

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 18 MARCH 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
Director Planning and Environment
Director Corporate and Community Services
Director Works and Infrastructure
Strategic Planning Manager
Economic Development & Tourism Manager
Building Services Team Leader
Corporate Governance Officer
Acting General Managers Executive Assistant

APOLOGY: **NIL**

MINUTES:

MOTION

Moved: Councillor Sander
Seconded: Councillor Suvaal

1203

RESOLVED that the Minutes of the Ordinary Meeting of Council held on 4 March 2020, as circulated, be taken as read and confirmed as a correct record.

FOR

Councillor Doherty
Councillor Dunn
Councillor Fagg
Councillor Stapleford
Councillor Suvaal
Councillor Fitzgibbon
Councillor Gray
Councillor Burke
Councillor Sander
Councillor Lyons
Councillor Pynsent
Total (11)

AGAINST

Councillor Olsen
Councillor Dagg

Total (2)

CARRIED

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI4/2020

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.

WI26/2020 - Bridges Hill Regional Playground - Councillor Dunn declared a Non Pecuniary Interest Less than Significant conflict for the reason that he is a member of Wine Country Lions Club. Councillor Dunn 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.

GMU8/2020 - Minutes of the Town Coordinators Review Committee – 26 February 2020 – Councillor Burke declared a Pecuniary Interest for the reason that he is a Town Coordinator contracted by Cessnock Chamber of Commerce. Councillor Burke advised that he will leave the chamber and take no part in discussion and voting.

GMU7/2020 - NSW Government's Economic Recovery and Community Resilience funding proposal - Councillor Burke declared a Non Pecuniary Interest Less than Significant conflict for the reason that the Cessnock Chamber of commerce are partners in the ACC. Councillor Burke advised that he will leave the Chamber and take no part in discussion and voting.

GMU6/2020 - Cessnock Correctional Centre Access - Councillor Suvaal declared a Non Pecuniary Less than Significant Conflict for the reason that his sister is an employee of Justice Health at the Cessnock Correctional Centre. Councillor Suvaal 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.

PETITIONS

NIL

ADDRESS BY INVITED SPEAKERS

Councillor Suvaal declared a Non Pecuniary Less than Significant Conflict for the reason that his sister is an employee of Justice Health at the Cessnock Correctional Centre. Councillor Suvaal remained in the chamber and participated in discussion and voting.

The following person has been invited to address the meeting of Council:

Speakers	For / Against	Report	Page No.	Duration
Craig Findley	Not Specified	GMU6/2020 – Cessnock Correctional Centre Access	53	3 mins

EXTENSION OF TIME

Moved:

Councillor Suvaal

Seconded:

Councillor Sander

1204

RESOLVED that extension of 1 minute be given to Mr Findley to complete his presentation.

FOR

AGAINST

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

Total (0)

CARRIED UNANIMOUSLY

GENERAL MANAGER'S UNIT NO. GMU6/2020

SUBJECT: CESSNOCK CORRECTIONAL CENTRE ACCESS

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Gray
1205

RESOLVED

1. That Council notes the final option from the State Government for the Correctional Centre Access is option 3A in the *Cessnock Correctional Complex Road Options Analysis report (December 2019)*.
2. That Council writes to the Department of Corrections stating their support for option 3A in the *Cessnock Correctional Complex Road Options Analysis report (December 2019)* pending written confirmation from Minister Roberts that this is the only option the State Government will consider and that item 6 & 7 from resolution (1158) at the Ordinary Council meeting held on 19 February 2020 be supported and funded by the State Government before Council will give its approval.

FOR

Councillor Fagg
Councillor Stapleford
Councillor Suvaal
Councillor Fitzgibbon
Councillor Gray
Councillor Dagg
Councillor Burke
Councillor Sander
Councillor Lyons
Councillor Pynsent
Total (10)

AGAINST

Councillor Olsen
Councillor Doherty
Councillor Dunn

Total (3)

CARRIED

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

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1206

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

NI2/2020	Notice of Intention to Deal with matters in Confidential Session. CC26/2020 – Request for Waiver of court Awarded Costs for Fire Safety Upgrade Orders.....	43
GMU4/2020	Minutes of the Audit and Risk Committee meeting held 11 February 2020	45
GMU7/2020	NSW Government’s Economic Recovery and Community Resilience funding proposal	57
PE11/2020	Adoption of Cessnock Flying-Fox Camp Management Plan	92
CC20/2020	2020 National General Assembly of Local Government – Update on Councillor Requests to Attend and Motions Submitted	101
CC21/2020	Erection of Neighbourhood Watch and Safety House Signs Policy – Recommendation for Revocation	105
CC22/2020	Minutes of the Aboriginal and Torres Strait Islander Committee held on Friday 28 February 2020.....	110
‡ CC23/2020	Investment Report - February 2020	115
WI23/2020	Disaster Recovery Funding Arrangement Payment	195
WI25/2020	Categorisation of Council Managed Land.....	210
‡ AQ1/2020	Barriers - Halls Road and De Beyers Road Pokolbin.....	230

Council adopt the recommendations as printed for those items.

