MINUTES OF THE ORDINARY MEETING OF THE THIRTEENTH COUNCIL HELD ON MONDAY 30 SEPTEMBER 2019 AT 6:00PM IN COUNCIL CHAMBER, CIVIC CENTRE, ALICE SPRINGS

1. ATTENDANCE

1.1 Opening of the Meeting by the Mayor (Chair)

The Mayor Damien Ryan declared the meeting open at 6.00pm and welcomed all present to the meeting.

Mayor Ryan acknowledged the Central Arrernte people who are the traditional owners and custodians of Alice Springs.

PRESENT

Mayor D. Ryan (Chair)
Councillor G. Auricht
Councillor M. Banks
Councillor J. Cocking
Councillor E. Melky
Councillor M. Paterson
Councillor J. Price
Councillor C. Satour

OFFICERS IN ATTENDANCE

Mr S. Allen – Acting Chief Executive Officer
Mr S. Duke – Acting Director Corporate and Community Services
Mr E. Wlodarczyk – Acting Director Finance
Mrs. A Signor – Executive Assistant (Minutes)

2. PRAYER

Pastor Peter Aspin from Salvation Army presented the prayer preceding the meeting.

3. APOLOGIES

Moved Councillor Melky
Seconded Councillor Banks

Councillor J. de Brenni – Personal Leave
Councillor M. Paterson – Personal Reasons
Mr R. Jennings – Personal Leave

CARRIED(20578)
4. **WELCOME TO THE GALLERY AND PUBLIC QUESTION TIME**

4.1 Kim Hopper – Alice Springs Resident

“There are two parts to the question. The first centres on the creation of an online mechanism that tracks the progress of the Climate Action Plan and the second on the declaration of a Climate Emergency.

The first part of my question is for the Environment Advisory Committee.

Our request is to make the progress of the Climate Action Plan clear to the general public. An online portal of sorts, similar to that of project management platforms, where real-time updates are made. This tool could be a very effective resource in achieving the actions of the plan. Such a tool would enable community and business engagement to effectively collaborate with Council.

Can Council put into effect, as soon as possible, an online real-time transparent and accessible platform for viewing Climate Action Plan progress?

What will it take for this Council to declare Climate Change an emergency and act accordingly?”

The Acting Chief Executive Officer Scott Allen took the questions from Kim Hopper on notice.

5. **DISCLOSURE OF INTEREST**

Nil

6. **MINUTES OF PREVIOUS MEETING**

6.1 Minutes of the Ordinary Open Meeting of the Council held on Monday 26 August 2019

Moved Councillor Melky
Seconded Councillor Auricht

**That the minutes of the Ordinary Meeting of the Council held Monday 26 August 2019 be confirmed as a true and correct record of the proceedings of those meetings.**

CARRIED (20579)

6.2 **Business Arising from the Minutes**

6.2.1 Councillor Price – Meeting Apology 26 August 2019

Cr Price asked why Elected Members felt that her apology could not be carried at the August Ordinary Council Meeting?

Mayor Ryan advised that it was put to the table and it was not carried.
Cr Price is happy to re-visit the matter at a later date.

6.2.2 Councillor Banks – Item 9.4 Verge Planting in the CBD and Palm Circuit

The Acting CEO Scott Allen advised the plants will be replanted by the end of the week and a new watering procedure has been put in place.

6.2.3 Councillor Banks - Notice of Motion to LGANT (Public Drinking Water)

The Acting CEO Scott Allen advised that the notice of motion from Alice Springs Town Council has been accepted by LGANT and will be discussed at the LGANT Meeting to be held in Alice Springs in November 2019.

7. MAYORAL REPORTS AND MINUTES

7.1 Mayor’s Report

Report No. 163/19cncl

Moved Councillor Banks
Seconded Councillor Satour

That the Mayor’s Report be received. CARRIED (20580)

7.2 Business arising from the Report

Cr Cocking asked about items: 1.5, 1.6 and 1.32.

Mayor Ryan advised that items 1.5 and 1.6 pertained to rates and rubbish and have been passed onto the CEO.

1.32 - Chris Hawke and Jonathan Pilbrow spoke to Mayor Ryan regarding Nuclear Weapons and he will be in contact with all Councillors.

Cr Auricht asked about item 1.15: David Willing – Executive Director NT Fire, Rescue and Emergency Services. Was the fire load in the Alice Springs and surrounds raised during the conversation?

Mayor Ryan advised that Mr Willing’s spoke about the lack of staff across the NT and seeking support from Local Councils. Mr Willing also requested to meet with LGANT in Alice Springs in November.

8. COUNCILLOR REPORTS

Moved Councillor Melky
Seconded Councillor Auricht

CARRIED (20581)
**Councillor Auricht**
- Ordinary Council Meeting
- Access Advisory Committee Meeting
- Tangentyere Council Steering Committee Meeting
- Parks Advisory Committee Meeting
- AGM Outback Way - Laverton
- Proposed National Aboriginal Art Gallery Meeting with Elected Members
- Standing Committee Meetings
- CEO Robert Jennings
- Cricket Junior Open Day
- ASTC Council Forum
- Disabled Site Meeting – Access Advisory Committee
- Local Businesses regarding Climate Change issues facing Alice Springs

**Councillor Banks**
- Met formal commitments
- Meetings regarding verge planting, climate change, National Aboriginal Art Gallery and the Heritage Listing of Anzac Oval
- Citizenship Ceremony Day

