

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 15 FEBRUARY 2017, COMMENCING
AT 6.30PM**

PRESENT: His Worship the Mayor, Councillor R Pynsent (in the Chair) and Councillors Olsen, Doherty, Dunn, Fagg, Stapleford, Fitzgibbon, Gray, Dagg, Burke, Sander and Lyons.

IN ATTENDANCE: General Manager
Director Planning and Environment
Director Corporate and Community Services
Director Works and Infrastructure
Media & Communication Officer
Chief Financial Officer
Management Accountant
Integrated Planning & Strategic Property Manager
Relief Executive Assistant
Acting Executive Assistant to Director Corporate and Community Services (Administration Support Officer)

APOLOGIES: **MOTION** **Moved:** Councillor Burke
Seconded: Councillor Fitzgibbon
106

RESOLVED that the apology tendered on behalf of Councillor Suvaal, for unavoidable absence, be accepted and leave of absence granted.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

MINUTES:

MOTION **Moved:** Councillor Doherty
Seconded: Councillor Stapleford
107

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 1 February 2017, as circulated, be taken as read and confirmed as a correct record.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI2/2017

SUBJECT: DISCLOSURES OF INTEREST

RECOMMENDATION

That Councillors now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

NIL

PETITIONS

NIL

ADDRESS BY INVITED SPEAKERS

NIL

MAYORAL MINUTES

MAYORAL MINUTES NO. MM3/2017

SUBJECT: **TRANSPORT LINK BETWEEN THE HUNTER EXPRESSWAY AND CESSNOCK - FUNDING FOR URGENT ROAD IMPROVEMENT WORKS - NEW**

MOTION **Moved:** Councillor Pynsent
108

RESOLVED

That Council writes to the Hon. Andrew James Constance, MP, Minister for Transport and Infrastructure; the Hon. Melinda Pavey, MP, Minister for Roads, Maritime and Freight; Mr Clayton Barr, MP, State Member for the Electorate of Cessnock and the Hon. Catherine Cusack, MLC, Parliamentary Secretary for the Hunter; seeking urgent State Government funding assistance to undertake road improvement works along the link roads between the Hunter Expressway and Cessnock.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

MAYORAL MINUTES NO. MM4/2017

SUBJECT: MINUTES OF THE ORGANISATIONAL AND GENERAL MANAGERS REVIEW COMMITTEE MEETING HELD 8 FEBRUARY 2017

MOTION **Moved:** Councillor Pynsent
109

RESOLVED

That the Minutes of the Organisational and General Managers Review Committee of 8 February 2017 be adopted as a resolution of the Ordinary Council.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (1)

CARRIED

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU2/2017

SUBJECT: MOTIONS OF URGENCY

RECOMMENDATION

That Councillors now indicate if there are any matters of urgency which they believe should be conducted at this meeting of Council.

NIL

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE2/2017

SUBJECT: DECEMBER 2016 QUARTER REVIEW OF 2013-17 DELIVERY PROGRAM AND FIT FOR THE FUTURE IMPROVEMENT PROPOSAL

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Stapleford
110
RESOLVED

1. That Council note the progress in implementing the 2013-17 Delivery Program as at 31 December 2016.
2. That Council endorse the following changes to the 2016-17 Capital Works Program:
 - a. Add: CBC-2017-006 Bellbird Community Hall – Kitchen Replacement
 - b. Remove: CFR-2017-004 – Baddeley Park Cessnock – Floodlighting and Power Upgrade.
3. That Council note the progress in the implementation of Council’s Improvement Proposal and the updated forecasts against the Fit for the Future benchmarks.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE3/2017

SUBJECT: AUDIT OF NORTH ROTHBURY ON-SITE SEWAGE MANAGEMENT SYSTEMS

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Dagg
111
RESOLVED

That Council note this report.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC12/2017

SUBJECT: QUARTERLY BUDGET REVIEW STATEMENTS - DECEMBER 2016

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Dagg
112
RESOLVED

1. That Council note the December 2016 Quarterly Budget Review Statements were presented to and endorsed by the Audit Committee on 31 January 2017.
2. That Council approve the variations to the income, expenditure and capital budgets as detailed in the December 2016 Quarterly Budget Review Statements.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC13/2017

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Stapleford
113
RESOLVED

That Council receive the report and note the information.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC14/2017

SUBJECT: INVESTMENT REPORT - JANUARY 2017

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Dagg
114
RESOLVED

That Council receive the report and note the information.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI1/2017