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

Total (0)

CARRIED UNANIMOUSLY

PROCEDURAL MOTION**Moved:**

Councillor Dagg

Seconded:

Councillor Gray

1207

RESOLVED that the above item, Consideration and Adoption of all Reports by Englobo or Individually with Nominated Exceptions be recommitted to remove GMU7/2020 – NSW Government's Economic Recovery and community Resilience funding proposal from the list.

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. NI2/2020

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

**CC26/2020 - REQUEST FOR WAIVER OF COURT AWARDED COSTS
FOR FIRE SAFETY UPGRADE ORDERS**

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1208
RESOLVED

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

Report No. CC26/2020 - Request for Waiver of Court Awarded Costs for Fire Safety Upgrade Orders as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

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.

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

MAYORAL MINUTES

NIL

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU4/2020

SUBJECT: MOTIONS OF URGENCY

NIL

GENERAL MANAGER'S UNIT

GENERAL MANAGER'S UNIT NO. GMU4/2020

SUBJECT: MINUTES OF THE AUDIT AND RISK COMMITTEE MEETING HELD 11 FEBRUARY 2020

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1209
RESOLVED

That the Minutes of the Audit and Risk Committee Meeting held 11 February 2020 be adopted as a resolution of the Ordinary Council.

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

CARRIED UNANIMOUSLY

GENERAL MANAGER'S UNIT NO. GMU5/2020

**SUBJECT: NOTIFICATION OF VISITS OF FEDERAL AND STATE MINISTERS
POLICY**

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Sander
1210
RESOLVED

That Council revokes the Notification of Visits of Federal and State Ministers 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

GENERAL MANAGER'S UNIT NO. GMU7/2020

SUBJECT: NSW GOVERNMENT'S ECONOMIC RECOVERY AND COMMUNITY RESILIENCE FUNDING PROPOSAL

Councillor Burke declared a Non Pecuniary Interest Less than Significant conflict for the reason that the Cessnock Chamber of commerce are partners in the ACC. Councillor Burke advised that he will leave the Chamber and take no part in discussion and voting.

Councillor Burke left the meeting, the time being 7.35pm

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Gray
1211

RESOLVED

1. That Council endorses the following 'Program of Activities' to be funded by the \$250,000 Bushfire Community Resilience and Economic Recovery Fund grant;
 - a) \$30,000 for the design and construction of a walking trail information point in Wollombi Village,
 - b) \$10,000 for the marketing and promotional of Wollombi and Laguna community events,
 - c) \$10,000 to establish a visitor information kiosk within the Wollombi Museum,
 - d) \$30,000 to plan and deliver an event to thank the Rural Fire fighter Brigades in the Cessnock LGA and all agencies within the incident Management Team in line with the Mayoral Minute MM2/2020, Resolution 1187,
 - e) \$40,000 for Tourist Drive 33 marketing and promotional activities,
 - f) \$40,000 for the creation of a Hunter Valley ONE ROAD Great Australian Road Trip episode,
 - g) \$20,000 for a Hunter Valley cooperative marketing campaign with Destination NSW that aligns with the 'Love NSW' and 'Holiday HERE' campaigns currently being promoted,
 - h) \$20,000 for the replacement of faded Hunter Valley Visitor Centre signage,
 - i) \$20,000 for the creation of a Hunter Valley tourism smart device application that promotes the regions beauty and experiences, and
 - j) \$30,000 for a 'Buy Local' campaign to encourage increased spending within the Cessnock City Council local government area.
2. That Council delegates authority to the General Manager to manage any variance in expenditure of the grant funding as per the intent of this Council Report.

3. That an urgent meeting be called between Advance Cessnock City Partners to implement a buy local plan to support local businesses across the Local Government Area.

