

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 3 MAY 2017, COMMENCING AT
6.30 PM**

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

IN ATTENDANCE: General Manager
 Director Planning and Environment
 Director Corporate and Community Services
 Director Works and Infrastructure
 Manager Governance and Business Services
 Development Services Manager
 Senior Planning Assessment Officer
 Human Resource Manager
 Integrated Planning & Strategic Property Manager
 Management Accountant
 Media & Communication Officer
 Corporate Governance Officer
 Relief Executive Assistant

APOLOGIES:

MOTION **Moved:** Councillor Stapleford
Seconded: Councillor Dunn
 196
RESOLVED that the apologies tendered on behalf of Councillors Fagg and Burke, for unavoidable absence, be accepted and leave of absence granted.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

MINUTES:

MOTION **Moved:** Councillor Suvaal
Seconded: Councillor Sander

197

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 19 April 2017, as circulated, be taken as read and confirmed as a correct record.

FOR

AGAINST

Councillor Olsen
Councillor Doherty
Councillor Dunn
Councillor Stapleford
Councillor Suvaal
Councillor Fitzgibbon
Councillor Gray
Councillor Dagg
Councillor Sander
Councillor Lyons
Councillor Pynsent
Total (11)

Total (0)

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI7/2017

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.

PE18/2017 – Class 1 Appeal in the NSW Land and Environment Court (Ref: 2017/102797) against Council's refusal of Development Application 8/2016/288/1 proposing use of a marquee for up to 52 days per calendar year - 'Crowne Plaza', 39 Lovedale Road and 430 Wine Country Drive, Lovedale – Councillor Gray declared a Non Pecuniary Less Than Significant Conflict for the reason that his Daughter-in-Law works at Crowne Plaza. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty.

PE19/2017 – Class 1 Appeal in the NSW Land and Environment Court (Ref: 2017/102796) against Council's refusal of Development Application 8/2016/287/1 proposing partial demolition of existing building and construction of a workers accommodation building containing 5 bedrooms and shared facilities - 'Crowne Plaza', 39 Lovedale Road and 430 Wine Country Drive, Lovedale – Councillor Gray declared a Non Pecuniary Less Than Significant Conflict for the reason that his Daughter-in-Law works at Crowne Plaza. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty.

WI27/2017 – Bridges Renewal Program (Round Three) - Report on Proposed Bridge Funding Applications - May 2017 – Councillor Gray declared a Non Pecuniary Less than Significant Conflict due to his place of employment. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty.

PE18/2017 – Class 1 Appeal in the NSW Land and Environment Court (Ref: 2017/102797) against Council's refusal of Development Application 8/2016/288/1 proposing use of a marquee for up to 52 days per calendar year - 'Crowne Plaza', 39 Lovedale Road and 430 Wine Country Drive, Lovedale – Councillor Dagg declared a Non Pecuniary Significant Conflict for the reason that she has a personal relationship. Councillor Dagg advised that she would leave the Chamber and take no part in discussion and voting.

PE19/2017 – Class 1 Appeal in the NSW Land and Environment Court (Ref: 2017/102796) against Council's refusal of Development Application 8/2016/287/1 proposing partial demolition of existing building and construction of a workers accommodation building containing 5 bedrooms and shared facilities - 'Crowne Plaza', 39 Lovedale Road and 430 Wine Country Drive, Lovedale - Councillor Dagg declared a Non Pecuniary Significant Conflict for the reason that she has a personal relationship. Councillor Dagg advised that she would leave the Chamber and take no part in discussion

and voting.

WI27/2017 – Bridges Renewal Program (Round Three) - Report on Proposed Bridge Funding Applications - May 2017 – Councillor Dagg declared a Non Pecuniary Less than Significant Conflict due to her place of employment. Councillor Dagg advised that she would remain in the Chamber and participate in discussion and voting as the conflict has not influenced her in carrying out her public duty.

W126/2017 Cessnock Rugby League Football Club request for assistance – Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason that she has a personal relationship. Councillor Fitzgibbon advised that she would leave the Chamber and take no part in discussion and voting.

