



7 October 2022

To All Councillors

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993, that an Extraordinary Meeting of Council will be held in the Council Chambers on Wednesday, 12 October, 2022 at 5.15pm, for the purposes of transacting the undermentioned business.

AGENDA:

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| (1) | ACKNOWLEDGEMENT OF TRADITIONAL LAND OWNERS | |
| (2) | OPENING PRAYER | |
| (3) | RECEIPT OF APOLOGIES | |
| (4) | DISCLOSURES OF INTEREST | |
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| (5) | WORKS AND INFRASTRUCTURE | |
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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
- Accountability
- Respect
- Excellence
- Teamwork

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 adopted Model Code of Conduct

Council adopted its current Code of Conduct on 16 September 2020. 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. Councillors took an oath or affirmation at the commencement of their term of office under s233A of the *Local Government Act 1993* (NSW) and are therefore obligated under Council's Code of Conduct to disclose and appropriately manage their conflicts of interest.

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



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Disclosures Of Interest

Report No. PPD16/2022

Corporate and Community Services



SUBJECT: *DISCLOSURES OF INTEREST*

RESPONSIBLE OFFICER: *Chief Financial Officer - Matthew Plumridge*

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

Works and Infrastructure

Report No. WI64/2022

Works and Infrastructure



SUBJECT: *MINUTES OF LOCAL TRAFFIC COMMITTEE MEETING HELD 6 OCTOBER 2022.*

RESPONSIBLE OFFICER: *Traffic Engineering Officer - Nathan Goodbun
Infrastructure Manager - Cameron Clark*

RECOMMENDATION

That the Minutes of the Cessnock Local Traffic Committee Meeting of 6 October 2022 be adopted as a resolution of the Ordinary Council.

- **TC37/2022** - That Council authorises the temporary regulation of traffic on Broke Road, McDonalds Road, Gillards Road, Halls Road, Lovedale Road and Wine Country Drive, Pokolbin for the Grapevine Gathering in accordance with Various Roads Pokolbin _ Hope Estate Events Traffic Control Plans.
- **TC38/2022** - That Council authorises the temporary regulation of traffic on Broke Road, McDonalds Road, Palmers Lane and Wine Country Drive, Pokolbin for A Day on the Green in accordance with Various Roads Pokolbin _ A Day on the Green Traffic Control Plans.

MINUTES OF LOCAL TRAFFIC COMMITTEE MEETING OF CESSNOCK CITY COUNCIL HELD VIA ELECTRONIC PLATFORM CLOSING 6 OCTOBER 2022

OPENING: The meeting was opened at 9.30am

PRESENT: Councillor J Hawkins (in the Chair)
Inspector J Gorgievski – NSW Police
Mr Clayton Barr MP – NSW State Member
Mr J Markulin – TfNSW

CONFIRMATION OF MINUTES

NOTED that the Minutes of the Local Traffic Committee held on 19 September 2022, as circulated, were previously confirmed as a true and correct record.

DISCLOSURES OF INTEREST

Nil

Works and Infrastructure

Report No. WI64/2022

Works and Infrastructure



BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

MOTIONS OF URGENCY

Nil

LISTED MATTERS

SUBJECT: ***VARIOUS ROADS, POKOLBIN
TEMPORARY REGULATION OF TRAFFIC
GRAPEVINE GATHERING***

REPORT NO.: ***TC37/2022***

REFERENCE.: ***46 2022 5 1***

MATTER

Council has received an application for the temporary regulation of traffic in connection with an existing development approval for Hope Estate Concert events, and has assessed the application along with the associated Traffic Management Plan (TMP) and Traffic Control Plans (TCP's).

Consent is sought under Section 116 of the *Roads Act 1993*, to regulate traffic on various roads in Pokolbin in connection with this application.

DISCUSSED: The matter was considered by each voting member as per the report with comments provided as follows.

It was noted that:

- Council's approval will be conditional on an ROL being issued by TfNSW for the regulatory traffic controls on Wine Country Drive;
- The proposed portable / temporary traffic control signals for the intersection of Lovedale Road and Wine Country Drive are required only for event ingress. The TCP requires modification to reflect the intersection as having four legs, all of which need to be controlled.
- The proposed wayfinding signage by means of Intersection Direction signage is not considered an appropriate measure for temporary signage. Alternatively, it is recommended that Variable Message Signs with appropriate messaging be in place at:
 - Broke Road approaching Wine Country Drive; and
 - McDonalds Road approaching Wine Country Drive.

Works and Infrastructure

Report No. WI64/2022

Works and Infrastructure



RECOMMENDATION

That Council authorises the temporary regulation of traffic on Broke Road, McDonalds Road, Gillards Road, Halls Road, Lovedale Road and Wine Country Drive, Pokolbin for the Grapevine Gathering in accordance with Various Roads Pokolbin _ Hope Estate Events Traffic Control Plans.

SUPPORT: Unanimous

SUBJECT: **VARIOUS ROADS, POKOLBIN
TEMPORARY REGULATION OF TRAFFIC
A DAY ON THE GREEN**

REPORT NO.: **TC38/2022**

REFERENCE.: **46 2022 4 1**

MATTER

Council has received an application for the temporary regulation of traffic in connection with an existing development approval for 'A Day on the Green', and has assessed the application along with the associated Traffic Management Plan (TMP) and Traffic Control Plans (TCP's).

Consent is sought under Section 116 of the *Roads Act 1993*, to regulate traffic on various roads in Cessnock in connection with this application.

DISCUSSED: The matter was considered by each voting member as per the report with comments provided as follows:

- It was noted that Council's approval will be conditional on an ROL being issued by TfNSW for the regulatory traffic controls on Wine Country Drive.

RECOMMENDATION

That Council authorises the temporary regulation of traffic on Broke Road, McDonalds Road, Palmers Lane and Wine Country Drive, Pokolbin for A Day on the Green in accordance with Various Roads Pokolbin _ A Day on the Green Traffic Control Plans.

SUPPORT: Unanimous

CLOSURE

All Responses received by 6 October 2022.

ENCLOSURES

There are no enclosures for this report.