

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 21 FEBRUARY 2018, COMMENCING
AT 6.30 PM**

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

IN ATTENDANCE: General Manager
Acting Director Planning and Environment (Strategic Planning Manager)
Director Corporate and Community Services
Director Works and Infrastructure
Development Services Manager
Health & Building Manager
Finance & Administration Manager
Management Accountant
Financial Accountant
Infrastructure Manager
Development Engineer
Media & Communication Officer
Corporate Governance Officer

MINUTES:

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

412

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 7 February 2018, as circulated, be taken as read and confirmed as a correct record.

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

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI2/2018

SUBJECT: DISCLOSURES OF INTEREST

RECOMMENDATION

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

GMU4/2018 - Minutes of the Committee to Consider Council Initiated Awards Meeting of Cessnock City Council held on 18 December 2017 - Councillor Burke declared a Non Pecuniary Less than Significant Interest for the reason that two nominees are members of Kurri Rotary Club which he is a member. Councillor Burke 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 it will not affect his decision making.

GMU5/2018 – Town Coordinators Review Committee – Councillor Burke declared a Pecuniary Interest for the reason that he is employed by the Cessnock Chamber of Commerce as a Town Coordinator. Councillor Burke advised that he will leave the Chamber and take no part in discussion and voting.

CC12/2018 – Byron Shire Council Seeking Support for a Trial of a Tourism Accommodation Levy (Bed Tax) - Councillor Fagg declared a Pecuniary Interest for the reason that he owns a tourism business which would be directly affected by this impost. Councillor Fagg advised that he would leave the Chamber and take no part in discussion and voting.

WI15/2018 - Kurri Kurri Nostalgia Festival - March 2018 - Councillor Doherty declared a Non Pecuniary Less Than Significant Conflict as he is a member of the Kurri Kurri Business Chamber. Councillor Doherty 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 he has no say over the organisation involved with the Festival.

GMU4/2018 – Minutes of the Committee to Consider Council Initiated Awards Meeting of Cessnock City Council held on 18 December 2017 – The Mayor declared a Non Pecuniary Less than Significant for the reason that Jordon Fallon is a member of Kurri Kurri Rotary as he is. The Mayor advised that he would remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carryout out his public duty because this does not influence his decision.

GMU4/2018 – Minutes of the Committee to Consider Council Initiated Awards Meeting of Cessnock City Council held on 18 December 2017 – The Mayor declared a Non Pecuniary Less than Significant for the reason that Paul Hughes is a member of Kurri Kurri Rotary as he is. The Mayor advised that he would remain in the Chamber and participate in discussion and voting as the conflict has not influenced him in carryout out his public duty because this does not influence his decision.

PETITIONS

NIL

ADDRESS BY INVITED SPEAKERS

nil

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU2/2018

SUBJECT: MOTIONS OF URGENCY

RECOMMENDATION

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

Councillor Olsen

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

FOR	AGAINST
Councillor Olsen	Councillor Doherty
Councillor Dunn	Councillor Fagg
	Councillor Stapleford
	Councillor Suvaal
	Councillor Fitzgibbon
	Councillor Gray
	Councillor Dagg
	Councillor Burke
	Councillor Sander
	Councillor Lyons
	Councillor Pynsent
Total (2)	Total (11)

The Mayor put the Urgency Motion and it was **LOST**.

GENERAL MANAGER'S UNIT

GENERAL MANAGER'S UNIT NO. GMU4/2018

SUBJECT: MINUTES OF THE COMMITTEE TO CONSIDER COUNCIL INITIATED AWARDS MEETING OF CESSNOCK CITY COUNCIL HELD ON 18 DECEMBER 2017

Councillor Burke declared a Non Pecuniary Less than Significant Interest for the reason that two nominees are members of Kurri Rotary Club which he is a member. Councillor Burke remained in the Chamber and participated in discussion and voting.

The Mayor declared a Non Pecuniary Less than Significant for the reason that Jordon Fallon is a member of Kurri Kurri Rotary. The Mayor remained in the Chamber and participated in discussion and voting.

The Mayor declared a Non Pecuniary Less than Significant for the reason that Paul Hughes is a member of Kurri Kurri Rotary. The Mayor remained in the Chamber and participated in discussion and voting.

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander
413

RESOLVED

That the minutes of the meeting of the Council Initiated Awards Committee held on 18 December 2017 be received and noted.

