



26 April 2019

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, 1 May 2019 at 6.30 pm, for the purposes of transacting the undermentioned business.

AGENDA:

PAGE NO.

- (1) **OPENING PRAYER**
- (2) **ACKNOWLEDGEMENT OF TRADITIONAL LAND OWNERS**
- (3) **RECEIPT OF APOLOGIES**
Apologies received from:
Councillor John Fagg
Councillor Paul Dunn
- (4) **CONFIRMATION OF MINUTES OF PREVIOUS MEETING**
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- (5) **DISCLOSURES OF INTEREST**
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- (6) **PETITIONS**
- (7) **ADDRESS BY INVITED SPEAKERS**
- (8) **CONSIDERATION AND ADOPTION OF ALL REPORTS BY ENGLOBO OR INDIVIDUALLY WITH NOMINATED EXCEPTIONS**
- (9) **MOTIONS OF URGENCY**
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(15)		REPORT OF THE CONFIDENTIAL SESSION OF THE ORDINARY COUNCIL MEETING ON 1/05/2019	



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
- Respect
- Teamwork
- Accountability
- Excellence

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 17 April 2019. 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.

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 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

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 17 APRIL 2019, COMMENCING AT
6.30 PM**

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

IN ATTENDANCE: General Manager
Director Planning and Environment
Director Corporate and Community Services
Director Works and Infrastructure
Strategic Planning Manager
Finance and Administration Manager
Infrastructure Manager
Operations Accountant
Governance Officer
Senior Strategic Land Use Planner
Media & Communication Officer
Corporate Governance Officer

APOLOGY:

MOTION

Moved: Councillor Sander

Seconded: Councillor Lyons

859

RESOLVED that the apology tendered on behalf of Councillor Burke, for unavoidable absence, be accepted and leave of absence granted.

That Councillor Dunn be granted a leave of absence for the Council meeting on 1 May 2019.

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

MINUTES:**MOTION**

Moved: Councillor Gray
Seconded: Councillor Dagg

860

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 3 April 2019, as circulated, be taken as read and confirmed as a correct record.

FOR**AGAINST**

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

Total (12)**Total (0)****CARRIED UNANIMOUSLY****MINUTES:****MOTION**

Moved: Councillor Gray
Seconded: Councillor Suvaal

861

RESOLVED that the Minutes of the Extraordinary Council held on 10 April 2019, as circulated, be taken as read and confirmed as a correct record.

FOR**AGAINST**

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

Total (12)**Total (0)****CARRIED UNANIMOUSLY**

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI7/2019

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.

WI18/2019 - Proposed Road Closure between Halls Road and De Beyers Road Pokolbin – Councillor Fitzgibbon declared a Non Pecuniary Interest - Less Than Significant Conflict for the reason that the applicant is a casual social acquaintance. Councillor Fitzgibbon advised that she would remain in the Chamber and participate in discussion and voting as the conflict has not influenced her in carrying out her public duty.

BN6/2019 Gaol Access – Councillor Suvaal declared a Non pecuniary Interest – Less Than Significant Conflict for the reason that his sister works for Justice Health at the Cessnock Correctional Centre. Councillor Suvaal 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 impact on any voting.

PETITIONS

NIL

ADDRESS BY INVITED SPEAKERS

The following people have been invited to address the meeting of Council:

Speakers	Company	For / Against	Report	Page No.	Duration
Zie Rohan	Twin Trees Country Cottages	For Recommendation	WI18/2019 - Proposed Road Closure between Halls Road and De Beyers Road Pokolbin	45	3 mins

DEFERRED BUSINESS

DEFERRED BUSINESS NO. W118/2019

SUBJECT: PROPOSED ROAD CLOSURE BETWEEN HALLS ROAD AND DE BEYERS ROAD POKOLBIN

Councillor Fitzgibbon declared a Non Pecuniary Interest - Less Than Significant Conflict for the reason that the applicant is a casual social acquaintance. Councillor Fitzgibbon remained in the Chamber and participated in discussion and voting.

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

862

RESOLVED

1. That Council resolve to not close the Council public road between Halls Road and De Beyers Road Pokolbin as indicated in the Property Location Plan.
2. That the General Manager write to those who made submissions, informing them of Council's decision.
3. That the General Manager notify Google Maps and any other relevant mapping agencies that this is not a public road and should not show on their software.
4. That Council upgrade the existing road barriers to prevent car traffic but still allow for pedestrian and bicycle traffic flow in consultation with adjoining land owners.
5. That Council work to amend traffic management plans for major events in the surrounding areas to include measures to reduce traffic flow into Halls Road.
6. That a report come back to Council in 12 months to update Council on whether the traffic management items outlined above have reduced problem traffic incidents in the area.
7. That in the report to come back in 12 months time Council identify whether this road reserve will be included in the future vineyard cycleway plan.

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

Speakers	Company	For / Against	Report	Page No.	Duration
Mr Stephen Barr	Barr Property & Planning	For Recommendation	PE43/2019 - Draft Chapter E.18 Black Hill Employment Area of the Cessnock Development Control Plan 2010 - Public Consultation Outcomes	58	3 mins

PLANNING AND ENVIRONMENT NO. PE43/2019

SUBJECT: DRAFT CHAPTER E.18 BLACK HILL EMPLOYMENT AREA OF THE CESSNOCK DEVELOPMENT CONTROL PLAN 2010 - PUBLIC CONSULTATION OUTCOMES

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

863

RESOLVED

1. That Council adopt Chapter E.18, Black Hill Employment Area, of the Cessnock Development Control Plan 2010; and
2. That Council write to all those persons who made a submission thanking them for their input and to advise of Council's decision.

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

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

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
864

RESOLVED

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

NI5/2019	Notice of Intention to Deal with matters in Confidential Session.	
	PE45/2019 - Report from Commissioner of Fire and Rescue NSW in relation to	
	Lot 2700 DP 1014080 336 Oakey Creek Road, Pokolbin.....	42
‡ CC24/2019	Investment Report - March 2019.....	80
‡ CC25/2019	Resolutions Tracking Report.....	87
CC26/2019	Tender Evaluation Report Corporate Management System - T1819-05	88
WI23/2019	Stormwater, Waterway and Floodplain Strategy 2018.....	105
‡ CO8/2019	Cessnock Correctional Centre Access Road.....	141

Council adopt the recommendations as printed for those items.

FOR

AGAINST

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

Total (0)

CARRIED UNANIMOUSLY

NOTICE OF INTENTION TO DEAL WITH MATTERS IN CONFIDENTIAL SESSION

NOTICE OF INTENTION NO. NI5/2019

**SUBJECT: NOTICE OF INTENTION TO DEAL WITH MATTERS IN
CONFIDENTIAL SESSION.**

**PE45/2019 - REPORT FROM COMMISSIONER OF FIRE AND
RESCUE NSW IN RELATION TO LOT 2700 DP 1014080 336 OAKY
CREEK ROAD, POKOLBIN.**

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
865
RESOLVED

1. That Council consider in Confidential Session the following matters in accordance with Section 10A(2)(e) & (g) of the Local Government Act 1993:

Report No. PE45/2019 - Report from Commissioner of Fire and Rescue NSW in relation to Lot 2700 DP 101408 336 Oaky Creek Road, Pokolbin – as it deals with information that would, if disclosed, prejudice the maintenance of law.
2. That Council request the Mayor in accordance with Section 253 of Local Government (General) Regulation 2005 to report on these matters to the meeting in Open Session following completion of the Confidential Session.

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

MAYORAL MINUTES

MAYORAL MINUTES NO. MM6/2019

SUBJECT: PARLIAMENTARY SECRETARY FOR THE HUNTER

MOTION **Moved:** Councillor Pynsent

866

RESOLVED

That Council write to the NSW Premier, The Hon. Gladys Berejiklian MP asking the government to reconsider their decision to scrap the position of Parliamentary Secretary for the Hunter and Central Coast.

