

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL  
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 16 MAY 2018, 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, Burke, Sander and Lyons.

**IN ATTENDANCE:** General Manager  
Director Planning and Environment  
Director Corporate and Community Services  
Director Works and Infrastructure  
Human Resource Manager  
Finance & Administration Manager  
Management Accountant  
Acting Development Services Manager (Team Leader Development Services)  
Principal Development Engineer  
Media & Communication Officer  
Corporate Governance Officer

**APOLOGIES:** Councillor Fagg's Leave of Absence from 15 April 2018 to 16 May 2018 is noted.

**MINUTES:** **MOTION** **Moved:** Councillor Suvaal  
**Seconded:** Councillor Stapleford  
473  
**RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 2 May 2018, as circulated, be taken as read and confirmed as a correct record.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **DISCLOSURES OF INTEREST**

### **DISCLOSURES OF INTEREST NO. DI8/2018**

**SUBJECT: DISCLOSURES OF INTEREST**

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#### **RECOMMENDATION**

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

**PE29/2018 - Development Application No. 8/2017/282/1 proposing construction of a roundabout to facilitate access to St Philip's Christian College - Wine Country Drive, Nulkaba** – Councillor Dunn declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that his child attends the School. Councillor Dunn advised that he will remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty because it will not affect his decisions nor his duty as a Councillor.

**PE29/2018 - Development Application No. 8/2017/282/1 proposing construction of a roundabout to facilitate access to St Philip's Christian College - Wine Country Drive, Nulkaba** – Councillor Burke declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that his child attends the School. Councillor Burke advised that he will remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty because it will not affect his decision.

## PETITIONS

The Mayor presented a petition from the residents surrounding the laneway in Alfred Street, Cessnock in regard to airborne dust that is covering the properties and causing health issues for the local residents.

### ADDRESS BY INVITED SPEAKERS

*The Director Planning and Environment had previously declared a Significant Conflict to the General Manager and left the Chamber, the time being 6.34pm*

The following person has been invited to address the meeting of Council:

Speakers	For / Against	Report	Page No.	Duration
Mr Darren Cox, Principal St Phillip's Christian College	Against Recommendation	PE29/2018 - Development Application No. 8/2017/282/1 proposing construction of a roundabout to facilitate access to St Philip's Christian College  Wine Country Drive, Nulkaba	66	3 mins

#### EXTENSION OF TIME

474

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

Councillor Suvaal  
Councillor Fitzgibbon

#### RESOLVED

**That an extension of 1 minute be granted to allow Mr Cox to complete his presentation.**

#### FOR

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

#### AGAINST

Councillor Olsen  
  
  
  
  
  
  
  
  
  
**Total (1)**

#### CARRIED

**PLANNING AND ENVIRONMENT NO. PE29/2018**

**SUBJECT: DEVELOPMENT APPLICATION NO. 8/2017/282/1 PROPOSING  
CONSTRUCTION OF A ROUNDABOUT TO FACILITATE ACCESS TO  
ST PHILIP'S CHRISTIAN COLLEGE**

**WINE COUNTRY DRIVE, NULKABA**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke

1. That Council determine Development Application No. 8/2017/282/1 proposing the construction of a roundabout to facilitate access to St Philip's Christian College at Wine Country Drive (Lot 1 DP 744377) Nulkaba, pursuant to Section 80 of the Environmental Planning and Assessment Act 1979, by refusing to grant consent for the reasons detailed in this report.
2. That Council supports the concept of a roundabout entrance to St Philips Christian College off Wine Country Drive, Nulkaba for school and community access to the site, subject to an approved design by, and satisfactory arrangements with, the Roads and Maritime Services.
3. That the General Manager request the Parliamentary Secretary for the Hunter and Central Coast to coordinate an urgent meeting between Cessnock City Council, the Roads and Maritime Services and St Philips Christian College to address the traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba.
4. That the General Manager continue to work with the Roads and Maritime Services and St Philips Christian College with a view to encourage the submission of a Development Application, as a matter of urgency, by St Philips Christian College, to ensure the necessary upgrade works can be carried out to address serious traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba. The development application must be supported by the necessary documentation and arrangements with the Roads and Maritime Services and be designed in accordance with the requirements of Cessnock City Council and the Roads and Maritime Services.
5. That the General Manager investigate any immediate measures that could improve pedestrian and vehicular safety adjacent to the College in Wine Country Drive and Lomas Lane, Nulkaba.