**Councillor Cocking – email**
- August Ordinary Meeting
- Parks Advisory Committee
- Tangentyere and Council Working Group
- Council Forum - NAAG
- Special General Meeting
- Council Forum
- Attended Global Climate Strike
- Attended Business Climate meeting
- Fridays for the Future event
- Meeting with CEO - initial meeting plus Climate Action motion
- Citizenship Day Ceremony
- Standing Committee meeting
- Meeting with Acting Director Corporate and Community Simon Duke
- Meeting with Mayor Ryan - Climate action
- Opening of Apmere Angkentye Kenhe in Mall
- ASALC Committee Meeting
- Briefing on Todd Street hospital apartments development
- ASTC Executive Development Committee meeting
- Opening of the Desert Song Festival
- Spoke with Sarah Brittle - Child Friendly Alice
- Met with “Fridays for the Future” to discuss my proposed Climate Action motion
- NT Climate Justice Forum in Darwin
- Climate action motion - ABC Alice Springs
- Alice Springs News - Climate Emergency Motion
**Cr Melky**

Disclose for the purpose of transparency – applied for three meeting payment for September ($255.02 x 3)

Police Remembrance Day Service

Discussion with a citizen – Heffernan Road Bollards

Resident – Whitaker Street white traffic lines

All required meetings – SFAC, ASALC, Citizenship, Meetings regarding National Aboriginal Art Gallery, Special Council Forum

Resident discussions – Climate action, anti-social behaviour

Media – Alice Springs New Online, Advocate

**Cr Price**

Development Committee Meeting by phone

ASTC Council Forum

Standing Committee Meetings by phone

Residents – Climate Change and other Council matters and issues around crime

Launch of the Child Friendly Alice

CEO Robert Jennings

Proposed National Aboriginal Art Gallery Meeting with Elected Members

Councillors from the City of Casey – Cr Susan Siri

Booroondara Council - Cr Felicity Sinfield and Cr Lisa Hollingsworth

Toowoomba Mayor Cr Paul Antonio

ABC Alice Springs

**Councillor Satour**

All meetings that complied with the LG ACT

9. **ORDERS OF THE DAY**

9.1 That Elected Members and Officers provide notification of matters to be raised in General Business.

9.2 Cr Melky – Conflict of interest

9.3 Cr Price – Escalating anti-social behaviour

10. **DEPUTATIONS AND PETITIONS**

10.1 **Eco Fair Event – Jasmine Story, Arid Lands Environment Centre**

2019 was the 11th year of the Eco Fair Event.

Special guests were Craig Reucassell of ABC’s *War on Waste*, EcoFair Ambassador Costa Georgiadis from *Gardening Australia* and children’s sustainability entertainers Zucchini Clan.

Key events for the Eco Fair included:

1. Eco Fair Schools Day
2. ABC Alice Springs outside broadcast (50 attendees)
3. Apmereke Akaltye-Irreme (Learning from the land)
4. Our Bright Solar Future (Learning from our leaders)
5. Craig Reucassel’s War on Waste
6. Eco Hug at the Todd Mall Markets
7. Growing Healthy Gardens

Jasmine thanked Alice Springs Town Council for their support of the event.

Cr Melky thanked Jasmine for her on-going hard work and support of Council.

11. MEMORIALS

Nil

12. NOTICE OF MOTIONS

12.1 Councillor Jimmy Cocking – Climate Action

“I Councillor Jimmy Cocking hereby give notice of my intention to move the following motion at the next Alice Springs Town Council Ordinary Council meeting scheduled for Monday 30 September 2019:

That Council:

A. Acknowledge the escalating urgency for climate action to both mitigate and adapt to the impacts that the changing climate will have on our community and develop and implement a policy to address it

B. That an amount of $250,000 of any surplus position identified in Alice Springs Town Council’s October 2019 meetings be quarantined to accelerate the delivery of actions identified for completion and not achieved in the Climate Action Plan. Any money remaining from this process to be allocated to complete additional Climate Action Plan actions.

C. That concurrent to the existing Climate Action Plan, a ten-year Climate Adaptation Plan be instigated, consulted and developed to commence in mid-2020. The Climate Adaptation Plan should be an organisational wide, strategic document that is led by the CEO.

Mover: Councillor Jimmy Cocking
Seconder: Councillor Marli Banks

30 September 2019

This motion is the result of the discussions with the community and my fellow Elected Members around the Council Committee meetings held on 16 September 2019, and subsequent conversations with the CEO.
Supporting Information to Motion:

Alice Springs is highly vulnerable to the impacts of global heating. As the world continues to increase emissions despite the science suggesting a rapid decarbonisation, life in Alice Springs will become increasingly difficult. Already we are experiencing the impacts of global heating which is increasing the intensity of heatwaves and droughts. Last summer we experienced the hottest summer on record and we lost 5% of our trees. The Bureau of Meteorology’s regional climate outlook suggests that warmer than average and dry conditions will continue into 2020. Local, regional and municipal councils around the world are recognising the threat posed by a hotter world and are taking concrete action. Many are declaring climate emergencies and making plans with their communities to take serious action to reduce emissions and prepare the community to adapt to the impacts of heat and extreme weather. The first part of the motion restates more strongly our current dedication to climate change acknowledgement and commits to the work required through identified mitigation measures (as addressed by our Climate Action Plan) and future adaptation actions.

Alice Springs is uniquely vulnerable. We have huge income disparity in our community. We are a regional centre for many surrounding communities. We are dependent on industries that are affected by temperature. The science is clear, we need to prepare for longer, hotter heatwaves and ensure that our infrastructure and services can continue to deliver for our community in a hotter world.