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

MAYORAL MINUTES NO. MM7/2019

SUBJECT: AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - FEDERAL ELECTION FUNDING CAMPAIGN

MOTION **Moved:** Councillor Pynsent
867

RESOLVED

1. That Council acknowledges the importance of federal funding through the Financial Assistance Grants program for the continued delivery of council services and infrastructure.
2. That Council expresses its concern about the decline in the value of Financial Assistance Grants funding at the national level from an amount equal to around 1% of Commonwealth Taxation Revenue in 1996 to a current figure of around 0.55%.
3. That Council calls on all political parties contesting the 2019 Federal Election and their local candidates to support the Australian Local Government Association's call to restore the national value of Financial Assistance Grants funding to an amount equal to at least 1 % of Commonwealth Taxation revenue and therefore to provide a Fairer Share of Federal funding for our local communities.
4. That Council write to all candidates in the Federal seats of Paterson and Hunter outlining Council's position on Financial Assistance Grants.

FOR

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

AGAINST

Councillor Fagg

Total (1)

CARRIED

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU6/2019

SUBJECT: MOTIONS OF URGENCY

NIL

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE42/2019

**SUBJECT: UPDATE ON THE IMPLEMENTATION OF THE EAST CESSNOCK
FLYING-FOX CAMP MANAGEMENT PLAN**

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Sander
868

RESOLVED

1. That Council note the actions being undertaken to implement the East Cessnock Flying-Fox Camp Management Plan.
2. That Council invite an Officer from Environment and Heritage to a briefing on what the State Government plans are in regard to Flying Foxes.

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

PLANNING AND ENVIRONMENT NO. PE44/2019

SUBJECT: CESSNOCK VINEYARD DISTRICT PLANNING PROJECT UPDATE

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Dagg
869

RESOLVED

1. That Council note the update regarding the Cessnock Vineyard District Planning Project.
2. That Council endorse the Cessnock Vineyard District Planning Project Consultation Plan.
3. That Council endorse the following for membership of the Cessnock Vineyard District Community Working Group:-

James Shelton, NSW Department of Planning and Environment
Helen Squired – NSW Department of Primary Industries
Singleton Council
Stewart Ewen – Hunter Valley Wine and Tourism Association
John Drayton – Parish of Pokolbin
Alex Stuart – Lovedale chamber of Commerce
Anita Hugo – Property Council of Australia
Dennis Eldridge – Around Hermitage
Michael Hope
Ian Tinkler
Gregory Matthews
Sasha Dagen – Hunter Valley Stays
Kyle McKendry
Joe Spagnolo
Stephen Leathley – Insite Planning
Robert Scott – Scott Property

4. That all Councillors receive an invitation to participate in the Community Working Group.

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

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC22/2019

SUBJECT: MINOR CHANGE TO COUNCIL'S CODE OF CONDUCT

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Sander
870
RESOLVED

1. That Council adopt the minor changes to Clause 6.6 of the adopted Code of Conduct, being:

6.6 Where you:

- a) receive a gift or benefit of any value other than one referred to in clause 6.2, you must disclose this promptly to your manager or the general manager in writing.
- b) refuse a gift or benefit of more than token value other than one referred to in clause 6.2, you must disclose this promptly to your manager or the general manager in writing.
- c) refuse a gift or benefit of token value other than one referred to in clause 6.2, you are encouraged to disclose this promptly to your manager or the general manager in writing.

The recipient, manager, or general manager must ensure that, at a minimum, the following details are recorded in Council's gift register

- a) Whether the gift was accepted or refused
- b) the nature of the gift or benefit
- c) the estimated monetary value of the gift or benefit
- d) the name of the person who provided the gift or benefit, and
- e) the date on which the gift or benefit was received

2. That the adopted Code of Conduct to become effective from 1 May 2019.

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

CORPORATE AND COMMUNITY NO. CC23/2019

SUBJECT: RATES SUBSIDY TO COMMUNITY ORGANISATIONS POLICY

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Sander
871

RESOLVED

That Council places the draft Rates Subsidy to Community Organisations Policy on public exhibition for a period of 28 days and if there are no significant public submissions received that the policy be automatically adopted at the end of the exhibition period.

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

CORPORATE AND COMMUNITY NO. CC24/2019

SUBJECT: INVESTMENT REPORT - MARCH 2019

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
872

RESOLVED

That Council receive the report and note the information.

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 Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC25/2019

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
873

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 Sander	
Councillor Lyons	
Councillor Pynsent	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC26/2019

**SUBJECT: TENDER EVALUATION REPORT
CORPORATE MANAGEMENT SYSTEM - T1819-05**

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
874
RESOLVED

1. That Council endorse the acceptance of the tender from LG Software Solutions Pty Ltd ("Pulse Software") for Tender No. T1819/05 for the provision of a Corporate Management System for the amount of \$381,370 (GST exclusive) to be incurred over five years.
2. That Council endorse a phased approach to implementation of the Corporate Management System commencing with Corporate Planning and Reporting and Human Resources Modules followed by Project Management.

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

7.16PM

MOTION

Moved: Councillor Gray

Seconded: Councillor Lyons

875

RESOLVED

That Council move into confidential session to discuss matters relating to Report Number WI22/2019.

FOR

AGAINST

Councillor Doherty

Councillor Olsen

Councillor Dunn

Councillor Fagg

Councillor Stapleford

Councillor Suvaal

Councillor Fitzgibbon

Councillor Gray

Councillor Dagg

Councillor Sander

Councillor Lyons

Councillor Pynsent

Total (11)

Total (1)

CARRIED

Councillor Dagg left the meeting, the time being 07:21 PM

MOTION

Moved: Councillor Gray

Seconded: Councillor Lyons

876

RESOLVED

That the meeting move back into Open Session.

FOR

AGAINST

Councillor Olsen

Councillor Doherty

Councillor Dunn

Councillor Fagg

Councillor Stapleford

Councillor Suvaal

Councillor Fitzgibbon

Councillor Gray

Councillor Sander

Councillor Lyons

Councillor Pynsent

Total (11)

Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI22/2019

SUBJECT: **UPGRADE CARPARK P8, 232A WOLLOMBI ROAD, REAR OF
CESSNOCK HOTEL**

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Sander
877

RESOLVED

That the report be deferred until the adjoining property issues are resolved through the Strategic Property Committee.

Councillor Dagg returned to the meeting, the time being 7.23pm

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

CARRIED

WORKS AND INFRASTRUCTURE NO. WI23/2019

SUBJECT: STORMWATER, WATERWAY AND FLOODPLAIN STRATEGY 2018

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
878

RESOLVED

1. That Council note that no submissions were received during the public exhibition.
2. That Council adopt the Stormwater, Waterway and Floodplain Strategy 2018.
3. That Council makes provision for the implementation of the Stormwater, Waterway and Floodplain Strategy with consideration of priority and available resources, including grant funding and development contributions.

FOR

AGAINST

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

Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI24/2019

SUBJECT: STREET TREE STRATEGY

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Gray
879

RESOLVED

That Council note the information contained within the report.

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

WORKS AND INFRASTRUCTURE NO. WI25/2019

SUBJECT: KURRI KURRI NETBALL COURTS RESURFACING

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Doherty
880
RESOLVED

1. That Council notes the information contained within the report.
2. That Council allocates \$19,000 from a future quarterly budget review to cover the cleaning works that were undertaken.
3. That Council completes the asphaltting of Courts 1 – 4 in the 2019/2020 financial year using funds from the Recreation Facilities Renewal Program within the 2019 - 2020 Operational Plan.

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

WORKS AND INFRASTRUCTURE NO. WI26/2019

SUBJECT: TENDER EVALUATION REPORT T1819-10 CBD/CIVIC PRECINCT, CESSNOCK

MOTION **Moved:** Councillor Gray **Seconded:** Councillor Sander
881
RESOLVED

That Council accept the tender from CA&I Pty Ltd in the lump sum amount of \$1,642,810.93 (including GST) for T1819-10 CBD/Civic Precinct, Cessnock.

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

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN6/2019

SUBJECT: GAOL ACCESS

Councillor Suvaal declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that his sister works for Justice Health at the Cessnock Correctional Centre. Councillor Suvaal remained in the Chamber and participated in discussion and voting.

