



13 August 2024

To All Councillors

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993, that the next Ordinary Meeting of Council will be held in the Council Chambers, on Wednesday, 21 August 2024 at 6.30pm, for the purposes of transacting the undermentioned business.

**AGENDA:**

PAGE NO.

<b>(1) ACKNOWLEDGEMENT OF TRADITIONAL LAND OWNERS</b>	
<b>(2) OPENING PRAYER – to be conducted by Pastor Rachel Main</b>	
<b>(3) RECEIPT OF APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE</b>	
<b>Leave of absence has been granted to:</b>	
<i>Councillor Ian Olsen - 17 July 2024 to 13 September 2024 Inclusive</i>	
<b>(4) CONFIRMATION OF MINUTES OF PREVIOUS MEETING</b>	
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**(14) COUNCILLORS' REPORTS**

‡ - Denotes that Report is for notation only.



## ***Principles for Local Government***

### **Exercise of functions generally**

The following general principles apply to the exercise of functions by Councils:

- a) Councils should provide strong and effective representation, leadership, planning and decision-making.
- b) Councils should carry out functions in a way that provides the best possible value for residents and ratepayers.
- c) Councils should plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- d) Councils should apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- e) Councils should work co-operatively with other Councils and the State government to achieve desired outcomes for the local community.
- f) Councils should manage lands and other assets so that current and future local community needs can be met in an affordable way.
- g) Councils should work with others to secure appropriate services for local community needs.
- h) Councils should act fairly, ethically and without bias in the interests of the local community.
- i) Councils should be responsible employers and provide a consultative and supportive working environment for staff.

### ***Council's Values***

- Integrity
- Accountability
- Respect
- Excellence
- Teamwork

### ***Our Community's Vision***

Cessnock will be a cohesive and welcoming community living in an attractive and sustainable rural environment with a diversity of business and employment opportunities supported by accessible infrastructure and services which effectively meet community need.

*Cessnock – thriving, attractive and welcoming.*

### ***Our Community's Desired Outcomes***

- A connected, safe and creative community.
- A sustainable and prosperous economy.
- A sustainable and healthy environment.
- Accessible infrastructure, facilities and services.
- Civic Leadership and effective governance.



## ***Council Code of Conduct***

Council adopted its current Code of Conduct on 1 November 2022. This Code provides details of statutory requirements and gives guidance in respect of the way in which pecuniary and conflict of interest issues must be disclosed. Councillors took an oath or affirmation at the commencement of their term of office under section 233A of the *Local Government Act 1993* (NSW) and are therefore obligated under Council's Code of Conduct to disclose and appropriately manage their conflicts of interest.

Generally, the Code outlines the following issues:

1. Councillors are under an obligation at law to disclose any interest they may have in any matter before the Council as soon as practicable and to refrain from being involved in any consideration or to vote on any such matter where required and out outlined in the Code of Conduct.
2. Councillors must disclose any interest in any matter noted in the business paper prior to or at the opening of the meeting.
3. The nature of the interest shall be included in the disclosure.
4. Councillors shall immediately and during the meeting disclose any interest in respect of any matter arising during the meeting which is not referred to in the business paper.
5. All disclosures of interest shall be recorded in the minutes of the meeting.
6. All disclosures of interest shall as far as is practicable be given in writing.
7. Any member having a pecuniary or non-pecuniary significant conflict of interest shall leave the meeting and remain absent while the subject of the interest is being considered by Council.
8. The meeting shall not discuss any matter in which a Councillor has a pecuniary or non-pecuniary significant conflict of interest while the Councillor is present at the meeting.



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**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL  
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 17 JULY 2024, COMMENCING AT  
6:30PM**

**PRESENT:** His Worship the Mayor, Councillor J Suvaal (in the Chair) and Councillors Jurd, Hawkins, Burke, Moores, Watton, Sander, Grine, Hill, Paynter.

**IN ATTENDANCE:** General Manager  
Director Planning and Environment  
Director Corporate and Community Services  
Director Works and Infrastructure  
Strategic Planning Manager  
Communications & Engagement Manager  
Principal Community Engagement Officer  
Help Desk Support Officer  
Council Services Team Leader

**Council Prayer:**

The Prayer was conducted by Pastor Wayne Kembrey of Cessnock City Church.

*The Mayor made a statement reminding Councillors in regard to behaviour in the Chamber, respect for others and alignment to the Code of Meeting Practice.*

**LEAVE OF  
ABSENCE:**

**MOTION**

**Moved:** Councillor Sander  
**Seconded:** Councillor Moores

787

**RESOLVED** That a Leave of Absence be granted to Councillor Jackson from 16 – 30 July 2024.

That a Leave of Absence be granted to Councillor Olsen from 17 July 2024 to 13 September 2024.

The Leave of Absence granted to Councillor Dunn from 1 July 2024 to 28 July 2024 be noted.

**FOR**

**AGAINST**

Councillor Moores  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Paynter  
Councillor Watton  
Councillor Jurd  
Councillor Suvaal

**Total (10)**

**Total (0)**

**CARRIED UNANIMOUSLY**

**MINUTES:**

**MOTION**                    **Moved:** Councillor Hill  
   **Seconded:** Councillor Paynter

788

**RESOLVED** That the Minutes of the Ordinary Meeting of Council held on 19 June 2024, as circulated, be taken as read and confirmed as a correct record.

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **DISCLOSURES OF INTEREST**

### **DISCLOSURES OF INTEREST NO. DI6/2024**

**SUBJECT: DISCLOSURES OF INTEREST**

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

**WI18/2024 - Request for Sponsorship & Fee Waiving - Australian Postie Bike Grand Prix** - Councillor Jurd declared a Non Pecuniary – Less Than Significant Conflict for the reason that she has an uncle that works on the Committee. Councillor Jurd advised that she will remain in the Chamber and participate in discussion and voting as the conflict has not influenced her in carrying out her public duty.

**WI20/2024 - Tender T2024-15 CWMC Landfill Extension Stage 1** – Councillor Jurd declared a Non Pecuniary – Significant Conflict for the reason that her husband works at the Waste Depot. Councillor Jurd advised that she would leave the Chamber and take no part in discussion and voting.

**WI18/2024 - Request for Sponsorship & Fee Waiving - Australian Postie Bike Grand Prix** - Councillor Hawkins declared a Non Pecuniary – Less Than Significant Conflict for the reason that he has associations with several members of the Committee. Councillor Hawkins 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 because none of these associations are financial and he holds no committee positions with any of the people involved in this volunteer committee.

**WI18/2024 - Request for Sponsorship & Fee Waiving - Australian Postie Bike Grand Prix** – The Mayor declared a Non Pecuniary – Less Than Significant Conflict for the reason that an associate of his is a committee member of the Australian Postie Bike Grand Prix. The Mayor advised that he would remain in the Chamber and take part in discussion and voting as the conflict has not influenced him in carrying out his public duty because this is a volunteer committee running a community event.

***PETITIONS***

NIL

***ADDRESS BY INVITED SPEAKERS***

NIL

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

**MOTION**            **Moved:**    Councillor Hill                    **Seconded:**    Councillor Burke

789

**RESOLVED**

*That having read and considered the reports in the agenda related to items*

**OFFICERS REPORTS**

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‡ CC44/2024	Resolutions Tracking Report.....	68
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**Council adopt the recommendations as printed for those items.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

# MAYORAL MINUTES

## MAYORAL MINUTES NO. MM5/2024

**SUBJECT: DOMESTIC AND FAMILY VIOLENCE AND HOMELESSNESS**

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**MOTION**      **Moved:**    Councillor Suvaal

790

**RESOLVED**

1.      That Council communicates to the Hunter Domestic Violence consortium, our willingness to participate in a round table discussion to address the prevention of Domestic and Family Violence, and to identify the support services required for those who work in the Domestic and Family Violence sector to eradicate this growing social issue;
2.      That Council consider the development of a Domestic and Family Violence Prevention strategy;
3.      That Council consider the development of a process to fast-track Development Application's relating to affordable housing;
4.      That Council engage a service provider to conduct training for community facing staff in the matters of responding to homelessness and Domestic and Family Violence disclosures.

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**MOTIONS OF URGENCY**

**MOTIONS OF URGENCY NO. MOU6/2024**

**SUBJECT: MOTIONS OF URGENCY**

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**NIL**

**GENERAL MANAGER'S UNIT**

**GENERAL MANAGER'S UNIT NO. GMU7/2024**

**SUBJECT: CESSNOCK CITY COUNCIL UNION PICNIC DAY**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
791  
**RESOLVED**

**That Councils notes the Union Picnic Day is to be held on Friday, 1 November 2024.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **PLANNING AND ENVIRONMENT**

### **PLANNING AND ENVIRONMENT NO. PE15/2024**

**SUBJECT: OUTCOMES OF EXHIBITION OF REMOVAL OF CLAUSE 7.11B  
PLANNING PROPOSAL**

---

**MOTION**      **Moved:** Councillor Burke      **Seconded:** Councillor Grine  
792  
**RESOLVED**

1. That Council endorses the Planning Proposal as an amendment to the Cessnock Local Environmental Plan 2011.
2. That Council request the Department of Planning, Housing and Infrastructure make the amendment to the Cessnock Local Environmental Plan 2011.
3. That the Council notify those persons who made submissions of Council's decision.