‘We need to act as though our house is on fire. We need to act as though our lives depended on it, because it does’ Greta Thunberg

The Northern Territory Government does now have a Climate Change Response with aspirational objectives and policy directions. Under the Local Government Act, the following sections compel us into action:

12 Functions of a council

1) The functions of a council include the following:

a) To plan for the future requirements of its area for local government services
b) To provide services and facilities for the benefit of its area, its residents and visitors
c) To provide for the interests and well-being of individuals and groups within the council area;
d) to carry out measures to protect its area from natural and other hazards and to mitigate the effects of such hazards.
e) To manage and develop council facilities and services in its area in a sustainable way
f) To manage and develop for the benefit of its area all the resources available to the council

13 Objectives of a council

A Council has the following objectives:

a) To provide open, responsive and accountable government at the local level
b) To be responsive to the needs, interests and aspirations of individuals and groups within its area
c) To cooperate with Territory and national governments in the delivery of services for the benefit of its area
d) To seek to ensure a proper emphasis on environmentally sustainable development within its area and a proper balance between economic, social, environmental and cultural considerations;
e) To place a high value on the importance of service to the council’s constituency;
f) To seek to ensure that council resources are used fairly, effectively and efficiently;
g) To seek to provide services, facilities and programs that are appropriate to the needs of its area and to
ensure equitable access to its services, facilities and programs;
h) Generally to act at all times in the best interests of the community as a whole.

The Climate Action Plan approved by Council in July 2018 outlines pathways for Council to reduce emissions for our energy, transport and waste operations. Whilst I acknowledge that positive work has been done to establish the Climate Action Plan, the delivery of the actions is behind the original schedule and this sends a poor message to our community regarding our commitment to the urgency and seriousness of the issue.

From the time that I have been in Council, it is evident that the majority of current Elected Members support the climate change science and that as an organisation we have taken steps such as the procurement of an electric car, reducing paper based systems and the agreement to proceed with the FOGO trial. However, our leadership will and must be judged on our actions in addition to our motions and plans. To this extent the second part of the motion defines actions that can be taken to escalate our response to the urgency of the issue and addresses the delays in the delivery of the Climate Action Plan.

The final element of the motion takes us further as leaders of our community by reviewing and considering not only the mitigation aspects, but also the adaptations to existing practice that we need to undertake through a Climate Adaptation Plan. The proposed document will add to where the current Climate Action Plan has finished, and explore opportunities like tree policies and heat mitigation measures. It is this framework that will allow us to take ongoing urgent and meaningful action across all areas of our operations and influence.

Cr Jimmy Cocking"

Moved Councillor Melky
Seconded Councillor Price

That standing orders be removed.  

CARRIED (20582)

Cr Melky shared a document with the Executive and Elected Members.

Councillor Melky read the following statement.

“I wish to respond to the call for action and leadership from ASTC on climate change with a demand for a declaration of a Climate emergency.

I will start by declaring my position which remains in support of the Science on Climate change,

I call on those who are concerned about the climate to avoid the radicalization and politicisation of the issue.

I am concerned that a declaration of a “climate emergency” will become nothing more than Hollow symbolism and just another Buzz word. We need to avoid the infiltration by professional protester groups supported by political parties that lay claim to the environment as their cause. At all times we must seek to act responsibly and protect the youth from manipulations and alarming misdirection.

Recently, Canada became the second country to make the declaration to support Climate Emergency,

The following day the same Canadian government approved a massive expansion of an oil pipe line that will be capable of moving 600k barrels of oil every day out of Alberta to a Port in British Columbia
Calling for a declaration of Climate Emergency alone may amount to hollow symbolism and let the Fed Government of the hook.

We need to be doing more than Hollow symbolism and avoid confusing a call for a Climate Emergency with that of a State of Emergency.

A state of emergency is really about responding to rapid onset disasters, such as a bush fire or flood for example.

There are thresholds that have to be met before you get into those disaster declarations.
To declare a state of emergency in some states gives the government powers such as the ability to commandeer private property or suspend operation of legislation if it is getting in the way of an emergency response.

The Climate issue is a global crisis and we must join and support global organisations such as the United Nations who recently made announcement at the UN 2019 climate action summit.

The 2019 United Nations Climate Action Summit showcased new initiatives by governments, business and civil society to increase their commitments to achieve the goals of the Paris agreement and work toward reducing emissions to essentially Zero by mid – century.

The United Nation Summit recognises that the people who are most vulnerable to the impacts of climate change are almost always the people who have contributed the least to its causes. It has been highlighted that larger cities around the world are the vast contributors to the climate crisis and on balance should be the global focus for stronger effort to reduce their emissions levels.

Alice Springs is a unique remote town, but as a member of the global community, we need to support the new leadership group announced at the climate action summit to drive industry transition to low carbon economy on a global scale.

While we all have a part to play locally, a global effort in effecting a positive change towards our climate and reducing emissions needs to be balanced and responsible, based on population size and resources when it comes to remote and regional community's contribution to climate change. It is then that the global effort to help people avoid the dangers of climate impact and make communities safer from climate change, can it be sustainable and productive.

In contradiction to accusations of weak leadership and climate denial, the Alice Springs Town Council has long been a leader in renewable energy and climate action. Council was the first Northern Territory member of the Cities for Climate Protection Program in 1998, and adopted its Local Action Plan to Reduce Greenhouse Gas Emissions in Alice Springs in 2006.