MOTION **Moved:** Councillor Olsen **Seconded:** Councillor Fitzgibbon

That Council contact the Hon. Anthony Roberts, Minister for Counter Terrorism and Corrections; the Hon. David Elliot, Minister for Police and Emergency Services; Guy Zangari, Shadow Minister for Police, Corrections and Emergency Services and the State Member for Cessnock, Clayton Barr and ask them to supply a design of the preferred access road and a commitment to complete within 3 months otherwise Council will be left with no option but to enter into the process of closing the Lindsay and Kerlew Street accesses due to the excess traffic and damage to local roads.

AMENDMENT **Moved:** Councillor Suvaal **Seconded:** Councillor Gray

1. **That Council reaffirms its position that Lindsay Street is not an option for the ongoing entrance/exit to the Cessnock Correctional Centre.**
2. **That the General Manager and Mayor request a meeting with the State Member for Cessnock and the new Minister for Corrective Services as soon as possible to discuss the State Governments plan for the new access to the Cessnock Correctional Centre and how and when the State Government intends to resolve this issue by implementing the wishes of the Cessnock community.**
3. **That a further report come back to Council outlining the outcomes of the meeting.**

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	Councillor Stapleford
Councillor Fagg	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (2)

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

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

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Gray
882
RESOLVED

1. That Council reaffirms its position that Lindsay Street is not an option for the ongoing entrance/exit to the Cessnock Correctional Centre.
2. That the General Manager and Mayor request a meeting with the State Member for Cessnock and the new Minister for Corrective Services as soon as possible to discuss the State Governments plan for the new access to the Cessnock Correctional Centre and how and when the State Government intends to resolve this issue by implementing the wishes of the Cessnock community.
3. That a further report come back to Council outlining the outcomes of the meeting.

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	Councillor Stapleford
Councillor Fagg	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (10)	Total (2)

CARRIED

BUSINESS WITH NOTICE NO. BN7/2019

SUBJECT: TOMALPIN STREET

MOTION **Moved:** Councillor Olsen **Seconded:** Councillor Suvaal
883

RESOLVED

1. That the General Manager work with the School Community to investigate and develop cost effective options for a safe drop off/pick up area adjacent to Kearsley Public, including options for the Tomalpin Street entrance.
2. That the General Manager work with the School Principal in relation to potential changes to internal pedestrian amenity, which may assist in providing a cost effective option for a safe drop off/pick up area.
3. That Council be presented with a briefing within 6 months, detailing the findings of the investigation and design/costings and that following the briefing a report be brought back to Council for further consideration of the matter

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

BUSINESS WITH NOTICE NO. BN8/2019

SUBJECT: HART ROAD/GINGERS LANE ROUNDABOUT

MOTION Moved: Councillor Olsen

That Council put on display the design of the new round-a-bout for the intersection of Hart Road/Gingers Lane and ask for feedback from the public with any concerns that residents may have with the concept design so Council can raise these issues with RMS before it is put to tender and built.

The Motion lapsed for want of a Secunder.

BUSINESS WITH NOTICE NO. BN9/2019

SUBJECT: BIG W

MOTION

Moved: Councillor Lyons

Seconded: Councillor Fitzgibbon

884

MOTION

That Council write to the management of Big W and Target expressing community concerns over the rumoured closure of their Cessnock stores and the impact such a closure would have on the community including:

- the loss of a valuable source of employment for the LGA
- the multiplier effects of a loss of a major business in the LGA resulting in further economic and retail leakage to other areas
- that any such decision would seem to be at odds with the opportunities for growth with increases in population from development activity in the LGA
- that any such decision would seem to be at odds with other nearby developments pointing to confidence in the local economy.

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

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ33/2019

SUBJECT: \$8M COMMITMENT FOR ROADWORKS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ34/2019

SUBJECT: CESSNOCK ROAD, WESTON - CRM 25/2019

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ35/2019

SUBJECT: ELECTRICAL CHARGE POINTS

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ36/2019

SUBJECT: TRAFFIC COUNT - LEGGETTS DRIVE

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ37/2019

***SUBJECT: TRAFFIC MANAGEMENT - WINE COUNTRY DRIVE - ENTRANCE TO
NEW SERVICE STATION***

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ38/2019

***SUBJECT: EXPECTED COMPLETION DATE - WINE COUNTRY DRIVE -
ENTRANCE TO NEW SERVICE STATION***

The answer was noted.

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ39/2019

SUBJECT: RESOURCES FOR REGIONS FUNDING

The answer was noted.

QUESTIONS FOR NEXT MEETING

Councillor Melanie Dagg

BRANXTON MAIN STREET REVITALISATION

Councillor Dagg asked when the work is expected to commence on the Branxton Main Street Revitalisation?

Councillor Melanie Dagg

CESSNOCK REGIONAL ART GALLERY

Councillor Dagg asked what support Council provides to the facility including financial, in-kind and subsidised?

Councillor Suvaal left the meeting, the time being 08:07 PM

Councillor Di Fitzgibbon

OPEN ENDED BUS ZONE – BIG W

Councillor Fitzgibbon asked why there is an open ended bus zone in the front of Big W in Darwin Street.

Councillor Mark Lyons

ELECTRICAL CHARGE POINTS

Councillor Lyons referred to the Answer to Question regarding the Electrical Charge Points and asked for a report back or a briefing on the results of the meeting with Lake Macquarie and NRMA.

Councillor Ian Olsen

GALLAGHER STREET – GARBAGE TRUCK WHY IS GALLAGHER A PRIORITY

Councillor Olsen asked why Gallagher Street was a priority to put in a turning circle half way along the street when Council has 15 streets that have the same issue and he is not aware of any complaints from the residents of Gallagher Street.

Councillor Ian Olsen

ELECTRIC CARS

Councillor Olsen referred to a statement that was made by the Federal Labor Member stating that 50% of cars will be running on electricity by 2030 and he asked when the Mayor will be trading in his 4WD to get an electrical car.

Councillor Darrin Gray

KURRI KURRI COMMUNITY CENTRE

Councillor Gray asked when construction will begin on the Kurri Kurri Community Centre.

CORRESPONDENCE

CORRESPONDENCE NO. CO8/2019

SUBJECT: CESSNOCK CORRECTIONAL CENTRE ACCESS ROAD

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Sander
885

RESOLVED

That the correspondence be noted.

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 Sander	
Councillor Lyons	
Councillor Pynsent	

Total (12)

Total (0)

CARRIED UNANIMOUSLY

COUNCILLOR'S REPORTS

Councillor Dagg

Development Consultation Forum

Councillor Dagg reported on her attendance at the Development Consultation Forum and advised that this year was Council's 12th bi-annual forum which was well attended.

Councillor Dagg acknowledged the importance of Council continually working to improve their relationship with stakeholders and customers and would like to thank Council and staff for organising the event.

Councillor Lyons

Austar Site visit – down to underground workings.

Councillor Lyons advised that himself and Councillors Fitzgibbon and Burke attended an Austar site visit last Wednesday where they went down to the underground workings which was fascinating as they saw how the workings proceed.

8.11PM

Confidential reports (closed session)

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Lyons
886
RESOLVED

That the meeting move into closed session in order to consider confidential items.

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

8.12 PM

Open Session

The meeting moved back into open session and the General Manager reported on the outcome.

PLANNING AND ENVIRONMENT NO. PE45/2019

SUBJECT: REPORT FROM COMMISSIONER OF FIRE AND RESCUE NSW IN RELATION TO LOT 2700 DP 1014080 336 OAKEY CREEK ROAD, POKOLBIN

This matter is considered to be confidential under Section 10A(2) (e) of the Local Government Act, as it deals with information that would, if disclosed, prejudice the maintenance of law.

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Sander
887

RESOLVED

1. That Council note the correspondence dated 22 March 2019 on behalf of the Commissioner of Fire and Rescue NSW.
2. That Council in accordance with Schedule 5, Part 8, Section 17 of the *Environmental Planning and Assessment Act 1979*,
 - A. Acknowledge receipt of a fire inspection report and recommendations on behalf of the Commissioner of Fire and Rescue NSW in relation to Lot 2700 DP 1014080 336 Oakey Creek Road Pokolbin, and
 - B. Determine to follow up the matters raised in accordance with Council's Compliance and Enforcement Policy by seeking voluntary compliance in the first instance, and if compliance is not achieved with the recommendations of Fire and Rescue NSW by 30 May 2019, then to consider issuing a fire safety order requiring statutory compliance; and
 - C. Give notice of Council's determination to the Commissioner of Fire and Rescue NSW.

