

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL  
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 13 DECEMBER 2023, COMMENCING  
AT 6:30PM**

**PRESENT:** His Worship the Mayor, Councillor J Suvaal (in the Chair) and Councillors Dunn, Jurd, Hawkins, Olsen, Burke, Moores, Jackson, Watton, Sander, Grine, Hill, and Paynter.

**IN ATTENDANCE:** General Manager  
Acting Director Planning and Environment (Strategic Planning Manager)  
Director Corporate and Community Services  
Director Works and Infrastructure  
Chief Financial Officer  
Governance and Council Support Coordinator  
Communications & Engagement Manager  
Principal Community Engagement Officer  
Community Engagement Officer  
Media & Communications Officer  
Help Desk Support Officer  
Senior Governance Officer  
Executive Assistant Corporate & Community Services

**Council Prayer:**

The Council Prayer was conducted by Pastor Michael Anway from Kurri Kurri Baptist Church.

**MINUTES:** **MOTION** **Moved:** Councillor Hill  
**Seconded:** Councillor Sander  
645  
**RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 15 November 2023, as circulated, be taken as read and confirmed as a correct record.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Olsen
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (12)</b>	<b>Total (1)</b>

**CARRIED**

***DISCLOSURES OF INTEREST***

***DISCLOSURES OF INTEREST NO. DI11/2023***

***SUBJECT: DISCLOSURES OF INTEREST***

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**Nil**

***PETITIONS***

**Nil**

## ***ADDRESS BY INVITED SPEAKERS***

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

<b>Speakers</b>	<b>Company</b>	<b>For / Against</b>	<b>Report</b>	<b>Page No.</b>	<b>Duration</b>
Robert Bedford	Apex Australia	Against	W147/2023 - Renaming of Apex Park Cessnock	<b>4</b>	3 mins

**WORKS AND INFRASTRUCTURE NO. WI47/2023**

**SUBJECT: RENAMING OF APEX PARK CESSNOCK**

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**MOTION**      **Moved:** Councillor Sander      **Seconded:** Councillor Hill  
646

**RESOLVED**

1.      **That Council does not support the proposal to rename Apex Park to Cessnock Rotary Park**
  
2.      **That Council in consultation with Cessnock Rotary Club identifies locations that may be suitable to establish a new Cessnock Rotary Park in the city.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

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

Nil

**NOTICE OF INTENTION TO DEAL WITH MATTERS IN  
CONFIDENTIAL SESSION**

**NOTICE OF INTENTION NO. NI8/2023**

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

**REPORT GMU13/2023 - CODE OF CONDUCT: CONSIDERATION OF  
FINAL INVESTIGATION REPORT AND RECOMMENDATION OF  
FORMAL CENSURE - COUNCILLOR OLSEN**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Sander  
647  
**RESOLVED**

1. That Council considers in Confidential Session the following matters in accordance with Sections 10A (2) (i) of the *Local Government Act 1993*:
  - Report GMU13/2023 – Code of Conduct: Consideration of Final Investigation Report and Recommendation of Formal Censure – Councillor Olsen as the report contains alleged contraventions of any code of conduct requirements applicable under section 440.
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**

Councillor Jackson  
Councillor Dunn  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Suvaal  
**Total (8)**

**AGAINST**

Councillor Moores  
Councillor Paynter  
Councillor Watton  
Councillor Olsen  
Councillor Jurd  
  
**Total (5)**

**CARRIED**

# MAYORAL MINUTES

## MAYORAL MINUTES NO. MM9/2023

**SUBJECT: NSW REGIONAL DEVELOPMENT ROAD MAP AND TRUST FUND - COUNCIL ENDORSE SUBMISSION**

---

**MOTION**      **Moved:**    Councillor Suvaal  
648

**RESOLVED**

1. That Council note that the Resources for Regions Grant Funding has been discontinued.
2. That Council note the NSW Government is undertaking a comprehensive review of the approach by which it invests funding into Regional NSW, via the Regional Development and Road Map process and Trust Fund.
3. That Council make a submission regarding the terms and grant criteria to be established for the Regional Development and Road Map process and Trust Fund.
4. That Council provide a copy of the submission to Councillors prior to the supply of submission to NSW Government.

