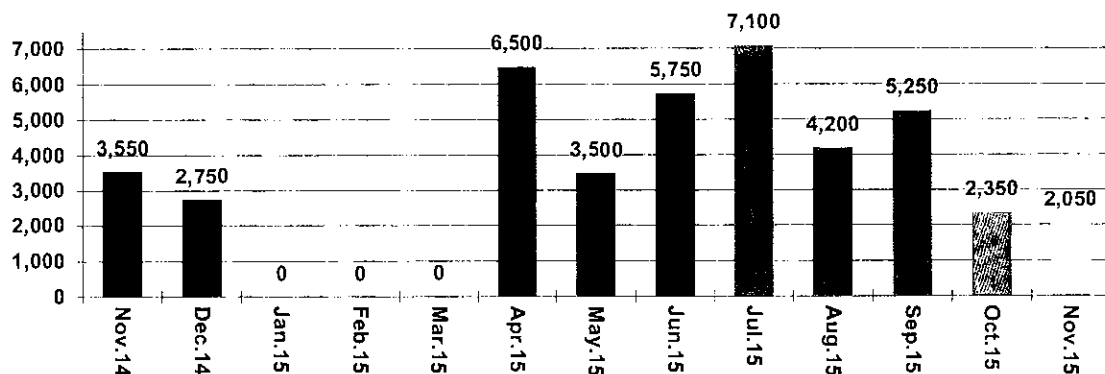
- No major works were carried out during the month of November 2015.

Facilities

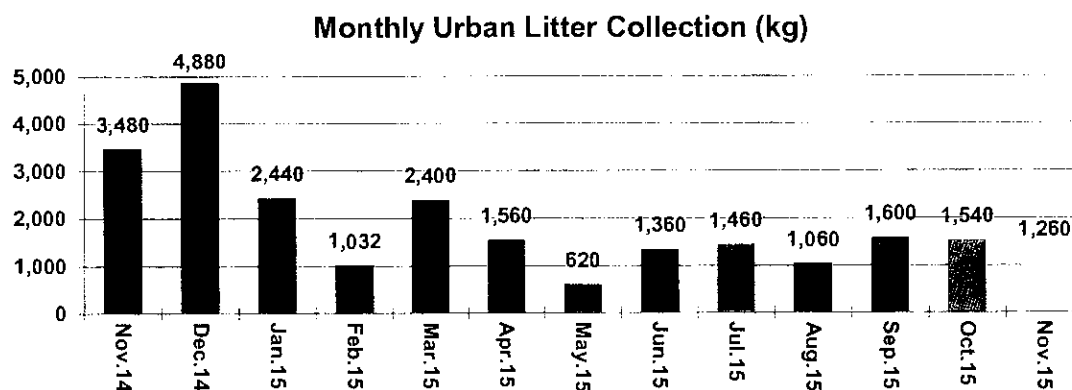
Parks & Open Areas

- Council contractor Top End Backhoe Hire in conjunction with Council staff excavated and laid new irrigation lines and cabling in preparation for the formalisation of the Lindsay Street car park.
- Council contractor Katherine Lock and Key carried out repairs to the Giles Street auto toilet door.
- Council contractor Duncan Electrical installed an automatic reset switch to the Visitor Information Centre auto toilet.
- Council contractor Cav's Mowing & Tree Lopping Service carried out tree and ground stump removal of a dangerous tree in Maluka Park.
- Council contractor Stephen Murphy repaired the auto flush at the Ryan Park auto toilet and repaired a leaking tap in the Ryan Park ablutions.
- Council contractor Hohn's Sheet Metal and constructed and installed new decking and steps at the Hot Springs top pool.
- Council contractor Katherine Tree Maintenance removed trees along the Giles Street drain, between Knotts Crossing and Morris Road, in order to improve drainage.
- Council staff replaced 41 broken, damaged and vandalised sprinkler components throughout the larger urban area; the total cost of these repairs to date (2015/16 financial year) is \$20,950.

Monthly Sprinkler Replacement (\$)



- The Urban Litter Collection statistics are based on weights recorded over the weighbridge located at the Waste Management Facility and include refuse from areas throughout the broader urban area; Katherine Terrace is not included in these statistics. The total amount of litter collected by Council staff to date (2015/16 financial year) is 6,920kg.