**AMENDMENT**      **Moved:** Councillor Doherty      **Seconded:** Councillor Olsen

1. That Council determine Development Application No. 8/2017/282/1 proposing the construction of a roundabout to facilitate access to St Philip's Christian College at Wine Country Drive (Lot 1 DP 744377) Nulkaba, pursuant to Section 80 of the Environmental Planning and Assessment Act 1979, by refusing to grant consent for the reasons detailed in this report.
2. That Council supports the concept of an intersection to St Philips Christian College off Wine Country Drive, Nulkaba for school and community access to the site, subject to an approved design by, and satisfactory arrangements with, the Roads and Maritime Services.

3. That the General Manager request the Parliamentary Secretary for the Hunter and Central Coast to coordinate an urgent meeting between Cessnock City Council, the Roads and Maritime Services and St Philips Christian College to address the traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba.
4. That the General Manager continue to work with the Roads and Maritime Services and St Philips Christian College with a view to encourage the submission of a Development Application, as a matter of urgency, by St Philips Christian College, to ensure the necessary upgrade works can be carried out to address serious traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba. The development application must be supported by the necessary documentation and arrangements with the Roads and Maritime Services and be designed in accordance with the requirements of Cessnock City Council and the Roads and Maritime Services.
5. That the General Manager investigate any immediate measures that could improve pedestrian and vehicular safety adjacent to the College in Wine Country Drive and Lomas Lane, Nulkaba.

FOR	AGAINST
Councillor Olsen	Councillor Suvaal
Councillor Doherty	Councillor Fitzgibbon
Councillor Dunn	Councillor Gray
Councillor Stapleford	Councillor Dagg
	Councillor Burke
	Councillor Sander
	Councillor Lyons
	Councillor Pynsent
<b>Total (4)</b>	<b>Total (8)</b>

The Amendment was **PUT** and **LOST**.

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

**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke  
475  
**RESOLVED**

1. That Council determine Development Application No. 8/2017/282/1 proposing the construction of a roundabout to facilitate access to St Philip's Christian College at Wine Country Drive (Lot 1 DP 744377) Nulkaba, pursuant to Section 80 of the Environmental Planning and Assessment Act 1979, by refusing to grant consent for the reasons detailed in this report.
2. That Council supports the concept of a roundabout entrance to St Philips Christian College off Wine Country Drive, Nulkaba for school and community access to the site, subject to an approved design by, and satisfactory arrangements with, the Roads and Maritime Services.
3. That the General Manager request the Parliamentary Secretary for the Hunter and Central Coast to coordinate an urgent meeting between Cessnock City Council, the Roads and Maritime Services, State Member for Cessnock and St Philips Christian College to address the traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba.

4. That the General Manager continue to work with the Roads and Maritime Services and St Philips Christian College with a view to encourage the submission of a Development Application, as a matter of urgency, by St Philips Christian College, to ensure the necessary upgrade works can be carried out to address serious traffic and safety concerns at Wine Country Drive and Lomas Lane, Nulkaba. The development application must be supported by the necessary documentation and arrangements with the Roads and Maritime Services and be designed in accordance with the requirements of Cessnock City Council and the Roads and Maritime Services.
  
5. That the General Manager investigate any immediate measures that could improve pedestrian and vehicular safety adjacent to the College in Wine Country Drive and Lomas Lane, Nulkaba.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	Councillor Doherty
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (11)</b>	<b>Total (1)</b>

**CARRIED**

*The Director Planning & Environment returned to the meeting, the time being 7.13pm.*

**CONSIDERATION AND ADOPTION OF ALL REPORTS BY ENGLOBE  
OR INDIVIDUALLY WITH NOMINATED EXCEPTIONS**

NIL

**MAYORAL MINUTES NO. MM3/2018**

**SUBJECT: MINUTES OF THE GENERAL MANAGERS REVIEW COMMITTEE  
MEETING HELD 9 MAY 2018**

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**MOTION**      **Moved:** Councillor Pynsent  
476  
**RESOLVED**

**That the Minutes of the General Managers Review Committee of 9 May 2018 be adopted as a resolution of the Ordinary Council.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**