Councillor Doherty left the meeting, the time being 7.37pm

FOR	AGAINST
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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 (0)

CARRIED UNANIMOUSLY

GENERAL MANAGER'S UNIT NO. GMU8/2020

**SUBJECT: MINUTES OF THE TOWN COORDINATORS REVIEW COMMITTEE -
26 FEBRUARY 2020**

Councillor Burke declared a Pecuniary Interest for the reason that he is a Town Coordinator contracted by Cessnock Chamber of Commerce. Councillor Burke left the Chamber and took no part in discussion and voting.

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Gray
1212
RESOLVED

That the recommendations of the minutes of the Town Coordinators Review Committee of 26 February 2020, be adopted as a resolution of the Ordinary Council as follows:

- 1. That Council disbands the Town Co-ordinators Review Committee.**
- 2. That the future management of the Economic Development & Sponsorship Program is undertaken by the General Manager.**
- 3. That Council adopts the updated Economic Development Grants and Sponsorships Program Guidelines (Enclosure 1).**
- 4. That the following amendments be made to the Guidelines:-**
 - all heading references to (for existing participants only) be removed.**
 - Item D, paragraph 3 to be amended to read “Town Co-ordinator funding is available to all ACC partners upon application, and currently provided to two of those partners. These are the Cessnock Chamber of Commerce (covering Cessnock) and Towns with Heart (covering Kurri Kurri and district).**
 - Item D, paragraph 4 remove (15,000 plus attendees).**
- 5. That a full acquittal of the funds allocated be reported back to Council.**

Councillor Doherty returned to the meeting, the time being 7.40pm

FOR

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

Total (11)**AGAINST**

Councillor Olsen

Total (1)***CARRIED***

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

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE11/2020

SUBJECT: ADOPTION OF CESSNOCK FLYING-FOX CAMP MANAGEMENT PLAN

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1213
RESOLVED

That Council adopts the revised Cessnock Flying-Fox Camp Management Plan and repeal the existing East Cessnock Camp Management Plan.

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

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC19/2020

SUBJECT: CLASSIFICATION OF LAND - 2-4 ALLANDALE ROAD, CESSNOCK

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Gray
1214

RESOLVED

That Council classify 2-4 Allandale Road, Cessnock, being Lot 1 DP 359456 and Lot 1 DP 657198 as Operational Land.

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. CC20/2020

**SUBJECT: 2020 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT -
UPDATE ON COUNCILLOR REQUESTS TO ATTEND AND MOTIONS
SUBMITTED**

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1215
RESOLVED

1. That Council endorses the request to attend the 2020 National General Assembly of Local Government from Mayor Pynsent and that Mayor Pynsent be determined as the voting delegate.
2. That Council notes that no motions for the conference were 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

CORPORATE AND COMMUNITY NO. CC21/2020

**SUBJECT: ERECTION OF NEIGHBOURHOOD WATCH AND SAFETY HOUSE
SIGNS POLICY - RECOMMENDATION FOR REVOCATION**

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1216
RESOLVED

That Council revokes Erection of Neighbourhood Watch and Safety House Signs Policy (Policy Number S18.1).

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. CC22/2020

SUBJECT: MINUTES OF THE ABORIGINAL AND TORRES STRAIT ISLANDER COMMITTEE HELD ON FRIDAY 28 FEBRUARY 2020

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1217
RESOLVED

1. That the Minutes of the Aboriginal and Torres Strait Islander Committee held on 28 February 2020 be adopted as a resolution of the Ordinary Council.
2. That the General Manager investigate Cessnock Performing Arts Centre screening all three films being “In my blood it runs”, “Occupation Native” and “Teach a man to fish” presented at the Committee meeting as part of Council’s National Reconciliation Week and NAIDOC Week activities for 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)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC23/2020

SUBJECT: INVESTMENT REPORT - FEBRUARY 2020

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1218

RESOLVED

That Council receives the Investment Report for February 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 \$43,039,913, year to date interest earned to 29 February was \$480,999 and the interest earned for February 2020 was \$48,269.

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. CC24/2020

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Burke
1219

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 (13)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC25/2020

SUBJECT: EXCLUSION OF ITEM FROM THE AGENDA

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Burke
1220

RESOLVED

That Council notes that, as assessed by the General Manager, the received notice of motion would have been contrary to a contractual agreement, and could therefore not be included on the agenda for the Council meeting held on 4 March 2020.

