



11 December 2014

To All Councillors

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993, that the next Extraordinary Meeting of Council will be held in the Council Chambers, on Tuesday, 16 December 2014 at 6.30 pm, for the purposes of transacting the undermentioned business.

**AGENDA:**

PAGE NO.

- |     |   |   |
|-----|---|---|
| (1) | <b>OPENING PRAYER</b>                             |   |
| (2) | <b>ACKNOWLEDGEMENT OF TRADITIONAL LAND OWNERS</b> |   |
| (3) | <b>RECEIPT OF APOLOGIES</b>                       |   |
| (4) | <b>DISCLOSURES OF INTEREST</b>                    |   |
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| (5) | <b>RESCISSION MOTIONS</b>                         |   |
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### ***Council's Charter***

- To provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively.
- To exercise community leadership.
- To exercise its functions in a manner that is consistent with and actively promotes the principles of multiculturalism.
- To promote and to provide and plan for the needs of children.
- To properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development.
- To have regard to the long term and cumulative effects of its decisions.
- To bear in mind that it is the custodian and trustee of public assets and to effectively plan for, account for and manage the assets for which it is responsible.
- To engage in long-term strategic planning on behalf of the local community.
- To exercise its functions in a manner that is consistent with and promotes social justice principles of equity, access, participation and rights.
- To facilitate the involvement of Councillors, members of the public, users of facilities and services and Council staff in the development, improvement and co-ordination of Local Government.
- To raise funds for local purposes by the fair imposition of rates, charges and fees, by income earned from investments and, when appropriate, by borrowings and grants.
- To keep the local community and State Government (and through it, the wider community) informed about its activities.
- To ensure that, in the exercise of its regulatory functions, its acts consistently and without bias, particularly where an activity of the Council is affected.
- To be a responsible employer.

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

- Respect
- Innovation
- Teamwork
- Integrity
- Fairness
- Commitment

### ***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 Model Code of Conduct***

Council adopted its current Code of Conduct on 20 February 2013. This Code provides details of statutory requirements and gives guidance in respect of the way in which pecuniary and conflict of interest issues should be approached.

Generally, the policies refer to the following issues:

1. Councillors are under an obligation at law to disclose any interest they may have in any matter before the Council and to refrain from being involved in any consideration or to vote on any such matter
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 notification
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 declarations of interest shall be recorded by the General Manager
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.

**Disclosures Of Interest**

**Report No. DI24/2014**

**Corporate and Community Services**



**SUBJECT: DISCLOSURES OF INTEREST**

**RESPONSIBLE OFFICER: Manager Governance and Business Services - Kim Appleby**

**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.

Rescission Motions  
Report No. RM5/2014  
General Manager's Unit



***RESCISSION MOTIONS No. RM5/2014***

***SUBJECT: PLANNING PROPOSAL - BLACKHILL***

The undersigned lodge the following motion of rescission:

That Council rescind the adoption of PE154/2014 – Planning Proposal Black Hill and further move that:-

Council begin a consultation process with the community of Black Hill and landowners to seek a suitable landuse zoning for the land bounded by Black Hill Road in the south and John Renshaw Drive to the North.

Sgd: James Ryan

Sgd: Bryce Gibson

Sgd: Ian Olsen

Date: 11 December 2014

Received: 10/12/2014

***ENCLOSURES***

There are no enclosures for this report