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

CARRIED UNANIMOUSLY

GENERAL MANAGER'S UNIT NO. GMU5/2018

SUBJECT: TOWN COORDINATORS REVIEW COMMITTEE OF COUNCIL

Councillor Burke declared a Pecuniary Interest for the reason that he is employed by the Cessnock Chamber of Commerce as a Town Coordinator. Councillor Burke advised that he will leave the Chamber and take no part in discussion and voting.

Councillor Burke left the meeting, the time being 6.39pm

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Fitzgibbon
414

RESOLVED

That the Committee members for the Town Coordinators Committee be Councillors Dagg, Stapleford, Doherty and Fitzgibbon with Councillor Gray as the Alternate Delegate.

FOR	AGAINST
Councillor Olsen	
Councillor Doherty	
Councillor Dunn	
Councillor Fagg	
Councillor Stapleford	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

Councillor Burke returned to the meeting, the time being 6.40pm

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE2/2018

SUBJECT: **SECTION 96(1A) APPLICATION PROPOSING TO MODIFY DEVELOPMENT CONSENT 2017/348 WHICH GRANTED APPROVAL FOR CONSTRUCTION OF A DUAL OCCUPANCY. THE APPLICATION SEEKS TO DELETE CONDITION 5 WHICH REQUIRES THE CONSTRUCTION OF KERB AND GUTTER**

27 MARGARET STREET, CESSNOCK

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Dagg
415
RESOLVED

That Council determine the Section 96(1A) Application (8/2017/348/2) proposing to modify Development Consent 8/2017/348/1 at Lot 10 Section 9 DP 5465, 27 Margaret Street, Cessnock, pursuant to Section 96(1A) of the Environmental Planning and Assessment Act 1979, by refusing to grant consent for the reasons detailed in this report.

REASONS FOR REFUSAL

1. The modification sought by the application in respect of the Section 96(1A) Application relating to Development Consent 8/2017/348/1 is inconsistent with Council's interim policy and Council's resolution from their meeting of 1 October 2014.
2. The Section 96(1A) Application proposing to remove the requirement for kerb and gutter (Condition 5), is likely to result in adverse environmental impacts in Margaret Street (pursuant to Section 79C(1)(a)(b) of the Environmental Planning and Assessment Act 1979).

FOR	AGAINST
Councillor Olsen	Councillor Doherty
Councillor Dunn	Councillor Fitzgibbon
Councillor Fagg	Councillor Sander
Councillor Stapleford	
Councillor Suvaal	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (3)

CARRIED

PLANNING AND ENVIRONMENT NO. PE3/2018

SUBJECT: REVISED PARKING ENFORCEMENT POLICY

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Burke
416

RESOLVED

1. That Council place the revised Parking Enforcement Policy on public exhibition for 28 days.
2. That in the event any submissions are able to be resolved, that Council adopt the Parking Policy as amended.
3. That Council note the information regarding parking adjacent to roll top kerb and street widths.
4. That the General Manager organise a Briefing within three months on the Draft Engineering Guidelines to provide Councillors with an opportunity to have input into these guidelines prior to being finalised and put on public exhibition.

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

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE4/2018

**SUBJECT: DEVELOPMENT APPLICATION PERFORMANCE MONITORING
REPORT - DECEMBER 2017 QUARTER**

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander
417
RESOLVED

That Council receives the report and notes the information.

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

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC8/2018

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Burke
418

RESOLVED

That Council receive the report and note the information.

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

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC9/2018

SUBJECT: QUARTERLY BUDGET REVIEW STATEMENTS - DECEMBER 2017

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Gray
419

RESOLVED

1. That Council note the December 2017 Quarterly Budget Review Statements were presented to and endorsed by the Audit Committee on 6 February 2018.
2. That Council approve the variations to the income, expenditure and capital budgets as detailed in the December 2017 Quarterly Budget Review Statements.