**MOTIONS OF URGENCY**

**MOTIONS OF URGENCY NO. MOU8/2018**

**SUBJECT: MOTIONS OF URGENCY**

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**NIL**

## PLANNING AND ENVIRONMENT

### PLANNING AND ENVIRONMENT NO. PE30/2018

**SUBJECT:** *FLYING-FOXES - PROGRESS OF EAST CESSNOCK CAMP MANAGEMENT PLAN AND UPDATE ON COMMONWEALTH GOVERNMENT RESPONSE TO "LIVING WITH FRUIT BATS"*

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke  
477

#### **RESOLVED**

1. That Council note that all efforts are being made to progress the implementation of the East Cessnock Flying-fox Camp Management Plan.
2. That Council note that the best way to help affected residents is to continue to comply with the legislation, implement the actions of the East Cessnock Flying-fox Camp Management Plan and continue to work with State agencies to seek grant funding.
3. That Council note with some concern, that the Australian Government is yet to respond to the final report and recommendations of the Standing Committee on Environment and Energy Inquiry into Flying-foxes in the Eastern States - "*Living with Fruit Bats*" dated February 2017.
4. That Council write to The Hon Josh Frydenberg MP, Minister for the Environment and Energy, Mr Andrew Broad MP, Chair of the Standing Committee on Environment and Energy, and The Hon Joel Fitzgibbon MP, Member for Hunter, outlining Council's concerns and urging the Australian Government to respond to the final report and recommendations of the Standing Committee on Environment and Energy Inquiry into Flying-foxes in the Eastern States - "*Living with Fruit Bats*" dated February 2017.

#### **FOR**

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

#### **AGAINST**

**Total (0)**

**CARRIED UNANIMOUSLY**

**PLANNING AND ENVIRONMENT NO. PE31/2018**

**SUBJECT: HUNTER AND CENTRAL COAST JOINT REGIONAL PLANNING PANEL**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Sander  
478

**RESOLVED**

1. That Council confirm with the NSW Department of Planning and Environment that each of its currently nominated members of the Hunter and Central Coast Joint Regional Planning Panel, being the Mayor Councillor Pynsent (full member), Councillor Sander (full member), and Councillors Stapleford and Lyons (alternate members), are not developers or real estate agents, and are therefore eligible to continue to participate as a member.
2. That Council nominate Councillors Gray and Lyons as additional alternate members to enable Section 8.2 review of determinations to be carried out, and advises the NSW Department of Planning and Environment of these nominations.
3. That Council advises the NSW Department of Planning and Environment that agreement is given to the use of Council's audio recording equipment for the purpose of recording meetings.
4. That Council nominate Councillor Lyons as the alternate member to participate in the Hunter and Central Coast Joint Regional Planning Panel meeting scheduled for 24 May 2018 in respect of DA 8/2016/557/1, and advise the Panel Secretariat of this nomination.

<b>FOR</b>	<b>AGAINST</b>
Councillor Dunn	Councillor Olsen
Councillor Stapleford	Councillor Doherty
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (10)</b>	<b>Total (2)</b>

**CARRIED**

## **CORPORATE AND COMMUNITY**

### **CORPORATE AND COMMUNITY NO. CC33/2018**

**SUBJECT: CESSNOCK CITY COUNCIL INNOVATE RECONCILIATION ACTION PLAN 2018-2020**

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

479

#### **RESOLVED**

1. That Council adopt the Cessnock City Council Innovate Reconciliation Action Plan.
2. That the Cessnock City Council Innovate Reconciliation Action Plan be submitted to Reconciliation Australia for final endorsement.
3. That if the Cessnock City Council Innovate Reconciliation Action Plan requires changes during the final endorsement process, the General Manager be provided with the delegation to allow minor changes for items where the intent remains and Councillors be informed of any changes via a memo.
4. That if Council resolves to adopt the Cessnock City Council Innovate Reconciliation Action Plan, the Plan be launched during National Reconciliation Week, 27 May to 3 June 2018.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC34/2018**

**SUBJECT: INVESTMENT REPORT - APRIL 2018**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke  
480

**RESOLVED**

**That Council receive the report and note the information.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC35/2018**