WI27/2017 – Bridges Renewal Program (Round Three) - Report on Proposed Bridge Funding Applications - May 2017 – Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason she has a personal relationship. Councillor Fitzgibbon advised that she would leave the Chamber and take no part in discussion and voting.

BN19/2017 – Loading Zone Western Side of Vincent Street – Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason that she owns a business in the CBD. Councillor Fitzgibbon advised that she would leave the Chamber and take no part in discussion and voting.

PETITIONS

NIL

PROCEDURAL MOTION *Moved:* Councillor Dagg
 Seconded: Councillor Sander

198

RESOLVED

That two speakers present to Council for the same motion, as they represent two diverse groups.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Dagg	
Councillor Gray	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

ADDRESS BY INVITED SPEAKERS

The following people addressed the meeting of Council:

Speakers	Company	For / Against	Report	Page No.	Duration
Mr Brian Furner		For	BN20/2017 - Branxton-Greta Memorial Cycleway	93	3 mins

Mr Brett Wild		For	BN20/2017 - Branxton-Greta Memorial Cycleway	93	3 mins
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This is page 5 of the Minutes of the Ordinary Council Meeting held on 3 May 2017 confirmed on 17 May 2017

.....General ManagerChairperson

BUSINESS WITH NOTICE NO. BN20/2017

SUBJECT: BRANXTON-GRETA MEMORIAL CYCLEWAY

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Doherty
199
RESOLVED

1. That Council include in its Delivery Plan 2017-21 and Operational Plan 2017-18, the Branxton-Greta Memorial Cycleway project (grant funding dependent).
2. That Council investigate all avenues of grant funding to ensure the project is at the very least “shovel ready” by the Armistice Day Centenary on 11 November 2018.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

**NOTICE OF INTENTION TO DEAL WITH MATTERS IN
CONFIDENTIAL SESSION**

NOTICE OF INTENTION NO. NI2/2017

**SUBJECT: NOTICE OF INTENTION TO DEAL WITH MATTERS IN CONFIDENTIAL
SESSION**

**MM9/2017 MAYORAL MINUTE - GENERAL MANAGER'S
PERFORMANCE REVIEW AND CONSIDERATION OF RE-
APPOINTMENT OF THE GENERAL MANAGER**

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Stapleford
200
RESOLVED

1. That Council consider in Confidential Session the following matters in accordance with Section 10A(2)(a) of the Local Government Act 1993:

Report No. MM9/2017 – General Manager’s Performance Review and consideration of Re-appointment of the General Manager as it deals with personal matters concerning particular individuals.

2. That Council request the Mayor in accordance with Section 253 of Local Government (General) Regulation 2005 to report on these matters to the meeting in Open Session following completion of the Confidential Session.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

PROCEDURAL MOTION **Moved:** Councillor Suvaal
 Seconded: Councillor Gray

201

RESOLVED

That report numbers PE18/2017 and PE19/2017 be bought forward.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

PROCEDURAL MOTION **Moved:** Councillor Suvaal
 Seconded: Councillor Lyons

202

RESOLVED

That the meeting move into confidential session to allow the advice to be discussed relating to matters PE18/2017 and PE19/2017.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Dagg	
Councillor Gray	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

Councillor Dagg left the meeting, the time being 6:50 pm

PROCEDURAL MOTION **Moved:** Councillor Suvaal
 Seconded: Councillor Gray

203

RESOLVED

That the meeting move back into open session.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE18/2017

SUBJECT: CLASS 1 APPEAL IN THE NSW LAND AND ENVIRONMENT COURT (REF: 2017/102797) AGAINST COUNCIL'S REFUSAL OF DEVELOPMENT APPLICATION 8/2016/288/1 PROPOSING USE OF A MARQUEE FOR UP TO 52 DAYS PER CALENDAR YEAR

'CROWNE PLAZA', 39 LOVEDALE ROAD AND 430 WINE COUNTRY DRIVE, LOVEDALE

Councillor Gray declared a Non Pecuniary Less Than Significant Conflict for the reason that his daughter-in-law works at Crowne Plaza. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting.