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

	Total (0)
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CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC10/2018

SUBJECT: DECEMBER 2017 QUARTERLY REVIEW OF 2017-21 DELIVERY PROGRAM

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Burke
420
RESOLVED

1. That Council note the progress in implementing the 2017-21 Delivery Program as at 31 December 2017.
2. That Council endorse the following changes to the 2017-18 Capital Works Program:
 - a. Add: CFP-2018-001 Branxton Pool Heating Upgrade.
 - b. Add: CRV-2018-001 Kearsley, Caledonia Street – Tourist Information Bay.
 - c. Add: CRV-2018-002 Lovedale, Talga Road – Tourist Information Bay.
 - d. Add: CRV-2018-003 Pokolbin, Hermitage Road – Tourist Information Bay.
 - e. Add: CRV-2018-004 Pokolbin, Oakey Creek Road – Tourist Information Bay.
 - f. Add: CRV-2018-005 Nulkaba, Wine Country Drive – Tourist Information Bay.
 - g. Add: CRV-2018-006 Wilderness and Wine Country Drive – Tourist Information Bay.
3. That Council note progress against the Fit for the Future Improvement Proposal is reported as part of the quarterly 2017-2021 Delivery Program review.

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

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC11/2018

SUBJECT: DRAFT MODEL CODE OF MEETING PRACTICE CONSULTATION

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Dagg
421

RESOLVED

1. That Council note the Consultation Draft Model Code of Meeting Practice.
2. That Council note the proposed submission points relating to mandatory webcasting and public access for a submission on the Consultation Draft Model Code of Meeting Practice.
3. That Council identify any additional points that require inclusion by way of submission to the Office of Local Government prior to 9 March 2018 to enable inclusion in the submission to be drafted on behalf of Council.
4. That Council include this topic being, the Draft Model Code of Meeting Practice at the next Briefing on 28 February 2018.

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

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC12/2018

**SUBJECT: BYRON SHIRE COUNCIL SEEKING SUPPORT FOR A TRIAL OF A
TOURISM ACCOMMODATION LEVY (BED TAX)**

Councillor Fagg declared a Pecuniary Interest for the reason that he owns a tourism business which would be directly affected by this impost. Councillor Fagg advised that he would leave the Chamber and take no part in discussion and voting.

Councillor Fagg left the meeting, the time being 7.07pm

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander
422

RESOLVED

That Council not support the trial of a Tourism Accommodation Levy (Bed Tax) and that a response be sent to Byron Shire Council advising the reasons for not supporting the trial as it is not considered that it would benefit the Cessnock tourism industry as outlined in this report.

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

CARRIED

Councillor Fagg returned to the meeting, the time being 7.15pm

CORPORATE AND COMMUNITY NO. CC13/2018

SUBJECT: INVESTMENT REPORT - JANUARY 2018

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Fitzgibbon
423

RESOLVED

That Council receive the report and note the information.

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

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI11/2018

SUBJECT: ACCEPTANCE OF FLOODPLAIN MANAGEMENT GRANTS

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Gray
424

RESOLVED

1. That Council accept NSW Floodplain Management Program grants offered as follows:
 - ☐ \$160,000 for Wollombi Flood Warning System Construction;
 - ☐ \$ 33,333 for Cessnock Flood Warning System Concept Design; and
 - ☐ \$ 33,333 for Abermain/Weston Flood Warning System Concept Design.
2. That Council concur with redistribution of the Floodplain Management Program budget in the current adopted Delivery Program 2017-21 to provide Council's financial contribution for each accepted grant;
3. That Council defer commencement of the Abermain and Weston Voluntary House Purchase scheme pending a Councillor Briefing and further report.
4. That the General Manager writes to Singleton Council seeking joint funding of the ongoing costs of operating and maintaining the system at Wollombi and explores all alternate funding sources.
5. That the progress of this be reported back to Council as soon as possible.
6. That a review of its effectiveness and maintenance costs come back to Council in 3 years after its implementation.

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

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI12/2018

SUBJECT: MOBILITY PARKING ADJACENT TO KURRI KURRI CENTRELINK

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Burke
425

RESOLVED

1. That Council note the outcome of investigations into provision of Mobility Parking Scheme spaces on Barton Street, Kurri Kurri, adjacent to Centrelink;
2. That the General Manager prioritise inclusion of Mobility Parking Scheme spaces on Barton Street, Kurri Kurri in a future Capital Works Program;
3. That Council write to the Australian Government Department of Human Services seeking a financial contribution to the cost of installing Mobility Parking Scheme spaces on Barton Street, Kurri Kurri for Centrelink customers.
4. That Council write to the Federal Member for Paterson, Meryl Swanson for her support and advocacy outlining the issues at the Kurri Kurri Centrelink and the cost implications when moving government premises.
5. That Council submit a motion to the next LGNSW State Conference that:-

There be greater Cooperation between Local Government, State Government and Federal Government to occur for the provision of mobility parking.