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

The Meeting Was Declared Closed at 8.14pm

CONFIRMED AND SIGNED at the meeting held on 1 May 2019

.....**CHAIRPERSON**

.....**GENERAL MANAGER**

Disclosures Of Interest

Report No. DI8/2019

Corporate and Community Services



SUBJECT: *DISCLOSURES OF INTEREST*

RESPONSIBLE OFFICER: *Finance and Administration Manager - Andrew Glauser*

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.

Motions of Urgency

Report No. MOU7/2019

Corporate and Community Services



SUBJECT: *MOTIONS OF URGENCY*

RESPONSIBLE OFFICER: *Finance and Administration Manager - Andrew Glauser*

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.

Motions of Urgency

Report No. MOU7/2019

Corporate and Community Services



SUBJECT: *2019 LOCAL GOVERNMENT PROFESSIONALS AUSTRALIA
NATIONAL CONGRESS - NOMINATIONS TO ATTEND*

AUTHOR: *Director Corporate and Community Services - Robert Maginnity*

SUMMARY

The purpose of this report is for Council to determine delegates, if any, for the upcoming 2019 Local Government Professionals Australia (LGPA) National Congress to be held 31 July 2019 to 2 August 2019 at the Darwin Convention and Exhibition Centre.

RECOMMENDATION

That Council determine delegates to the 2019 Local Government Professionals Australia National Congress to be held in Darwin from 31 July to 2 August 2019.

BACKGROUND

In accordance with Council's Councillors Expenses and Facilities Policy, Councillors wishing to attend this conference were required to submit a Request to Attend Conference to the General Manager by close of business Friday, 12 April 2019.

REPORT

The LGPA National Congress will be held in Darwin from 31 July 2019 to 2 August 2019, under the conference theme "The Future Local Government Leader".

In accordance with *Councillors Expenses and Facilities Policy* a Council resolution is required to approve interstate conferences and related travel expenditure. Councillors were requested to submit applications to attend by 12 April 2019 to allow Council to consider delegates for the LGPA National Congress. At the closing date, applications for attendance were received from Councillors Sander and Fitzgibbon.

Council needs to determine delegates, if any, for the conference.

OPTIONS

The decision on delegates, if any, is at the discretion of Council. Council may accept or refuse either one or both of the applications to attend.

CONSULTATION

General Manager

Motions of Urgency

Report No. MOU7/2019

Corporate and Community Services



STRATEGIC LINKS

a. Delivery Program

This report is aligned with Objective 5.1 Fostering and Supporting Community Leadership and professional development for Councillors is intrinsically linked to Civic Leadership and Effective Governance.

b. Other Plans

N/A

STATUTORY IMPLICATIONS

a. Policy and Procedural Implications

Application for attendance at the 2019 LGPA National Congress is in accordance with *Councillors Expenses and Facilities Policy*.

b. Financial Implications

It is estimated the conference costs will be approximately \$4,000 per delegate which includes registration, accommodation and travel. Approximately \$16,300 has been expended from the 2018-19 Councillor conference allocation of \$25,000.

Council approved attendance of 2 Councillors to the 2019 National General Assembly of Local Government to be held in Canberra 16-19 June 2019, at an anticipated cost of \$2,000 per delegate, with these costs not yet invoiced. Factoring this commitment, the balance remaining in the conference allocation for 2018-19 is approximately \$4,700, however as this conference is in July/August some of the costs would be recorded next financial year.

c. Legislative Implications

Nil

d. Risk Implications

Nil

e. Other Implications

Nil

CONCLUSION

This report provides information regarding the upcoming 2019 LGPA National Congress and Councillor requests to attend for Councils consideration.

Motions of Urgency

Report No. MOU7/2019

Corporate and Community Services



ENCLOSURES

- [1](#)⇒ Councillor Sander Request to Attend Conference
- [2](#)⇒ Councillor Fitzgibbon Request to Attend Conference

Corporate and Community

Report No. CC28/2019

Corporate and Community Services



SUBJECT: *SUBMISSION TO SPECIAL COMMISSION OF INQUIRY INTO THE DRUG 'ICE'*

RESPONSIBLE OFFICER: *Community & Cultural Engagement Manager – Natalie Drage*

SUMMARY

At the meeting on 6 February 2019 Council considered report CC5/2019 - Methamphetamine Use in Cessnock Local Government Area and Treatment Options, and resolved (inter alia) 'That Council lodge a submission to the Special Commission of Inquiry into the Drug 'Ice' when called for by Commissioner Professor Dan Howard SC'. Submissions have now been called and close 7 May 2019. This report provides a cover letter introducing the submission (**Enclosure 1**) and draft submission to the Inquiry for Councils consideration (**Enclosure 2**).

RECOMMENDATION

That Council lodge the enclosed cover letter and submission to the Special Commission of Inquiry into the Drug 'Ice'.

BACKGROUND

At the Council meeting held 7 November 2018 Council considered a Notice of Motion BN32/2018 *Drug Addiction Rehabilitation Facility* and resolved to expressed its concern on the prevalence of 'ice' use within the community and made a commitment to investigate the scale of the issue along with treatment and support services available within the Cessnock Local Government Area (LGA) for the purpose of lobbying for increased resources.

In response, Report CC5/2019 *Methamphetamine Use in Cessnock LGA and Treatment Options* was developed and reported to Council on 6 February 2019. The report presented information from Hunter New England Local Health District, studies by peak research bodies in the alcohol and other drug sector and anecdotal evidence collected from initial consultation with community members and local service providers to illustrate the scale of methamphetamine use and accessible treatment and support services for the Cessnock LGA, and Council resolved:

- 1. That Council note the correspondence received from Hunter New England Local Health District informing the scale of the issue, admission rates, operational responses and treatment options.**
- 2. That Council note the response sent to Special Commission of Inquiry into the Drug 'Ice' for its Terms of Reference and Proposal for Conduct of the Inquiry including advocating that a hearing be held in Cessnock.**
- 3. That Council lodge a submission to the Special Commission of Inquiry into the Drug 'Ice' when called for by Commissioner Professor Dan Howard SC.**

Corporate and Community

Report No. CC28/2019

Corporate and Community Services



4. That Council when preparing the Draft 2019-2020 Fees and Charges review the Cessnock Youth Centre Outreach Service (CYCOS) hire fees to identify opportunities to assist in the expansion of support and treatment services for young people.
5. That Council continue to lobby for increased provision and improved access to treatment and support services for methamphetamine users and their families across the Cessnock local government area where opportunities arise.
6. That Council forward a comprehensive copy of all correspondence, submissions and motions including this report, to the State Member for Cessnock Clayton Barr, MP and Taylor Martin MLC.

REPORT/PROPOSAL

On 26 March 2019, the Special Commission published four Issues Papers and invited submissions from interested people and organisations with submissions closing 7 May 2019.

The Special Commission's Issues Paper 3 - Health and Community identifies that certain sections of the community are affected more by amphetamine-type stimulants (ATS) use than others and particular populations can be harmed by ATS use in unique ways. People living in regional communities are one of the population groups identified as being affected more by ATS use.

The draft submission responds to the following questions raised in Issues Paper 3: Health and Community as the majority of issues identified through research and raised by community members and local service providers fell within these themes:

- 3.1.8 Are high-risk population groups disadvantaged by current service delivery models and location of services?
- 3.1.10 Are outreach models sufficient in servicing rural/regional locations, particularly in areas of high prevalence of use? If not, why not?
- 3.1.12 Are existing services meeting the needs of populations with specific needs, such as those set out above?

The draft submission indicates treatment and support services within Cessnock LGA are limited, and the assessment and counselling services that are available have significant waiting lists. There are additional barriers for individuals with severe dependence issues or complex needs seeking access to withdrawal management and residential rehabilitation programs and include service availability and timeliness, distance and cost.

