

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL  
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 7 MARCH 2018, COMMENCING AT  
6.30 PM**

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

**IN ATTENDANCE:** General Manager  
Acting Director Planning and Environment (Strategic Planning Manager)  
Director Corporate and Community Services  
Director Works and Infrastructure  
Internal Auditor  
Enterprise Risk Management Coordinator  
Project Manager  
Senior Media and Communication Officer  
Corporate Governance Officer

**MINUTES:**

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

431

**RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 21 February 2018, as circulated, be taken as read and confirmed as a correct record.

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (1)</b>

**CARRIED**

**DISCLOSURES OF INTEREST**

**DISCLOSURES OF INTEREST NO. DI3/2018**

**SUBJECT: DISCLOSURES OF INTEREST**

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NIL

## PETITIONS

NIL

### ADDRESS BY INVITED SPEAKERS

Speakers	Report	Page No.	Duration
Jenni Hayes – Chairperson – Internal Audit committee	GMU7/2018 – Minutes of the Audit Committee Meeting held 6 February 2018	45	3 minutes

#### **EXTENSION OF TIME**

432

**Moved:**  
**Seconded:**

Councillor Stapleford  
Councillor Gray

#### **RESOLVED**

**That an extension of time be granted to allow Ms Hayes to complete her presentation.**

#### **FOR**

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

#### **AGAINST**

Councillor Olsen

**Total (1)**

#### **CARRIED**

**MOTIONS OF URGENCY**

**MOTIONS OF URGENCY NO. MOU3/2018**

**SUBJECT: MOTIONS OF URGENCY**

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NIL

## **DEFERRED BUSINESS**

### **DEFERRED BUSINESS NO. CC6/2018**

**SUBJECT: RICHMOND MAIN COLLIERY - REMEDIATION PLAN**

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**MOTION**      **Moved:** Councillor Fitzgibbon      **Seconded:** Councillor Gray  
433

**RESOLVED**

1. That Council allocate funding of \$50,500 from the Miscellaneous and Property Reserve, for the preparation of a Remediation Action Plan, development application and continuation of temporary fencing at Richmond Main Colliery.
2. That a further report be prepared for Council detailing the estimated costs of implementing the Remediation Action Plan once they are known.
3. That any future Richmond Main Colliery reports include the cumulative total of expenditure since the September 2017 fire.
4. That the General Manager prepare a report in consultation with the site users, including an inventory of equipment, and removal of non essential items from the historic site, with the view to improving visual site amenity, safety and security.

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (1)</b>

**CARRIED**

# GENERAL MANAGER'S UNIT

## GENERAL MANAGER'S UNIT NO. GMU7/2018

**SUBJECT: MINUTES OF THE AUDIT COMMITTEE MEETING HELD 6 FEBRUARY 2018**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Burke  
434

**RESOLVED**

**That the Minutes of the Audit Committee Meeting of 6 February 2018 be adopted as a resolution of the Ordinary Council.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**GENERAL MANAGER'S UNIT NO. GMU8/2018**

**SUBJECT: ENTERPRISE RISK MANAGEMENT FRAMEWORK**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Dagg  
435

**RESOLVED**

**That Council adopt the Enterprise Risk Management Framework.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **PLANNING AND ENVIRONMENT**

### **PLANNING AND ENVIRONMENT NO. PE5/2018**

**SUBJECT: ADOPTION OF DRAFT CHAPTER 17 OF THE CESSNOCK  
DEVELOPMENT CONTROL PLAN 2011 - HUNTLEE**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Burke  
436  
**RESOLVED**

**That Council adopt Chapter 17 of the Cessnock Development Control Plan 2011 –  
Huntlee.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**PLANNING AND ENVIRONMENT NO. PE6/2018**

**SUBJECT: COUNCIL SUBMISSION TO DRAFT GREATER NEWCASTLE METROPOLITAN PLAN 2036 AND PROPOSED APPROACH TO THE HUNTER REGION SPECIAL INFRASTRUCTURE CONTRIBUTION**

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**MOTION**            **Moved:** Councillor Gray            **Seconded:** Councillor Suvaal  
437  
**RESOLVED**

**That Council endorses the submissions to the Draft Greater Newcastle Metropolitan Plan and the Proposed Approach to the Hunter Regional Special Infrastructure Contribution and forwards the submissions to the Department of Planning and Environment.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **CORPORATE AND COMMUNITY**

### **CORPORATE AND COMMUNITY NO. CC14/2018**

**SUBJECT: CAMPAIGN TO END HOMELESSNESS IN THE HUNTER REGION**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Suvaal  
438

#### **RESOLVED**

That Council support the campaign being developed by The Big Ideas Homelessness Network to end homelessness in the Hunter Region by making a pledge and that pledge be included on The Big Ideas Homelessness Network website, with the pledge wording being:-

“Cessnock City Council pledges to do its part to end homelessness. Council will build on its current actions to address homelessness, and support and promote the efforts of our community to end homelessness. Council will advocate for change and enlist the support of colleagues, businesses, local agencies and the community to join this important effort, and let local leaders know that Council supports The Newcastle and Hunter Ending Homelessness Pledge”.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC15/2018**

**SUBJECT: JOINT ORGANISATION - DRAFT REGULATION**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Suvaal  
439

**RESOLVED**

That the General Manager makes a submission on the draft of the Local Government (General) Amendment (Regional Joint Organisations) Regulation 2018, outlining support for the existing governance arrangements for the Hunter Joint Organisation being a board of Mayors with no alternate delegates.