**SUBJECT: RESOLUTIONS TRACKING REPORT**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Stapleford  
481

**RESOLVED**

**That Council receive the report and note the information.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC36/2018**

**SUBJECT: MAYORAL & COUNCILLOR FEES 2018-19**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Sander  
482

**RESOLVED**

1. That Council set the annual Mayoral Fee for 2018-19 at \$43,170 in accordance with the provisions of Section 249 of the Local Government Act 1993.
2. That Council set the annual Councillor Fee for 2018-19 at \$19,790 in accordance with the provisions of Section 248 of the Local Government Act 1993.
3. That Council set an allowance for 2018-19 of \$800 to be paid to the Deputy Mayor, with the Mayoral fee adjusted accordingly.

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (11)</b>	<b>Total (1)</b>

**CARRIED**

**CORPORATE AND COMMUNITY NO. CC37/2018**

**SUBJECT: QUARTERLY BUDGET REVIEW STATEMENTS - MARCH 2018**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Stapleford  
483

**RESOLVED**

1. That Council note the March 2018 Quarterly Budget Review Statements were presented to and endorsed by the Audit Committee on 1 May 2018.
2. That Council approve the variations to the income, expenditure and capital budgets as detailed in the March 2018 Quarterly Budget Review Statements.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**



**CORPORATE AND COMMUNITY NO. CC38/2018**

**SUBJECT: MARCH 2018 QUARTERLY REVIEW OF 2017-21 DELIVERY PROGRAM**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Fitzgibbon  
484

**RESOLVED**

1. That Council note the progress in implementing the 2017-21 Delivery Program as at 31 March 2018.
2. That Council endorse the following changes to the 2017-21 Delivery Program:
  - a. Remove: Water cooling system inspections measure.
3. That Council note the inclusion of individual projects in the Local Road SRV Resurfacing Program & Regional Roads SRV Resurfacing Program.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

# **WORKS AND INFRASTRUCTURE**

## **WORKS AND INFRASTRUCTURE NO. WI34/2018**

**SUBJECT: MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE HELD 5 APRIL 2018**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke  
485  
**RESOLVED**

That the Minutes of the Floodplain Management Committee Meeting held 5 April 2018 be adopted as a resolution of the Ordinary Council, which includes the following:

1.    **Listed Matter FLOCLM1/2018:**
  - That Council note the adjustments to the Floodplain Management Program within the Delivery Program 2017-21, as reported to Council in report WI11/2018.
  
2.    **Listed Matter FLOCLM2/2018:**
  - That Council note the status of the voluntary house raising scheme in Cessnock, Weston and Abermain.
  
3.    **Listed Matter FLOCLM3/2018:**
  - That Council adopt changes to the Cessnock City (Black Creek) Flood Model between Greta Street and Aberdare Road, Aberdare.
  
  - That Section 149 Certificates be modified for affected properties between Greta Street and Aberdare Road, Aberdare.
  
  - That amendments to the Cessnock City (Black Creek) Flood Model in Aberdare, downstream of Aberdare Road, be deferred pending a 2016 ARR compliant modelling and updated the flood study.
  
  - That the findings of the updated flood model be reported back to the Floodplain Management Committee for reconsideration.
  
4.    **Listed Matter FLOCLM4/2018:**
  - That Council note the status of the design of the South Cessnock Bund Wall Scheme.
  
5.    **Listed Matter FLOCLM5/2018:**
  - That Council note the status of the Greta Flood Study.
  
6.    **Listed Matter FLOCLM6/2018:**
  - That Council note the status of the Wallis, Fishery & Swamp Creek Flood Study.
  
7.    **Listed Matter FLOCLM7/2018:**
  - That Council note the status of the Cessnock, and Abermain & Weston Flood Warning Systems.
  
8.    **Listed Matter FLOCLM8/2018:**
  - That Council note the status of the Wollombi Flood Warning System.

