MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 15 JULY 2020, 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

Acting Director Works and Infrastructure (Infrastructure Manager)

Economic Development Manager

Acting Strategic Planning Manager (Acting Principal Strategic

Planner)

Information Technology Manager Senior Media & Communication Officer

Corporate Governance Officer

APOLOGY: NIL

MINUTES: MOTION Moved: Councillor Stapleford

Seconded: Councillor Doherty

1337

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 17 June 2020 and the Minutes of the Extraordinary Council Meeting held on 24 June 2020, as circulated, be taken as read and

confirmed as a correct record.

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

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI8/2020

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.

CC61/2020 - Granting of Council's Rebate Contribution on Pensioner Rates Policy – Councillor Fagg declared a Pecuniary Interest for the reason that he is an Australian Pensioner. Councillor Fagg advised that he would leave the Chamber and take no part in discussion and voting.

PE26/2020 - Planning Proposal: Reclassification and rezoning of Council owned land – Councillor Doherty declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that he was the President of the Kurri Kurri District Business Chamber until 2016. Councillor Doherty advised that he will 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 financial interest in the Planning Proposal.

PETITIONS

Councillor Stapleford tabled a petition from the community of Ellalong in support BN19/2020 – Multipurpose Half court within Ellalong Park.

ADDRESS BY INVITED SPEAKERS

One Submission was received from Brett Wild, Chairman, Military Armoured Restoration Society, Branxton Greta Memorial Cycleway Limited regarding GMU15/2020 - Request to rename the Branxton Greta Memorial Cycleway which was tabled and read.

GENERAL MANAGER'S UNIT

GENERAL MANAGER'S UNIT NO. GMU15/2020

SUBJECT: REQUEST TO RENAME THE BRANXTON GRETA MEMORIAL

CYCLEWAY

MOTION Moved: Councillor Dagg Seconded: Councillor Gray

1338

RESOLVED

That Council endorses the Hunter Anzac Memorial, as part of the Branxton Greta Memorial Cycleway.

	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	

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

Seconded:

Councillor Fitzgibbon

Councillor Doherty

MOTION

Moved:

1339 **RESOLVED** that having read and considered the reports in the agenda related to items NI5/2020 Notice of Intention to Deal with matters in Confidential Session. CC67/2020 – Minutes of the Confidential Strategic Property & Community Facilities Committee meeting held 2 July WI64/22020 - Minutes of the Confidential Floodplain Management Committee meeting held 3 June 2020 57 PE24/2020 PE25/2020 Planning Proposal: Additional Permitted Use at The Vintage......119 CC59/2020 Hardship Policy......146 CC60/2020 Debt Collection (Rates, Annual Charges and Sundry Debtors) Policy160 CC62/2020 Related Parties Disclosure Policy......179 Investment Report - June 2020......258 **#** CC65/2020 CC66/2020 Minutes of the Strategic Property & Community Facilities Committee Minutes of the Local Traffic Committee Meeting held 15 June 2020 .. 305 WI62/2020 WI63/2020 Minutes of the Floodplain Management Committee held 3 June BN14/2020 - Maybury Peace Park......324 **‡** CO8/2020 # CO9/2020 MM4/2020 - COVID-19 Pandemic - Financial Assistance326 Council adopt the recommendations as printed for those items.

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

NOTICE OF INTENTION TO DEAL WITH MATTERS IN CONFIDENTIAL SESSION

NOTICE OF INTENTION NO. NI5/2020

SUBJECT: NOTICE OF INTENTION TO DEAL WITH MATTERS IN

CONFIDENTIAL SESSION.

CC67/2020 - MINUTES OF THE CONFIDENTIAL STRATEGIC PROPERTY & COMMUNITY FACILITIES COMMITTEE MEETING

HELD 2 JULY

WI64/22020 – MINUTES OF THE CONFIDENTIAL FLOODPLAIN MANAGEMENT COMMITTEE MEETING HELD 3 JUNE 2020

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1340 **RESOLVED**

1. That Council considers in Confidential Session the following matters in accordance with Sections 10A (2) (c) and (dii) of the Local Government Act 1993:

Repot No. CC672020 – Minutes of the Confidential Strategic Property & Community Facilities Committee meeting held 2 July as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business

Report No. WI64/22020 – Minutes of the Confidential Floodplain Management Committee meeting held 3 June 2020 as it deals with commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council

2. That Council requests the Mayor in accordance with Clause 14.21 of Councils Code of Meeting Practice to report on these matters to the meeting in Open Session following completion of the Confidential Session.