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	Councillor Hill
Councillor Burke	Councillor Jurd
Councillor Grine	
Councillor Sander	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (8)</b>	<b>Total (2)</b>

**CARRIED**

## **CORPORATE AND COMMUNITY**

### **CORPORATE AND COMMUNITY NO. CC40/2024**

**SUBJECT: CLASSIFICATION OF LAND - LOT 650 DP1275497, ABBOTSFORD STREET BELLBIRD**

---

**MOTION**

**Moved:** Councillor Hill

**Seconded:** Councillor Hawkins

793

**RESOLVED**

**That Council classify Lot 650 DP1275497 0 Abbotsford Street Bellbird, primarily used as a drainage reserve, as operational land.**

**FOR**

Councillor Moores  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Paynter  
Councillor Watton  
Councillor Suvaal

**Total (9)**

**AGAINST**

Councillor Jurd

**Total (1)**

**CARRIED**

**CORPORATE AND COMMUNITY NO. CC41/2024**

**SUBJECT: TENDER T2024-02 HIRED PLANT**

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**MOTION**

**Moved:** Councillor Hill

**Seconded:** Councillor Burke

794

**RESOLVED**

1. That Council accepts the Tenders for Hired Plant (T2024-02) for the following categories in no order of preference as a panel:

**a. Wet Hire**

- Advance Sweepers
- Branxton Greta Water Cartage
- Finn Valley Plant & Civil Pty Ltd
- Goldsprings Group Pty Ltd
- Hartchers Water Haulage
- J&L Plant Hire Pty Ltd
- J&M Tiedeman Pty Ltd T/A JT's Earthworks and Bulk Haulage
- Knock Contractors Pty Ltd
- Lantry Earthmoving Pty Ltd
- Lovetts Cessnock Earthmoving
- Merrick Group Pty Ltd
- Mitchell Bros Earthmoving Pty Ltd
- Noraville Earthmovers
- Rollers Australia Pty Ltd
- T & D Earthworks Pty Ltd
- Team Dreegan Pty Ltd
- The Stabilising Pty Ltd
- Whitehead Equipment Pty Ltd

**b. Dry Hire**

- Coates Hire Operations Pty Ltd
- Conplant Pty Ltd
- Finn Valley Plant & Civil Pty Ltd
- Goldsprings Group Pty Ltd
- Hunter Hire & Sales Pty Ltd
- J&M Tiedeman Pty Ltd T/A JT's Earthworks and Bulk Haulage
- Knock Contractors Pty Ltd
- Lantry Earthmoving Pty Ltd
- Lovetts Cessnock Earthmoving
- Merrick Group Pty Ltd
- Mitchell Bros Earthmoving Pty Ltd
- Premiair Hire
- Rollers Australia Pty Ltd
- Team Dreegan Pty Ltd
- Tutt Bryant Hire Pty Ltd
- The Stabilising Pty Ltd
- Whitehead Equipment Pty Ltd

2. That Council notes the contract term for Hired Plant T2024-02 is from 30 September 2024 to 29 September 2027 with a 12 (twelve) month extension based on satisfactory supplier performance.

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

***CARRIED UNANIMOUSLY***

**CORPORATE AND COMMUNITY NO. CC42/2024**

**SUBJECT: SEPTEMBER 2024 LOCAL GOVERNMENT ELECTIONS -  
CARETAKER PROVISIONS**

---

**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Paynter  
795  
**RESOLVED**

**That Council notes that the caretaker period for the 2024 Local Government elections commences Friday 16 August 2024 and concludes Saturday 14 September 2024.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC43/2024**

**SUBJECT: INVESTMENT REPORT - JUNE 2024**

---

**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
796  
**RESOLVED**

**That Council receives the Investment Report for June 2024 and notes that:**

- **Investments are held in accordance with Council’s Investment Policy, which is in accordance with the Ministerial Investment Order.**
- **Council’s month end cash and investments balance was \$83,084,775.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC44/2024**

**SUBJECT: RESOLUTIONS TRACKING REPORT**

---

**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
797  
**RESOLVED**

**That Council receives the report and notes the information in the Resolutions Tracking Report.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **WORKS AND INFRASTRUCTURE**

### **WORKS AND INFRASTRUCTURE NO. WI17/2024**

**SUBJECT:      *GENERIC PLAN OF MANAGEMENT - GENERAL COMMUNITY USE***

---

**MOTION**           **Moved:**   Councillor Hill                   **Seconded:**   Councillor Sander  
798  
**RESOLVED**

1.     **That Council adopt the Generic Plan of Management – General Community Use pursuant to section 40 of the *Local Government Act 1993* in accordance with 3.23(6) of the *Crown Land Management Act 2016*.**
2.     **That a copy of the Generic Plan of Management – General Community Use be forwarded to the Department of Planning, Housing and Infrastructure – Crown Lands.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI18/2024**

**SUBJECT: REQUEST FOR SPONSORSHIP & FEE WAIVING - AUSTRALIAN POSTIE BIKE GRAND PRIX**

---

*Councillor Jurd declared a Non Pecuniary – Less Than Significant Conflict for the reason that she has an uncle that works on the Committee. Councillor Jurd remained in the Chamber and participated in discussion and voting.*

*Councillor Hawkins declared a Non Pecuniary – Less Than Significant Conflict for the reason that he has associations with several members of the Committee. Councillor Hawkins remained in the Chamber and participated in discussion and voting.*

*The Mayor declared a Non Pecuniary – Less Than Significant Conflict for the reason that an associate of his is a committee member of the Australian Postie Bike Grand Prix. The Mayor remained in the Chamber and participated in discussion and voting.*

**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
799  
**RESOLVED**

**That Council supports the Australian Postie Bike Grand Prix on the weekend of 26 and 27 October 2024, by providing the following in-kind support:**

- a) **Waive all Council application fees require to run the 2024 event by way of transfer from the Tourism Related Projects Reserve;**
- b) **Erection and removal of relevant variable message boards and road closure/detour signage as required by Council and Transport for NSW, under the approved Traffic Management Plan and Traffic Control Plan; and**
- c) **Install banner pole and waste receptacle promotional signs; provide additional general waste bins throughout the designated event area of the circuit; and removal of collected waste at the conclusion of the event.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI19/2024**

**SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD 17 JUNE 2024.**

---

**MOTION**      **Moved:** Councillor Burke      **Seconded:** Councillor Hawkins  
800  
**RESOLVED**

**That the Minutes of the Cessnock Local Traffic Committee Meeting of 19 June 2024 be adopted as a resolution of the Ordinary Council.**

- **TC15/2024 - That Council authorises the temporary regulation of traffic on Barton Street Kurri Kurri in accordance with the Barton Street Kurri Kurri \_ Kurri Curry Festival & Street Art Workshop Traffic Guidance Schemes.**
- **That Council note the General Manager or the General Managers sub-delegate authorised the following Local Traffic Committee reports in accordance with Division 2 of Part 8 of the Roads Act 1993:**
  - **TC16/2024.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (10)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI20/2024**

**SUBJECT: TENDER T2024-15 CWMC LANDFILL EXTENSION STAGE 1**

---

*Councillor Jurd declared a Non Pecuniary – Significant Conflict for the reason that her husband works at the Waste Depot. Councillor Jurd left the Chamber and took no part in discussion and voting.*

*Councillor Jurd left the meeting, the time being 7.01pm*

**MOTION**      **Moved:** Councillor Hawkins      **Seconded:** Councillor Hill  
801

**RESOLVED**

**That Council accepts the tender for T2024-15 CWMC Landfill Extension Stage 1 Construction from Daracon Contractors Pty Ltd for the sum of \$18,993,098.76 (GST inclusive).**

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (9)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

*Councillor Jurd returned to the meeting, the time being 7.03pm*

**WORKS AND INFRASTRUCTURE NO. WI21/2024**

**SUBJECT: INTERSECTION OF COOPER AND CHARLTON STREETS - INTERIM  
REMEDATION**

---

*Item lapsed for want of a Mover and Seconder.*

**COUNCILLOR REPORTS**

NIL

*The Meeting Was Declared Closed at 7.04pm*

**CONFIRMED AND SIGNED** at the meeting held on 21 August 2024

.....**CHAIRPERSON**

.....**GENERAL MANAGER**

Disclosures Of Interest

Report No. DI7/2024

Corporate and Community Services



**SUBJECT:** *DISCLOSURES OF INTEREST*

**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

**RECOMMENDATION**

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

**SUMMARY**

The provisions of Chapter 14 of the Local Government Act, 1993 regulate the way in which Councillors and nominated staff of council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

**ENCLOSURES**

There are no enclosures for this report.

Mayoral Minute

Report No. MM6/2024

General Manager's Unit



***MAYORAL MINUTE No. MM6/2024***

***SUBJECT: KURRI KURRI TO MAITLAND ROAD CORRIDOR SAFETY***

***RECOMMENDATION***

That Council write to the NSW Minister for Regional Transport and Roads, The Hon. Jenny Aitchison MP, to request an update on the planning and Strategic Business Case relating to the upgrade of MR915 along the corridor between the Hunter Expressway (HEX) at Kurri Kurri and the Maitland Roundabout intersection of the New England Highway.

***REPORT/PROPOSAL***

In August 2022 Cessnock Council adopted the 'Heddon Greta – Cliftleigh Corridor Structure Plan' (<https://together.cessnock.nsw.gov.au/heddon-greta-cliftleigh-urbancorridor-structure-plan>) which identified the need for connectivity upgrades (p.g. 54) along the corridor of Main Road MR195 between the Hunter Expressway and Gillieston Heights to accommodate the increase in through-traffic and growing developments within these suburbs.