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

CARRIED

WORKS AND INFRASTRUCTURE NO. WI13/2018

SUBJECT: COUNCIL OWNED PUBLIC TOILETS

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander

1. That Council notes the report and continues to plan and provide for the future needs of the community through the adoption of related Masterplans and funding for associated works via Delivery Programs and/or Grant opportunities.
2. That the provision of public toilets in Cessnock CBD be referred to the Cultural Facilities Committee for consideration.

AMENDMENT **Moved:** Councillor Stapleford **Seconded:** Councillor Olsen

1. That Council notes the report and continues to plan and provide for the future needs of the community through the adoption of related Masterplans and funding for associated works via Delivery Programs.
2. That Council design a toilet block for Sternbeck Park and when complete source grant funding to install.

FOR

Councillor Olsen
Councillor Stapleford

Total (2)

AGAINST

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

Total (11)

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

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

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander
426
RESOLVED

1. That Council notes the report and continues to plan and provide for the future needs of the community through the adoption of related Masterplans and funding for associated works via Delivery Programs and/or Grant opportunities.
2. That the provision of public toilets in Cessnock CBD be referred to the Cultural Facilities Committee for consideration.

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

CARRIED

WORKS AND INFRASTRUCTURE NO. WI14/2018

SUBJECT: APPOINTMENT OF DELEGATES AND REPRESENTATIVES - LOWER HUNTER ZONE DISTRICT LIAISON COMMITTEE

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Dagg
427
RESOLVED

1. That Councillor Gray be nominated as the Councillor representative and Councillor Fagg as the alternate representative to the Lower Hunter Zone District Liaison Committee.
2. That Council write to the Acting Manager – Lower Hunter Zone – NSW Rural Fire Service to advise who will be Council's representative(s).

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

CARRIED

WORKS AND INFRASTRUCTURE NO. WI15/2018

SUBJECT: KURRI KURRI NOSTALGIA FESTIVAL - MARCH 2018

Councillor Doherty declared a Non Pecuniary Less Than Significant Conflict as he is a member of the Kurri Kurri Business Chamber. Councillor Doherty remained in the Chamber and participated in discussion and voting.

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Gray
428

RESOLVED

1. That Council supports the Kurri Kurri Nostalgia Festival on 23, 24 and 25 March 2018 by providing in-kind support as detailed in the report for the following services; waste management, road closure equipment, park management and amenity management.
2. That Council not waive fees for Street Vending and/or Market Stalls.

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

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI16/2018

SUBJECT: CONTAINER DEPOSIT SCHEME

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Sander
429

RESOLVED

1. That Council adopts a watching brief to monitor performance and success of the Container Deposit Scheme and continue to monitor the overall position of recycling generally.
2. That in the interim Council does not support the siting of Reverse Vending Machines on Council owned land

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

CARRIED

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN2/2018

SUBJECT: STORMWATER GUTTER SYSTEMS - PUBLIC NOTIFICATION

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Stapleford
430

RESOLVED

1. That the General Manager takes measures to alert residents of the existence of house guttering systems which could cause damage to the house due to stormwater overflow.
2. That the General Manager write to our State Member, Clayton Barr asking him to feed into the current Certification Review Council's concerns:-
 - Guttering Installation
 - Overflow provisions, particularly in high front gutters
 - Mandatory guttering inspections post installation as part of the Certification process.
3. That the General Manager undertake a publicity campaign on this issue.

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

	Total (0)
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CARRIED UNANIMOUSLY

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ4/2018

SUBJECT: SECTION 94 CONTRIBUTIONS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ5/2018

SUBJECT: ASH STREET DEVELOPMENT

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ6/2018

SUBJECT: FIRE BOMBING OF CARAVAN - BROOKS STREET, KURRI KURRI

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ7/2018

SUBJECT: UPDATE ON VARTY PARK

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ8/2018

SUBJECT: REPLACEMENT OF CREPE MYRTLES

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ9/2018

SUBJECT: FENCE - KEARSLEY TENNIS COURTS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ10/2018

SUBJECT: NEW ENGLAND HIGHWAY BRANXTON

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ11/2018

SUBJECT: PUMP TRACK / POOL

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ12/2018

SUBJECT: FRAME DRIVE WORKS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ13/2018

SUBJECT: RICHMOND VALE CONSERVATION MANAGEMENT PLAN

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ14/2018

SUBJECT: KURRI KURRI AMBULANCE HALL

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ15/2018

SUBJECT: GOVERNMENT ROAD, WESTON

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ16/2018

SUBJECT: CESSNOCK CORRECTIONAL CENTRE - MOUNT VIEW ROAD

The answer was noted.