FO	R	AGAINST
Cor	uncillor Olsen	
Cor	uncillor Doherty	
Cor	uncillor Dunn	
Cor	uncillor Fagg	
Cor	uncillor Stapleford	
Cor	uncillor Suvaal	
Cor	uncillor Fitzgibbon	
Cor	uncillor Gray	
Cor	uncillor Dagg	
Cor	uncillor Burke	
Cor	uncillor Sander	
Cor	uncillor Lyons	
Cor	uncillor Pynsent	
Tot	tal (13)	Total (0)
CARRIED UNA	NIMOUSLY	

MAYORAL MINUTES

MAYORAL MINUTES NO. MM7/2020

SUBJECT: WOLLOMBI COALMINING PROPOSAL

MOTION Moved: Councillor Pynsent

1341

RESOLVED

- 1. That Council has recognised within its Local Strategic Planning Statement 2036 the unique heritage of national significance within the Wollombi Valley, and the importance of supporting and protecting the established and emerging tourism industry.
- 2. That Council writes to the Deputy Premier, The Hon John Barilaro MP, outlining Council's concern that the historic Wollombi Valley has been included in "potential areas for release for coal exploration under the Strategic Release Framework".
- 3. That Council requests a briefing from the Deputy Premier, The Hon John Barilaro MP, outlining the nature of the mining and the specific boundaries outlined.
- 4. That Council acknowledges the importance and economic benefit, of coalmining within the Cessnock Local Government Area and supports its continuation and establishment in other more conducive locations.

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)

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU8/2020

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 Suvaal

Invitation to Sporting Teams

That the General Manager urgently write to the NRL, A-League, Rugby Australia and other relevant men's and women's sporting bodies outlining the fantastic facilities and accommodation available in the Cessnock LGA should they wish to base a team here during the current COVID-19 pandemic.

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)

The Urgency Motion was **PUT** and **CARRIED** and will be dealt with at the conclusion of the listed matters on the Business Paper.

Councillor Olsen

Change to Roadworks

That when roadworks are changed in Cessnock, that have been approved by this Council, that this Council be notified of what changes have been made or they want to make.

The Mayor ruled Councillor Olsen's Motion of Urgency as not Urgent

Councillor Olsen

Frame Drive Bridge Roadworks

That the Councillors be told why the Frame Drive Bridge roadworks have failed, how Council is going to rectify this issue and approximate cost to repair this issue.

The Mayor ruled Councillor Olsen's Motion of Urgency as not Urgent.

DEFERRED BUSINESS

DEFERRED BUSINESS NO. WI22/2019

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

CESSNOCK HOTEL

MOTION Moved: Councillor Suvaal Seconded: Councillor Fitzgibbon

1342

RESOLVED

- 1. That Council endorse the Concept Design for the upgrade of the Council owned car park at the rear of Cessnock Hotel in accordance with Figure 2 Concept Design for Upgrade of P8.
- 2. That Council prioritise the upgrade based on the condition of the car park and demand for parking.
- 3. That a sign be placed at the entrance to the carpark.

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

CARRIED

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE24/2020

SUBJECT: DRAFT COMMUNITY ENGAGEMENT STRATEGY

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1343

RESOLVED

CARRIED UNANIMOUSLY

1. That Council places the draft Community Engagement Strategy on public exhibition for a minimum period of 28 days and invite public submissions.

2. That a report on the outcomes of the exhibition be provided to Council prior to adopting the final Community Engagement Strategy.

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)	

PLANNING AND ENVIRONMENT NO. PE25/2020

SUBJECT: PLANNING PROPOSAL: ADDITIONAL PERMITTED USE AT THE

VINTAGE

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1344 **RESOLVED**

1. That Council requests a Gateway determination for the Planning Proposal – Residential Flat Buildings Additional Permitted Use at 'The Vintage' from the Department of Planning, Industry and Environment pursuant to the Environmental Planning and Assessment Act 1979.

- 2. That Council requests authorisation under Section 3.31 of the *Environmental Planning and Assessment Act 1979* to act as the local plan-making authority to make the Local Environmental Plan.
- 3. That Council undertakes consultation with public authorities and the community as determined by the Gateway determination.
- 4. That Council receives a report back on the Planning Proposal if unresolved written objections are received during consultation with the community; otherwise, forward the Planning Proposal to the Department of Planning, Industry and Environment requesting that the Plan be made.