Councillor Dagg declared a Non Pecuniary Significant Conflict for the reason that she has a personal relationship. Councillor Dagg left the Chamber and took no part in discussion and voting.

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Gray
204

RESOLVED

1. That Council note the advice received in relation to prospects of success and costs associated with defending NSW Land and Environment Court Appeal No. 2017/102797.
2. That Council defend the appeal in relation to NSW Land and Environment Court Appeal No. 2017/102797.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE19/2017

SUBJECT: CLASS 1 APPEAL IN THE NSW LAND AND ENVIRONMENT COURT (REF: 2017/102796) AGAINST COUNCIL'S REFUSAL OF DEVELOPMENT APPLICATION 8/2016/287/1 PROPOSING PARTIAL DEMOLITION OF EXISTING BUILDING AND CONSTRUCTION OF A WORKERS ACCOMMODATION BUILDING CONTAINING 5 BEDROOMS AND SHARED FACILITIES

'CROWNE PLAZA', 39 LOVEDALE ROAD AND 430 WINE COUNTRY DRIVE, LOVEDALE

Councillor Gray declared a Non Pecuniary Less Than Significant Conflict for the reason that his daughter-in-law works at Crowne Plaza. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting.

Councillor Dagg declared a Non Pecuniary Significant Conflict for the reason that she has a personal relationship. Councillor Dagg left the Chamber and took no part in discussion and voting.

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Suvaal
205

RESOLVED

1. That Council note the advice received in relation to prospects of success and costs associated with defending NSW Land and Environment Court Appeal No. 2017/102796.
2. That Council defend the appeal in relation to NSW Land and Environment Court Appeal No. 2017/102796.

FOR	AGAINST
Councillor Olsen	Councillor Doherty
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (9)	Total (1)

CARRIED

Councillor Dagg returned to the meeting, the time being 7:05 pm

MAYORAL MINUTES

MAYORAL MINUTES NO. MM8/2017

SUBJECT: MINUTES OF THE ORGANISATIONAL AND GENERAL MANAGER'S REVIEW COMMITTEE MEETING HELD 24 APRIL 2017

MOTION **Moved:** Councillor Pynsent

206

RESOLVED

That the Minutes of the Organisational and General Manager's Review Committee of 24 April 2017 be adopted as a resolution of the Ordinary Council.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU7/2017

SUBJECT: MOTIONS OF URGENCY

NIL

GENERAL MANAGER'S UNIT

GENERAL MANAGER'S UNIT NO. GMU6/2017

SUBJECT: VACANT STAFF POSITIONS IN THE ORGANISATIONAL STRUCTURE

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Dagg
207

RESOLVED

That the report be received and the information noted.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE20/2017

SUBJECT: **ADOPTION OF DRAFT COMMUNITY STRATEGIC PLAN, DRAFT RESOURCING STRATEGY, DRAFT 2017-21 DELIVERY PROGRAM AND DRAFT 2017-18 OPERATIONAL PLAN FOR PUBLIC EXHIBITION**

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Stapleford
208

RESOLVED

1. That Council place the Draft Community Strategic Plan on public exhibition for 28 days in accordance with Section 402 of the Local Government Act 1993.
2. That Council place the Draft 2017-21 Delivery Program on public exhibition for 28 days in accordance with Section 404 of the Local Government Act 1993.
3. That Council place the Draft 2017-18 Operational Plan on public exhibition for 28 days in accordance with Section 405 of the Local Government Act 1993.
4. That Council place the Draft Resourcing Strategy 2017-21 on public exhibition for 28 days.
5. That the General Manager continue with the comprehensive review of Council operations through the financial sustainability initiative and a briefing be presented to Council by July 2017 identifying all alternative funding opportunities that may result in an improved budget position for Council's immediate and long term future.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI26/2017

SUBJECT: CESSNOCK RUGBY LEAGUE FOOTBALL CLUB REQUEST FOR ASSISTANCE

Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason that she has a personal relationship. Councillor Fitzgibbon left the Chamber and took no part in discussion and voting.