The draft submission to the Special Commission of Inquiry into the Drug 'Ice' is presented to Council for endorsement.

OPTIONS

1. That Council lodge the enclosed cover letter and submission to the Special Commission of Inquiry into the Drug 'Ice'.

Corporate and Community

Report No. CC28/2019

Corporate and Community Services



This option is recommended to Council, is in accordance with past Council resolutions and is reflected in the recommendation to this report.

2. Council could resolve to amend the enclosed cover letter and/or submission to the Special Commission of Inquiry into the Drug 'Ice' and submit by 7 May 2019.

This option would need to consider the final submission date of 7 May 2019.

3. Council could resolve to not make a submission to the Special Commission of Inquiry into the Drug 'Ice'.

This option is not recommended as it would be contrary to Council's report findings and resolution from the Council Meeting held 6 February 2019.

CONSULTATION

Over 30 individuals, families and local service providers have been consulted about the impact of methamphetamine use and their experiences of accessing or navigating treatment and support services. This consultation data along with the findings from the previous report to Council CC5/2019 Methamphetamine Use in Cessnock Local Government Area and Treatment Options and analysis of available research data informed Council's submission.

Local service providers consulted included:

NSW Health – Hunter New England Local Health District

- Hunter New England Health District Drug and Alcohol Clinical Services
- Youth Drug and Alcohol Clinical Services

Oasis Youth Network Hunter

Cessnock Youth Centre and Outreach Service

Justice Health and Forensic Mental Health Network

Cessnock Youth Interagency

Cessnock Healthy Lifestyle Network

Samaritans Cessnock

Carrie's Place

Cessnock Family Support Service

Headspace Maitland

The Salvation Army Employment Plus

Hunter Primary Care

McAuley Outreach Service

STRATEGIC LINKS

a. Delivery Program

The 2017-2021 Delivery Program includes '1.2 Strengthening community culture', Action '1.2.2 Collaborate with the community to develop and deliver services' and Action '4.3.1 Advocate for health services on behalf of the community'.

Corporate and Community

Report No. CC28/2019

Corporate and Community Services



The 2018-2019 Operational Plan has the Objective '1.2.2a Be an active member of collaborative network groups that strive for inclusive, safer and healthier communities. This includes domestic violence, crime prevention and healthy lifestyles'. There is also Objective '1.1.2b Council's Youth Service, CYCOS, to continue working in partnership with external organisations to implement youth based community programs that address alcohol consumption and misuse and illicit drug use'.

b. Other Plans

Council's adopted Health and Well-being Plan (2017-21) includes Objective '1.4 Illicit Drug Use Prevention' and Action '1.4a Council collaborates with stakeholder organisations to prevent illicit drug use'.

IMPLICATIONS

a. Policy and Procedural Implications

NIL

b. Financial Implications

NIL

c. Legislative Implications

NIL

d. Risk Implications

NIL

e. Environmental Implications

NIL

f. Other Implications

NIL

CONCLUSION

Council's participation in the Inquiry provides an opportunity to lobby for increased service provision and improved access to treatment and support services for methamphetamine users and their families across Cessnock LGA.

ENCLOSURES

- [1⇒](#) Cover Letter CCC Submission - Special Commission of Inquiry into the Drug 'Ice'
- [2⇒](#) DRAFT CCC Submission - Special Commission of Inquiry into the Drug 'Ice'

Corporate and Community

Report No. CC29/2019

Corporate and Community Services



SUBJECT: ***PROPOSAL TO CHANGE THE LOCALITY NAME OF YENGO NATIONAL PARK TO YENGO***

RESPONSIBLE OFFICER: ***Finance and Administration Manager - Andrew Glauser***

SUMMARY

The Geographical Names Board has requested Council's advice regarding their proposal to change the locality name of Yengo National Park to Yengo within the Cessnock Local Government Area. A map of the proposal is enclosed **Enclosure 1**.

RECOMMENDATION

That Council advise the Geographical Names Board that their proposal to change the name of the existing locality of Yengo National Park to Yengo is supported by Council.

BACKGROUND

The locality names in the Cessnock Local Government Area were determined by the Geographical Names Board on 23 October 2015 including the new locality name of Yengo National Park.

REPORT/PROPOSAL

On 6 November 2018, the Geographical Names Board notified Council of a proposal to change the locality name of Yengo National Park to Yengo. The proposal is to provide clarity between the locality name and the name of the national park and is specifically requested by the NSW National Parks & Wildlife Service. The proposal will affect two private property owners; these owners were notified of the proposal by Council. No submissions were received. The locality name change is a matter administered by the Geographical Names Board and they require Council's advice prior to proceeding with the matter.

OPTIONS

Council may choose to recommend that the locality name remain Yengo National Park. However, the proposal to change the locality name to Yengo has merit for both the private property owners and the NSW National Parks & Wildlife Service. The national park covers a wider area than that identified in this locality and spans across other localities in the area. The private property owners will be able to have their properties identified in a specific area rather than the wider national park area. Therefore the option to support the proposal to change the name from Yengo National Park to Yengo is considered to be the best option.

CONSULTATION

Affected property owners were notified of the proposal.

Corporate and Community

Report No. CC29/2019

Corporate and Community Services



STRATEGIC LINKS

a. Delivery Program

This Report is linked to the Delivery Program specifically objective 5.3 “*Making Council more responsive to the community*” and 5.3.8 to carry out the governance functions of council.

b. Other Plans

N/A

IMPLICATIONS

a. Policy and Procedural Implications

N/A

b. Financial Implications

N/A

c. Legislative Implications

N/A

d. Risk Implications

N/A

e. Environmental Implications

N/A

f. Other Implications

N/A

CONCLUSION

The proposal by the Geographical Names Board to change the locality name of Yengo National Park to Yengo has been requested by the NSW National Parks & Wildlife to provide clarity between the wider expanse of the “Yengo National Park” and the locality name. Two private property owners are affected and both have been notified by Council. No submissions have been received and therefore it is recommended to support the proposal.

ENCLOSURES

[1](#) Map of Locality of Yengo National Park

Corporate and Community

Report No. CC30/2019

Corporate and Community Services



SUBJECT: *ACQUISITION OF LAND FOR ROAD WIDENING - SANDY CREEK ROAD, MT VINCENT*

RESPONSIBLE OFFICER: *Finance and Administration Manager - Andrew Glauser*

SUMMARY

This report seeks Council approval to acquire part Lot 120 and Part Lot 122 DP 755244 for road widening of Sandy Creek Road, Mount Vincent to facilitate the replacement and realignment of Fosters Bridge. A plan identifying the land to be acquired is enclosed **Enclosure 1**

RECOMMENDATION

1. That Council acquire the land part Lot 120 and part Lot 122 of DP 755244 being land currently comprised in Conveyance Book 3144 No 987 and Conveyance Book 3333 No 5 for road purposes and dedicate the land to the public as public road;
2. That Council authorise the General Manager to negotiate compensation with the property owners by private agreement for acquisition of the Land subject to an independent valuation report and in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991*;
3. That in the event that negotiations with the property owners cannot be satisfactorily finalised, that Council make application to the Office of Local Government for approval of the Minister and the Governor to proceed with compulsory acquisition of the Land being part Lot 120 and Part Lot 122 DP 755244;
4. That Council authorise the Common Seal of Cessnock City Council to be affixed to the plan of subdivision dedicating the land to be acquired as public road and Deed of Agreement for the acquisition of the Land between Cessnock City Council and the Estate of Amy Augusta Lewis and Thomas William Lewis and if necessary to the application to the Minister and the Governor for the compulsory acquisition of the Land part Lot 120 and part Lot 122 DP 755244;
5. That Council authorise the General Manager and Mayor/Councillor to execute the Plan of subdivision dedicating the land to be acquired as public road and Deed of Agreement for the acquisition of the Land between Cessnock City Council and the Estate of Amy Augusta Lewis and Thomas William Lewis and if necessary to the application to the Minister and the Governor for the compulsory acquisition of the Land part Lot 120 and part Lot 122 DP 755244.