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. CC27/2020

**SUBJECT: DELEGATION OF AUTHORITY - RISK MITIGATION AGAINST
POTENTIAL IMPACTS OF NOVEL CORONAVIRUS ON COUNCIL
OPERATIONS**

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Suvaal
1221
RESOLVED

1. That Council pursuant to Section 377 of the *Local Government Act 1993*, delegate authority to the Mayor and/or Deputy Mayor, and the General Manager jointly to exercise any function of Council should the need arise which would limit the orderly operations of Council in regards to the operations of the governing body of elected members.
2. That a list of any matters considered under such delegated authority be submitted for Council's information to the next available schedule Ordinary Meeting of Council after such decision is made under the temporary delegation.
3. That this temporary delegation of authority only be put into effect if the elected Council is unable to meet because of a lack of a quorum from Councillors being affected by the virus or if the administration centre or local government area is subject to a shutdown from the virus.
4. That Council reconsider the temporary delegation at the second meeting in May 2020 if possible or at the earliest possible opportunity thereafter.
5. That Council write to the Minister for Local Government with a copy to the Shadow Minister for Local Government and Local Government NSW requesting amendments to the Local Government Act and Code of Meeting Practice to allow Council meetings to be held electronically if Council deems it necessary 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

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI23/2020

SUBJECT: DISASTER RECOVERY FUNDING ARRANGEMENT PAYMENT

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1222

RESOLVED

That Council endorses the following 'Program of Works' to be funded by an additional \$416,667 Disaster Recovery Funding Arrangements payment;

- a) **\$40,000 to the Wollombi Volunteer Bush Fire Brigade to fund the installation of water tanks, rehabilitate adjoining lands and make good damaged perimeter fencing at the Wollombi Rural Fire Service Station**
- b) **\$30,000 to install a new water tank at Cessnock Airport to increase water storage for firefighting aircraft.**
- c) **An additional \$50,000 to fund embankment stabilisation works along Murrays Run Road**
- d) **\$150,000 to carry out urgent pavement testing at Cessnock Airport and undertake any identified pavement repair/upgrade works**
- e) **An additional \$146,667 to support the replacement of Yango Creek Bridge and Paynes Crossing Bridge in order to provide unimpeded access for future disaster events in the Wollombi region.**

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

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI24/2020

SUBJECT: FUNDING FOR THE FRAME DRIVE - GINGERS LANE UPGRADE PROJECT, INCLUDING AN INTERSECTION UPGRADE AT GINGERS LANE, SAWYERS GULLY ROAD AND HART ROAD.

MOTION **Moved:** Councillor Dagg **Seconded:** Councillor Sander
1223

RESOLVED

1. That Council re-allocates \$1,122,000 of funds within the 2019-20 Local Road Renewal Program to undertake Stage 2 of the Gingers Lane project.
2. That Council allocates \$1,926,000 in the 2020-21 Local Road Renewal Program to undertake Stages 3 & 4 of the Gingers Lane project.
3. That in the event that Council's application into the Fixing Country Roads 2019 Round 2 Program is successful, Council redistributes any unspent Local Road Renewal Program funds back into the 2020-21 Local Road Renewal Program and include Mount View Road Cessnock from Barrett Avenue to Links Avenue Cessnock pending the completion of the new access to the Corrective Centre.

FOR

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

Total (12)

AGAINST

Councillor Olsen

Total (1)

CARRIED

WORKS AND INFRASTRUCTURE NO. WI25/2020

SUBJECT: CATEGORISATION OF COUNCIL MANAGED LAND

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1224

RESOLVED

That Council notifies the Minister administering the *Crown Land Management Act 2016* in writing of the initial categorisation as listed in Enclosure 1, assigned to Crown land appointed to Council, as referred to in Section 36 of the *Local Government Act 1993*.

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

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI26/2020

SUBJECT: BRIDGES HILL REGIONAL PLAYGROUND

Councillor Dunn declared a Non Pecuniary Interest Less than Significant conflict for the reason that he is a member of Wine Country Lions Club. Councillor Dunn remained in the Chamber and participated in discussion and voting.

MOTION **Moved:** Councillor Fitzgibbon **Seconded:** Councillor Suvaal
1225

RESOLVED

That Council notes the progress of the Bridges Hill Regional Playground project.