Councillor Fitzgibbon left the meeting, the time being 7:16 pm

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Stapleford
209

RESOLVED

That Council provides up to \$5,910 (excluding GST) from the 2016/17 Recreation Services Operational Budget to assist with the replacement of the commercial deep fryer at Cessnock Sportsground, and investigate options to purchase a cheaper unit.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (0)

CARRIED UNANIMOUSLY

Councillor Fitzgibbon returned to the meeting, the time being 7:20 pm

WORKS AND INFRASTRUCTURE NO. WI27/2017

SUBJECT: BRIDGES RENEWAL PROGRAM (ROUND THREE) - REPORT ON PROPOSED BRIDGE FUNDING APPLICATIONS - MAY 2017

Councillor Gray declared a Non Pecuniary Less than Significant Conflict due to his place of employment. Councillor Gray advised that he would remain in the Chamber and participate in discussion and voting.

Councillor Dagg declared a Non Pecuniary Less than Significant Conflict due to her place of employment. Councillor Dagg advised that she would remain in the Chamber and participate in discussion and voting.

Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason she has a personal relationship. Councillor Fitzgibbon left the Chamber and took no part in discussion and voting.

Councillor Fitzgibbon left the meeting, the time being 7:20 pm

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Dunn
210

RESOLVED

1. That Council endorse the projects and priorities as nominated in the report for the preparation and submission of applications under the Australian Government's Bridge Renewal Program – Round Three.
2. That a joint venture between Singleton and Cessnock Councils be sought to make Paynes Crossing Bridge a 2 lane bridge and a couple of metres higher to help prevent inundation during 1 in 5 year flood levels.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (0)

CARRIED UNANIMOUSLY

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN19/2017

SUBJECT: LOADING ZONE WESTERN SIDE OF VINCENT STREET

Councillor Fitzgibbon declared a Non Pecuniary – Significant Conflict for the reason that she owns a business in the CBD. Councillor Fitzgibbon left the Chamber and took no part in discussion and voting.

MOTION Moved: Councillor Suvaal **Seconded:** Councillor Gray
211

RESOLVED

1. **That the General Manager takes necessary steps to have a loading zone installed on the western side of Vincent Street outside shop 125 Vincent Street.**
2. **That the loading zone proposed to be installed on the western side of Vincent street outside shop 125 Vincent Street be for the hours of 9:00am to 2:30pm Monday to Friday.**
3. **That the General Manager takes necessary steps to review the size of the taxi rank in Cooper Street with a view to creating an additional three public parking spaces in Cooper Street.**
4. **That the General Manager investigates the taxi rank needs in Hall Street, and at the front of Cessnock Ex Services Club, to determine whether the current arrangement is warranted.**

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (9)	Total (1)

CARRIED

Councillor Fitzgibbon returned to the meeting, the time being 7:28 pm

BUSINESS WITH NOTICE NO. BN21/2017

SUBJECT: PROMOTION OF CESSNOCK LOCAL GOVERNMENT AREA AS A LOCATION OF CHOICE FOR BUSINESS

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Dagg
212
RESOLVED

1. That Council write to Google requesting they consider the Cessnock Local Government Area as a location for their new headquarters.
2. That Council write to Amazon requesting they consider the Cessnock Local Government Area for part of their warehouse operations as they expand their business in Australia.
3. That Council provide both Google and Amazon with an information package about the benefits of moving to the Local Government Area and information on possible development sites.
4. That the information pack referred to in point 3. be made available to any other business that may be interested in the future.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

BUSINESS WITH NOTICE NO. BN22/2017

SUBJECT: ANZAC DAY STREET BANNERS FOR CESSNOCK AND KURRI KURRI

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Doherty
213

RESOLVED

1. That the General Manager investigates grant funding from the Federal Government to support the purchase of ANZAC Day street banners for Cessnock and Kurri Kurri for 2018 and beyond.
2. That the General Manager investigate the modification of existing poles in Branxton, Weston, Abermain, Kearsley, Ellalong, Paxton, Millfield, Wollombi and Greta Cenotaphs.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ58/2017