Buildings

- Council contractor Benash Electrical carried out repairs and maintenance to hand held fire equipment identified in the scheduled 6 monthly service of council owned facilities.

Katherine Showgrounds

- Council contractor Stephen Murphy commenced with leaking roof repairs at the Photography Pavilion.
- Council contractor Shockless Electrical Services completed electrical works to the power boxes located in side show alley.

Katherine Library

- Council contractor Benash Electrical carried out repairs to the security alarm.

Katherine Memorial Cemetery

- There were four (4) burials and one (1) interment during the month of November 2015.
- Council contractors Katherine Plastering & Tiling and Top End Backhoe Hire in conjunction with Council staff constructed a 20 plot plinth in the crematorium area.

Katherine Civic Centre

- Council contractor Top End Backhoe Hire continued with excavation works in preparation for the front garden renovations.
- Council contractor Pud Muddy carried out preparation works for construction of the retaining wall as part of the front garden renovations.

Katherine Civil Airport

- Council contractor Jason Rapley carried out the Reporting Officer Inspections, including sweeping of the RPT and GA Aprons, as per standard operating procedures on behalf of Council for the month November 2015.
- Council contractor HiQa Geotechnical in conjunction with Jason Rapley and Council officers, carried out pavement investigations to the RPT apron.
- Council contractor Top End Backend Hire carried out cleaning to the open unlined drain.

Binjari

- Council hook bins are placed at the Top and Bottom Camps (alternating) and emptied on an as required basis, the weight of each bin is then recorded over the weighbridge located at the KTC Waste Management Transfer Station; 5,180kg of litter was collected during the month of November 2015.

Roads

Pavement Repairs & Maintenance

- Council contractor Territory Line Marking carried out delineation works to the CBD roundabouts and at the Florina Road and Zimin Drive intersection.
- Council contractor Remote Civil repaired pot holes along Florina and Helena Roads.
- Council contractor Katherine Plastering & Tiling installed a concrete footpath from the Target pedestrian crossing to the Lindsay Street carpark; Council staff installed pedestrian signage and bollards in the area.
- Council contractors Top End Backhoe Hire and Katherine Plastering & Tiling reinstated sections of damaged footpaths along O'Shea Terrace and Maluka road.

Urban Street Sweeping

- Council contractor Arafura Site & Street Sweeping undertook the scheduled sweeping and kerbside spraying for the month of November 2015.

Wet Season Operations

- Council staff secured the pedestrian handrail at the Low Level Bridge in preparation for wet season onsets.
- Council contractor Top End Backhoe Hire cleared the Lindsay Street open unlined drain, Katherine Terrace end, in preparation for the wet season.
- Council staff cleared debris from parks as a result of two (2) storms events throughout the month.
- Council contractor All Regions Electrical repaired a storm damaged power aerial wire at the Hot Springs car park.
- Katherine Tree Maintenance removed fallen trees from the Katherine Hot Springs as a result of a storm event.
- Council contractor Duncan Electrical repaired storm damaged speaker wires along Katherine Terrace.
- Council contractor Katherine Canvas & Upholstery repaired storm damaged shade structures on the main pool area and in the spray park at the Katherine Aquatic Centre.
- Council staff, in conjunction with Council contractor Hat Creek Civil, extinguished a substantial fire at the Waste Management Transfer Station tip face due to a lighting strike.

Personnel & Services

Building Activities within the Municipality

- Council considered the following number of planning applications during the month of November 2015:
 - 6 x Proposed Development Applications.
 - 1 x Proposed Variation of Development Permit Application.

Community Events

- Council staff and contractors carried out various tasks in preparedness for public hires/events held throughout several Council owned facilities during the month of November 2015.
- Council staff and contractors carried out grounds maintenance and beautification of the Cenotaph in O'Shea Park in preparation for Remembrance Day.
- Council staff and contractors carried out various tasks at Ryan Park in preparation for White Ribbon Day.