QUESTIONS FOR NEXT MEETING

Councillor Anne Sander

NEW WASTE TRANSFER CENTRE

Councillor Sander asked for an update on the actual costs associated with the recent opening of the new Waste Transfer Centre.

Councillor Anne Sander

MITCHELL AVENUE/SAWYERS GULLY ROAD

Councillor Sander asked for an update on the status of Mitchell Avenue and Sawyers Gully Road.

Councillor Di Fitzgibbon

RATE NOTICE INSERT – TROLLEY TRACKER

Councillor Fitzgibbon asked whether notices went out with Council rates notices regarding the trolley tracker and \$1,000 per month draw.

Councillor Rod Doherty

TEMPORARY ACCOMMODATION FOR POLICE STATION

Councillor Doherty asked if Council were aware that employees of the NSW Police force have been canvassing business people in the CBD about temporary accommodation for their police station.

Councillor Ian Olsen

JUNK MAIL

Councillor Olsen asked if there was any way Council can regulate or control junk mail that is thrown onto footpaths.

Councillor Ian Olsen

ANSWER TO QUESTION PROVIDED BY MAYOR

Councillor Olsen referred to the answer provided by the Mayor and asked if he received any advice in regard to the questions and if so, who from and did the Mayor write the answers to the questions himself.

COUNCILLOR'S REPORTS

Councillor Gray

Blackhill Quarry Community Consultation Meeting

- 1 Met Thursday 15th February
- 2 Section 96 approval for Coal Extraction finalised and Coal is being extracted from the shallow old Working in the Quarry floor down to Waratah sand stone layer. Floor thickness currently is a metre in some places thus this will make the Quarry safe for current workers and in perpetuity.
- 3 Clearing of vegetation from the western end of the Quarry is now complete and no further clearing will be taking place on the lease.
- 4 Concerns raised by concerned residents regarding the inappropriate use, storage and movement of trucks in the workshop area was again discussed. Woodbury's Earth Moving assured representatives they were operating within their DA provisions and Council offices agreed, there is no evidence to the contrary.

Hydro Meeting

- 1 Demolishing of the facility is picking up pace.
- 2 Pot Line 3 is half demolished.
- 3 Dust suppression and asbestos contamination are being watched and managed systematically.
- 4 Any asbestos is being isolated and will be put in the Containment Cell.
- 5 All fluoride containing product is being kept under cover.
- 6 Stage 2 Demolition and Environmental Impact Statement has been submitted to Council for evaluation, this incorporates the big stack being demolished.
- 7 After 18 months of delays waiting for the completion of a new flood study after the 2015 super storm, it has come back with no changes.
- 8 Potential purchaser of site is progressing, negotiations positive.

Mayor

February Joint Organisation Meeting

The Mayor reported on his attendance at the February Joint Organisation meeting where the main two items on the agenda at that meeting were the state of recycling in the Hunter and an Events Strategy which was funded by Tourism Hunter, presented to the JO with the premise of moving it forward with some financial support. The Event Strategy was the final funds the \$100,000 remaining funds of Hunter Tourism and the JO decided to go to the next stage of the Events Strategy for the Hunter.

In regard to recycling, the Organisation decided that because every Local Government Area has the same issue, in fact all the recycle material from the Hunter Valley goes to the Murph at Gateshead where it is sorted and the demand for recycled products has diminished greatly. The action from the meeting was to form a Working Group who met last week and again today with the EPA. The Statement across the Hunter Valley, the ten Councils, is that recycling will continue as normal and we will be meeting with the Environment Minister and hopefully the Planning Minister to relax the rules about stockpiling of recycled materials on sites, and the easing of the \$140 levy for that stockpiling.

The Meeting Was Declared Closed at 8.11pm

CONFIRMED AND SIGNED at the meeting held on 7 March 2018

.....**CHAIRPERSON**

.....**GENERAL MANAGER**