Within the past 6 weeks there have been multiple serious accidents along this corridor including two fatalities. While not all incidents are related to the conditions of the road, there is a growing case for expediting upgrades as outlined in Cessnock Council's planning and Transport for NSW (TfNSW) investigations to ensure that travel along this road – and access on and off this road – are made safe.

***ENCLOSURES***

[1](#) Extract from the Heddon Greta - Cliftleigh Corridor Structure Plan

Motions of Urgency

Report No. MOU7/2024

Corporate and Community Services

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**SUBJECT:** *MOTIONS OF URGENCY*

**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

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**RECOMMENDATION**

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

**SUMMARY**

Under Clause 10.5 of Council's Code of Meeting Practice, business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. This can only happen if a motion is passed to have the business transacted at the meeting, the Mayor rules that the business is of great urgency and the business notified in the agenda for the meeting has been disposed of.

Only the mover of such a motion can speak to the motion before it is put.

**ENCLOSURES**

There are no enclosures for this report.

Planning and Environment

Report No. PE16/2024

Planning and Environment



**SUBJECT:** *DEVELOPMENT APPLICATION PERFORMANCE  
MONITORING REPORT - JUNE 2024*

**RESPONSIBLE OFFICER:** *Business Support & Customer Relations Manager - Roslyn Ashton*

## **SUMMARY**

The purpose of this report is to provide Council with the June quarter 2023/2024 data in relation to development performance monitoring and provide an overview of development activity within the Cessnock Local Government Area.

## **RECOMMENDATION**

**That Council notes the Development Performance Monitoring Report for the YTD June quarter 2023/2024.**

## **BACKGROUND**

Each year, the NSW Department of Planning, Housing and Infrastructure analyses data from each Council in NSW to provide comprehensive information on the operation of the local development assessment system for development applications, modification of consents and complying development. This information is available on the NSW Planning Portal. [Local Development Performance Monitoring \(LDPM\) | Planning Portal](#)

[Council league table | Planning \(nsw.gov.au\)](#)

## **REPORT/PROPOSAL**

Data outlined in this report provides details of Council's local development performance during the period of 1 July 2023 to 30 June 2024.

The Department has recently launched the council league table which is an interactive dashboard monitoring performance for lodgement and determination of development applications in the Statement of Expectations Order 2024. Data can be viewed by council, geographic region, development type and over different time periods.

State agency performance for concurrence, integrated development and referral timeframes is also monitored.

Starting from 1 July 2024, council performance is being monitored on a monthly basis following the implementation of the Statement of Expectations Order 2024.

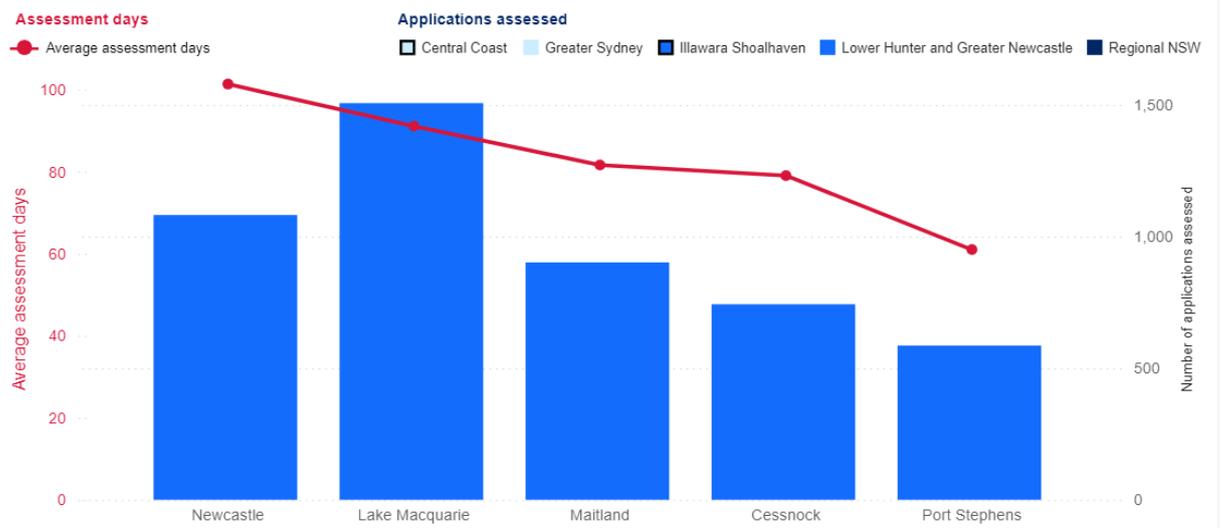
[Council league table | Planning \(nsw.gov.au\)](#)



**Highlights**

- July 2023 to June 2024 a total of 755 development applications were received and a further 147 modifications received. There were 180 applications processing (waiting to be assessed) as at 30 June 2024.
- A total of 743 development applications were determined (approved or refused) during the reporting period July 2023 – June 2024 and a further 142 modifications were also assessed and determined.
- DA Processing days - Median 51 days and average 79 days.
- NSW Planning Portal data comparing processing times across the Lower Hunter and Greater Newcastle Region indicates that Cessnock City Council is performing well in relation to processing times. Newcastle 101, Lake Macquarie 91, Maitland 82, Cessnock 79, Port Stephens 61.
- When comparing to the NSW state average, Cessnock’s average days are well below the state average of 114 gross days as at 30 June 2024.
- During 2023/2024, four development applications and no modifications were determined by Council, (4 approved, 0 refused). The average processing days for applications determined by Council resolution was 436 days.
- The highest level of development activity during the year was in North Rothbury.
- The total value of approved development applications and complying development activity within the Cessnock LGA for 2023/2024 was \$492,867,963
- Private Certifiers currently issue 99% of the market share of complying development activity within the Cessnock LGA, with an average time of 39 days compared to Council issued CDCs average time 22 days.
- A total of 621 Subdivision lots were approved and 838 residential dwellings were approved to be built during the July 2023 -June 2024 period. (Data based on Council’s Annual Monitoring Report).

All NSW councils by average assessment days





**FINANCIAL-YTD-JUNE-2024**





FINANCIAL YTD JUNE 2024



Determination Body  
COUNCIL STAFF

99%



Determination  
GRANTING CONSENT

99%

Construction Certificates

32 percent

Principal Certifying  
Authority  
Market Share

Occupation Certificates

17 percent

Principal Certifying  
Authority  
Market Share



\$ 286,623,522

Development Applications  
Value for approvals  
(Development Applications only)



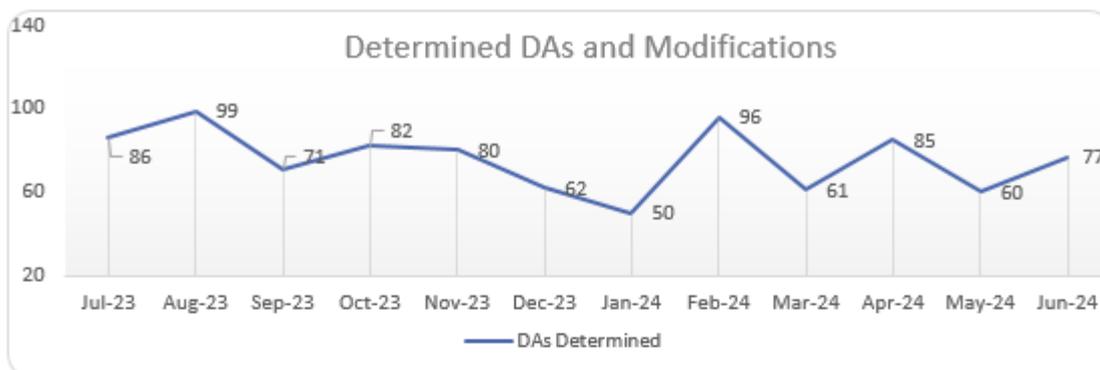
\$ 206,244,441

Complying Development  
Value for approvals  
(Council & Private Certifiers)

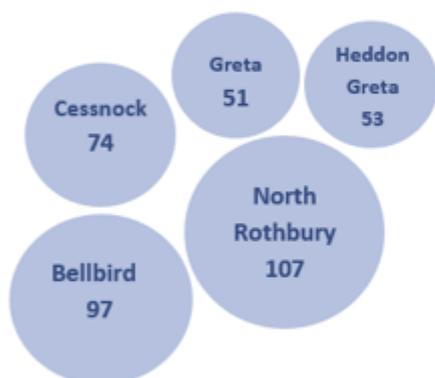


## FINANCIAL YTD JUNE 2024

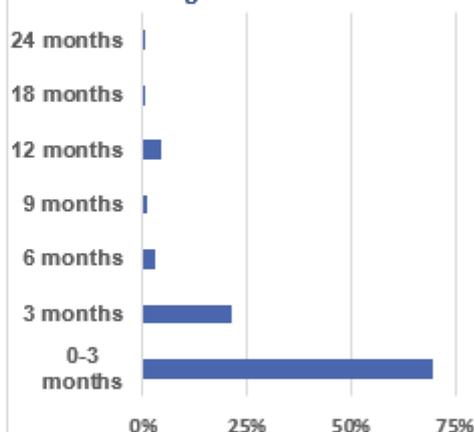
### 12 Month comparison of applications determined (DAs & Modifications)



### No of Approved DAs by Location



### Development Applications Percentage of undetermined



Register of Development Applications with Variations to Development Standards  
01/07/2023 - 31/10/2023  
(Last Updated 31/10/2023)

[Planning matters Cessnock City Council \(nsw.gov.au\)](https://www.planningportal.nsw.gov.au)

Effective from 1 November 2023 details of all variation requests both under assessment and determined are now available on the NSW Planning Portal

<https://www.planningportal.nsw.gov.au/variations-register>

### Legal Appeals - 2023/2024 – As at 30/06/2024

Application type (DA, Modification)	Council reference number	Legal appeal class	Legal Appellant	Legal appeal determination date dd/mm/yyyy	Legal appeal outcome
Nil					

### **CONSULTATION**

The following were consulted in the preparation of this report:

- NSW Planning – Local Development Performance Monitoring
- NSW Planning Portal performance dashboard
- Civica – Authority and MasterView reports
- Director Planning and Environment
- Compliance Services Manager
- Development Services Manager

### **STRATEGIC LINKS**

#### **a. Delivery Program**

The report is linked to Objective 3.1.6 “Continue to efficiently and effectively process development applications, and respond to planning related enquiries.”