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)

PLANNING AND ENVIRONMENT NO. PE26/2020

SUBJECT: PLANNING PROPOSAL: RECLASSIFICATION AND REZONING OF

COUNCIL OWNED LAND.

Councillor Doherty declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that he was the President of the Kurri Kurri District Business Chamber until 2016. Councillor Doherty remained in the Chamber and participated in discussion and voting.

MOTION Moved: Councillor Gray **Seconded:** Councillor Burke

1345

RESOLVED

- 1. That Council requests a Gateway determination for the Planning Proposal Reclassification and rezoning of properties at Cessnock, East Branxton, Greta, Pelaw Main, and Weston from the Department of Planning, Industry and Environment pursuant to the and Assessment Act 1979.
- 2. That Council requests authorisation under Section 3.31 of the *Environmental Planning and Assessment Act 1979* to act as the local plan-making authority to make the Local Environmental Plan.
- 3. That Council undertakes consultation with public authorities and the community as determined by the Gateway determination.
- 4. That Council receives a report back on the Planning Proposal if unresolved written objections are received during consultation with the community; otherwise forward the Planning Proposal to the Department of Planning, Industry and Environment requesting that the Plan be made.
- 5. That Item 7 Maitland Street and Part of 107 Lang St Kurri Kurri be moved as per resolution to operational Land, with the rezoning being deferred for a further briefing to Council regarding future options regarding this site.

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)	

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC58/2020

SUBJECT: MAYORAL & COUNCILLOR FEES 2020-21

MOTION Moved: Councillor Dunn Seconded: Councillor Suvaal

1346

RESOLVED

- 1. That Council sets the annual Mayoral Fee for 2020-21 at \$45,360 in accordance with the provisions of Section 249 of the *Local Government Act 1993*.
- 2. That Council sets the annual Councillor Fee for 2020-21 at \$20,800 in accordance with the provisions of Section 248 of *the Local Government Act* 1993.
- 3. That Council sets an allowance for 2020-21 of \$800 to be paid to the Deputy Mayor, with the Mayoral fee adjusted accordingly.
- 4. That Council notes that the category for Council has changed to Regional Centre and that the recommended fees are set at mid-point rather than maximum due to the current situation with COVID-19 and the budgeted allocation for 2020-21.

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

CORPORATE AND COMMUNITY NO. CC59/2020

SUBJECT: HARDSHIP POLICY

MOTION Moved: Councillor Doherty Seconded: Councillor Fitzgibbon

1347

RESOLVED

That Council adopts the Hardship Policy.

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

CORPORATE AND COMMUNITY NO. CC60/2020

SUBJECT: DEBT COLLECTION (RATES, ANNUAL CHARGES AND SUNDRY

DEBTORS) POLICY

MOTION Moved: Councillor Doherty Seconded: Councillor Fitzgibbon

1348

RESOLVED

CARRIED UNANIMOUSLY

That Council adopts the Debt Collection (Rates, Annual Charges and Sundry Debtors) Policy.

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

CORPORATE AND COMMUNITY NO. CC61/2020

SUBJECT: GRANTING OF COUNCIL'S REBATE CONTRIBUTION ON

PENSIONER RATES POLICY

Councillor Fagg declared a Pecuniary Interest for the reason that he is an Australian Pensioner. Councillor Fagg left the Chamber and took no part in discussion and voting.

Councillor Fagg left the meeting, the time being 7.13pm

MOTION Moved: Councillor Fitzgibbon **Seconded:** Councillor Sander 1349

RESOLVED

- 1. That Council adopts the Granting of Council's Rebate Contribution on Pensioner Rates Policy.
- 2. That Council distribute a media release reaffirming Council support for this policy which gives eligible pensioners a larger rebate than the one we are required to provide.

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

CARRIED UNANIMOUSLY

Councillor Fagg returned to the meeting, the time being 07:14 PM

CORPORATE AND COMMUNITY NO. CC62/2020

SUBJECT: RELATED PARTIES DISCLOSURE POLICY

MOTION Moved: Councillor Doherty Seconded: Councillor Fitzgibbon

1350

RESOLVED

That Council adopts the Related Parties Disclosure Policy.