**FOR****AGAINST**

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

**Total (0)**

***CARRIED UNANIMOUSLY***

**WORKS AND INFRASTRUCTURE NO. WI35/2018**

**SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE HELD  
16 APRIL 2018**

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**MOTION**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Lyons  
486  
**RESOLVED**

That the recommendations of the Local Traffic Committee Meeting of 16 April 2018 be adopted as a resolution of the Ordinary Council being:

1. TC10/2018 - That temporary regulation of traffic be approved for the Lovedale Long Lunch in accordance with the enclosed Lovedale Long Lunch \_ Traffic Control Plans;
2. TC11/2018 - That angle parking, regulatory signage and line marking be installed on Talga Road, Lovedale in accordance with enclosed Talga Road Lovedale \_ Sign & Line Marking Diagram;
3. TC12/2018 - That delineation, line marking, and regulatory parking signage be installed on Dixon Street, Lambert Street, and Mills Crescent, Cessnock in accordance with Dixon Street Cessnock \_ Sign & Line Marking Diagram;
4. TC13/2018 - That line marking, and regulatory parking signage be installed on King Street, Abermain in accordance with King Street Abermain \_ Sign & Line Marking Diagram;
5. TC14/2018 - That signage and pavement markings be installed on Wollombi Road, Cessnock in accordance with Wollombi Road Cessnock \_ Sign Diagram;
6. TC15/2018 - That regulatory parking signage be installed on Lang Street, Kurri Kurri in accordance with Lang Street Kurri Kurri \_ Sign Diagram; and
7. TC16/2018 - That regulatory parking signage be installed on Tomalpin Street, Kearsley in accordance with Tomalpin Street Kearsley \_ Sign Diagram.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI36/2018**

**SUBJECT: 2017/2018 AQUATIC SEASON REVIEW AND FAMILY FUN DAYS**

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**MOTION**      **Moved:** Councillor Sander      **Seconded:** Councillor Burke  
487

**RESOLVED**

1. That Council notes the information contained within the report.
2. That attendance statistics, for each individual pool, for the free Sunday fun days be included in the report showing a comparison with the same days in the previous season.

<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

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

**BUSINESS WITH NOTICE NO. BN12/2018**

**SUBJECT: PLAQUE FOR THE LATE COUNCILLOR JEFF MAYBURY**

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**MOTION**      **Moved:** Councillor Sander      **Seconded:** Councillor Burke  
488

**RESOLVED**

**That Council install a plaque acknowledging the late Councillor Jeff Maybury adjacent to the Maybury Peace Park sign in Maybury Peace Park at Weston.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Doherty	Councillor Olsen
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (11)</b>	<b>Total (1)</b>

**CARRIED**

**BUSINESS WITH NOTICE NO. BN13/2018**

**SUBJECT: PAY DAY LENDING MACHINES**

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

1. That Council, In Principle, support a ban on PayDay lending machines in the Cessnock Local Government Area.
2. That the General Manager, on behalf of the council, write to ASIC urging the immediate ban on pay day lending machines.
3. That the General Manager write to the Federal Member for the Hunter the Hon Joel Fitzgibbon, MP and the Federal Member for Paterson Meryl Swanson, MP seeking Federal support and representation on behalf of Council, to ASIC, urging the members to lobby any relevant departments that can further our cause to have PayDay Lending Machines banned.

**AMENDMENT**      **Moved:** Councillor Suvaal      **Seconded:** Councillor Burke

1. That Council, In Principle, support a ban on PayDay lending machines in the Cessnock Local Government Area.
2. That Council note that :-
  - \* The Turnbull government commissioned an independent review into payday lending in August 2015
  - \* The final report was delivered to the Government in 2016
  - \* It recommended a range of legislative changes to protect those borrowing from pay day lenders
  - \* The Government promised it would legislate the recommendations during 2017
  - \* The legislation has still not been forthcoming
  - \* Members of the Government are in disagreement over the review's recommendations
3. That Council write to the Prime Minister asking him to fulfil the Government's promise to accept and legislate for the independent review's recommendations.

*Councillor Doherty left the meeting, the time being 07.35pm.*

**FOR****AGAINST**

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

**Total (0)**

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

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

**MOTION**            **Moved:**    Councillor Suvaal            **Seconded:**    Councillor Burke  
489

**RESOLVED**

1.     **That Council, In Principle, support a ban on PayDay lending machines in the Cessnock Local Government Area.**
  
2.     **That Council note that :-**
  - \*     **The Turnbull government commissioned an independent review into payday lending in August 2015**
  - \*     **The final report was delivered to the Government in 2016**
  - \*     **It recommended a range of legislative changes to protect those borrowing from pay day lenders**
  - \*     **The Government promised it would legislate the recommendations during 2017**
  - \*     **The legislation has still not been forthcoming**
  - \*     **Members of the Government are in disagreement over the review's recommendations**
  