#### **b. Other Plans**

Nil

### **IMPLICATIONS**

#### **a. Policy and Procedural Implications**

Nil

#### **b. Financial Implications**

Nil

#### **c. Legislative Implications**

Nil

#### **d. Risk Implications**

Nil

#### **e. Environmental Implications**

N/A

#### **f. Other Implications**

Nil

Planning and Environment

Report No. PE16/2024

Planning and Environment

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***CONCLUSION***

The report is provided for information and outlines an overview of the performance of Development Assessment for the period 1 July 2023 to 30 June 2024.

***ENCLOSURES***

There are no enclosures for this report

**SUBJECT:** ***DRAFT ABORIGINAL CULTURAL HERITAGE  
MANAGEMENT PLAN - PUBLIC EXHIBITION***

**RESPONSIBLE OFFICER:** ***Strategic Planning Manager - Martin Johnson***

### **SUMMARY**

The draft Aboriginal Cultural Heritage Management Plan (ACHMP) is the continuation of a longer-term objective of Council to enhance and improve the recognition, conservation and management of cultural heritage within the Cessnock Local Government Area. The draft ACHMP has been developed in consultation with the Aboriginal community and provides a series of actions to assist with improving conservation practices and assessment for cultural heritage in the Cessnock Local Government Area.

It is recommended that the draft ACHMP be placed on public exhibition for comment from the local community prior to adoption by Council.

### **RECOMMENDATION**

- 1. That Council place the draft Aboriginal Cultural Heritage Management Plan on public exhibition for a period of 60 days.**
- 2. That Council receives a further report following the public exhibition of the draft Aboriginal Cultural Heritage Management Plan.**

### **BACKGROUND**

The Aboriginal Cultural Heritage Management Plan (ACHMP) project is co-funded by Council and the NSW State Government through the Community Heritage Grants program. In July 2022 Council engaged Virtus Heritage to prepare a draft ACMHP in collaboration with Aboriginal community stakeholders.

The objectives of the ACHMP project are:

- a. Ensure Aboriginal cultural heritage is appropriately considered and assessed in applications for development
- b. Ensure appropriate best practice consultation with the local Aboriginal community is being undertaken in the development process
- c. Recommend how Aboriginal cultural heritage can be better recognised within the local planning framework
- d. Increase awareness, understanding and respect of cultural heritage significance in the local government area
- e. Foster and enhance relationships with the local Aboriginal community
- f. Develop effective systems and frameworks for the protection, conservation and management of Aboriginal cultural heritage.

**Planning and Environment**

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Virtus Heritage and Council have undertaken a series of consultation activities to engage with Aboriginal stakeholders, including Local Aboriginal Land Councils (LALC), registered Aboriginal groups and community participants regarding the ACHMP project over the last two years. The Aboriginal and Torres Strait Islander Committee have also been consulted during the development of the ACHMP. This collaborative effort has resulted in the development of the draft Aboriginal Cultural Heritage Management Plan (**Enclosure 1**).

The Aboriginal and Torres Strait Islander Committee convened on the 30 July 2024, but the meeting did not meet quorum. However, the attending members recommending the draft ACHMP be reported to Council for public exhibition.

**REPORT/PROPOSAL**

The ACHMP project is the continuation of a longer-term objective of Council to enhance and improve the recognition, conservation and management of cultural heritage within the Cessnock Local Government Area. This objective has resulted in the following studies:

- Aboriginal Heritage Study: Cessnock Local Government Area – AHMS – 21 March 2014
- Aboriginal Cultural Heritage Study – Virtus Heritage – June 2021

The draft ACHMP has consolidated the information and learnings from these previous studies and provides a table of actions outlining Council's commitment to enhancing assessment of Aboriginal cultural heritage in the planning system, both at a strategic and individual application level. The actions will require continued collaborative effort between Council and Aboriginal groups, including LALCs, but provide meaningful actions by Council to improve operational processes within our realm of influence and advocate for greater protection of cultural heritage within the wider legislative system.

The draft ACHMP represents a significant collaborative effort between the Aboriginal community and Council to enhance the representation and conservation of cultural heritage within the local area and it is proposed that the draft ACHMP be placed on public exhibition for comment from the wider community.

**CONSULTATION**

External consultation

Consultation regarding the ACHMP project and draft ACHMP document has been undertaken with the following stakeholders:

- LALCs including Mindaribba, Awabakal, Biraban, Darkinjung, Metropolitan and Wanaruah
- Registered knowledge holders
- Aboriginal groups including Wonnarua Aboriginal Corporation, Wonnarua Elders Council Inc, Culturally Aware, Barkuma Neighbourhood Centre and Kiray Putjung Aboriginal Corporation.

Consultation regarding the draft ACHMP was also undertaken at the Rising from the Embers Festival held at the University of Newcastle on 24 May 2024.

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Internal consultation

Consultation regarding the draft ACHMP has been undertaken with the following internal departments

- Community and Cultural Development
- Development Services

Consultation was conducted with Council's Aboriginal and Torres Strait Islander Committee in a number of Committee meetings over the course of the ACHMP project.

**STRATEGIC LINKS**

**a. Delivery Program**

5.3.3 – Efficiently and effectively process development applications and respond to planning enquiries

5.3.7 – Continue to manage Council governance functions and statutory requirements

**b. Other Plans**

Innovate Reconciliation Action Plan

2.2) Engage Council in continuous cultural learning opportunities to increase understanding and appreciation of Aboriginal and Torres Strait Islander cultures, histories and achievements

2.7) Promote cultural learning throughout the Cessnock Local Government Area

Local Strategic Planning Statement 2036

Action 63: Prepare and Aboriginal Cultural Heritage Management Strategy in consultation with local Aboriginal people and groups

Action 5: Review the Cessnock Local Environmental Plan to consider how Aboriginal cultural heritage and cultural landscapes can be protected

**IMPLICATIONS**

**a. Policy and Procedural Implications**

The adoption of the draft ACHMP by Council would represent a significant step in meeting the objectives of Cessnock City Council's Heritage Policy 2023 while also providing a mandate to advocate for reform in NSW State Government legislation including the National Parks and Wildlife Act 1974.

The adoption of the draft ACHMP by Council would result in procedural changes in Council's assessment of applications under the *Environmental Planning and Assessment Act 1979*. This would require procedural change in both strategic planning, individual development applications and assessment of infrastructure projects.

**Planning and Environment**

**Report No. PE17/2024**

**Planning and Environment**



**b. Financial Implications**

Adoption of the draft ACHMP will involve minimal financial implications. However, the implementation of actions will require further analysis to ensure appropriate functioning of assessment systems and processes within development applications and internal Council operations. These changes should be able to be accommodated within existing operational budgets and staffing levels.

**c. Legislative Implications**

The draft ACHMP would not result in legislative changes, but would increase awareness of legislative requirements and the application during the planning process.

**d. Risk Implications**

Nil

**e. Environmental Implications**

Nil

**f. Other Implications**

The adoption of the draft ACHMP and the identified actions has the potential to result in a positive social outcome by demonstrating a commitment by Council to work with the Aboriginal community to increase awareness and conservation of cultural heritage with the local area.

The draft plan will assist in preserving cultural heritage in the local area and develop collaborative relationships with the Aboriginal community. These collaborative relationships will enhance the ability of parties, both the Aboriginal community and Council, to attract grant funding through State and Federal programs to protect Aboriginal cultural heritage and assist in its preservation within the landscape and throughout the community.

**CONCLUSION**

The draft ACHMP is the continuation of a longer-term objective of Council to enhance and improve the recognition, conservation and management of cultural heritage within the Cessnock Local Government Area. The draft ACHMP has been developed in consultation with the Aboriginal community and provides a series of actions to assist with improving conservation practices and assessment for cultural heritage in the Cessnock Local Government Area.

It is recommended that the draft ACHMP be placed on public exhibition for comment from the local community prior to adoption by Council.

**ENCLOSURES**

- [1](#) Draft Aboriginal Cultural Heritage Management Plan

Corporate and Community

Report No. CC45/2024

Corporate and Community Services



**SUBJECT:** *CARRY FORWARDS AND REVOTES 2024-25*

**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

### **SUMMARY**

As per the Project Authorisation and Revotes Policy, the Responsible Accounting Officer is required to report to Council outlining requested revotes. Approved revotes will be added to the budget for the 2024/25 financial year.

### **RECOMMENDATION**

That Council approve the following additions to the 2024-25 budget, as outlined in the report:

- Carry forward operating expenditure totaling \$221,990.
- Revote of operating expenditure of \$31,282.
- Carry forward capital expenditure of \$6,367,562 for capital projects commenced prior to 30 June 2024.
- Revote of capital expenditure of \$170,000 for capital programs.