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

CORPORATE AND COMMUNITY NO. CC63/2020

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION Moved: Councillor Burke Seconded: Councillor Dagg

1351

RESOLVED

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

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 (0) **Total (13)**

CORPORATE AND COMMUNITY NO. CC64/2020

SUBJECT: ORDINARY MEETINGS OF COUNCIL - TEMPORARY AMENDMENT

TO THE CODE OF MEETING PRACTICE

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

1352

RESOLVED

CARRIED

That Council temporarily amends clause 3.1 of the Code of Meeting Practice, which deals with the timing of Ordinary Meetings of Council, to hold one meeting per month for the months of August and September 2020, due to the ongoing uncertainty with COVID-19.

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)

CORPORATE AND COMMUNITY NO. CC65/2020

SUBJECT: INVESTMENT REPORT - JUNE 2020

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1353

RESOLVED

CARRIED UNANIMOUSLY

That Council receives the Investment Report for June 2020 and notes:

- Investments are held in accordance with Council's Investment Policy which accords with the Ministerial Investment Order
- Council's month end balance was \$47,140,822, year to date interest earned to 30 June 2020 was \$676,050 and the interest earned for June 2020 was \$47,477.

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

CORPORATE AND COMMUNITY NO. CC66/2020

SUBJECT: MINUTES OF THE STRATEGIC PROPERTY & COMMUNITY

FACILITIES COMMITTEE MEETING HELD 2 JULY 2020

MOTION Moved: Councillor Doherty Seconded: Councillor Fitzgibbon

1354 **RESOLVED**

1. That the Minutes of the Strategic Property & Community Facilities committee meeting of 2 July 2020 be adopted as a resolution of the Ordinary Council.

- 2. That Council amends the Cessnock Local Environmental Plan 2011 to reclassify the following properties from Community to Operational land:
 - 204 218 Vincent Street & 2 Cessnock Street Cessnock (nine lots)
 - Cessnock Road Weston Lot: 18 Sec: 27 DP: 979187
 - 6 William Street Cessnock Lot: 3 SEC: J DP: 4927

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

Total (13) Total (0)

CARRIED UNANIMOUSLY

Councillor Pynsent

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI57/2020

SUBJECT: ALLOCATION OF LOCAL ROADS AND COMMUNITY

INFRASTRUCTURE PROGRAM FUNDING

MOTION Moved: Councillor Sander Seconded: Councillor Gray

1355

RESOLVED

That Council endorses the following projects to be undertaken through the Australian Government's Local Roads and Community Infrastructure Program where Cessnock City Council is eligible to receive \$1,065,399 of funding;

- Weston Public School Zone precinct upgrade \$150,000
- Branxton Town Centre Upgrade Stage 3 \$330,000
- Government Road Weston Road Pavement Upgrade \$300,399
- CPAC Back Stage Access Project \$200,000
- Visitor Information Centre Improvements \$85,000
- That the General Manager facilitate a briefing/workshop before the next Council meeting to outline the current status of all projects "Recovery Stimulus Projects" adopted by Council in report WI38/2020

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)

WORKS AND INFRASTRUCTURE NO. WI58/2020

SUBJECT: RESTART NSW RESOURCES FOR REGIONS PROGRAM ROUND

SEVEN - EXPRESSIONS OF INTEREST

MOTION Moved: Councillor Burke Seconded: Councillor Gray

1356

RESOLVED

- 1. That Council endorses the lodgement of six applications under the NSW Government's Resource for Regions Round Seven Program, being the following in priority order;
 - 1. Cessnock Pool Splash Pad \$680,000
 - 2. Kurri Kurri CBD Upgrade Stage 3 \$482,198
 - 3. Youth Driver Training Community Program \$100,000
 - 4. Richmond Vale Rail Trail Project Planning \$50,000
 - 5. Cessnock Performing Arts Centre Cultural Hub Redesign \$500,000
 - 6. Cessnock Airport Upgrade \$900,000
- 2. That Council notes Projects No.5 and No.6 are additional to Council's allocated amount of \$1,312,198 for the Round Seven Program.