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

BUSINESS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

BUSINESS WITH NOTICE NO. BN8/2020

SUBJECT: COSTINGS OF PROJECTS

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

In a recent flyer promoting Council there is a list of completed projects. On those following projects can we get the following information:

1. Original budget provided and final cost?
2. Timeframe, were the projects completed on time and if not how much over estimated timeframe?
3. Which projects were completed by Council staff and which were completed by contractors?
4. Have any failed or needed repairs after completion?
 - *Stages 1 & 2 Bridges Hill Park Playground and Access Improvements*
 - *Jeffries Park, Abermain upgrade*
 - *Weston Civic Centre Toilet upgrade*
 - *Frame Drive Abermain upgrade*
 - *Citywide Shade Sail Program – installation of 9 shade sails at local parks*
 - *Upgrade of Cessnock CBD – Cooper & Charlton Street*
 - *Installation of Hunter Valley Wine Country Signage*
 - *Sawpit Road, Cedar Creek causeway construction*
 - *Kurri Kurri Lawn Cemetery extension*
 - *Veterans Memorial Park, Aberdare upgrade*
 - *Kurri Kurri Aquatic & Fitness Centre and Cessnock Pool Renewal Program*

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

That Council notes the information on projects within the works program is already available to Councillors and the public in the following documents:

- Delivery Program
- Operational Plan
- Quarterly Review of Delivery Program
- Quarterly Budget Review Statements
- Annual Report
- End of Term Report
- Information in council reports where funding opportunities are present
- Cessnock under construction flyer

FOR	AGAINST
Councillor Doherty	Councillor Olsen
Councillor Dunn	Councillor Stapleford
Councillor Fagg	
Councillor Suvaal	
Councillor Fitzgibbon	
Councillor Gray	
Councillor Dagg	
Councillor Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (11)	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
1226
RESOLVED

That Council notes the information on projects within the works program is already available to Councillors and the public in the following documents:

- Delivery Program
- Operational Plan
- Quarterly Review of Delivery Program
- Quarterly Budget Review Statements
- Annual Report
- End of Term Report
- Information in council reports where funding opportunities are present
- Cessnock under construction flyer

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

BUSINESS WITH NOTICE NO. BN9/2020

SUBJECT: WORKS BUDGET ITEMS ANNUAL REPORT

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

At the end of every financial year our Works Department supply a report with regards to all budgeted works with the following information:-

1. Original budget provided and final cost
2. Timeframe, area all projects completed, on time and if not how much over estimated timeframe
3. Which projects were completed by Council staff and which were completed by contractors
4. Have any failed or needed repairs after completion
5. If projects are not completed, go over budget or fail explanations for these happening.

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

That Council notes the information on projects within the works program is already available to Councillors and the public in the following documents:

- Delivery Program
- Operational Plan
- Quarterly Review of Delivery Program
- Quarterly Budget Review Statements
- Annual Report
- End of Term Report
- Information in council reports where funding opportunities are present
- Cessnock under construction flyer

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)

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

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

MOTION

1227

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

That Council notes the information on projects within the works program is already available to Councillors and the public in the following documents:

- Delivery Program
- Operational Plan
- Quarterly Review of Delivery Program
- Quarterly Budget Review Statements
- Annual Report
- End of Term Report
- Information in council reports where funding opportunities are present
- Cessnock under construction flyer

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**

BUSINESS WITH NOTICE NO. BN10/2020

SUBJECT: YOUTH CENTRE

MOTION **Moved:** Councillor Olsen **Seconded:** Councillor Dunn

Council supply a report on the operation of the Youth Centre on Aberdare Road with the following information prior to the setting of the next budget:

1. Number of staff
2. How often is the Aberdare Road complex open and for how long
3. Do they still do school activities
4. Is there support for youth attending court
5. What is the main aim of the Youth Centre.

AMENDMENT **Moved:** Councillor Burke **Seconded:** Councillor Gray

1. That Council notes and acknowledges the work that CYCOS does within our Local Government Area and the importance of having these services for young people.
2. That Council puts out a media release to inform the community of the services that are provided to the community by the centre and its staff.
3. That Council keep track and apply for any upcoming funding available to boost youth programs within the Cessnock LGA.
4. That the General Manager writes to the Minister for Regional Youth Bronnie Taylor MP calling on the State Government to support Regional programs such as CYCOS with funding to support
 - The expansion of Head Space in the Cessnock Local Government Area
 - Youth Mental Health programs
 - Youth Suicide prevention programs
 - Youth drug and alcohol programs
 - Youth Bullying programs
5. That a briefing be held with Councillors to provide an update on CYCOS activities and programs.

