

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 2 OCTOBER 2019, 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
Director Planning and Environment
Director Corporate and Community Services
Director Works and Infrastructure
Strategic Planning Manager
Media & Communication Officer
Corporate Governance Officer

The Mayor welcomed the newly appointed General Manager, Lotta Jackson.

**LEAVE OF
ABSENCE:**

MOTION **Moved:** Councillor Suvaal
Seconded: Councillor Stapleford
1004

RESOLVED that the Leave of Absence requested for the 23 October 2019 Council meeting by Councillors Gray, Burke and Dagg be accepted.

FOR

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

Total (13)

AGAINST

Total (0)

CARRIED UNANIMOUSLY

MINUTES:

MOTION

Moved: Councillor Sander
Seconded: Councillor Burke

1005

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 18 September 2019, as circulated, be taken as read and confirmed as a correct record.

FOR

AGAINST

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

Total (13)

Total (0)

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI19/2019

SUBJECT: DISCLOSURES OF INTEREST

NIL

PETITIONS

NIL

ADDRESS BY INVITED SPEAKERS

NIL

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

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Suvaal
1006

RESOLVED that having read and considered the reports in the agenda related to items

‡ CC83/2019	2020 Local Government Election - IPART review of costs for conducting local government elections	81
‡ CC84/2019	Disclosures of Interests in Written Returns	88
‡ CO24/2019	Impact of Emergency Services Levy (ESL)	108

Council adopt the recommendations as printed for those items.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU17/2019

SUBJECT: MOTIONS OF URGENCY

NIL

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE64/2019

SUBJECT: AMENDMENT OF THE CESSNOCK SECTION 7.12 CONTRIBUTIONS PLAN AND REPEAL OF TOURISM SECTION 94 CONTRIBUTIONS PLAN

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Gray
1007

RESOLVED

1. That Council place the draft Section 7.12 Contributions Plan on public exhibition for a minimum period of 28 days.
2. That Council publish a notice of intent to repeal the Tourism S94 Contributions Plan in accordance with section 22 of the *Environmental Planning and Assessment Regulations 2000*.
3. That Council receive a report back on the amended S7.12 Contributions Plan after consultation with the community.
4. That Council, upon the repeal of the Tourism S94 Contributions Plan, transfer the funds from that Plan to the Section 7.12 Contributions Plan.
5. That the Pathways Construction Programme included in Schedule 1 (Clause 14) Works Schedule – Part A be changed from Medium to High.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE65/2019

SUBJECT: COUNCIL SUBMISSION TO IPART ISSUES PAPER - HWC PRICING PROPOSAL 2019 RELATING TO NORTH ROTHBURY PRIORITY SEWERAGE SCHEME

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Dagg
1008
RESOLVED

1. That Council endorse the submission to the IPART Issues Paper – Review of prices for Hunter Water Corporation From 1 July 2020 with the following amendment being made to the wording, paragraph 2 provided in Council’s Submission:-

For many years Cessnock City Council and its representatives have been in consultation with HWC and its representatives in an effort to address the backlog of sewerage service works to the village of North Rothbury as a priority along with other villages within its Local Government Area.

2. That consultation regarding Council’s submission to IPART be communicated back to the community of North Rothbury via the Branxton/Greta News.
3. That Council’s submission be amended to include our concerns that local residents may not be able to afford an increase in their water rates. This should include socio economic data on our LGA.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC83/2019

SUBJECT: 2020 LOCAL GOVERNMENT ELECTION - IPART REVIEW OF COSTS FOR CONDUCTING LOCAL GOVERNMENT ELECTIONS

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Suvaal
1009
RESOLVED

1. That Council note the impact of the recommendations arising from the final IPART report Costs for Conducting Local Government Elections and the decision by the NSW Government to provide a subsidy to all Councils to be paid directly as a separate payment, with this subsidy only applying to the 2020 election
2. That Council note the estimated cost for the NSW Electoral Commission to conduct the 2020 election will result in an increase from the 2016 election, even with the announced one off subsidy for 2020.
3. That Council note that based on the final report and the announced subsidy for 2020, there is no compelling reason to change the resolution of 6 February 2019 to engage the services of the NSW Electoral Commission to administer the 2020 local government election.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC84/2019

SUBJECT: DISCLOSURES OF INTERESTS IN WRITTEN RETURNS

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Suvaal
1010

RESOLVED

That Council note the tabling of the disclosures of interests written returns received from designated persons and Councillors within 3 months of 30 June 2019 by the General Manager in accordance with Council's Code of Conduct.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI63/2019

SUBJECT: NAMING OF COUNCIL ASSETS POLICY

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Burke
1011

RESOLVED

1. That Council place the revised Naming of Council Assets Policy on public exhibition for a period of twenty eight (28) days and invite public submissions with the following amendments:-
 - 4.3 Add additional point “A 1 page fact sheet be supplied to applicants to simplify the process”.
 - 4.5 Personal names, including those of persons still living, may be used for Council Assets e.g. amenities buildings, grandstands etc. however these features are not formally assigned by the GNB. Naming of these assets will be approved by resolution of Council following consultation with key internal and external stakeholders.
 - 5.2 Council will approve proposals to name smaller Council Assets e.g. amenities buildings, grandstands etc. following consultation with key internal and external stakeholders.
 - 5.3 Open Space & Community Facilities Team will consider proposals, undertake community engagement, consultation with relevant stakeholders and prepare a report for the elected Council’s consideration for all Open Space & Community facilities and assets.
 - 5.4 Community & Cultural Engagement Team will consider proposals, undertake community engagement, consultation with relevant stakeholders and prepare a report for the elected Council’s consideration for all Cultural facilities assets.
2. That a report on the outcomes of the exhibition be provided to Council prior to adopting the final Policy.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI64/2019