SUBJECT: MCDONALDS CESSNOCK - 24 HOUR TRADING

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ59/2017

SUBJECT: ROAD RENEWAL AND REHABILITATION DEFINITION

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ60/2017

SUBJECT: DRAINAGE WORKS - FUNDING ALTERNATIVES

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ61/2017

SUBJECT: EXECUTIVE TEAM MEMBERSHIP

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ62/2017

SUBJECT: SHOWGROUNDS - SAFETY INSPECTIONS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ63/2017

SUBJECT: WASTE COLLECTION - MIXED RESIDENTIAL AND BUSINESS ZONES

The answer was noted.

QUESTIONS FOR NEXT MEETING

Councillor Fitzgibbon

SHED - 10 GLENNIE STREET, ELLALONG

Councillor Fitzgibbon asked if Councillors could be kept up to date on the 10 Glennie Street shed.

Councillor Olsen

COMPLAINT LETTER FROM RESIDENT - NO RESPONSE TO REQUEST

Councillor Olsen referred to a letter he had received from a resident last week regarding a list of questions that he has asked Council and has not received a response and asked if the General Manager could respond. Councillor Olsen advised he would provide the letter to the General Manager.

Councillor Sander

DAMAGED CULVERT - BUCHANAN ROAD

Councillor Sander asked when the culvert that was damaged in the 2015 super storm on Buchanan Road would be repaired.

Councillor Suvaal

NOTICE OF MOTION - MAXIMISING ECONOMIC OPPORTUNITIES FROM THE V8 SUPERCARS IN NEWCASTLE

Councillor Suvaal asked if the General Manager could provide an update on what actions are being taken in regards to his previous Motion on the V8 Supercars and update them on any results that have happened and whether it has been included on the Agenda for the next Alliance meeting.

Councillor Doherty

DALWOOD STREET, GRETA

Councillor Doherty advised of correspondence received from a Mr Grant Gibson of Greta and asked if there is a specific reason that Council is not taking responsibility for Dalwood Street, Greta.

Councillor Lyons

SNAP, SEND, SOLVE - CUSTOMER REQUEST

Councillor Lyons asked if Cessnock Council is involved with an organisation called Snap, Send, Solve.

Councillor Lyons

ROUNABOUT MCDONALDS/BROKE ROADS, POKOLBIN

Councillor Lyons asked who was responsible for the roundabout at the corner of McDonalds Road and Broke Road, Pokolbin and asked what treatment is going to be given to the roundabout in the end?

Councillor Dagg

BUS SHELTER DAMAGE - WINE COUNTRY DRIVE, NORTH ROTHBURY

Councillor Dagg asked whether investigations have taken place to determine the appropriate status of insurance in relation to the Bus Shelter that was destroyed along Wine Country Drive, North Rothbury and when is it going to be replaced.

CORRESPONDENCE

CORRESPONDENCE NO. CO7/2017

SUBJECT: COMMONWEALTH GAMES BATON RELAY

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Sander
214

RESOLVED:

1. That Council note the correspondence received.
2. That Council notes its displeasure that the relay route is not coming through the Cessnock Local Government Area.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

CORRESPONDENCE NO. CO8/2017

SUBJECT: TESTERS HOLLOW - FUNDING COMMITMENT

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Gray
215

RESOLVED:

That Council note the correspondence received.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

CORRESPONDENCE NO. CO9/2017

SUBJECT: CALL FOR URGENT MEETING REGARDING HEDDON GRETA TRAFFIC ISSUES

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Stapleford
216
RESOLVED:

That Council note the correspondence received.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

CORRESPONDENCE NO. CO10/2017

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

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Doherty
217
RESOLVED:

That Council note the correspondence received.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

COUNCILLOR'S REPORTS

Councillor Gray

Community Health Advisory Committee

The Hospitals are implementing a VIP Program, identifying people who frequently use Hospitals and facilities within the Local Government Area with the aim of keeping them in their homes and use an inter-Agency approach to their health care.