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. WI59/2020

SUBJECT: BADDELEY PARK AND CARMICHAEL PARK MASTERPLANS

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

1357

RESOLVED

- 1. That Council places the draft Baddeley Park and Carmichael Park Masterplans on public exhibition for a minimum period of 28 days and invite public submissions with the following amendments to the Baddeley Park Masterplan.
 - a) The training field at the end of the sportsground be made into a second full sized ground.
 - b) The carpark at the end of the sportsground have a connecting car bridge to the carpark across the creek.
 - c) That a track be built along the creek bank and around the rest of the park joining up to the track on Cessnock Street behind the highschool.
 - d) The main cricket ground be kept as a cricket ground and the second cricket ground be used as an extra soccer ground.
- 2. That the following points be investigated by Council for possible inclusion at a later date:
 - e) A portion of the land across the road from the sportsground be acquire and made into a formalized carpark with three rows of 90 degree parking.
 - f) The Old Southey Dam be acquired by Council as an alternative water supply to the sporting complex.
- 3. That a report on the outcomes of the exhibition be provided to Council prior to adopting the final suite of Masterplans.

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)	

WORKS AND INFRASTRUCTURE NO. WI60/2020

SUBJECT: REGIONAL MATTRESS RECYCLING TENDER

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

1358

RESOLVED

That Council endorses its participation in a proposed tender for a Regional Contract for the collection and processing of mattresses.

	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 U	JNANIMOUSLY		

WORKS AND INFRASTRUCTURE NO. WI61/2020

SUBJECT: MINUTES OF THE ROADS REVIEW COMMITTEE MEETING HELD 12

JUNE 2020

MOTION Moved: Councillor Dunn Seconded: Councillor Stapleford

1359

RESOLVED

That the Minutes of the Roads Review Committee Meeting of 12 June 2020 be adopted as a resolution of the Ordinary Council.

Councillor Dagg left the meeting, the time being 7.47pm

Councillor Dagg returned to the meeting, the time being 7.49pm

FOR		AGAINST	
Councillor Dol	nerty	Councillor Olsen	
Councillor Dur	าท		
Councillor Fag	Jg		
Councillor Sta	pleford		
Councillor Suv	⁄aal		
Councillor Fitz	gibbon		
Councillor Gra	ıy		
Councillor Dag	3 g		
Councillor Bur	ke		
Councillor Sar	nder		
Councillor Lyo	ns		
Councillor Pyn	isent		
Total (12)		Total (1)	

CARRIED

WORKS AND INFRASTRUCTURE NO. WI62/2020

SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD 15

JUNE 2020

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1360

RESOLVED

CARRIED UNANIMOUSLY

That the Minutes of the Local Traffic Committee Meeting of 15 June 2020 be adopted as a resolution of the Ordinary Council.

- 1. TC12/2020 That Council authorises the installation of regulatory signage and line marking on Cooper and Stanford Streets, Heddon Greta in accordance with the Stanford Street Heddon Greta _ Signage & Line Marking Diagram.
- 2. TC13/2020 That Council authorises the installation of regulatory parking SIGNAGE on Station Street, Weston in accordance with the Station Street Weston _ Signage Diagram.
- 3. TC14/2020 That Council authorises the installation of regulatory parking signage on Broke Road, Pokolbin in accordance with the Broke Road Pokolbin _ Signage Diagrams.
- 4. TC15/2020 That Council authorises the installation of Bus Zone signage on WOLLOMBI Road, Cessnock, in accordance with the Wollombi Road Cessnock Bus Zone Signage Diagram.
- 5. TC16/2020 That Council authorises the installation of regulatory parking SIGNAGE and line marking on Wilderness Road, Lovedale, in accordance with the Wilderness Road Lovedale _ signage & line marking diagram.

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)

WORKS AND INFRASTRUCTURE NO. WI63/2020

SUBJECT: MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE HELD

3 JUNE 2020

MOTION Moved: Councillor Doherty Seconded: Councillor Fitzgibbon

1361

RESOLVED

1. That the Minutes of the Floodplain Management Committee of 3 June 2020 be adopted as a resolution of the Ordinary Council.

2. FLOCLM12/2020

- That Council endorses the improvement and management actions identified in the Mount View Detention Basin Operation & Maintenance Plan.
- b) That Council notes the budget of \$180,000 in 2020-21 and \$40,000 in 2021-22, which is required to implement improvement and management actions.