SUBJECT: GRETA CENTRAL PARK MASTERPLAN

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Fitzgibbon
1012

RESOLVED

1. That Council adopt the draft Greta Central Park Masterplan.
2. That Council notify the key stakeholders of Councils decision.
3. That Council makes provisions for the implementation of the draft Masterplan in consideration of available resources including grant funding and development contributions.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ95/2019

SUBJECT: DEVELOPER CONTRIBUTION EXPENDITURE

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ96/2019

SUBJECT: BRIDGES HILL PARK AND PEACE PARK

The answer was noted.

QUESTIONS FOR NEXT MEETING

Councillor Anthony Burke

COOPER STREET WORKS

Councillor Burke asked for an updated completion date for the Cooper Street works?

Councillor Anthony Burke

CLOSURE OF LINDSAY STREET

Councillor Burke asked if Council had received any communication from Justice regarding the closure of Lindsay Street, Cessnock from Tuesday and the reasoning?

Councillor Rod Doherty

AIRPORT MASTER PLAN

Councillor Doherty asked for an update on airport economics against the Airport Masterplan?

Councillor Rod Doherty

GOLDEN BEAR GOLF DEVELOPMENT

Councillor Doherty asked for the update on the Golden Bear Golf Development?

Councillor Anne Sander

KURRI KURRI COMMUNITY CENTRE

Councillor Sander asked what the timeframe is for the completion of the Kurri Community centre?

Councillor Anne Sander

TOURIST ENTRY SIGN – BLUE GUM ROAD

Councillor Sander asked if Council would be constructing a tourist entry sign on the boundary on Blue Gum Road?

Councillor Allan Stapleford

CRUICKSHANK STREET DRAINAGE

Councillor Stapleford asked for an update on the Cruickshank Street drainage?

Councillor Melanie Dagg

MILLER PARK MASTERPLAN

Councillor Dagg asked when further capital works will be undertaken at Miller Park given that Council has almost \$1m set aside for the implementation of the Miller Park Masterplan?

Councillor Mark Lyons

CARMICHAEL PARK MASTERPLAN AND BELLBIRD NORTH SECTION 7.11 PLAN

Councillor Lyons what coordination is there between the staff working on the Carmichael Masterplan and the Bellbird North Section 7.11 Plan?

Councillor Ian Olsen

LIST OF MASTERPLANS

Councillor Olsen asked for a list of all Masterplans that have been approved in the last 7 years and the total cost for each of those projects?

Councillor Di Fitzgibbon

ST PHILLIPS COLLEGE MASTERPLAN

Councillor Fitzgibbon asked if Council could contact St Phillips College regarding the timing of their submission of their Masterplan?

Councillor Paul Dunn

ABBOTSFORD STREET BRIDGE

Councillor Dunn asked for an update on the Abbotsford Street bridge?

CORRESPONDENCE

CORRESPONDENCE NO. CO23/2019

SUBJECT: WINE COUNTRY DRIVE - TRAFFIC AND SAFETY

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Sander
1013

RESOLVED

1. That Council note the correspondence received.
2. That Council be briefed on the corridor plan.
3. That Council obtain feedback from the police regarding targeted enforcement at the school drop and pick up times.

FOR

AGAINST

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
Total (13)

Total (0)

CARRIED UNANIMOUSLY

CORRESPONDENCE NO. CO24/2019

SUBJECT: IMPACT OF EMERGENCY SERVICES LEVY (ESL)

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Suvaal
1014

RESOLVED

That the correspondence be noted.

FOR	AGAINST
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	
Total (13)	Total (0)

CARRIED UNANIMOUSLY

COUNCILLOR'S REPORTS

Mayor Pynsent

Meeting with Minister for Local Government

The Mayor reported on his attendance at a meeting with the Minister for Local Government with the Deputy Mayor and Interim General Manager.

The issue of cost shifting, specifically the ones that were dealt with by Council, the Emergency Services Levy that had an increase of \$44,000 per year for the 19/20 year was discussed.

They discussed the affect the increase in the IPART enquiry into the cost of elections and showed gratification that that had been reduced.

The issue of the Valuer General Services was raised and another IPART review where Council would be faced with a 19% increase in the cost of valuation services.

Council's motion for the Local Government Conference in regards to the JRPP was also discussed and the Minister was a gasp to think that Council would be shut out as having a representative on the JRPP like Council is at present.

Council is being placed in a position to either cut services or increase rates which was pointed out the Minister, who showed a lot of compassion, particularly in regards to the Valuer General and the JRPP. She was unaware that that was the conditions that Council works under.

Actions coming out of the meeting are that her Advisor is going to contact Minister Dominello to follow up on the Valuer General cost and she thought that the best course of action for the JRPP and the motion before the Conference would be to write to Minister Stokes outlining the situation Council is in without a representative on that Panel without having the additional cost and seek solution before the Conference.

The Meeting Was Declared Closed at 7.17pm

CONFIRMED AND SIGNED at the meeting held on 23 October 2019

.....CHAIRPERSON

.....GENERAL MANAGER