### **BACKGROUND**

The Project Authorisation and Revotes Policy (Policy) applies to programs or projects which have approved budgets that are, or are likely to be, either a work in progress, not commenced, or not commenced but be at least contracted to be carried out or provided at the end of the financial year. The Policy covers the scope of Clause 211 of the *Local Government (General) Regulation 2021*.

### **REPORT/PROPOSAL**

Expenditure under the regulation is divided into two categories:

1. Work in Progress – these are projects that have incurred a cost or a commitment as at the end of the financial year. Council terminology is that these are noted as carry forward expenditure.
2. Unspent allocations – projects that have not incurred a cost or a commitment as at the end of the financial year. Council terminology is that these are noted as a revote.

Council's finance team worked with all departments to determine amounts required to be carried forward or revoted for the financial year 2024/25. Managers were required to provide a rationale for the needed expenditure which were subsequently reviewed against future budget allocations. As per the Policy, the Executive Leadership Team (ELT) were provided details on proposed carry forwards and revotes for endorsement prior to Council submission.

Corporate and Community

Report No. CC45/2024

Corporate and Community Services



Operating Expenditure

As a general rule, operating expenditure is not accepted unless for unspent grant funded programs due to the additional operating expenditure having a negative effect on council's operating result. \$253,272 of carry forward operating expenditure was endorsed by the ELT as outlined below. This consists of \$150,964 of grant funds and \$102,308 of general funds.

<b>Program</b>	<b>\$ Carry forward</b>
<b>Seniors Festival</b>	2,069
<b>Cessnock Aboriginal Heritage Study Grant</b>	12,705
<b>Airport strategic Review.</b>	15,181
<b>Branxton CBD Traffic Study / Nulkaba Urban Invest</b>	49,966
<b>Cessnock LGA regionwide Lidar update commitments</b>	37,161
<b>Tidy Town - Abermain - Externally collected money</b>	5,875
<b>Bushlands Festival - external funding</b>	24,217
<b>Biosecurity - Weeds Grants Camphor Laurel - Brunkerville</b>	13,861
<b>Biosecurity - Weeds Grants LPMA Grant Funds</b>	3,946
<b>Biosecurity - Weeds Grants HR03459 - Weed Control Brunkerville Ck</b>	13,474
<b>NSW Local Heritage Grant 23-25LG021</b>	3,972
<b>Library Council of NSW Local Priority Grant 2021/22</b>	7,756
<b>Library Council of NSW Local Priority Grant 2022/23</b>	5,228
<b>Greta Oval Park Bush Regeneration</b>	19,730
<b>NSW Small Business Month</b>	2,500
<b>Library Council of NSW Local Priority Grant 2023/24</b>	35,631
<b>Total</b>	<b>253,272</b>

Capital Expenditure

By their nature capital projects tend to be completed across multiple financial years. The ELT endorses \$6,537,562 of capital expenditure. Of this:

- \$6,367,562 in commenced projects. (Carry forwards)
- \$170,000 in projects not commenced. (Revotes)

\$3,082,101 of this expenditure is from grant funded projects with \$1,437,616 of general funds. The balance is from a mix of Plant Replacement Reserve, available Loan Funds, Developer Contributions and other reserves.



Capital Project	\$ Carry forward
PACC - Capital	23,314
Building Management System upgrade	24,211
Library Council of NSW Local Priority Grant 2022/23-capex	9,493
Library Council of NSW Local Priority Grant 2023/24-capex	18,338
CDR-2021-003 Booth St Kurri	59,081
PMF-2022-005 Black Creek, Stage 2 Flood Risk Management	67,867
Greta Floodplain Risk Mgt Study & Plan	79,530
Natural Disaster AGRN1012 & 1025 Landslip Overheads	336,603
Natural Disaster AGRN1025 EPAR DM00446- Paynes Crossing Road	147,091
Natural Disaster AGRN1025 EPAR DM00445- Stockyard Creek Road	88,731
Natural Disaster AGRN1025 EPAR DM00451- Pokolbin Mount Road	441,567
Bus Crash Permanent Memorial	90,869
CFW-2021-004 Biodiversity Offset – Signage,Fencing	45,121
Waste Washbay Wastewater diversion to leachate pond	24,000
Replace roller shutters Waste Weighbridge building	12,000
CFC-2024-005 Greta Cemetery Access & Internment options	25,000
CFC-2024-004 Kurri Kurri Cemetery Alternate Internment options	60,000
CFC-2024-003 Cessnock Cemetery Entry & Access Improvements	33,134
CFC-2024-002 Gordon Williams Memorial Cemetery Ash Garden	15,830
CFR-2024-005 Kurri Kurri Netball Facility	200,000
CFR-2024-004 Kurri Kurri Sportsground Upgrades	270,905
CFR-2022-007 Cessnock Regional Skate Park	288,857
Heavy Vehicle Capital Replacement	919,228
Civica - Online Applications	65,000
PMF-2022-006 South Cessnock Flood Mitigation Const	490,188
Sandy Ck Rd	692,185
CRR 2020 002 George Downes	19,789
CPW 2022 004 Wine Country Drive Pathway	157,819
CPW 2022 003 Pelaw Main Log of Knowledge	15,500
CPW 2023 001 Dalwood Road East Branxton	23,028
CFT 2022 001 Ped Ref Mount View	63,581
CPW-2024-004 Cessnock to Abermain Shared path	20,000
CBS 2018 006 Watagan #3	374,223
CPW 2018 005 Branxton Greta pathway	317,837
RCC 2022 001 Cessnock CBD library shared zone	118,082
CTB 2023 001 Church Street to Anvil Creek Bridge Branxton	51,149
CBS 2022 002 Watagan 1	648,411
CTK 2021 001 Lang Street Kurri	200,000
<b>Total</b>	<b>6,537,562</b>

## **OPTIONS**

Council can choose to adopt the recommendation or change additional budgeted expenditure. It is not recommend changing any carry forward programs as Council has commenced or committed expenditure to the projects.

## **CONSULTATION**

Management team  
Council finance staff  
Executive Leadership Team

## **STRATEGIC LINKS**

### **a. Delivery Program**

Requested expenditure touch on all areas of the Delivery Program.

### **b. Other Plans**

Nil

## **IMPLICATIONS**

### **a. Policy and Procedural Implications**

Project Authorisation and Revotes Policy outlines requirements for Council to approve carry forward and additional expenditure

### **b. Financial Implications**

Financial implications are as outlined in the report.

### **c. Legislative Implications**

*Local Government (General) Regulation 2021*

### **d. Risk Implications**

Not approving carry forward expenditure exposes Council to having to potentially repay grants or breach contracted payments and may deprive the community of projects outlined in the previous Operational Plan.

### **e. Environmental Implications**

Nil

### **f. Other Implications**

Nil

Corporate and Community

Report No. CC45/2024

Corporate and Community Services

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***CONCLUSION***

Council is required to authorise the requested additional expenditure as outlined in the report as per the Regulation and Council Policy.

***ENCLOSURES***

There are no enclosures for this report.

Corporate and Community

Report No. CC46/2024

Corporate and Community Services



**SUBJECT:** *LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2024  
- REQUEST FOR MOTIONS*

**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

### **SUMMARY**

The Local Government NSW (LGNSW) Annual Conference 2024 is scheduled to be held at the Tamworth Regional Entertainment and Conference Centre from 17 – 19 November 2024. The purpose of this report is to determine motions to be submitted to the Conference.

### **RECOMMENDATION**

**That Council determines motions, if any, to be submitted for referral to the Association for consideration at the Local Government NSW Annual Conference 2024.**

### **BACKGROUND**

Council needs to determine any motions for the LGNSW Annual Conference 2024 with a final submission deadline of August 2024 prior to the local government election, to enable the conference agenda to be completed.

### **REPORT/PROPOSAL**

The LGNSW 2023 Conference is to be held at Tamworth Regional Entertainment Conference Centre from 17 – 19 November 2024. Conference details, including the draft program are provided via the following link: <https://lgnsw.org.au/Public/Public/Events/Annual-Conferences/2024/lgnsw2024.aspx>

### **Motions**

Proposed motions for consideration at the Conference need to be submitted to the Association as soon as possible in August, prior to the local government elections. The LGNSW Board seeks ways to ensure that the motions debated at the Conference are centred on advancing sector-wide policy agenda. This means proposed motions should seek to be strategic, affect members state-wide and introduce new or emerging policy issues and actions.

Motions will only be accepted for inclusion in the conference business paper where they:

- are consistent with the objects of the Association;
- relate to Local Government in NSW and/or across Australia;
- concern or are likely to concern Local Government as a sector;
- seek to advance Local Government policy agenda of the Association and/or improve governance of the Association;
- have a lawful purpose (a motion does not have a lawful purpose if its implementation would require or encourage non-compliance with prevailing laws);
- are clearly worded and unambiguous in nature; and

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- do not express preference for one or several members over one or several other members.

Councillors were requested to notify the General Manager of any suggested motions by 21 August 2024 so that Council could determine the motions to be referred to the Association at the meeting of 21 August 2024. At the date of this report, there had been no motions submitted for Council's consideration.

**CONSULTATION**

Director Corporate & Community Services

**STRATEGIC LINKS**

**a. Delivery Program**

This report is linked to the Community's Desired Outcome Objective 5 "Civic Leadership and Effective Governance".

**b. Other Plans**

N/A

**IMPLICATIONS**

**a. Policy and Procedural Implications**

N/A

**b. Financial Implications**

There is no cost to submitting motions for consideration at the Conference.