BACKGROUND

A report to Council on 2 May 2018 (**Enclosure 2**) identified land to be acquired being Lot 3 on the plan of proposed acquisition in DP 1241524. The land to be acquired was land left over in prior subdivisions and the ownership of the land was not known. Council requested a search

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of the land registry of NSW to identify the owners to progress the acquisition. The Land Registry Services of NSW (LRS) advised Council the land owner's name and the report proposed the acquisition of Lot 3. In progressing the acquisition an old system search of the registry was carried out and it was determined that the prior advice of land ownership was not correct and the correct owners were identified.

REPORT/PROPOSAL

The land to be acquired is necessary for the road realignment works associated with the replacement of Fosters Bridge on Sandy Creek Road as previously advised in the Council report of 2 May 2018.

To enable Council to finalise the acquisition of the Land required for road and to meet the project requirements, it is proposed to identify the parcel of land to be acquired in a plan of subdivision and the land will be dedicated as public road on registration of that plan.

OPTIONS

The land is necessary for the project works including the realignment of Sandy Creek Road for the replacement of Fosters Bridge.

CONSULTATION

Land Registry Services NSW
Principal Engineer - Works and Infrastructure
Infrastructure Manager
Property Owner

STRATEGIC LINKS

a. Delivery Program

This report is linked to Objective 4.2.2 – *Deliver prioritised on-ground capital works and maintenance programs* and Objective 5.3.8 *“Carry out governance functions, provide advice and conduct education programs to comply with legislation and best practice”*

b. Other Plans

N/A

IMPLICATIONS

a. Policy and Procedural Implications

The procedure for the use of the Council Seal has been followed in the preparation of this report.

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b. Financial Implications

The road widening of Sandy Creek Road and the construction a new bridge is jointly funded by Council and the Federal Government's Bridges Renewal Program. The total cost for acquisition of the land, including compensation to the land owners, works in kind, survey and plan registration, is covered by this project budget.

c. Legislative Implications

Council has the power to acquire land as provided in s177 of the *Roads Act 1993* and s186-s190 *Local Government Act 1993*. Compensation to the land owner for the acquisition is payable in accordance with s38 of the *Land Acquisition (Just Terms Compensation) Act 1991*.

The land is proposed to be dedicated as public road on registration of the plan of subdivision at Land Registry Services NSW.

d. Risk Implications

The acquisition of the land is required for the road works and the dedication of the land as public road on the plan of subdivision will expedite the acquisition process to meet the project requirements.

e. Environmental Implications

N/A

f. Other Implications

N/A

CONCLUSION

The acquisition of the land for road purposes and dedication of the land as public road on the plan of subdivision is necessary to meet the project requirements for the road works and bridge replacement on Sandy Creek Road.

ENCLOSURES

- [1](#) Plan of land to be acquired for road purposes
- [2](#) Copy of Report to Council 2 May 2018

Corporate and Community

Report No. CC31/2019

Corporate and Community Services



SUBJECT: ***ADOPTION OF DRAFT 2019-20 OPERATIONAL PLAN FOR PUBLIC EXHIBITION***

RESPONSIBLE OFFICER: ***Finance and Administration Manager - Andrew Glauser***

SUMMARY

Section 405 of the *Local Government Act 1993* requires Council to place its draft Operational Plan on public exhibition for a minimum of 28 days.

The draft document, with any amendments following exhibition, will be reported back to Council for final consideration and adoption.

RECOMMENDATION

That Council place the Draft 2019-20 Operational Plan on public exhibition for 28 days in accordance with Section 405 of the Local Government Act 1993.

BACKGROUND

The draft 2019-20 Operational Plan has been prepared under the integrated planning and reporting framework in accordance with the *Local Government Act 1993*.

The Operational Plan is an annual slice of the medium-term Delivery Program and the community's long-term strategic plan, *Cessnock 2027*. This is the third Operational Plan prepared to deliver the objectives and plans reflected in the four year 2017-21 Delivery Program that was adopted by Council in 2017.

The draft 2019-20 Operational Plan provides information to the community about Council's ongoing activities and the key initiatives to implement the delivery program. It also incorporates the 2019-20 draft budget, capital works program, revenue policy and fees and charges.

REPORT/PROPOSAL

Format

The draft 2019-20 Operational Plan is presented in a two-volume format.

Volume I includes:

- background information on the Local Government Area and the planning framework;
- details of Council's proposed actions to work towards achieving the community's desired outcomes;
- financial forecasts;
- the Capital Works Program; and
- the Revenue Policy.

Volume II contains details of the proposed Fees and Charges for 2019-20.

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Corporate and Community Services



Assumptions

The draft 2019-20 budget has been based on a 2.5 percent award increase in salaries and wages (2.5 percent in 2018-19).

Inflation of 1.9 percent has been generally applied to materials and contracts.

The increase in the cost of Council's activities significantly exceeds both the Consumer Price Index and the rate pegging limit. So, in real terms, the purchasing power of Council's annual budget is reducing each year.

Interest on new loans has been budgeted at 3.5 percent and interest on investments has been budgeted at 2.5 percent.

Revenue Policy

The Revenue Policy has been expanded in the document to improve transparency for ratepayers. The changes highlight to ratepayers the basis used for determining rates, payment options available and information on pensioner rebates. The only substantive change in policy is to note that from the next financial year, rates will be applied to sub-divided properties on a pro-rata basis from the date of registration of the deposited plan or the strata plan.

Rates and Charges

Ordinary Rates

The rating proposals for ordinary rates, detailed in the Revenue Policy, have been increased in line with the State Government's rate peg of 2.7 percent comprising the full amount of the rate peg limit. The existing rating methodology of a base rate and ad-valorem charge has been maintained.

Stormwater Management Levy

It is proposed to continue the Stormwater Management Levy in 2019-20. The proposed charge is \$25.00 per residential property, \$12.50 per residential strata property and \$25.00 per 350 square metres (or part thereof) up to a maximum charge of \$500.00 on business properties.

Hunter Catchment Contribution

Council will also collect, on behalf of the Hunter Local Land Services, a levy calculated on land value for applicable properties. The levy was \$15.90 for a typical ratepayer in 2018-19 and the rate in the dollar is expected to be confirmed by Local Land Services in May 2019.

Domestic Waste Management Charge

The proposed Domestic Waste Management Charge for 2019-20 is \$588 (\$555 in 2018-19). This charge provides for weekly domestic waste collection, and fortnightly recycling and green waste collection for residential properties within the area where the service is provided.

Typical Residential Ratepayer

The impact of the proposed rates and annual charges on a typical residential rate payer is estimated to be an increase of \$55.40 per annum or 3.26 percent.

The typical residential rate payer calculations are based on a residential property with a 2016 land value of \$143,200, receiving a domestic waste management service and paying the Stormwater Management Levy and Hunter Catchment Contribution.

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Table 1 provides a breakdown of the increase in proposed rates and annual charges for 2019-20.

Table 1: Typical Residential Ratepayer Forecasts

Rates and Annual Charges for Typical Residential Ratepayer				
	2018-19 (\$)	2019-20 (\$)	Increase in \$	Increase as a %
Land Value	\$143,200	\$143,200	N/A	N/A
General Rates	\$1,119.13	\$1141.53	\$22.40	2.00%
Domestic Waste Management Charge	\$555.00	\$588.00	\$33.00	5.95%
Stormwater Management Levy	\$25.00	\$25.00	0	0
Hunter Catchment Contribution *	(\$15.90)	TBA	TBA	TBA
Total	\$1,699.13	\$1,754.53	\$55.40	3.26%

*As at 24 April 2019, Hunter Local Land Services has not announced the Hunter Catchment Contribution for 2019-20. Accordingly, the Hunter Catchment Contribution has been omitted from the total amount listed above.

Fees and Charges

The draft Fees and Charges has been prepared using the same software program as last year and there are no significant changes from 2018-19.

2019-20 Budget

The draft 2019-20 budget currently shows a \$421,827 cash deficit and a \$1,250,387 operating loss before capital grants and contributions.