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)

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN15/2020

SUBJECT: INVESTIGATE POTENTIAL INCLUSION OF STREETS INTO THE 21-

22 OPERATIONAL BUDGET AS A DESIGN & INVESTIGATION

PROJECT

Councillor Doherty left the meeting, the time being 7.57pm

Councillor Doherty returned to the meeting, the time being 8.00pm

MOTION Moved: Councillor Olsen Seconded: Councillor Dunn

That Council direct the General Manager to:

- 1. Investigate the potential for inclusion of the following streets into the 21-22 operational budget as design and investigation projects with a further report to come back to Council once rehabilitation costs are known so we can approve these streets for inclusion in the 2022/23 budget.
 - a) Rawson Street Aberdare from Pokolbin Street to Colliery Street
 - b) Hetton Street Bellbird from Wollombi Road to Prince Street
 - c) O'Connors Road from Ingles Lane to Oakey Creek Road
 - d) Lindsay Street Cessnock from Maclean Street to Mavis Street

PROCEDURAL MOTION Moved: Councillor Suvaal Seconded: Councillor Fagg

1362

RESOLVED

That the report be deferred pending the completion of the Roads Review.

	FOR	AGAINST
	Councillor Doherty	Councillor Olsen
	Councillor Dunn	Councillor Stapleford
	Councillor Fagg	Councillor Fitzgibbon
	Councillor Suvaal	Councillor Dagg
	Councillor Gray	
	Councillor Burke	
	Councillor Sander	
	Councillor Lyons	
	Councillor Pynsent	
	Total (9)	Total (4)
	, ,	. ,
FD		

CARRIED

BUSINESS WITH NOTICE NO. BN16/2020

SUBJECT: COUNCIL TO ALLOW RESIDENTS TO USE 19/2020 FINANCIAL

YEAR WASTE VOUCHERS DUE TO CLOSURE OF WASTE

MANAGEMENT CENTRE

MOTION Moved: Councillor Olsen Seconded: Councillor Dunn

1363

RESOLVED

1. That Council allow residents use of Dump passes supplied in the 19/2020 financial year up until the end of August 2020 due to the closure of the centre for a period of time.

2. That a media release be issued to notify the community of these changes.

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)

BUSINESS WITH NOTICE NO. BN17/2020

SUBJECT: COUNCILLOR ACCESS TO INFORMATION AND INTERACTION WITH

STAFF POLICY

MOTION Moved: Councillor Olsen Seconded: Councillor Dunn

That Council make the following change to the Councillor Access to Information and Interaction with Staff Policy.

Delete all of 4.3

Councillor Olsen withdrew the Motion.

BUSINESS WITH NOTICE NO. BN18/2020

SUBJECT: DEVELOPMENT APPLICATION APPROVALS FOR EVENTS

MOTION Moved: Councillor Olsen Seconded: Councillor Dunn

That Council review the policy for Development Application for the number of attendees to require a Development Application.

AMENDMENT Moved: Councillor Gray Seconded: Councillor Dagg

That the General Manager facilitate a briefing to outline any differences in the procedures in lodging an events Development Application between Cessnock and neighbouring Councils.

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)

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

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

MOTION Moved: Councillor Gray Seconded: Councillor Dagg

1364 **RESOLVED**

CARRIED UNANIMOUSLY

That the General Manager facilitate a briefing to outline any differences in the procedures in lodging an events Development Application between Cessnock and neighbouring Councils.

OR	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		
otal (13)	Total (0)	

BUSINESS WITH NOTICE NO. BN19/2020

SUBJECT: MULTIPURPOSE HALF COURT WITHIN ELLALONG PARK

MOTION Moved: Councillor Stapleford **Seconded:** Councillor Dunn

1365

RESOLVED

1. That the General Manager investigate the possibilities and cost of a multipurpose half court within Ellalong Park or exercise equipment.

2. That also in this investigation additional locations where multipurpose half courts or exercise equipment might be installed, such as Wollombi, Pokolbin, O'Neill park West Cessnock.

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

CORRESPONDENCE

CORRESPONDENCE NO. CO8/2020

SUBJECT: BN14/2020 - MAYBURY PEACE PARK

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1366

RESOLVED

That the correspondence from Transport for NSW regarding the intersection of Cessnock Road and Maybury Peace Park, Weston be received.

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

CORRESPONDENCE NO. CO9/2020

SUBJECT: MM4/2020 - COVID-19 PANDEMIC - FINANCIAL ASSISTANCE

MOTION Moved: Councillor Doherty **Seconded:** Councillor Fitzgibbon

1367

RESOLVED

That Council notes the correspondence received from The Assistant Minister to the Prime Minister and Cabinet, The Hon Ben Morton MP on behalf of the Prime Minister, the Hon Scott Morrison MP regarding the request for financial support and stimulus packages to local government to enable them to continue to operate effectively and provide essential services during the COVID-19 pandemic.