**c. Legislative Implications**

N/A

**d. Risk Implications**

N/A

**e. Other Implications**

N/A

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Report No. CC46/2024

Corporate and Community Services

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***CONCLUSION***

This report provides information on the upcoming LGNSW Annual Conference and provides Council with the opportunity to consider any motions to be submitted to the conference.

***ENCLOSURES***

There are no enclosures for this report.

Corporate and Community

Report No. CC47/2024

Corporate and Community Services



**SUBJECT:** *NOTES OF THE INQUORATE ABORIGINAL AND TORRES STRAIT ISLANDER COMMITTEE MEETING OF THE CESSNOCK CITY COUNCIL HELD 30 JULY 2024*

**RESPONSIBLE OFFICER:** *Community & Cultural Development Manager - Natalie Drage*

**RECOMMENDATION**

1. That the notes of the inquorate meeting of the Aboriginal and Torres Strait Islander Committee held on 30 July 2024 be noted.
2. That Council receives and notes the Aboriginal and Torres Strait Islander Committee Performance Review and that the approved performance review report will be included in the Annual Report.

**NOTES OF THE INQUORATE ABORIGINAL AND TORRES STRAIT ISLANDER COMMITTEE MEETING OF THE CESSNOCK CITY COUNCIL HELD IN ANTE ROOM ON TUESDAY 30 JULY 2024, COMMENCING AT 9.21AM**

**PRESENT:** Councillor Burke – Informal Chairperson  
Tara Dever (Community Representative)  
Uncle Richard Edwards (Community Representative)  
Lucy Reed (Community Representative)

**ABSENT:** Cheryl Kitchener (Community Representative)

**IN ATTENDANCE:** Natalie Drage – Community & Cultural Development Manager  
Megan Barnes – Principal Community Planner  
Jessica Elliott – Community Development Officer  
Michelle Honeyman – People & Culture Manager  
Mark Manning – Senior Environmental Planner  
Carolyn Crebbin – Minute Taker

**INVITEES:** Mary Jean Sutton – Consultant Virtus Heritage  
Clare Anderson – Consultant Virtus Heritage

**APOLOGIES**

**APOLOGY:** That the apologies tendered on behalf of Mayor Suvaal, Councillor Grine, Councillor Jurd, Sonia Sharpe and Tracey Skene, for unavoidable absence, be noted.

The Meeting of the Aboriginal and Torres Strait Islander Advisory Committee was unable to be held with a quorum not reached. In lieu of this, an informal discussion was held.

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Natalie Drage, Community & Cultural Development Manager delivered the Acknowledgement of Country.

## **LISTED MATTERS**

### **LISTED MATTERS - COMMITTEE NO. AACLM6/2024**

**SUBJECT: DRAFT ABORIGINAL AND TORRES STRAIT ISLANDER  
COMMUNITY ACTION PLAN 2024-2028**

#### **Commentary:**

The Committee discussed the further recent engagement undertaken to develop the draft Aboriginal and Torres Strait Islander Community Action Plan and the amendments made since the plan was last tabled to the Committee.

Attendees were in agreement that the Message from the Committee was acceptable and it was noted no feedback has been received to date from members of the Committee.

In regard to the Vision for Reconciliation, no feedback has been received to date from members of the Committee and no further suggestions were made during the meeting.

It was suggested that action 4.2.1 be reworded to broaden the availability of space for multiple Aboriginal and Torres Strait Islander businesses at the Hunter Valley Visitor Information Centre.

Attendees discussed the need to reconsider four of the cultural photos in the plan and Uncle Richard Edwards will provide Council staff with alternative photographs for inclusion in the plan taken on Wonnarua Country.

A desire to keep the plan moving while in the current term of Council was discussed along with a proposal for the plan to be reported to the August Council meeting seeking 60 days public exhibition. This proposal was supported by community representatives.

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***LISTED MATTERS - COMMITTEE NO. AACLM7/2024***

***SUBJECT: DRAFT ABORIGINAL CULTURAL HERITAGE MANAGEMENT PLAN***

**Commentary:**

Consultants from Virtus Heritage, Mary Jean Sutton and Clare Anderson provided an overview of the consultation and feedback provided to date on the development of the draft Aboriginal Cultural Heritage Management Plan.

Attendees discussed the draft plan and suggested that the naming and location of cultural sites be redacted from any publicly available plan. The concern expressed was damage may be caused to these important sites. It was agreed that a further meeting be scheduled for the morning of Tuesday 6 August 2024 to discuss the inclusion of names for cultural sites within the draft plan. It was agreed that locations of sites from the AHIMS database would not be included within the draft plan or exhibited plan.

With the term of Council ending early September, attendees were advised that there was no further opportunity for the Committee to come together to formally discuss the draft plan. Attendees discussed that once the above matter has been addressed the draft plan does not need to come back to a committee meeting and should be tabled to the August Council meeting seeking public exhibition.

Mary Jean Sutton also asked attendees to consider the wording for the statement that supports the plan and will be provided by Tara Dever, Chief Executive Officer of Mindaribba Local Aboriginal Land Council.

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**LISTED MATTERS - COMMITTEE NO. AACLM8/2024**

**SUBJECT: ANNUAL REPORT OF THE CESSNOCK CITY COUNCIL  
ABORIGINAL AND TORRES STRAIT ISLANDER ADVISORY  
COMMITTEE**

**Commentary:**

Attendees considered how the Committee meetings have been working during this term of Council and if any changes are suggested for a next term of Council.

Attendees considered attachment A and noted that:

- The Committee reported to the elected Council as required by the Charter.
- Two of the four meetings held during the reporting year did not reach a quorum.
- Disclosures of Interest were included on Agenda Papers as a standing item.
- Business Papers include relevant background information.
- Meeting Minutes contain a summary of decisions.

A community representative reported that during the last 12 months Council has become an unsafe place for Committee Members who give of their time freely to attend the meetings and discussed the importance of the General Manager being present at the meetings.

Suggestions for a different kind of meeting format included:

- Meetings be more casual.
- Consider having a Junior Aboriginal and Torres Strait Islander Advisory Reference Group and ensure their voices are heard. The need for a safe meeting place was re-emphasised if to implement this suggestion.
- Implement increased face to face engagement on projects similar to the consultation undertaken to develop the draft Aboriginal and Torres Strait Islander Community Action Plan.
- That Councillors be provided with a visit to sacred sites with Elders to give them a further understanding of cultural awareness.

Natalie Drage thanked the members for their commitment during this term of Council.

Tara Dever left the meeting during discussion on this matter, the time being 10.52 am.

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## **CORRESPONDENCE**

No correspondence was received.

*The Inqorate Meeting Closed at 10.55 am.*

## **ENCLOSURES**

[1](#) Annual Performance Review of the Aboriginal and Torres Strait Islander Committee

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Report No. CC48/2024

Corporate and Community Services



**SUBJECT:** ***DRAFT ABORIGINAL AND TORRES STRAIT ISLANDER COMMUNITY ACTION PLAN***

**RESPONSIBLE OFFICER:** ***Community & Cultural Development Manager - Natalie Drage***

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## **SUMMARY**

This report seeks Council endorsement to place the draft 2024-2028 Aboriginal and Torres Strait Islander Community Action Plan on public exhibition for a period of sixty days.

## **RECOMMENDATION**

**That Council place the draft 2024-2028 Aboriginal and Torres Strait Islander Community Action Plan on public exhibition for a period of sixty (60) days.**

## **BACKGROUND**

Council developed its first Reconciliation Action Plan called Reflect in 2015 and in 2018 Council adopted its next Reconciliation Action Plan called Innovate.

This 2024-2028 Aboriginal and Torres Strait Islander Community Action Plan, Council's third plan, provides an opportunity to build on our previous actions and also provided an opportunity to undertake wider community engagement when compared to developing our previous Plans.

## **REPORT/PROPOSAL**

The development of the draft Plan commenced late 2022 and involved considerable community consultation. It has also been the outcome of ongoing and insightful engagement with Council's Aboriginal and Torres Strait Islander Committee.

The draft Plan is now ready for public exhibition and will provide an opportunity for the community to see their thoughts and opinions in the format of strategic actions to be delivered by Council.

It is recommended that the Plan be placed on public exhibition for an extended period following advice from Council's Aboriginal and Torres Strait Islander Committee that time needs to be provided to the community to consider and discuss feedback with Council Officers.

## **OPTIONS**

N/A

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## **CONSULTATION**

Council's Aboriginal and Torres Strait Islander Committee provided advice at the meeting of 15 March 2024 that further community consultation be undertaken during both National Reconciliation Week and NAIDOC Week events. Council officers undertook community consultation at Council's National Reconciliation Week Elder's Morning Tea and during NAIDOC Week Council staff approached local organisations holding NAIDOC Family Fun Days to discuss the possibility of including a consultation activity by Council staff.

At these events the community was asked what was important to them and what they would like to see in the Plan. Broad consultation was undertaken around the five themes of the Plan:

1. Cultural awareness and understanding
2. Histories, cultures, countries, peoples and languages
3. Employment
4. Business and cultural tourism development
5. Community participation and shared decision making

At the inquorate meeting of Council's Aboriginal and Torres Strait Islander Committee held 30 July 2024 attendees supported that the Plan be placed on public exhibition at the August Council meeting, being the last meeting of the current Council term.

The development of the Plan's actions has been in consultation with Council's Management Team and has been consulted with Council's Executive Leadership Team.