The draft budget presents a cash budget position which reflects a modest deficit. This is a minor deficit however in line with Council's traditional budgeting principles of achieving a balanced budget Council will review options on how to close this gap during the public exhibition period. The deficit accrual budget (Profit & Loss) reflects the impact of asset disposals on Council's reported results; however, the impact on Council's sustainability is negligible while Council continues to budget for asset replacements on a cash basis. Current operations and future commitments, continue to exert pressure on Council's capacity to manage our financial position (particularly in the medium to long term). However, adopted strategies to address this pressure are expected to provide positive effects.

Capital Works Program

The draft 2019-20 Operational Plan includes a draft Capital Works Program of \$25.54m (including grant funding of \$14.60m).

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In line with Council's Asset Management Strategy, Council is prioritising the budget to renewals over new works and the Capital Works Program is accordingly presented in two sections:

- New or additional infrastructure (or significant upgrade of existing infrastructure); and
- Renewal or like-for-like asset replacement.

Proposed Loan Borrowings

The draft 2019-20 operational plan includes proposed borrowings of \$2,947,553 for the continuation of the drainage improvement program \$541,100, Bridges Hill Park \$870,614, CBD/Civic Precinct \$440,668 and Fosters Bridge roads component \$1,095,171. Council has committed to these proposed borrowings when adopting past reports on the individual items, however the loans had not yet been required and are now included in the draft 2019-20 operational plan.

Whilst Council's debt service ratio indicates there is capacity for further loan borrowings, the impact on Council's operational budget would need to be assessed to determine whether Council could accommodate the additional loan repayments that would arise. Council utilises its LTFF to assess the impact of loan borrowings and current projections along with additional revenue and cost efficiencies from projects indicate Council can cater for these additional borrowings.

Public Exhibition

The draft 2019-20 Operational Plan is required to be publicly exhibited for 28 days. It is proposed that the public exhibition be from 9 May to 5 June 2019.

During the exhibition period, copies of the draft documents will be made available for viewing at the Administrative Centre in Cessnock, at Council's Libraries and on Council's website. In addition to newspaper advertisements, the exhibition will be promoted via social media.

Following the exhibition period and the consideration of submissions, it is anticipated that Council will adopt the 2019-20 Operational Plan on 19 June 2019.

OPTIONS

Option 1 – Adopt the proposed draft documents for public exhibition.

Option 2 – Make changes to the proposed draft documents and adopt for public exhibition.

CONSULTATION

Councillors have participated in two briefings and provided feedback on the 2019-20 Operational Plan.

The following have provided input into the development of the draft documents:

- Councillors
- Executive
- Management

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- Senior Asset Planning Staff
- Senior Finance Staff
- Senior Rates Staff

STRATEGIC LINKS

a. Delivery Program

This draft document is a significant part of the organisation's governance framework – in line with the community's desired outcome of: Civic Leadership and Effective Governance.

IMPLICATIONS

a. Policy and Procedural Implications

N/A

b. Financial Implications

The demands on Council to meet the expectations of the community are growing, while its sources of income are constrained.

c. Legislative Implications

Section 405 of the Local Government Act 1993 requires Council to place its draft Operational Plan on public exhibition for 28 days.

d. Risk Implications

N/A

e. Environmental Implications

N/A

f. Other Implications

N/A

CONCLUSION

It is recommended that Council adopt the draft 2019-20 Operational Plan for public exhibition.

ENCLOSURES

- 1 ➡ Draft 2019-20 Operational Plan - Provided under Separate Cover and Available online
- 2 ➡ Draft Fees & Charges made available on-line

Works and Infrastructure

Report No. WI27/2019

Works and Infrastructure



SUBJECT: *MY COMMUNITY PROJECT*

RESPONSIBLE OFFICER: *Director Works and Infrastructure - Justin Fitzpatrick-Barr*

SUMMARY

The purpose of this report is to inform Council of the 'My Community Project' program that is being made available by the NSW Government and to seek Council's approval to use specific criteria in assessing requests for Council to be the nominated sponsor of any proposed projects.

RECOMMENDATION

1. That Council note the details of the NSW Government's 'My Community Project' program, including the key dates for project submissions and eligible organisations who can sponsor proposed projects.
2. That the General Manager assess any community requests for Council sponsorship of 'My Community Projects' using the following criteria;
 - the projects are undertaken at nil cost to Council, apart from minor in-kind project management costs,
 - the projects respond to an identified community need and provide clear benefit to the community, and;
 - the projects are in accordance with key objectives of Council's Community Strategic Plan and other associated plans, including the adopted strategic community and recreation plans.

BACKGROUND

The 'My Community Project' is a NSW Government program, made possible by the NSW Generations Fund. The program is inviting ideas from the community for projects to strengthen and enhance their local area. A public vote will be used to decide which projects are funded in each NSW electorate.

As part of the application process, project candidates are required to find a project sponsor who will be able to run the project if the project is successful. In the case of projects proposed on Council owned land, Council will need to be the project sponsor.

This report seeks Council's approval to adopt a specific set of criteria that Council officers can use in assessing requests from project applicants for Council to be a nominated sponsor.

This approval is required due to the limiting application time frames set by the 'My Community Project' program.

REPORT/PROPOSAL

The NSW Government's fact sheet for the 'My Community Project' initiative is provided as **Enclosure 1**.

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As outlined above, potential applicants are required to reach out to an organisation who will be able to sponsor the project if the project is successful. The project sponsor will receive the funding and be responsible for delivering the project. Local councils are deemed to be an eligible project sponsor.

Applications for 'My Community Project' opened on 2 April 2019. The closing date for submissions is 15 May 2019.

A proposed public voting on eligible projects will be undertaken between 15 July and 15 August 2019, with successful projects being announced in September 2019.

Proposed criteria for assessing project sponsorship requests

Councils existing Community Sponsorship and Fee Waiver Policy sets out a governing framework for the consideration of requests for financial and/or in-kind assistance to community groups. This framework ensures any requests are considered in a consistent, equitable and transparent manner to provide maximum benefit to the community of the Cessnock Local Government Area (LGA).

Given the limiting time frame set by the subject program, Council officers propose to use the same guiding principles when assessing requests from community groups and/or individuals who wish to partake in the 'My Community Project' initiative.

The proposed criteria specifically aims to support the provision of activities and services that:

- respond to an identified community need and provides clear benefit to the community, and;
- are in accordance with key objectives of Council's Community Strategic Plan

In addition, assessment of project requests will be made on the basis of the projects being undertaken at nil cost to Council, apart from potential in-kind project management costs.

Council officers propose to use the above criteria in assessing sponsorship requests stemming from the 'My Community Project' initiative.

OPTIONS

Option 1 (preferred option)

1. That Council note the details of the NSW Government's 'My Community Project' program, including the key dates for project submissions and eligible organisations who can sponsor proposed projects.
2. That the General Manager assesses any community requests for Council sponsorship of 'My Community Projects' using the following criteria;
 - the projects are undertaken at nil cost to Council, apart from minor in-kind project management costs,
 - the projects respond to an identified community need and provide clear benefit to the community, and;

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- the projects are in accordance with key objectives of Council's Community Strategic Plan and other associated plans, including the adopted strategic community and recreation plans

Option 2

1. That Council note the details of the NSW Government's 'My Community Project' program, including the key dates for project submissions and eligible organisations who can sponsor proposed projects.
2. That Council not sponsor any requests from community groups and/or individuals stemming from the 'My Community Project' program.

CONSULTATION

Open Space & Community Facilities Manager
Community and Cultural Engagement Manager
Director Corporate and Community Services
Principal Recreation and Community Facilities Planner

STRATEGIC LINKS

a. Delivery Program

Objective 1.1 Promoting Social Connections
Objective 1.2 – Strengthening Community Culture
Objective 1.3 – Promoting Safe Communities
Objective 1.4 - Fostering an Articulate and Creative Community

b. Other Plans

Nil

IMPLICATIONS

a. Policy and Procedural Implications

A governing framework for the consideration of requests for sponsorship ensures that such requests are considered in a consistent, equitable, transparent manner to provide maximum benefit to the community of the Cessnock Local Government Area (LGA).

b. Financial Implications

Requests for sponsorship will be considered on the basis of the projects being undertaken at nil cost to Council, apart from minor in-kind project management costs. These costs will be absorbed within existing Operational budgets.

c. Legislative Implications

Nil

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Works and Infrastructure



d. Risk Implications

Negligible, providing sufficient funds are allocated to the successful projects. This risk will be managed during the application process, when the applicants seek Council sponsorship to support their projects.

e. Environmental Implications

N/A

f. Other Implications

Providing opportunities for social interaction in community and recreational settings, such as halls, parks and sportsgrounds can help enhance community identity and promote community integration. Individuals can learn and share community values and gain a better understanding of the associated history of the society within the surrounding area.