We are a member of The Cities Power Partnership which is Australia’s largest local government climate network, made up over 100 councils from across the country, representing almost 11 million Australians.

Our power partners are committed to switching to non-polluting energy and reducing emissions in their communities.

- Set city-level renewable energy or emissions reductions targets and sustainable energy policies to provide a common goal and shared expectations for local residents and businesses.
- Install renewable energy on Council buildings for example childcare facilities, libraries, street lighting, recreation centres, sporting grounds and Council offices.


• Implement an education and behaviours change program to influence the behaviours of Council officers, local residents and businesses within the municipality to drive the shift to renewable energy, energy efficiency and sustainable transport.
• Opening up unused Council managed land for renewable energy, for example landfills, and road reserves.
• Provide fast-charging infrastructure throughout the Town at key locations for electric vehicles.

Additionally ASTC has
1. Established an Environment advisory Committee
2. Employ a full time environment officer
3. Adopted a climate action plan
4. Introduced Recycling at the Waste Management Facility
5. Was the Lead Agent for the Solar Cities program during 2008 to 2013, where we administered $40m of Federal government grant 700 PV systems were installed and producing $100m economic boost to the town
6. Engaged, consulted and produced up to 18 reports and plans relating to solar cities and the effect of climate, including
   a. Alice Solar City 2008 – 2013 report
   b. Commercial program report
   c. Home energy Audit and customer feedback
   d. Cost reflective tariff pricing trial
   e. Residential overview
   f. Community engagement
   g. The sustainable living house project report

From those reports, the ASTC have Produced Consumer Fact sheets on heating and cooling, insulation, external shading, photovoltaic power, solar hot water – FAQ, Lighting, pools, refrigerators and freezers

A survey in 2012 during the Alice Solar City term, indicated amongst many points, one that identified up to 80% of those surveyed indicated that their household had taken action in the past few years to reduce the amount of electricity used in their home.

ASTC have installed Solar on the following locations
• Andy McNeil Room – Civic Centre
• ASALC
• Civic Centre car park - Civic Centre main roof - Civic centre reception
• Depot - Waste Management facility
• And Traeger Park - With more sites to come.

The value of these Council initiatives can be quantified to be in the Millions of dollars over the years and I am proud of my contribution to the outcome so far.

I see clear weakness in the motion as presented in our papers today:

Response to adaptation plan:

A ten year climate adaptation plan seems to be aimed at human adaptation and being able to work and adapt in heat waves. I will point out that Climate change has been ongoing and Industry in Alice have been able to work in our heat for decades.

We now have air-conditioned homes, offices, shopping centres, hospitals, schools, commercial vehicles air-conditioned cabins. We are sun smart, children at school must wear hats, and O H & S requires heat mitigation policy for every employer.

One could argue that tradies are more effected by rain than the summer heat. In the Alice we are more likely to get
11 -- CNCL 30/09/19

heat than rain. So the argument to ensure our infrastructure and services can continue to deliver is lost for me.

Response to local solutions:
Your motion provides for local solutions when this is a global issue and needs to be addressed on a global level.

Response to Budget amount:
Council has approved Budget setting processes, any attempt to amend the budget and processes must be in line with the Local Government Accounting Regulations and the LGA. It is much more responsible to follow the existing processes rather than enter into making any commitments on surpluses that may or may not exists.

Following the call that was made by Action Group Extinction Rebellion, who have made 3 demands globally:

1. The first – that Governments and media need to acknowledge the scale of the climate crisis,
2. The second – to ACT NOW, Government have to implement policy that represents the science on the issue. It has to be policy that moves to net Zero emissions before 2030 at the latest.
3. Third and final – that Governments establish local citizen’s assemblies to enact the policies needed to achieve net Zero Emissions.

I now wish to propose a better course of Action with an Amendment to the Motion

Alice Springs town council

1. Act now To “Implement Policy that represents the science on the issue of climate change and to strengthen the existing ASTC Climate Action Plan, Municipal Plan, Strategic Plan, Policies and various other Action plans, working towards reducing greenhouse emissions by 50% by 2030 and Zero by 2050 as a matter of urgency in line with the NTG climate action plan
2. Call on World Leaders, to “Implement Policy that represents the science on the issue of climate change and work towards reducing greenhouse emissions to Zero by 2050 as a matter of urgency

Let’s not wait on the rest of the world, let’s continue to make Alice Springs a leader by improving on our existing achievements and show the world what we can do.

This must be about the future of our planet and all who live on it.

Cr Cocking:

That Council:

A. Acknowledge the escalating urgency for climate action to both mitigate and adapt to the impacts that the changing climate will have on our community and develop and implement a policy that represents the science on the issue of climate change and to strengthen the existing ASTC Climate Action Plan, Municipal Plan, Strategic Plan, Policies and various other Action plans, working towards reducing greenhouse emissions by 50% by 2030 and zero by 2050 as a matter of urgency

B. That an amount of $250,000 of any surplus position identified in Alice Springs Town Council’s October 2019 meetings be quarantined to accelerate the delivery of actions identified for completion and not achieved in the Climate Action Plan. Any money remaining from this process to be allocated to complete additional Climate Action Plan actions.

(WITHDRAWN)

C. That concurrent to the existing Climate Action Plan, a ten-year Climate Adaptation Plan be instigated, consulted and developed to commence in mid-2020. The Climate Adaptation Plan should be an organisational wide, strategic document that is led by the CEO.
Proposed motions from Cr Melky:

1. Act now to “implement policy that represents the science on the issue of climate change and to strengthen the existing ASTC Climate Action Plan, Municipal Plan, Strategic Plan, Policies and various other Action plans, working towards reducing greenhouse emissions by 50% by 2030 and zero by 2050 as a matter of urgency in line with the NTG Climate Action Plan.