Kurri Kurri hospital is introducing laser eye surgery so residents can have this surgery done locally instead of having to travel long distances to source a facility to have this procedure done.

Hospitals are meeting all their key benchmarks, and these can be provided for any interested parties.

The most topical subject at the meeting related to helicopters landing at the local hospitals, and that the helipads are inadequate for this purpose. Staff advised that upgrades are not being pursued because it is allegedly quicker to travel by ambulance from Kurri Kurri Hospital to John Hunter Hospital than it is to travel by helicopter, which was met with surprise by all attendees at the meeting. The Committee has been assured though that a helicopter will land next to any accident anywhere, anytime if required. Two days ago a helicopter did land on an adjacent property to the Kurri Kurri Hospital, proving their assistance will be provided if required.

Kurri Kurri has a new Visiting Medical officer (VMO) who has just commenced at the Hospital.

Councillor Gray

Hydro Community Consultative Committee

Advised that the DA for the Stage 2 demolition is being split for ease of approval. One DA will cover demolishing the stacks, and the other will cover the buildings.

CMA Contracting has been awarded the contract to demolish the site. CMA Contracting is the biggest demolition company in the southern hemisphere and have been responsible for the demolition of BHP Newcastle and Pasminco, and have been active on site.

The rezoning is currently on hold for the land around the smelter site until the Flood Study, which is currently being conducted by Maitland Council, has been completed.

Councillor Fitzgibbon

Stomp Festival

Councillor Fitzgibbon wanted to acknowledge the success of the Stomp Festival which was held on Sunday 23 April 2017. She stated she drove up Vincent Street just after 6.00 am the day after the Festival and the Street was spotless and wanted to congratulate all the staff involved who were responsible for the Festival and the clean up afterwards.

Councillor Dagg

Mayoral Scholarship Awards 2017

Congratulate winners of the Mayoral Scholarship Awards which were held on Tuesday 2 May 2017. Councillor Dagg stated that if the calibre of the recipients is any indication, then the City's future is in safe hands. Councillor Dagg also wanted to thank the Sponsors for their continuing support of the awards and Council staff. The event was well organised and a lovely evening.

7.50 PM

Confidential reports (closed session)

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Sander
218

RESOLVED

That the meeting move into closed session in order to consider confidential items.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

Open Session

That the meeting move back into open session and the Mayor report on the outcome of the Closed Session.

MAYORAL MINUTES NO. MM9/2017

**SUBJECT: GENERAL MANAGER'S PERFORMANCE REVIEW AND
CONSIDERATION OF RE-APPOINTMENT OF THE GENERAL
MANAGER**

*This matter is considered to be confidential under Section 10A(2) (a) of the
Local Government Act, as it deals with personnel matters concerning
particular individuals.*

MOTION **Moved:** Councillor Pynsent
219

RESOLVED

1. That the Performance Review of the General Manager for the period of May 2016 to April 2017 contained in the Confidential Attachment be received and noted.
2. That Council determine its position on the offer of a new contract to the General Manager.
3. That the Mayor advises the General Manager of Councils decision in confidence.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

The Human Resource Manager left the Chamber, the time being 8.06pm.

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Stapleford
220

RESOLVED

1. That the Council offer the General Manager a renewal of his contract in accordance with Clause 5 of the 'Standard contract for re-employment for General Managers of Local Council in NSW'.
2. That the Mayor and Deputy Mayor be delegated the authority to negotiate with the General Manager and finalise the terms of the contract in confidence.
3. The Council notes the confidential enclosure – McArthur Remuneration review – April 2017.
4. The Details of the contract renewal be reported back to a future meeting of the Council.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (1)

CARRIED

The Meeting Was Declared Closed at 8.17pm

CONFIRMED AND SIGNED at the meeting held on 17 May 2017

.....**CHAIRPERSON**

.....**GENERAL MANAGER**