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (1)</b>

**CARRIED**

## **WORKS AND INFRASTRUCTURE**

### **WORKS AND INFRASTRUCTURE NO. WI17/2018**

**SUBJECT: CESSNOCK SKATEPARK CONCEPT DESIGN**

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**MOTION**      **Moved:** Councillor Gray      **Seconded:** Councillor Sander  
440

**RESOLVED**

1. That Council place the draft Cessnock Skatepark Concept Design on public exhibition for a minimum period of 28 days and invite public submissions.
2. That a Briefing Session be scheduled for Councillors during the exhibition period.
3. That a report on the outcomes of the exhibition be provided to Council prior to adopting the final Concept Design.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI18/2018**

**SUBJECT:     OPTIONS FOR CESSNOCK POOL**

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*The Director Works and Infrastructure declared a Non-Pecuniary Significant Interest for the reason that a family member owns a property adjoining the current pool site.*

*The Director Works and Infrastructure left the Chamber and took no part in discussions, the time being 7.05pm*

**MOTION           Moved:**   Councillor Gray           **Seconded:**   Councillor Sander  
441

**RESOLVED**

1.     **That Council notes the Report and endorses Option C (relocate to Turner Park) as the long term strategic direction for Cessnock Pool.**
2.     **That Council undertakes further work to determine the scope, design and cost of Option C (relocate to Turner Park), incorporating indoor and outdoor water and play features, with an estimated capital cost of up to \$20M to be partly funded through development contributions.**
3.     **That Council endorses Option B (upgrade at current location) as an interim strategic direction for Cessnock Pool.**
4.     **That Council undertakes further work to develop the scope, design and cost of upgrades identified in Option B (upgrade at current location).**
5.     **That Council receives a further report on how Options B (upgrade at current location) and C (relocate to Turner Park) will be staged and funded with consideration to the outcomes and recommendations of the Review of Plant at the existing Cessnock Pool.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (1)</b>

**CARRIED**

*The Director Works & Infrastructure returned to the meeting, the time being 7.26pm.*



**WORKS AND INFRASTRUCTURE NO. WI19/2018**

**SUBJECT: MINUTES OF LOCAL TRAFFIC COMMITTEE HELD  
12 FEBRUARY 2018**

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**MOTION**            **Moved:**    Councillor Gray            **Seconded:**    Councillor Burke  
442  
**RESOLVED**

**That the recommendations of the Local Traffic Committee Meeting of 12 February 2018 be adopted as a resolution of the Ordinary Council being:**

- 1. TC1/2018 – That Elsholz kerb and regulatory line marking be installed on Cessnock and Government Roads, Weston in accordance with the approved design diagram;**
- 2. TC2/2018 – That temporary regulation of traffic be approved for the Kurri Kurri NOSTALGIA Festival in accordance with the Traffic Control Plan for the event;**
- 3. TC3/2018 – That Give Way signs and line marking be installed at the intersection of EIGHTH Street and Kline Street Weston; and**
- 4. TC4/2018 – That angle parking, regulatory signage and line marking be installed on Caledonia Street, Kearsley, in accordance with the approved Signage Diagram.**
- 5. That that the area surrounding the West Cessnock school – drop off and pick up zones be reviewed.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN**

### **BUSINESS WITH NOTICE NO. BN3/2018**

**SUBJECT: SUPPLY OF INFORMATION**

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**MOTION**      **Moved:** Councillor Olsen      **Seconded:** Councillor Dunn

That all information supplied to the Mayor which can have an impact on decisions by Councillors be supplied as early as practical and before attending any Council meeting.

**AMENDMENT**      **Moved:** Councillor Dagg      **Seconded:** Councillor Burke

That following the production of the business papers should official correspondence be received by the Mayor and/or Councillors which directly relates to those business papers and which may have an impact on decisions of Council that that correspondence be supplied as early as practical and before attending that Council meeting or be deferred to the next meeting.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

The Amendment was **PUT** and **CARRIED** and as such became the **MOTION**.

The Motion was then **PUT** and **CARRIED**.