2. Call on World Leaders, to “Implement Policy that represents the science on the issue of climate change and work towards reducing greenhouse emissions to zero by 2050 as a matter of urgency.

ACTION ITEM:
Cr Satour enquired about the current budget for the Climate Action Plan.
Cr Price asked is there room to update where necessary the current Climate Action Plan.
Acting CEO Scott Allen advised that a report would be presented to the next Committee Meeting in October.

Moved Councillor Melky
Seconded Councillor Cocking

That standing orders be resumed. CARRIED (20583)

Final Amended Motion:

Moved Councillor Cocking
Seconded Councillor Banks

Acknowledge the escalating urgency for climate action to both mitigate and adapt to the impacts that the changing climate will have on our community and develop and implement a policy that represents the science on the issue of climate change and to strengthen the existing ASTC Climate Action Plan, Municipal Plan, Strategic Plan, Policies and various other Action plans, working towards reducing greenhouse emissions by 50% by 2030 and zero by 2050 as a matter of urgency

CARRIED (20584)

Cr Banks left the Chamber at 7.53pm.
Cr Banks returned to the Chamber at 7.55pm.

13. REPORTS OF STANDING COMMITTEES – RECOMMENDATIONS

13.1 Finance Committee

13.1.1 Minutes of the Open Section of the Finance Committee Meeting held 12 August 2019 (Agenda item 4.1)

Moved Councillor Auricht
Seconded Councillor Price
That the minutes of the Open Section of the Finance Committee meeting held on 12 August 2019 be taken as read and confirmed as a true and correct record of the proceedings of that meeting.

(5416 f) CARRIED (20585)


Moved Councillor Auricht
Seconded Councillor Price

This report includes the following financial information:
- Income & Expenditure Statement
- Balance Sheet
- Cash Reserves and Cash Analysis Reconciliation
- Key Financial Performance Ratios
- Monthly Payments Listing (EFT & Cheque) including utilities spreadsheet
- Debtors Analysis
- Investments report
- Grants Schedule
- Income & Expenditure by Goal
- Regional Waste Management Facility Income & Expenditure
- Aquatic & Leisure Centre Income & Expenditure
- IT report

This report shows that Council is in a sound budgetary position as at 31 August 2019.

That this Financial report be noted.

(5417 f) CARRIED (20586)

13.2 Corporate and Community Services Committee

13.2.1 Minutes from the Corporate and Community Services Committee meeting held 12 August 2019 (Agenda Item 4.1)

Moved Councillor Cocking
Seconded Councillor Auricht
13.2.2 Corporate and Community Services Directorate Update (Agenda Item 9.1)
Report No. 151/19ccs (A/DCCS)

This report provides an update of current Corporate and Community Services projects, programs and events.

Moved Councillor Cocking
Seconded Councillor Auricht

That the report be received and noted.

(6585 ccs)
CARRIED (20588)

13.2.3 Media Relations Policy (Agenda Item 9.2)
Report No. 153/19ccs (CS & RCO)

The process of reviewing Council’s existing policies is ongoing. This report discusses the adoption of an updated and improved Media Relations policy.

Moved Councillor Cocking
Seconded Councillor Auricht

That the revised Media Relations policy, which supersedes policies 110 Media Relations and CEO 001 Elected Members Media (including social media) Usage, be adopted.

(6586 ccs)
CARRIED (20589)

13.2.4 Review of Council Policies (Agenda Item 9.3)
Report No. 154/19ccs (CS & RCO)

The process of reviewing Council’s existing policies is ongoing. The purpose of this report is to present a selection of policies for consideration by Elected Members with a view to rescission.
Moved Councillor Cocking
Seconded Councillor Auricht

That the following Elected Member policies be rescinded:
• 113 Recreation
• 305 Child Care Centres – upgrading
• 331 Staff Performance Development Review
• 336 Records (Council) – Retention and Disposal
• 412 Road Verge Aesthetics
• Verge Development

(6587 ccs)  
CARRIED (20590)

13.2.5 Youth Basketball Update (Agenda Item 9.4)
Report No. 155/19ccs (CDO & MCCD)

This report provides an update on the Desert Hoops youth basketball project.

Moved Councillor Cocking
Seconded Councillor Auricht

That the Youth Basketball Update report be received and noted.

(6588 ccs)  
CARRIED (20591)

13.2.6 Electoral Representation Review (Agenda Item 9.5)
Report No. 156/19ccs (A/DCCS)

This report outlines the Local Government Act legislative requirement and Northern Territory Government Department of Local Government, Housing and Community Development request for Alice Springs Town Council to complete an electoral review, during the current council term which concludes during late 2021. The electoral review is due twelve (12) months before the 2021 general election.

That Council resolves to approve the ‘Constitutional Arrangements for Electoral Representation’ report with no changes recommended to the constitutional arrangements for council electoral representation for the municipality of Alice Springs.

(6859 ccs)  
(LOST)
Moved Councillor Melky
Seconded Councillor Satour
That this item be deferred to a forum.

CARRIED (20592)

13.2.7 Draft Public Art Master Plan (Agenda Item 9.6)
Report No. 158/ccs (MCCD)

This report is in regard to the planning process for the Public Art Master Plan.

Moved Councillor Cocking
Seconded Councillor no seconder

Council endorses the draft Public Art Master Plan.