## **STRATEGIC LINKS**

### **a. Delivery Program**

The report is aligned to the 2022-2026 Delivery Program, and sits under the strategic theme 'A connected, safe and creative community'.

The 2024-2025 Operational Plan includes the action 1.1.1.a 'Engage with the community in reconciliation initiatives and in implementing the Aboriginal and Torres Strait Islander Community Action Plan'.

### **b. Other Plans**

N/A

## **IMPLICATIONS**

### **a. Policy and Procedural Implications**

N/A

### **b. Financial Implications**

The delivery of actions arising from this Plan will predominantly be incorporated into Council's existing operational budget and some actions will be subject to grant funding opportunities. Where grant funding is sought, it has been noted in the Plan.

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**c. Legislative Implications**

N/A

**d. Risk Implications**

N/A

**e. Environmental Implications**

N/A

**f. Other Implications**

N/A

**CONCLUSION**

It is recommended that Council place the draft Aboriginal and Torres Strait Islander Community Action Plan on public exhibition.

**ENCLOSURES**

- [1](#) Draft Aboriginal and Torres Strait Islander Community Action Plan

**SUBJECT:** ***FINANCIAL STATEMENTS FOR THE YEAR ENDING 30 JUNE 2024 - REFERRAL FOR AUDIT AND COUNCIL CERTIFICATION***

**RESPONSIBLE OFFICER:** ***Chief Finance Officer - Matthew Plumridge***

### **SUMMARY**

The purpose of this report is for the draft financial reports for the year ended 30 June 2024 to be formally referred for external audit.

The financial reports must include a general purpose financial report, any other matter prescribed by regulations such as a special purpose financial report, and a statement in the approved form by Council as to its opinion on the financial reports.

### **RECOMMENDATION**

- 1. That Council formally refer the draft Financial Statements to Council's external auditor, the Audit Office of NSW, to provide an opinion and report to Council.**
- 2. That Council authorise the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer to sign the Statement by Councillors and Management for the General Purpose Financial Statements for the year ended 30 June 2024.**
- 3. That Council fix the date of 20 November 2024 as the date for the public meeting to present the audited Financial Statements and the Audit Reports for the year ended 30 June 2024, and that Council's external auditor be requested to be present to answer questions.**
- 4. That the General Manager be delegated authority to seek an extension of time for lodgment of the Financial Statements to the Office of Local Government should the need arise during finalisation of the audit.**

### **BACKGROUND**

Section 413(1) of the *Local Government Act 1993* (the Act) requires Council to prepare General Purpose Financial Reports for the financial year ending 30 June. These financial reports require a Council resolution to formally refer them for audit and separate statements in the approved form as to Council's opinion on the reports.

### **REPORT/PROPOSAL**

The financial statements set out the financial performance, financial position and cash flows of Council at each year ending 30 June and are supported by detailed notes.

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Section 413(1) of the Act requires Council to prepare financial reports each year and refer them for audit. The financial reports must include a general purpose financial report, any other matter prescribed by the regulations and a statement in the approved form by the Council as to its opinion on the general purpose financial reports.

The Statements by Council and Management are required to be authorised by a resolution of Council and need to be signed in accordance with that resolution by the Mayor, a Councillor, the General Manager and the Responsible Accounting Officer.

The financial statements are scheduled for audit by Council's external Auditors, the Audit Office of NSW represented by Prosperity Advisors.

The draft Financial Statements for the year ended 30 June 2024 will be presented to the Audit, Risk and Improvement Committee on 21 August 2024. The Committee is scheduled to meet again on 17 October 2024 to review the audited Financial Statements and external auditor documentation for comment prior to presentation to Council and the community.

Section 419 of the Act requires that following audit the Financial Statements are to be presented to Council and the public within five weeks of the date of the Audit Report.

The Financial Statements, including audit, are required to be completed and lodged with the Office of Local Government (OLG) by 31 October 2024. In the unlikely event that the Audit will not be completed before this date and in accordance with the Code of Accounting Practice any extension request to lodge must be submitted in writing to the OLG by 17 October 2024. Any such request must include the reasons for the extension request and the period of extension sought. It is recommended that authority be delegated to the General Manager to seek such an extension should the need arise.

**OPTIONS**

The recommendation is the preferred option, alternatively Council can choose to not refer the statements to audit. This would lead to Council not being able to meet legislated timelines to complete the financial statement process.

**CONSULTATION**

Audit, Risk and Improvement Committee  
General Manager  
Director Corporate and Community Services  
Finance Staff  
Director Works and Infrastructure  
Asset Management Staff

**STRATEGIC LINKS**

**a. Delivery Program**

This report is a crucial part of the organisation's governance framework and is in line with the community's desired outcome of: "*Civic Leadership and Effective Governance.*"

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**b. Other Plans**

N/A

**IMPLICATIONS**

**a. Policy and Procedural Implications**

NIL

**b. Financial Implications**

The financial statements are reporting the performance of council over the past financial year that includes accounting adjustments to meet the requirements of the accounting standards. The cost of the audit and finance staff is as per the existing council budget. There are no other financial implications.

**c. Legislative Implications**

Council's General Purpose Financial Reports are prepared in accordance with Section 413 of the Act and the Special Purpose Financial Reports have been prepared in accordance with the Guidelines.

Referral of the financial reports for audit, including the Statements by Councillors and Management is in accordance with legislative requirements.

**d. Risk Implications**

NIL

**e. Environmental Implications**

NIL

**f. Other Implications**

There are no environmental, community, consultative or other implications to this report.

**CONCLUSION**

Council is required to prepare financial reports each year and refer them for audit. The financial reports must include a statement in the approved form by the Council as to its opinion on the reports and the Statements by Councillors and Management are required to be authorised by a resolution of Council and signed in accordance with that resolution by the Mayor, a Councillor, the General Manager and the Responsible Accounting Officer.

**ENCLOSURES**

There are no enclosures for this report.

**SUBJECT:** *DISCLOSURES OF INTERESTS IN WRITTEN RETURNS*

**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

### **SUMMARY**

The purpose of this report is to table returns received from designated persons for the period 1 May 2024 to 31 July 2024 as per the Code of Conduct (the Code).

### **RECOMMENDATION**

**That Council notes the tabling of the disclosures of interests written returns for the period 1 May 2024 to 31 July 2024 in accordance with Council's Code of Conduct.**

### **BACKGROUND**

Part 4 of the Code governs matters concerning disclosures of interests in written returns. Clause 4.24 of the Code requires the General Manager to keep a register of returns lodged by Councillors and designated persons and to table them at a meeting of Council.

### **REPORT/PROPOSAL**

In accordance with the Code, Councillors and designated persons are required to lodge a written return within three months after becoming a Councillor or a designated person.

Clause 4.8 of the Code provides that designated persons are:

- (a) *The General Manager;*
- (b) *Senior staff for the purposes of section 332 of the Act;*
- (c) *A person (other than a member of the senior staff of the council) who is a member of staff of the council or a delegate of the council and who holds a position identified by the council as the position of a designated person because it involves the exercise of functions under this or any other Act (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the person's duty as a member of staff or delegate and the person's private interest;*
- (d) *A person (other than a member of the senior staff of the council) who is a member of a committee of the council identified by the council as a committee whose members are designated persons because the functions of the committee involve the exercise of the council's functions under this or any other Act (such as regulatory functions or contractual functions) that, in their exercise, could give rise to a conflict between the member's duty as a member of the committee and the member's private interest.*

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In addition, clause 4.21 of the Code requires a Councillor or designated person to lodge an updated return within three months of becoming aware of an interest not previously disclosed or an update to a return previously disclosed. Returns in this period have been received from:

Designated Staff	Return
Michael Alexander – Environment & Waste Services Manager	Exiting
Scott Smith – Environment & Waste Services Manager	Commencing

**OPTIONS**

N/A

**CONSULTATION**

Designated persons were provided the Self-Help Guide from the Office of Local Government to assist them in the completion of their returns.

**STRATEGIC LINKS**

**a. Delivery Program**

Completion of the written returns for the period links to the community’s desired outcome of “*Civic Leadership and Effective Governance*”, and in particular, Strategic action 5.3.7 within the Operational Plan 2024-2025 – *Continue to manage Council governance functions and statutory requirements*.

**b. Other Plans**

N/A

**IMPLICATIONS**

**a. Policy and Procedural Implications**

Clause 4.24 of the Code requires the General Manager to keep a register of returns lodged and clause 4.25 requires the General Manager to table such returns at the first meeting of Council after the last day the returns are required to be lodged.

On the day following the meeting, the register of returns may be accessed by members of the public (at Council’s Administrative Centre) during business hours. At all other times, the register of returns is available for inspection in accordance with the *Government Information (Public Access) Act 2009 (NSW)*.

**b. Financial Implications**

N/A

**c. Legislative Implications**

N/A



**d. Risk Implications**

Failure to table the register of written returns could mean not meeting legislative obligations.

**e. Environmental Implications**

N/A

**f. Other Implications**

Tabling the register of returns and allowing access to it demonstrates Council's commitment to openness and transparency, and is a crucial element of Council's civic leadership and effective governance.

***CONCLUSION***

Tabling of the register of returns satisfies requirements under the Code of Conduct.

***ENCLOSURES***

There are no enclosures for this report.

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Report No. CC51/2024  
Corporate and Community Services



**SUBJECT:** *RESOLUTIONS TRACKING REPORT*  
**RESPONSIBLE OFFICER:** *Chief Finance Officer - Matthew Plumridge*

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## **SUMMARY**

The enclosure contains pending actions from previous meetings as well as completed actions for period 9 July 2024 to 13 August 2024.