CONCLUSION

The 'My Community Project' program is inviting ideas from the community for projects to strengthen and enhance their local area. As part of the application process, project candidates are required to find a project sponsor who will be able to run the project if the project is successful. In the case of projects proposed on Council owned land, Council will need to be the project sponsor.

Given the limiting time frame set by the subject program, Council officers propose to use a set of guiding principles when assessing requests from community groups and/or individuals who wish to partake in the 'My Community Project' initiative. This report seeks Council's endorsement of the guiding criteria for assessment.

ENCLOSURES

[1](#) My Community Project Fact Sheet for Applicants

Answers To Questions For Next Meeting

Report No. AQ40/2019

Planning and Environment



SUBJECT: *BRANXTON MAIN STREET REVITALISATION*

RESPONSIBLE OFFICER: *Strategic Planning Manager - Martin Johnson*

Q30/2019 – Branxton Main Street Revitalisation

Asked by Councillor Dagg at the Ordinary Meeting of Council held on 17 April 2019.

“when the work is expected to commence on the Branxton Main Street Revitalisation?”

Council received \$401,000 from the Stronger Country Community Fund for two components of the draft Branxton Public Domain Plan.

Council's Project Control Group has been established and an external delivery agent appointed. The works are currently being scoped and a delivery timeframe will be established as an outcome from that exercise. Notwithstanding, construction is expected to be completed this calendar year.

ENCLOSURES

There are no enclosures for this report

Answers To Questions For Next Meeting

Report No. AQ41/2019

Corporate and Community Services



SUBJECT: *CESSNOCK REGIONAL ART GALLERY - COUNCIL SUPPORT*

RESPONSIBLE OFFICER: *Director Corporate and Community Services - Robert Maginnity*

Q31/2019 – Cessnock Regional Art Gallery

Asked by Councillor Dagg at the Ordinary Meeting of Council held on 17 April 2019.

“what support Council provides to the facility including financial, in-kind and subsidised?”

The Cessnock Regional Art Gallery (CRAG) is a community operated not-for-profit organisation that was established in 2008, with the actual gallery opening 2009. Since its inception, the CRAG has been funded by a combination of private and corporate donations, grant funding from arts organisations and Arts NSW, and some in-kind and occasional financial support from Council.

At different times since the group's establishment, Council has provided funding to enable the CRAG to continue to operate through some emergency and pre-determined funding allocations made as part of Council's annual budget process. Council also purchased the building occupied by the CRAG and later the adjacent carpark.

Council's current adopted position in regards to the CRAG is to provide the building rent free and that no further funding for day to day operations would be available. The estimated commercial rental for the building is approximately \$35,000 per annum. Council's revised operational budget for 2018-19 is \$81,670 (loan repayments of \$72,100, maintenance \$6,096 and utilities \$3,474), with CRAG required to reimburse Council the cost of rates and building insurance, with an estimated amount for 2018-19 of \$8,100.

The report to Council on 15 March 2017 (CC17/2017) provides information for Council on the past direct financial and in-kind support provided by Council (**Enclosure 1**).

ENCLOSURES

[1](#) Report CC17/2017

Answers To Questions For Next Meeting

Report No. AQ42/2019

Works and Infrastructure



SUBJECT: ***BUS ZONE AT BIG W - DARWIN STREET CESSNOCK***

RESPONSIBLE OFFICER: ***Infrastructure Manager - Katrina Kerr***

Q32/2019 – Open Ended Bus Zone – Big W

Asked by Councillor Fitzgibbon at the Ordinary Meeting of Council held on 17 April 2019.

“asked why there is an open ended bus zone in the front of Big W in Darwin Street.

The existing northbound untimed bus zone on the western side of Darwin Street, Cessnock adjacent to Big W is approximately 30m in length. Original signage included BUS ZONE with left and right arrows defining the operative length of the zone at either end.

The sign on the northern end is currently missing and its replacement has been coordinated.

ENCLOSURES

There are no enclosures for this report

Answers To Questions For Next Meeting

Report No. AQ43/2019

Works and Infrastructure



SUBJECT: ***ELECTRICAL CHARGE POINTS***

RESPONSIBLE OFFICER: ***Environment & Waste Services Manager – Michael Aleander***

Q33/2019 – Electrical Charge Points

Asked by Councillor Lyons at the Ordinary Meeting of Council held on 17 April 2019.

“asked for a report back or a briefing on the results of the meeting with Lake Macquarie and NRMA”.

Officers will prepare a report for Council in the coming weeks.

ENCLOSURES

There are no enclosures for this report

Answers To Questions For Next Meeting

Report No. AQ44/2019

Works and Infrastructure



SUBJECT: ***GALLAGHER STREET - GARBAGE TRUCK - WHY IS GALLAGHER STREET A PRIORITY?***

RESPONSIBLE OFFICER: ***Infrastructure Manager - Katrina Kerr***

Q34/2019 – Gallagher Street – Garbage Truck – Why is Gallagher Street a priority

Asked by Councillor Olsen at the Ordinary Meeting of Council held on 17 April 2019.

“why Gallagher Street was a priority to put in a turning circle half way along the street when Council has 15 streets that have the same issue and he is not aware of any complaints from the residents of Gallagher Street”.

Gallagher Street turning area has been under investigation since 2016 when it was listed as a project in the 2015/2016 Local Road Construction program. The objective of the project at the time was to construct a new turning head to enable Council garbage trucks to turn at the end of the street.

The project was prioritised due to the length of the street and the grade of embankments towards private properties, both of which make it difficult for reversing vehicles.

The conditions of the road shoulder has deteriorated and there have been complaints of fences damaged by errant vehicles where drivers who had entered Gallagher Street under the assumption that it was open to through traffic have been performing U turns.

The most recent concept distributed to residents shows the turning area at the widest part of the street and has been put on hold pending further investigation of suitable options with minimal impacts on existing driveways.

ENCLOSURES

There are no enclosures for this report

Answers To Questions For Next Meeting

Report No. AQ45/2019

General Manager's Unit



SUBJECT: ELECTRIC CARS

RESPONSIBLE OFFICER: General Manager - Stephen Glen

Q35/2019 – Electric Cars

Asked by Councillor Olsen at the Ordinary Meeting of Council held on 17 April 2019.

“referred to a statement that was made by the Federal Labor Member stating that 50% of cars will be running on electricity by 2030 and he asked when the Mayor will be trading in his 4WD to get an electrical car?”

The purchase and disposal of the Mayor’s vehicle is in accordance with the provisions of the Councillor Expenses and Facilities Policy, clause 3.3.1 which provides *“The Mayor will be provided a suitable and appropriate Mayoral vehicle (including fuel card) for civic and private use. The Mayor’s vehicle will be maintained and replaced in accordance with the Motor Vehicle Policy”*, and Councils Motor Vehicle Policy.

ENCLOSURES

There are no enclosures for this report

Answers To Questions For Next Meeting

Report No. AQ46/2019

Works and Infrastructure



SUBJECT: *KURRI KURRI COMMUNITY CENTRE*

RESPONSIBLE OFFICER: *Open Space and Community Facilities Manager - Nicole Benson*

Q36/2019 - Kurri Kurri Community Centre

Asked by Councillor Gray at the Ordinary Meeting of Council held on 17 April 2019.

“when construction will begin on the Kurri Kurri Community Centre?”

Bay Building have advised that the works at the Kurri Kurri Community Centre will commence on Friday, 26 April 2019.

ENCLOSURES

There are no enclosures for this report