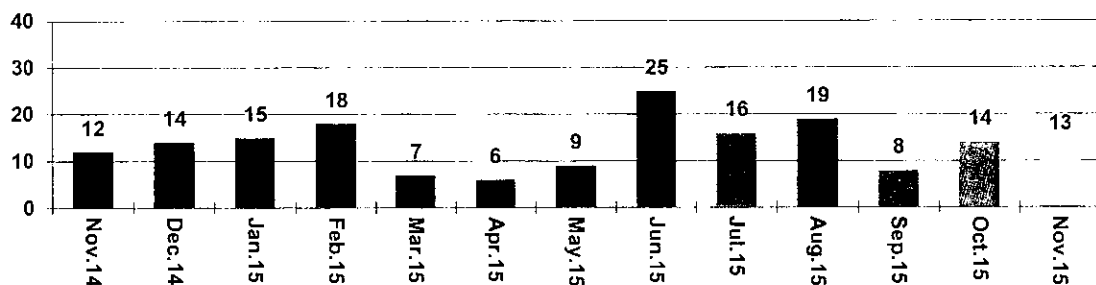
Personnel / Travel / Training & Conferences

- Four (4) outdoor staff completed a three (3) day Katherine facilitated 'Elevated Work Platform Course'.

Inspectorate Services

- Please refer to *Attachment A* for a full breakdown on the Regulatory Services conducted by Council Rangers over the month of November 2015.
- Pound Statistics for the month of November 2015 are as follows:
 - 4 dogs returned to their owners.
 - 1 dog purchased by new owner.
 - 8 dogs were euthanized.
 - 0 dogs were surrendered to the VET.
 - 0 dogs were signed over to the RSPCA.
 - 0 other animals were euthanized.
- The total number of dogs impounded to date (2015/16 financial year) is 70.

Monthly Impoundment of Dogs



OFFICER RECOMMENDATION

That it be recommended to Council:

- That the report of the Works & Services Division for the month of November 2015 be received and noted.

Robert Jennings
CHIEF EXECUTIVE OFFICER

Delegation: Director Works & Services/Deputy CEO, Neroli Dickens
Schedule of Attachments: Attachment A: Rangers Hourly Breakdown of Tasks - Nov 2015

ATTACHMENT A:

RANGERS HOURLY BREAKDOWN OF TASKS - NOVEMBER 2015

TASK		ANIMAL CONTROL RANGER	PARKING RANGER	NOTES
DAY TO DAY DUTIES:	GENERAL OFFICE DUTIES / ERRANDS / TRAVEL / SMOKO	55.1	42.8	
MEETINGS / TRAINING:	INTERNAL / EXTERNAL	7	3.5	
INSPECTIONS:	VACANT LOTS / NATURE STRIPS / FACILITY HIRES / ASSET INSPECTIONS	5	3	
PARK PATROLS:	ILLEGAL CAMPING / LITTER / PERSONAL BELONGINGS	15	12	
PARKING PATROLS:		2	51.3	
ANIMAL CONTROL:	PATROLS / INVESTIGATION / CAPTURE / IMPOUND / RELEASE / CLEANING / OTHER	71	12.5	
VEHICLE PREPARATION:		2	1.5	
ABANDONED VEHICLES:	IMPOUND / RELEASE / DISPOSE	1	12	
LEAVE:	ANNUAL / SICK / PUBLIC HOLIDAY / OTHER	1.5	21	
NUMBER OF INFRINGEMENTS LETTERS / NOTICES TO COMPLY ISSUED VEHICLES IMPOUNDED				
INFRINGEMENTS:	PARKING	2	54	45 x Exceeding Time Limit 4 x Facing Wrong Direction Flow of Traffic 2 x Incorrect Angle Parking 1 x Obstructing Footpath 2 x Parking on Yellow Line 1 x Disabled Zone without Permit 1 x Parking 1m within a Fire Hydrant
	ILLEGAL CAMPING LITTER ANIMAL CONTROL	15	3	6 x Unregistered Dog 5 x Dog at Large 3 x Dog Attack (Person) 1 x Dog Attack (Animal) 2 x Dog Menace (Person) 1 x More than 2 dogs without a license
LETTERS / NOTICES:	VACANT LOTS / ANIMAL CONTROL ETC.	12	5	
IMPOUNDED:	ABANDONED VEHICLE/S		3	