(6860 ccs)
(LOST)

Defer conversation to Item 14.3.1

13.2.8 Minutes and Recommendations from the Public Art Advisory Committee Meeting held 7 August 2019 (Agenda Item 10.1)

Moved Councillor Cocking
Seconded Councillor Auricht

That the minutes of the Public Art Advisory Committee meeting held 7 August 2019 be received and recommendations adopted.

(6861 ccs)
CARRIED (20593)

13.2.9 Minutes and Recommendations from the Seniors Coordinating Committee meeting 21 August 2019 (Agenda Item 10.2)

Moved Councillor Cocking
Seconded Councillor Auricht

That the minutes of the Seniors Coordinating Committee meeting 21 August 2019 be received and recommendations adopted.

(6862 ccs)
CARRIED (20594)
13.2.10 Minutes and Recommendations from the Youth Action Group Committee meeting 28 August 2019 (Agenda Item 10.3)

Moved Councillor Cocking
Seconded Councillor Auricht

That the minutes of the Youth Action Group Committee meeting 28 August 2019 be received and recommendations adopted.

(6863 ccs)
CARRIED (20595)

13.2.11 Minutes and Recommendations from the Public Art Advisory Committee meeting 4 September 2019 (Agenda Item 10.4)

Moved Councillor Cocking
Seconded Councillor Auricht

That the minutes of the Public Art Advisory Committee meeting 4 September 2019 be received and recommendations adopted.

(6864 ccs)
CARRIED (20596)

13.2.12 Public Art Entrance – Todd Mall EOI (Agenda Item 10.4.1)

Following the deputation from Sue Dugdale, the Committee discussed the concept proposal presented.

Moved Councillor Cocking
Seconded Councillor Auricht

A. That Council supports the Todd Mall welcome sign concept design from Sue Dugdale, with the inclusion of Alice Springs (Mparntwe), NT on the sign and that Council request detailed costings from Sue Dugdale, subject to the provision of scope of works by Council.

B. That Council do not support the digital information screen being included as a part of the Todd Mall welcome sign scope of works and that Council implement an adequate replacement for existing signs that must be displayed at the Todd Mall entrance.

C. That Technical Services provide a report to Council detailing the current cost of installing a banner on the existing banner system and the cost of a suitable replacement banner system, including an estimate of costs of installing a banner on a new system.

(6865 ccs)
CARRIED (20597)
13.3 Technical Services Committee

13.3.1 Minutes of Open Technical Services meeting held 12 August 2019 (Agenda Item 4.1)

Moved Councillor Melky
Seconded Councillor Satour

That the minutes of the Open Section of the Technical Services meeting held on 12 August 2019 be taken as read and confirmed as a true and correct record of the proceedings of that meeting. (4596 ts) CARRIED (20598)

13.3.2 Notice of Motion – Councillor Cocking (Agenda Item 8.1)

Moved Councillor Cocking
Seconded Councillor Banks

That Council acknowledge the climate emergency and the impacts that it will have on the future of our community.

A. That Council develops a Climate Emergency Policy to address the specific risks and vulnerabilities faced by our community. (4597 ts) LOST

Cr Cocking called a division. The division was LOST.

13.3.3 Technical Services Directorate Update (Agenda Item 9.1)

Report No: 147/19ts (DTS)

This report provides an update of current Technical Services projects, programs and events.

Moved Councillor Melky
Seconded Councillor Satour

That the Technical Services Directorate Update report be received and noted. (4598 ts) CARRIED (20599)

13.3.4 Lhere Mparntwe (Todd River) Working Group (Agenda Item 9.2)

Report No. 149/19ts (DTS)

This report provides Council an update on the proposed Lhere Mparntwe (Todd and Charles Rivers) Management Strategy 2019
Moved Councillor Melky
Seconded Councillor Satour

That Council awaits the decision of the Minister in regard to the adoption of the Lhere Mparntwe (Todd and Charles Rivers) Management Strategy 2019.

(4599 ts)
CARRIED (20600)

13.3.5 Property Access Off Ilparpa Road (Agenda Item 9.3)
Report No. 160/19ts (DTS)

This report is in regards to property access off Ilparpa Road.

Moved Councillor Melky
Seconded Councillor Satour

That Council contact the 16 identified residents of Ilparpa Road (Stage 2) who have an unauthorised second driveway with an offer to apply for Council approval for their second driveway.

(4600 ts)
CARRIED (20601)

13.3.6 Minutes of the Parks Advisory Committee - 27 August 2019 (Agenda Item 10.1)

Moved Councillor Melky
Seconded Councillor Satour

That the minutes of the Parks Advisory Committee Meeting held on 27 August 2019 be received and recommendations adopted.

(4601 ts)
CARRIED (20602)

13.3.7 Madigan Park (Agenda Item 10.1.1)

Moved Councillor Melky
Seconded Councillor Satour

That Council organise and facilitate a targeted community consultation to explore the future options for Rotaract and Madigan Parks.

(4602 ts)
CARRIED (20603)

13.3.8 Minutes of the Access Advisory Committee - 27 August 2019 (Agenda Item 10.2)

Moved Councillor Melky
Seconded Councillor Satour
That the minutes of the Access Advisory Committee Meeting held on 27 August 2019 be received and recommendations adopted.

(4603 ts)
CARRIED (20604)

13.3.9 Minutes of the Sport Facility Advisory Committee - 29 August 2019 (Agenda Item 10.3)

Moved Councillor Melky
Seconded Councillor Satour

That the minutes of the Sport Facility Advisory Committee Meeting held on 29 August 2019 be received and recommendations adopted.