FOR

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

Total (11)**AGAINST**

Councillor Olsen
Councillor Doherty

Total (2)

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

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

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

1228

RESOLVED

1. That Council notes and acknowledges the work that CYCOS does within our Local Government Area and the importance of having these services for young people.
2. That Council puts out a media release to inform the community of the services that are provided to the community by the centre and its staff.
3. That Council keep track and apply for any upcoming funding available to boost youth programs within the Cessnock LGA.
4. That the General Manager writes to the Minister for Regional Youth Bronnie Taylor MP calling on the State Government to support Regional programs such as CYCOS with funding to support
 - The expansion of Head Space in the Cessnock Local Government Area
 - Youth Mental Health programs
 - Youth Suicide prevention programs
 - Youth drug and alcohol programs
 - Youth Bullying programs
5. That a briefing be held with Councillors to provide an update on CYCOS activities and programs.

FOR

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

Total (11)**AGAINST**

Councillor Olsen
Councillor Doherty

Total (2)***CARRIED***

BUSINESS WITH NOTICE NO. BN11/2020

SUBJECT: MOUNT VIEW ROAD FUNDING RE-STATEMENT

MOTION **Moved:** Councillor Olsen **Seconded:** Councillor Dunn

That Council re-instate funding to the 2020/21 budget for Mount View Road Cessnock that was deferred from the 2017/18 Local Road Renewal Program RRL-2018-010 from Barrett Avenue to Links Avenue as the road is deteriorating and needs these repairs as a matter of urgency.

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

That Council notes that Mount View road from Barrett Avenue to Links Avenue has been returned to the Local Road Renewal Program as per motion WI24/2020.

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)

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

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

MOTION

1229

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

That Council notes that Mount View road from Barrett Avenue to Links Avenue has been returned to the Local Road Renewal Program as per motion WI24/2020.

FOR

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

Total (12)**AGAINST**

Councillor Olsen

Total (1)**CARRIED**

BUSINESS WITH NOTICE NO. BN12/2020

SUBJECT: TRAFFIC ISSUES HEDDON GRETA

MOTION

Moved: Councillor Gray

Seconded: Councillor Burke

1230

MOTION

That the General Manager Investigate the concerns of the residents of Heddon Greta with the installation of traffic lights at Heddon Street and Main Road and the potential impact on the local road network. In particular investigating the excessive speeding issues that are now prevalent along Radford Street and surrounding feeder roads, with traffic calming options.

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

BUSINESS WITH NOTICE NO. BN13/2020

SUBJECT: RUBBISH BINS IN PARKS IN CESSNOCK LOCAL GOVERNMENT AREA

MOTION **Moved:** Councillor Lyons **Seconded:** Councillor Suvaal
1231

MOTION

That a report comes back to council outlining the parks in Cessnock LGA that have no rubbish bins, a prioritised plan to provide these services, costs involved and possible funding options.

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

CARRIED UNANIMOUSLY

QUESTIONS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

QUESTIONS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN NO. QWNG2/2020

SUBJECT: QUESTIONS OF WHICH WRITTEN NOTICE HAS BEEN GIVEN

FOR COUNCIL'S INFORMATION

ANSWERS TO QUESTIONS FOR NEXT MEETING

ANSWERS TO QUESTIONS FOR NEXT MEETING NO. AQ1/2020

SUBJECT: BARRIERS - HALLS ROAD AND DE BEYERS ROAD POKOLBIN

MOTION **Moved:** Councillor Doherty **Seconded:** Councillor Dagg
1232

FOR COUNCIL'S 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 Burke	
Councillor Sander	
Councillor Lyons	
Councillor Pynsent	
Total (13)	

Total (0)

CARRIED UNANIMOUSLY

COUNCILLORS REPORTS

NIL

9.04PM

Confidential reports (closed session)

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Sander
1233

RESOLVED

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

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

Total (13)

Total (0)

CARRIED UNANIMOUSLY

9.10PM

Open Session

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

CORPORATE AND COMMUNITY NO. CC26/2020

SUBJECT: REQUEST FOR WAIVER OF COURT AWARDED COSTS FOR FIRE SAFETY UPGRADE ORDERS

This matter is considered to be confidential under Section 10A(2) (b) of the Local Government Act, as it deals with discussion in relation to the personal hardship of a resident or ratepayer.

MOTION **Moved:** Councillor Suvaal **Seconded:** Councillor Gray
1234
RESOLVED

That Council declines the request for waiver of costs as awarded by the Land and Environment Court.

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 9.10pm

CONFIRMED AND SIGNED at the meeting held on 1 April 2020

.....**CHAIRPERSON**

.....**GENERAL MANAGER**