SUBJECT: RICHMOND VALE RAIL MUSEUM

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Dagg
115
RESOLVED

That Council provides in-kind support to the Richmond Vale Rail Museum by supplying road base material to allow for set up of a level surface area to display a restored ROD Locomotive.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI2/2017

SUBJECT: MINUTES OF LOCAL TRAFFIC COMMITTEE HELD 23 JANUARY 2017

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Stapleford
116
RESOLVED

That Council endorse the recommendations of the Cessnock City Council Local Traffic Committee meeting held on 23 January 2017 for the items TC1/2017, TC2/2017 being:

1. That temporary road closures be approved for the Kurri Kurri Nostalgia Festival 2017 between:

5am and 4pm on Saturday 25 March 2017,

- for Lang Street, from Allworth to Hampden Streets.

5am and 4pm on Sunday 26 March 2017,

- for Lang Street, from 60m west of Allworth Street to Mitchell Avenue.
- for Allworth Street, from lane 50m north of Lang Street to lane 50m south of Lang Street.
- for Hampden Street, from Bruncker Street to 50m south of Barton Street.
- for Barton Street, from Hampden Street to Allworth Street.

The existing bus stop on Hampden Street be temporarily relocated to Rawson Street.

2. That a traffic island and associated line marking be installed on Mavis Street, Cessnock at the intersection of Lindsay Street with:

- R2-3AA Keep Left sign,
- Double Barrier (BB) line on Mavis Street extending east 20m from the end of 10m traffic island,
- Double Barrier (BB) line on Lindsay Street extending 20m south, and
- C3 No Stopping line around the kerb corners for 10m from the intersection.

3. That the matter of three way stop signs at the intersection of Moore and Lightfoot Streets, Cessnock be referred to the Traffic Committee.

FOR**AGAINST**

Councillor Olsen
 Councillor Doherty
 Councillor Dunn
 Councillor Fagg
 Councillor Stapleford
 Councillor Fitzgibbon
 Councillor Gray
 Councillor Dagg
 Councillor Burke
 Councillor Sander
 Councillor Lyons
 Councillor Pynsent
Total (12)

Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI3/2017

SUBJECT: BUILDING BETTER REGION FUND

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Gray
117
RESOLVED

That Council endorses the submission of two (2) applications under the Building Better Regions Fund – Infrastructure Projects Stream for the following projects:

- **Bridges Hill Park Masterplan Regional Playground Implementation – Stage 2**
- **Cessnock LGA Hunter Valley Wine Country Signage Strategy Implementation.**

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN5/2017

SUBJECT: CALL FOR URGENT MEETING REGARDING HEDDON GRETA TRAFFIC ISSUES

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Burke
118
RESOLVED

That Council make representation to the Hon. Andrew Constance, MP, Minister for Transport and Infrastructure; the Hon. Melinda Pavey, MP, Minister for Roads, Maritime and Freight; Mr Clayton Barr, MP, State Member for the Electorate of Cessnock; the Hon. Catherine Cusack, MLC, Parliamentary Secretary for the Hunter; and Ms Meryl Swanson, MP, Member for Paterson; seeking an urgent meeting and support to address the accumulated traffic issues, creating dangerous hazardous conditions on Main Road, Heddon Greta, between the Hunter Expressway and Testers Hollow Cliftleigh.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

BUSINESS WITH NOTICE NO. BN6/2017

**SUBJECT: CORNER WOLLOMBI ROAD AND MOUNT VIEW ROAD MILLFIELD -
TOURIST DIRECTIONAL SIGNAGE**

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Lyons
119
RESOLVED

That a new Tourist Directional sign be installed at the corner of Mount View Road and Wollombi Road, Millfield to direct tourists to the wineries in both the Mount View and Wollombi regions.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

BUSINESS WITH NOTICE NO. BN7/2017

**SUBJECT: ROAD SAFETY IMPROVEMENTS - EAST OF STONEHURST WINERY
WOLLOMBI ROAD CEDAR CREEK**

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Dunn

120

RESOLVED

1. That Council undertakes an investigation and detailed design to improve road safety at the subject location to have the project shovel ready.
2. That the project be listed for consideration in the draft four year Delivery Program 2017-2021.
3. That a report be provided to Council in 2017/18 on the funding options available to undertake the project.