(4604 ts)
CARRIED (20605)

13.3.10 Minutes of the Executive Development Committee Meeting - 2 September 2019 (Agenda Item 10.4)

Moved Councillor Melky
Seconded Councillor Satour

That the minutes of the Development Committee Meeting held on 2 September 2019 be received.

(4605 ts)
CARRIED (20606)

13.3.11 Anzac Oval – Heritage Listing – Councillor Melky (Agenda Item 11.4)

Moved Councillor Melky
Seconded Councillor Satour

That this item be deferred to a Council Forum.

CARRIED (20607)

1. That the Alice Springs Town Council provide in principle support for the heritage listing of the oval area of Anzac Oval within lot 678
2. That the requested exemption of work includes; mowing, fertilising, oval renovations, irrigation infrastructure repairs and maintenance, removal and replacement of turf, scoreboard, sporting competition and training, sports field line marking, goal posts and footings, underground electrical infrastructure maintenance, events, marquees and concerts (temporary infrastructure)
3. That Council undertake community consultation on the heritage listing of Anzac Oval

(4606 ts)
DEFERRED
14. REPORTS OF OFFICERS

14.1 CHIEF EXECUTIVE OFFICER

14.1.1 CEO Report
Report No. 162/19cncl

Moved Councillor Auricht
Seconded Councillor Price

That this report be received and noted.

CARRIED (20608)

Cr Cocking asked if Council could investigate the gender split of female vs male at Council and produce a report where the spread of gender diversity is within the organisation.

Acting Director Corporate and Community Services highlighted Enterprise Agreement inclusions that support women in the workforce at Council.

Cr Satour left the Chamber at 8.14pm.
Cr Satour returned to the Chamber at 8.17pm.

14.2 DIRECTOR FINANCE

Nil

14.3 DIRECTOR CORPORATE AND COMMUNITY SERVICES

14.3.1 Draft Public Art Master Plan
Report No. 164/19cncl

Moved Councillor Satour
Seconded Councillor Melky

That Council endorse the revised draft Public Art Master Plan.

CARRIED (20609)

Mayor Ryan gave two pieces of feedback:

- Page 5 of 18, he does not agree with the comment “Smaller projects are to have their two per cent pooled to allow for single integrated projects.”

- Would like to see the Priority locations for new work on page 12 of 18 removed
14.3.2 Media Relations Policy Update
Report No. 169/19cncl

Moved Councillor Melky
Seconded Councillor Auricht

That the revised Media Relations policy, which supersedes policies 110 Media Relations and CEO 001 Elected Members Media (including social media) Usage, be adopted.

CARRIED (20610)

14.4 DIRECTOR TECHNICAL SERVICES

14.4.1 HERITAGE LISTING OF ANZAC OVAL

Moved Councillor Melky
Seconded Councillor Auricht

1. That the Alice Springs Town Council provide in principle support for the heritage listing of the oval area of Anzac Oval within lot 678 as delineated within the area of the trees around the playing surface.

2. That the requested exemptions for the following works:
   a. Mowing
   b. Fertilising
   c. Oval renovations
   d. Irrigation infrastructure replacement, repairs and maintenance
   e. Turf removal and replacement
   f. Scoreboard
   g. Sports field line marking
   h. Underground electrical infrastructure maintenance
   i. Sporting competitions and training
   j. The goal posts infrastructure, and
   k. Events and concerts including the installation of temporary infrastructure

3. That Council undertakes community consultation on the heritage listing of Anzac Oval

(LOST)

Moved Councillor Banks
Seconded Councillor Satour

That standing orders be withdrawn.

CARRIED (20611)

Cr Melky left Chamber at 8.30pm.
Cr Melky returned to the Chamber at 8.31pm.
Cr Cocking supports the item being deferred with a cost benefit analysis of Heritage Listing.

Moved Councillor Melky
Seconded Councillor Cocking

That standing orders be resumed.  

CARRIED (20612)

15. QUESTIONS WITHOUT NOTICE

15.1 Cr Cocking: Progress of the Bicycle Repair Stations

Acting CEO Scott Allen has a meeting with the Technical Services Managers tomorrow and he will request an update and send an update via email to Elected Members.

15.2 Cr Cocking: Trees on the CDU Oval

Cr Cocking asked how many of the trees are remaining and thriving. Acting CEO Scott Allen took the question on notice.

15.3 Cr Cocking: Hazardous waste facility that has been approved by the EPA at Brewer Estate

Acting CEO Scott Allen advised that he has no knowledge of this project.

16. GENERAL BUSINESS

Cr Cocking left the Chamber at 8.46pm.
Cr Cocking returned to the Chamber at 8.48pm.

16.1 Cr Melky – Statement regarding Conflict of interest

Cr Document provided to Elected Members with the following document.

“As per LGA section 41 Immunity from liability

For the record, the general business item I wish to speak to, I do so as an honest act made in the performance of my role as councillor and as official function of council.

The role of an elected member is clear in the Act which requires a member to perform in the best interest of the community and to avoid all conflict of interest.

The principal and deputy member are required to perform the role in the following key areas

a. To chair meeting of the council without actual or perceived bias
b. The use by the Principal of the casting vote without actual or perceived bias
c. To speak on behalf of council as the principal representative without conflict of interest
d. And To carry out the civic and ceremonial functions to the principal member without conflict of interest.
Purpose of this statement.