3.     **Council write to the Prime Minister asking him to fulfil the Government's promise to accept and legislate for the independent review's recommendations.**



<b>FOR</b>	<b>AGAINST</b>
Councillor Olsen	
Councillor Dunn	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (11)</b>	<b>Total (0)</b>

***CARRIED UNANIMOUSLY***

**ANSWERS TO QUESTIONS FOR NEXT MEETING**

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ41/2018**

**SUBJECT: PRAM RAMP AND FOOTPATH - O'CONNORS ROAD AND OCCIDENT STREET, NULKABA**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ42/2018**

**SUBJECT: EMAIL REGARDING UNIVERSITY OF TECHNOLOGY**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ43/2018**

**SUBJECT: FRAME DRIVE ROADWORKS**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ44/2018**

**SUBJECT: COMMUTER CAR PARKING**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ45/2018**

**SUBJECT: KURRI KURRI AQUATIC CENTRE**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ46/2018**

**SUBJECT:     NEIGHBOUR NOTIFICATION - GRANNY FLATS**

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The answer was noted.

**ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ47/2018**

**SUBJECT:     ACCESS TO NEARMAPS**

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The answer was noted.

## **QUESTIONS FOR NEXT MEETING**

*Councillor Anne Sander*

### **GUARD RAIL AT MAYBURY PEACE PARK BRIDGE**

Councillor Sander asked if Council could investigate extending the guard rail on the left hand side of the Maybury Peace Park bridge.

*Councillor Ian Olsen*

### **BAILEYS LANE ROADWORKS**

Councillor Olsen advised that residents of Baileys Lane have asked him how long it will be before they can expect the works to commence on the intersection.

*Councillor Ian Olsen*

### **LOSS OF CARPARKING SPACES AT WOOLWORTHS CARPARK**

Councillor Olsen referred to the development works that are being carried out at the Woolworths Carpark and the fact that there has been a loss of 10-12 car parking spaces and asked if Council has any Section 94 funds or anything for the loss of the carparking spaces or how are they compensating.

*Councillor Rod Doherty returned to the meeting, the time being 7.38pm*

*Councillor Darrin Gray*

### **KURRI KURRI AMBULANCE HALL WORKS**

Councillor Gray asked for an update on the current situation at the Kurri Kurri Ambulance Hall and a timeline on when the repairs should be completed?

*Councillor Darrin Gray*

### **KURRI KURRI COMMUNITY CENTRE WORKS**

Councillor Gray asked for an update on the repairs to the Kurri Kurri Community Centre?

*Councillor Di Fitzgibbon*

### **BUCKLAND AVENUE/HENDERSON AVENUE AND MARLTON STREET**

Councillor Fitzgibbon asked if Buckland Avenue/Henderson Avenue and Marlton Street are included in any future road plans.

*Councillor Rod Doherty*

**VINTAGE BALANCE LANDS**

Councillor Doherty asked what is the trigger point before the tourist facilities, hotel and golf course have to be done.

*Councillor Melanie Dagg*

**HANDOVER - NEW ENGLAND HIGHWAY/MAITLAND STREET, BRANXTON**

Councillor Dagg asked if the outstanding issues would be finalised before the handover takes place.

## CORRESPONDENCE

### CORRESPONDENCE NO. CO15/2018

**SUBJECT:** POTENTIAL RETURN OF GREYHOUND RACING AT CESSNOCK SHOWGROUNDS

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**MOTION**      **Moved:** Councillor Dagg      **Seconded:** Councillor Suvaal  
490

**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 Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **COUNCILLORS REPORTS**

Mayor Pynsent

### **Association of Mine and Energy Related Councils**

The Mayor advised of his attendance at the meeting of the Association of Mine and Energy Related Councils held at Cobar and his participation in a Forum on Solar Energy and Wind Turbines, about 40 people attended the Forum.

Wind – there are three main areas in NSW where wind turbines are being developed, those being the Southern Highlands/Canberra area, the Liverpool Ranges and in the New England/Tenterfield Region. What a Wind Turbine does to a community/Council, it enables them to have a VPA so that the company that builds/develops that alternative energy puts something back to compensate the community.