## **RECOMMENDATION**

**That Council receives the report and notes the information in the Resolutions Tracking Report.**

## **ENCLOSURES**

- [1](#) ⇨ Completed Actions
- [2](#) ⇨ Outstanding Actions

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure



**SUBJECT:** *MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD 15 JULY 2024.*

**RESPONSIBLE OFFICER:** *Principal Engineer - Traffic and Transport - Warren Jeffery*

### **RECOMMENDATION**

That the Minutes of the Cessnock Local Traffic Committee Meeting of 15 July 2024 be adopted as a resolution of the Ordinary Council.

- TC17/2024 – That Council authorises the temporary regulation of traffic on Wilderness Road Lovedale for the Hunter Valley Highland Games in accordance with the Wilderness Road Lovedale \_ Hunter Valley Highland Games Traffic Guidance Schemes.
- TC18/2024 - That Council authorises the temporary regulation of traffic on McDonalds Road and Thompsons Road, Pokolbin for the End2End Festival in accordance with Various Roads Pokolbin \_ End2End Festival Traffic Guidance Schemes.
- That Council note the General Manager or the General Managers sub-delegate authorised the following Local Traffic Committee reports in accordance with Division 2 of Part 8 of the Roads Act 1993:
  - TC19/2024
  - TC20/2024
  - TC21/2024
  - TC22/2024

### **MINUTES OF TRAFFIC COMMITTEE MEETING OF THE CESSNOCK CITY COUNCIL HELD IN COUNCIL CHAMBERS ANTE ROOM ON MONDAY, 15 JULY 2024, COMMENCING AT 9:28AM**

**OPENING:** The meeting was opened at 9:28am

**PRESENT:** Mayor, Jay Suvaal (Acting Chairperson)  
Sergeant Jon Cassidy - NSW Police  
Mr Andy Gaudiosi - TfNSW

**IN ATTENDANCE:** Mr Richard Ingall – Rover Coaches  
Mr Mark Morrison – TfNSW  
Mr Warren Jeffery – Principal Engineer, Traffic & Transport  
Ms Alison Shelton – Road Safety Officer  
Mrs Melissa Vile – Senior Business Support Officer, Traffic & Transport

### **APOLOGIES**

RESOLVED that the apologies tendered for unavoidable absence be accepted on behalf of:  
Councillor, James Hawkins (Chairperson)  
Councillor, Ian Olsen

## **CONFIRMATION OF MINUTES**

**NOTED:** That the Minutes of the Local Traffic Committee held on 17 June 2024, as circulated, be taken as read and confirmed as correct record.

## **DISCLOSURES OF INTEREST**

NIL

## **BUSINESS ARISING FROM PREVIOUS MINUTES**

Watagan Track Pokolbin \_ Regulatory Signage item is relisted with updated information as requested.

## **LISTED MATTERS**

**SUBJECT:** **WILDERNESS ROAD LOVEDALE TEMPORARY REGULATION OF TRAFFIC HUNTER VALLEY HIGHLAND GAMES**

**REPORT NO.:** **TC17/2024**

**REFERENCE.:** **46/2024/4/1**

**MATTER:** Council received an application for the temporary regulation of traffic for the Hunter Valley Highland Games and has assessed the application together with the associated Traffic Management Plan (TMP) and Traffic Guidance Scheme (TGS's).

Approval is sought under Section 116 of the *Roads Act 1993*, to regulate traffic on various roads in Pokolbin in connection with this traffic generating event.

**DISCUSSION:** The matter was described as per the report, and discussed as follows:

General discussion of the matter included confirmation from Sgt Cassidy that there will be an operative liquor license for this year's event. Traffic impacts not considered to be sufficient to necessitate reporting on Live Traffic NSW.

### **RECOMMENDATION**

**That Council authorises the temporary regulation of traffic on Wilderness Road Lovedale for the Hunter Valley Highland Games in accordance with the Wilderness Road Lovedale \_ Hunter Valley Highland Games Traffic Guidance Schemes.**

**SUPPORT:** Unanimous

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure



**SUBJECT:** *VARIOUS ROADS, POKOLBIN  
TEMPORARY REGULATION OF TRAFFIC  
END2END FESTIVAL*

**REPORT NO.:** *TC18/2024*

**REFERENCE.:** *46/2024/5/1*

**MATTER:** Council received an application for the temporary regulation of traffic for the Pokolbin End2End Festival, and has assessed the application together with the associated Traffic Management Plan (TMP) and Traffic Guidance Scheme (TGSs).

Approval is sought under Section 116 of the *Roads Act 1993*, to regulate traffic on various roads in Pokolbin in connection with this traffic generating event.

**DISCUSSION:** The matter was described with reference to the report, without further discussion.

#### **RECOMMENDATION**

**That Council authorises the temporary regulation of traffic on McDonalds Road and Thompsons Road, Pokolbin for the End2End Festival in accordance with Various Roads Pokolbin \_ End2End Festival Traffic Guidance Schemes.**

**SUPPORT:** Unanimous

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure



**SUBJECT:** WATAGAN TRACK POKOLBIN \_ REGULATORY SIGNAGE

**REPORT NO.:** TC19/2024

**REFERENCE.:** DA 8/2021/21261/1

**MATTER:** Approval is sought for the installation of regulatory controls on Watagan Track Pokolbin in association with a development application 8/2021/21261/1 for function centre, staff, tourist and visitor accommodation at 427 Pokolbin Mountains Road Pokolbin.

The development application was approved at the Ordinary Council Meeting of 21 September 2022 subject to conditions.

This item is resubmitted after being deferred, pending provision of further information, at the Local Traffic Committee meeting of 17 June 2024, item number TC16/2024.

**DISCUSSION:** The matter was described with reference to the report, and discussed as follows:

Confirmation received from the Developer that limited pavement sealing will be applied. Curve Advisory Speed Warning signs to be changed from 30 km/h to 15 km/h. Guide posts should be installed where practicable.

#### **RECOMMENDATION**

**That the General Manager or the General Manager's Sub-Delegate, authorises installation of regulatory controls on Watagan Track Pokolbin, in accordance with the Watagan Track Pokolbin \_ Signage plan Project 20-790-CC1040 Issue F.**

**SUPPORT:** Unanimous

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure

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**SUBJECT:** NEW ENGLAND HIGHWAY BRANXTON - REGULATORY SIGNAGE & LINE MARKING

**REPORT NO.:** TC20/2024

**REFERENCE.:** CPW-2018-005

**MATTER:** Approval is sought for the installation of traffic facilities, regulatory signage and line marking associated with the Branxton to Greta shared pathway and upgrade of Branxton - Greta Bus Tragedy Memorial carpark.

**DISCUSSION:** The matter was described with reference to the report, without further discussion.

#### **RECOMMENDATION**

**That the General Manager or the General Manager's Sub-Delegate, authorises installation of regulatory controls on New England Highway Branxton in accordance with New England Highway Branxton to Greta Shared Pathway plan number 210799-03-128 Rev C.**

**SUPPORT:** Unanimous

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure



**SUBJECT:** **ORANGE STREET ABERMAIN - REGULATORY SIGNAGE & LINE MARKING**

**REPORT NO.:** **TC21/2024**

**REFERENCE.:** **DOC2024/111631, CRL 2023-002**

**MATTER:** Approval is sought for the installation of traffic facilities, regulatory signage and line marking associated with the Orange Street Abermain - road construction & rehabilitation works CRL 2023-002.

**DISCUSSION:** The matter was described with reference to the report, without further discussion.

### **RECOMMENDATION**

**That the General Manager or the General Manager's Sub-Delegate, authorises installation of regulatory controls on Orange Street, Melbourne Street, Maitland Street, Armidale Street, Tamworth Street, and Lismore Street Abermain in accordance with the Orange Street Abermain Roadside Furniture and Pavement Plans DRG-CI-01401 to 01406 Rev 1.**

**SUPPORT:** Unanimous

Works and Infrastructure

Report No. WI22/2024

Works and Infrastructure



**SUBJECT:** GLEN AYR AVENUE & RADFORD STREET CLIFTLIEGH - REGULATORY SIGNAGE & LINE MARKING

**REPORT NO.:** TC22/2024

**REFERENCE.:** DOC2024/113549, CRM3385/2024

**MATTER:** Approval is sought for the installation of regulatory signage and line marking at the T-intersection of Glen Ayr Avenue and Radford Street Clifftleigh.

Numerous reports to Council regarding multiple near miss incidents and poor lane / turning (vehicle positioning) discipline at this non-standard T-intersection generated an investigation by officers of the Traffic & Transport Team. It is considered appropriate to install regulatory signage and line marking to improve road safety at this intersection due to the geometry of the road.

**DISCUSSION:** The matter was described with reference to the report, and discussed as follows:

General discussion of the matter including confirmation of the appropriate positioning of the Give Way line at the intersection. It was confirmed that there is currently no proposal to install NO STOPPING signage on each limb of the intersection. The presence of raised reflective pavement markers on the double barrier line marking was also noted.

### **RECOMMENDATION**

**That General Manager or the General Manager's Sub-Delegate, authorises installation of regulatory controls on Glen Ayr Avenue and Radford Street Clifftleigh in accordance with the Intersection Glen Ayr Avenue and Radford Street Clifftleigh line marking and signage plan.**

**SUPPORT:** Unanimous

## **CLOSURE**

*The Meeting Was Declared Closed at 10:01am*

### **ENCLOSURES**

There are no enclosures for this report