To comply with Council Elected member policy re ICAC mandatory reporting and

To ensure that Council acts to manage adequately any actual or perceived conflict of interest by a public officer, in connection to public affairs and avoid a breach of public trust where an elected member chooses to run at the next NT Legislative assembly while remaining as a member of Council.

Notwithstanding the act is clear an elected member can nominate to run as a candidate at a Legislative Assembly and Federal elections while being an elected member of this council.

By definition,

- A conflict of interest includes the obtaining of a benefit by, or the causing of a detriment to, a person or body, including any benefit or detriment whether pecuniary or otherwise, and placing the person or body in stronger or weaker position in relation to a reasonably foreseeable future benefit or detriment.

- A breach of public trust means conduct by a public body or officer that is intentionally or recklessly inconsistent with the functions of the body or officer, including the duty of the body or officer to act in the public interest.

The fact is that a BASIC SALARY OF member of the legislative assembly

- Is $162,696 per annum effective from 1 January 2019
- Provision of Motor Vehicles
- Electorate Allowance $ 60 500
- MEMBER ENTITLEMENT TO TRAVEL
- TRAVEL EXPENSES
- PROVISION OF MOTOR VEHICLE
- COMMUNICATIONS, TELEPHONES AND INFORMATION TECHNOLOGY
- POSTAGE
- OFFICE SPACE AND EQUIPMENT 11 .1 A secure office will be made available to each Member in the Parliament House in Darwin with convenient access to a photocopier during meetings of the Assembly, and a basic printer unless provided under some other Government entitlement.
- Child Care
- STAFF 12.1 Every Member shall be entitled to the services of one full-time staff member as an Electorate Officer.
- RESETTLEMENT ALLOWANCE
- RATES FOR PAYMENT OF MEALS AND INCIDENTALS WHERE THE ACCOMMODATION COMPONENT 15 PAID FOR BY THE GOVERNMENT WITHIN AUSTRALIA Domestic. Breakfast $ 29.45 Lunch $41.70 Dinner $58.35 Incidents Member$ 27.65

It has been widely acknowledged that elected members including the Principal develop a high-profile in the course of the performance in the role of Principal and Councillor and through the use of council resources within the media department.
While this may not be a perceived or actual conflict of interest, the risk of a conflict occurring when dealing with all media matters will increase, regardless of the elected members skill and experience to navigate the issues.

April 2005 this council debated the position of the then Mayor who was a candidate to run at the Legislative assembly elections. It was widely accepted that the risk of actual or perceived conflict when performing in the role as spokesperson was high and was required to be wary. However, a key fact of difference between the tenth Council and now was that ICAC legislation and mandatory obligation to report a conflict of interest was only recently introduced.

Therefore,

When considering the facts and with it, the increase risk of unsatisfactory conduct and a breach of public trust by this council and its representatives, it will be essential to put in place an effective measure to ensure that Council acts to manage adequately any actual or perceived conflict of interest by a public officer, in connection to public affairs and avoid a breach of public trust.

Effective measures for council to adopt:

- Avoid the use of public resources in the respective role of either councillor or principal spokesperson while also a candidate for the NT Legislative assembly or Federal election as this may be judged as inappropriate or significantly inefficient use of public resources, and a substantial detriment to the public interest which is conduct that is less than best practice.
- Ensure that council resources are used only for the purpose of Council functions and business by all members:
  - Council resources including Car, phone, EA, office, Title, media resources and legal department of council.
  - All members Must at all times ensure to manage adequately an actual or perceived conflict of interest and do not intentionally or recklessly act inconsistent with the function of the role of Principal and Councillors, at all times act in the public interest.
  - Manage a conflict where additional members are required to leave the room due to conflict through party affiliations and reduce the adverse effect on the business of council by the absence of those members
  - If council was unable to achieve a quorum, this can be judged as a substantial mismanagement in relation to the performance of official function of council and a substantial detriment to the public interest.

Notwithstanding that a formal Council resolution is normally required to effect business, in this case the Act is clear on the requirement of mandatory reporting and do not seek a formal resolution as it is mandatory.

Where a breach is proved to be made, the member risks serious penalties including being expelled from this Council, fined and or imprisonment.

In conclusion, it is a matter for each member to ensure they are across the obligations relating to conflict of Interest and of mandatory reporting under the ICAC legislation."
16.2 Cr Price – Escalating anti-social behaviour

Shared with the Chamber an anti-social incident in Yeperenye today and her concern with the rates of crime in Alice Springs.

**ACTION ITEMS:**

CEO Robert Jennings and Director Technical Services Scott Allen to meet with Commander Bradley Currie as soon as possible.

Suggestion for Commander Currie to provide a Deputation to the October Standing Committee Meeting.

Suggestion for a Letter to be written to the Chief Minister to be involved in the meeting with Commander Currie. Suggestion also to include Minister Wakefield, Tangentyere Council and two major shopping centre representatives,

Cr Banks made the suggestion for the Council’s Indigenous Liaison Position to make connections across our Municipal boundaries.

17. **MATTERS FOR MEDIA ATTENTION**

Media matters will be covered via the media attendance at this meeting.

18. **NEXT MEETING:** Monday 25 October 2019 at 6.00pm

19. **ADJOURNMENT OF OPEN MEETING**

Mayor Ryan declared the meeting adjourned at 9.38pm.

Moved Councillor Melky
Seconded Councillor Banks

**The Council stands adjourned and resumes in the Confidential Section.**

CARRIED (20613)

Confirmed on ______________________________________

CHAIRPERSON____________________________________

Date ______________________________________________