**MOTION**      **Moved:** Councillor Dagg      **Seconded:** Councillor Burke  
443  
**RESOLVED**

That following the production of the business papers should official correspondence be received by the Mayor and/or Councillors which directly relates to those business papers and which may have an impact on decisions of Council that that correspondence be supplied as early as practical and before attending that Council meeting or be deferred to the next meeting.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**ANSWERS TO QUESTIONS FOR NEXT MEETING**

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ17/2018**

**SUBJECT: NEW WASTE TRANSFER STATION**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ18/2018**

**SUBJECT: MITCHELL AVENUE/SAWYERS GULLY ROAD**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ19/2018**

**SUBJECT: RATE NOTICE INSERT - TROLLEY TRACKER**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ20/2018**

**SUBJECT: TEMPORARY ACCOMMODATION FOR POLICE STATION**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ21/2018**

**SUBJECT: JUNK MAIL**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ22/2018**

**SUBJECT: ANSWER TO QUESTION PROVIDED BY MAYOR**

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The answer was noted.

## **QUESTIONS FOR NEXT MEETING**

*Councillor Rod Doherty*

### **CESSNOCK REGIONAL ART GALLERY BUILDING**

Councillor Doherty asked whether the CRAG building is listed as an operational or community building.

The Director answered he thought it was operational but would confirm.

*Councillor Rod Doherty*

### **ACCIDENT DEAKIN/BOOTH STREETS, KURRI KURRI**

Councillor Doherty asked if staff can investigate the serious traffic congestion in Deakin Street, Kurri Kurri.

*Councillor Anthony Burke*

### **BAILEYS LANE**

Councillor Burke asked what options are available for Baileys Lane and is a briefing going to be held for Councillors.

*Councillor Mark Lyons*

### **PEDESTRIAN CROSSING – RITCHIES IGA – WOLLOMBI ROAD, CESSNOCK**

Councillor Lyons advised that the Pedestrian crossing at the entrance to the IGA carpark is extremely faded and asked that it be updated.

*Councillor Ian Olsen*

### **REZONING – MAIN ROAD, CLIFBLEIGH**

Councillor Olsen advised that some residents from 21 & 49 Main Road Clifbleigh has received correspondence regarding rezoning and asked if an extension of time could be granted for submissions to be received.

*Councillor Ian Olsen*

### **ROUND-A-BOUT – DUFFIE DRIVE, CESSNOCK**

Councillor Olsen asked whether Councillors will see the design for the round-a-bout at Duffie Drive before it is constructed.

## **COUNCILLOR REPORTS**

Councillor Sander

### **Swamp Creek Community Meeting**

Councillor Sander reported on her attendance at Swamp Creek Community Meeting that was held on Tuesday 27 February 2018.

The meeting was called to look at options for Project Funding to rehabilitate to area of Swamp Creek in Abermain from Mary Street to the bridge on Cessnock Road in order to address continuing flooding issues throughout this area. There were 30 people in attendance.

A member of Council's staff, Martin Connor chaired the meeting and other staff members were present.

A member of Lake Macquarie Land Care was also on hand to inform the group of how to go about establishing a new Land care group.

There is an opportunity under the Flood Plain Management Grants Scheme to attract \$100,000 to carry out some of this rehabilitation works which would include some machinery and clearing works and also in kind works as part of the communities' involvement in this project.

A Landcare group must be established from the community to have any chance of being recognised for any future grant funding.

The major tasks of the Landcare group would be to:

1. Manage and remove weed infestations
2. Observe changes in the creek system
3. Assist with native planting
4. Generally taking on a stewardship role.

Vegetation management has a number of flood plain benefits as it includes soil conservation, and controls issues such as erosion within the creek.

From here the meeting was to identify members of the community who wished to be part of establishing an Abermain Swamp Creek Landcare group. This development of this group part was a critical factor for timeframes as:-

1. Submissions for the "small grants program: close on March 19, 2018
2. Submission for the NSW Environmental Trust Grants for control of weeds and protecting the wildlife corridor close on March 26, 2018.

The outcomes of these grant submissions will be known in July 2018 if successful all tenders for the mechanical clearing would be called in Spring.

The "ownership" of this section of the creek by Council will have to be investigated prior to any potential works being carried out as some areas may be privately owned.

A further meeting was convened on March 5 to initiate the formation of a community group to rehabilitate the nominated section of Swamp Creek in Abermain.

The meeting was attended by 18 community members and set out to establish a purpose and objectives of this organisation. The group will be formally established and known as "Abermain District Landcare".

The minutes of future meetings of this group will be circulated to Martin Connor at act as Council's liaison for future projects and funding opportunities. This will be a committee of Council.

Councillor Gray

**Bushfire Management Committee**

The merger of the Lower Hunter and Hunter Bush Fire Management Committee was formally adopted, this now falls in line with the existing Bushfire management zones and cut down bureaucracy, duplication of some service and will steam line process.

Hunter Fire Access Fire Trail management plan will be coming 1st Quarter next Financial year. This will identify strategic and tactical trails to maintained going forward

Councillor Dagg

**Association of Mining Related Councils**

Councillor Dagg reported on her attendance at the Association of Mining Related Councils.

*The Meeting Was Declared Closed at 7.57pm*

**CONFIRMED AND SIGNED** at the meeting held on 21 March 2018

.....**CHAIRPERSON**

.....**GENERAL MANAGER**