Solar – issues are completely different when it comes to VPA's. State significant approvals, that's something like more than \$20 million. There are twenty two approved solar farms in NSW from the State level, five are operational, seven under construction and another ten still in the pipeline that have approval. There is no requirements for the builder or developer of a State Significant Solar Farm to enter into any form of VPA. A solar farm, apart from construction, gives very few permanent jobs to a Shire or Council area apart from Contractors who would clean the panels annually. It is important that there is not in the State Significant development process VPA's allocated to those Local Government Areas where these developments are happening. Currently the largest solar farm in NSW is near Nyngan and the Council there has put in a viewing platform to use as a tourist attraction.

A company has developed solar bollard and temporary lighting in parks and street lights and the benefit of that is that it reduces everyday costs.

Mike Young from the Department of Planning spoke about the two areas in New South Wales that have been identified for Gas Exploration and they fall within the Shires of Darling and Broken Hill.

Councillor Dagg

### **Association of Mine and Energy Related Councils**

Delegates received an address by Rick Colless MLC who chairs the Western Mining Taskforce. He spoke about the role of that taskforce in dealing with a scenario planning tool, skills and skills development, social housing and affordability, identifying future mineral deposits and planning for future community impacts by mining.

Additionally, Darriea Turley, Mayor of Broken Hill and member of the newly formed Mining Cities Alliance spoke about a regional approach to the creation of an economic diversity strategy for mining affected communities and there was much enthusiastic discussion around returning mining royalties to the affected mining communities.

We spoke of the general leveraging of opportunities for affected mining and energy related communities and how we mitigate negative impacts, additionally the sterilisation of prime agricultural land through energy generation and looking at the coexistence of solar farms and farming of sheep. Lastly, the future incorporation of solar, wind and batteries into planning through BASIX, and energy generation through bio solids and waste.

## **Hunter Water Customer & Community Advisory Group**

I recently attended the latest meeting of the Hunter Water Customer & Community Advisory Group where members received a number of presentations. Managing Director, Jim Bentley, addressed the group and spoke of his continuing insistence that HW under his leadership, continue to focus on three core objectives: water conservation through leakage management, water supply security and avoiding the need for investment in big infrastructure. Achieving these objectives will result in lower water bills, a smaller impact on the environment and a safe and healthy water supply for customers. There is a renewed focus on actively investigating the increased use of wastewater by industrial and agriculture customers. Additionally, investigations are continuing into the use of bio solids for energy generation. Noting that 99% of bio solids are currently wasted, there is a huge potential for innovation and this would assist HW in achieving its aspirational target of being carbon neutral by 2030. There were further discussions regarding HW's ability to respond to drought and the various triggers for action, including the construction of temporary desalination plants as a measure of last resort, for which HW has already lodged a DA in readiness of the need for such a plant in Belmont. HW has also recently kicked off its "Love Water" campaign, as it pushes for greater awareness amongst the public of water conservation and as the old saying goes, every drop counts.

Councillor Gray

## **Hunter Health Partnerships Forum**

Councillor Gray advised that he and Councillor Sander attended the Hunter health Partnerships Forum at Medowie and from that meeting there were interesting statistics that came out. There is over \$2 billion spent on health in the Hunter Region and \$15 million is being spent in local capital at the moment. They believe that there is an over focus now, a trend away from bricks and mortar, where we tend to be out there fighting for hospitals and physical infrastructure on the ground, they are looking at more innovative ideas and processes, which they are funding from savings from within the health budget.

They have just installed a \$4 million dollar PET camera so that they can do tele health and if you go to Kurri Hospital at the moment they have cameras above the beds so that surgeons do not have to be in the same room.



Mayor Pynsent

**Proclamation of Hunter Joint Organisation**

The Mayor referred to the Proclamation of the Hunter Joint Organisation and advised that he will report back verbally as the process continues. Briefly, they will be set up the same as a Council, having a Code of Meeting Practice, Code of Conduct, S449 Declaration, members will be the 10 Councils and they need to meet before 29 June as there is a \$300,000 to set up the Joint Organisation to the guidelines.

*The Meeting Was Declared Closed at 7.51pm*

**CONFIRMED AND SIGNED** at the meeting held on 6 June 2018

.....**CHAIRPERSON**

.....**GENERAL MANAGER**