FOR

AGAINST

Councillor Olsen
Councillor Doherty
Councillor Dunn
Councillor Fagg
Councillor Stapleford
Councillor Fitzgibbon
Councillor Gray
Councillor Dagg
Councillor Burke
Councillor Sander
Councillor Lyons
Councillor Pynsent

Total (12)

Total (0)

CARRIED UNANIMOUSLY

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ16/2017

SUBJECT: MOUNT VIEW ROAD FAILURE

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ17/2017

SUBJECT: ABERDARE STREET, KURRI KURRI - KERB & GUTTERING AND DRAINAGE WORKS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ18/2017

SUBJECT: ABBOTSFORD STREET BRIDGE UPDATE

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ19/2017

SUBJECT: BUS SHELTER ADJACENT TO GRETA CENTRAL OVAL, NEW ENGLAND HIGHWAY, GRETA

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ20/2017

SUBJECT: OUTDOOR GYM

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ21/2017

SUBJECT: KERB MAINTENANCE CHARGES & POLICY

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ22/2017

SUBJECT: INSTALLATION OF SPLASH PAD

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ23/2017

SUBJECT: OPENING FRAME DRIVE BRIDGE

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ24/2017

SUBJECT: TRAFFIC COMMITTEE - REFERRAL OF ISSUES

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ25/2017

**SUBJECT: REPORT PE1/2017 - DEVELOPMENT APPLICATION PERFORMANCE
 MONITORING**

The answer was noted.

QUESTIONS FOR NEXT MEETING

Councillor Anne Sander

BRIEFING FROM ASSISTANT COMMISSIONER ON LOCAL FIRE STATIONS

Councillor Sander asked when will the Assistant Fire Commissioner brief Council on Fire Stations within the LGA and the recruitment process for these stations amid concerns raised about the recruitment at Weston Fire Station.

Councillor Anne Sander

UPDATE ON THE DEVELOPMENT OF OLD CESSNOCK CITY BOWLING CLUB SITE

Councillor Sander asked to be provided with the current status of the old Cessnock City Bowling Club development as the entry into Cessnock City is a disgrace.

Councillor Mark Lyons

COUNCILS POLICY ON VERGE MAINTENANCE

Councillor Lyons asked what is Council's Policy on Verge Maintenance of properties and is there a charge in Rates and Charges.

Councillor Mark Lyons

RECREATIONAL NEEDS - HANDBALL COURTS

Councillor Lyons asked if Council had investigated the need for Handball Courts in the Recreational Needs Study.

Councillor Ian Olsen

AMENITIES IN 7-ELEVEN SERVICE STATIONS

Councillor Olsen asked if Council could investigate making public toilet facilities a Condition Of Consent for future developments at Service Stations or Food Outlets as there are often no public toilets available.

Councillor Ian Olsen

MONEY SPENT ON CONTRACTORS FOR ROADS

Councillor Olsen asked how much money have Council spent on Contractors for roads. If Council isn't spending as much money on roads, what are the 19 staff members that are building our roads doing on a daily basis?

Councillor Ian Olsen

REPORT TO COUNCIL ON THE FAILURE OF MOUNT VIEW ROAD

Councillor Olsen asked where is the report back to Council relating to question about the failure of Mount View Road?

Councillor Melanie Dagg

MEDIA REPORTING OF CLOSURE OF CONCERTS BY COUNCIL

Councillor Dagg asked for clarification from Director Planning & Environment, as to whether Council was actively working to close down the two concerts scheduled at the Vineyards due to extreme weather last weekend, as reported on Social Media.

Director Planning & Environment advised that Council was not seeking to shut down the concerts and confirmed that Council does not have the power to close concerts due to weather conditions. The Emergency Management Arrangements Committee requested Council review Council's Consent and this information was provided in response to that request.

CORRESPONDENCE

CORRESPONDENCE NO. CO4/2017

**SUBJECT: INFRASTRUCTURE FUNDING - ESTABLISHMENT OF A \$200M
 FUTURE FUND - MINISTER FOR LOCAL GOVERNMENT RESPONSE**

MOTION Moved: Councillor Burke **Seconded:** Councillor Gray
121
RESOLVED

That Council note the correspondence received.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

COUNCILLOR REPORTS

Councillor Lyons

Wollombi Chamber Meeting

Councillor Lyons reported on the Wollombi Chamber meeting which the three ward Councillors attended and was extremely successful. 25 local businesses attended and there were discussions about issues affecting the area, there was a long question and answer session of Councillors and briefings on how local businesses are running. The Chamber was very pleased with the Council representation.

The Meeting Was Declared Closed at 7.49.pm

CONFIRMED AND SIGNED at the meeting held on 1 March 2017

.....CHAIRPERSON

.....GENERAL MANAGER