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

CORRESPONDENCE NO. CO10/2020

SUBJECT: BN10/2020 NOM - FUNDING SUPPORT FOR YOUTH PROGRAMS

MOTION Moved: Councillor Fitzgibbon **Seconded:** Councillor Burke

1368

RESOLVED

- 1. That Council notes the correspondence from the Hon. Bronnie Taylor MLC, Minister for Mental Health, Regional Youth and Women in relation supporting Regional programs such as Cessnock Youth Centre and Outreach Service.
- 2. That Council write to the Hon Greg Hunt MP Minister of Health asking him to honour the Coalitions pre election promise to establish a full service Headspace in Cessnock.

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 (0) **Total (13)**

COUNCILLORS REPORTS



8.41PM

Confidential reports (closed session)

MOTION Moved: Councillor Burke Seconded: Councillor Sander

1369 **RESOLVED**

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

FOR		AGAINST	
Councillo	r Olsen		
Councillo	•		
Councillo	r Dunn		
Councillo	r Fagg		
Councillo	r Stapleford		
Councillo	r Suvaal		
Councillo	r Fitzgibbon		
Councillo	r Gray		
Councillo	r Dagg		
Councillo	r Burke		
Councillo			
Councillo	•		
Councillo	-		
Total (13))	Total (0)	
CARRIED LINANIMO	NICI V		
CARRIED UNANIMO	JUSLY		

8.43PM

Open Session

That the meeting move back into open session and the General Manager reported on the outcomes.

CORPORATE AND COMMUNITY NO. CC67/2020

SUBJECT:

MINUTES OF THE CONFIDENTIAL STRATEGIC PROPERTY & **COMMUNITY FACILITIES COMMITTEE MEETING HELD 2 JULY 2020**

This matter is considered to be confidential under Section 10A(2) (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

MOTION 1370 RESOLVED Moved: Councillor Dunn

Seconded: Councillor Sander

- That the Minutes of the Confidential Strategic Property & Community Facilities Committee of 2 July 2020 be adopted as a resolution of the Ordinary Council.
- 2. That Council endorse the sale of 16 Vincent Street Cessnock Lot 901 DP 1145687 and 3A Cumberland Street Cessnock Lot 902 DP 1145687.
- That the General Manager be delegated to negotiate the sale in accordance 3. with independent valuation advice and execute documentation required to effect the transaction at a timing the General Manager deems most beneficial to Council and that the building can be used for operational (non-public) purposes whilst it is retained by Council.
- 4. That the residual funds from the sale of the premises at 16 Vincent Street and 3A Cumberland Street, Cessnock be allocated to the establishment of the **Cultural HUB at the Cessnock Performing Arts Centre.**

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)
Councillor Stapleford Councillor Suvaal Councillor Fitzgibbon Councillor Gray Councillor Dagg Councillor Burke Councillor Sander Councillor Lyons Councillor Pynsent	Total (0)

WORKS AND INFRASTRUCTURE NO. WI64/2020

SUBJECT: MINUTES OF THE CONFIDENTIAL FLOODPLAIN MANAGEMENT

COMMITTEE MEETING HELD 3 JUNE 2020

This matter is considered to be confidential under Section 10A(2) (dii) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

MOTION Moved: Councillor Gray Seconded: Councillor Lyons

1371

RESOLVED

1. That the Minutes of the Confidential Floodplain Management Committee of 3 June 2020 be adopted as a resolution of the Ordinary Council.

2. FLOCLM8/2020

a) That Council endorses the public exhibition of the draft Heddon Greta Minor Flood Study and Concept Design for 42 days.

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)	

MOTION OF URGENCY

INVITATION TO SPORTING TEAMS MOTION Councillor Suvaal Councillor Gray Moved: Seconded: 1372 **RESOLVED** That the General Manager urgently write to the NRL, A-League, Rugby Union and other relevant sporting bodies outlining the fantastic facilities and accommodation available in the Cessnock LGA should they wish to base a team here during the current COVID-19 pandemic. **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 The Meeting Was Declared Closed at 8.47pm CONFIRMED AND SIGNED at the meeting held on 5 August 2020CHAIRPERSON

......GENERAL MANAGER