**FOR**

**AGAINST**

Councillor Jackson  
Councillor Moores  
Councillor Dunn  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Paynter  
Councillor Watton  
Councillor Olsen  
Councillor Jurd  
Councillor Suvaal

**Total (13)**

**Total (0)**

**CARRIED UNANIMOUSLY**

**MAYORAL MINUTES NO. MM10/2023**

**SUBJECT: RURAL FIRES AMENDMENT (RED FLEET) BILL 2023 - SUBMISSION TO PUBLIC ACCOUNTS COMMITTEE**

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**MOTION**      **Moved:**    Councillor Suvaal

649

**RESOLVED**

That Council endorses a submission being made to the Public Accounts Committee regarding the Rural Fires Amendment (Red Fleet) Bill 2023, that notes:

1. Council has no control over the acquisition, deployment or disposal of Rural Fire Service assets;
2. That Rural Fire Service assets are accounted for differently to NSW Fire and Rescue and the State Emergency Service whose assets are vested in the State Government; and
3. Council endorses legislative change to have Rural Fire Services mobile assets vest in the State Government instead of Council.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**



**MAYORAL MINUTES NO. MM11/2023**

**SUBJECT: MINUTES OF THE GENERAL MANAGERS EMPLOYMENT ARRANGEMENTS COMMITTEE OF CESSNOCK CITY COUNCIL HELD 22 NOVEMBER 2023**

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**MOTION**      **Moved:**      Councillor Suvaal

**That the Minutes of the Organisation and General Managers Performance Review Committee of 22 November 2023 be adopted as a resolution of the Ordinary Council.**

**AMENDMENT**      **Moved:**      Councillor Olsen      **Seconded:**      Councillor Jurd

That the report be deferred until February 2024 Council Meeting.

**FOR**

Councillor Watton  
Councillor Olsen  
Councillor Jurd

**Total (3)**

**AGAINST**

Councillor Jackson  
Councillor Moores  
Councillor Dunn  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Paynter  
Councillor Suvaal

**Total (10)**

The Amendment was PUT and LOST.

The Motion was then PUT and CARRIED.

**MOTION**      **Moved:**      Councillor Suvaal

650

**RESOLVED**

**That the Minutes of the Organisation and General Managers Performance Review Committee of 22 November 2023 be adopted as a resolution of the Ordinary Council.**

**FOR**

Councillor Jackson  
Councillor Moores  
Councillor Dunn  
Councillor Burke  
Councillor Grine  
Councillor Sander  
Councillor Hill  
Councillor Hawkins  
Councillor Paynter  
Councillor Watton  
Councillor Suvaal

**Total (11)**

**AGAINST**

Councillor Olsen  
Councillor Jurd

**Total (2)**

**CARRIED**

**MOTIONS OF URGENCY**

**MOTIONS OF URGENCY NO. MOU11/2023**

**SUBJECT: MOTIONS OF URGENCY**

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**Nil**

## **GENERAL MANAGER'S UNIT**

### **GENERAL MANAGER'S UNIT NO. GMU10/2023**

**SUBJECT: MINUTES OF THE AUDIT AND RISK COMMITTEE MEETING HELD 8 NOVEMBER 2023**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
651  
**RESOLVED**

**That the Minutes of the Audit and Risk Committee Meeting held 8 November 2023 be adopted as a resolution of the Ordinary Council.**

*Councillor Grine left the meeting, the time being 7.13pm*

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**GENERAL MANAGER'S UNIT NO. GMU11/2023**

**SUBJECT: MINUTES OF THE EXTRAORDINARY AUDIT & RISK COMMITTEE MEETING HELD ON 23 NOVEMBER 2023**

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**MOTION**      **Moved:** Councillor Dunn      **Seconded:** Councillor Burke  
652

**RESOLVED**

1. That the Minutes of the Extraordinary Audit and Risk Committee Meeting held 23 November 2023 be adopted as a resolution of the Ordinary Council.
2. That Council notes that the final audit report was not endorsed by the committee as the audit office had not completed its audit and was not in a position to provide a finalised audit opinion.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**GENERAL MANAGER'S UNIT NO. GMU12/2023**

**SUBJECT:     AUDIT AND RISK COMMITTEE ANNUAL REPORT 2022-23**

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**MOTION**       **Moved:**   Councillor Hill           **Seconded:**   Councillor Sander  
653  
**RESOLVED**

**That Council receives and notes the Audit and Risk Committee's Annual Report for the period from 1 July 2022 to 30 June 2023.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (12)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

*Councillor Grine returned to the meeting, the time being 7.15pm*

## **PLANNING AND ENVIRONMENT**

### **PLANNING AND ENVIRONMENT NO. PE42/2023**

**SUBJECT: UPDATED STRATEGIC PLANNING POLICIES - CLIMATE CHANGE, CONTAMINATED LAND AND HERITAGE**

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**MOTION**            **Moved:**    Councillor Hill                    **Seconded:**    Councillor Burke  
654  
**RESOLVED**

1. That Council places the revised Climate Change, Contaminated Land and Heritage Policies on public exhibition for a period of 28 calendar days;
2. That Council adopts the revised Climate Change, Contaminated Land and Heritage Policies the day after the public exhibition period concludes, if no unresolved submissions are received.
3. That Council rescinds the 2020 Climate Change, Contaminated Land and Heritage Policies from the date the revised 2023 Climate Change, Contaminated Land and Heritage Policies are adopted.

*Councillor Jackson left the meeting, the time being 7.21pm*

*Councillor Jackson returned to the meeting, the time being 7.25pm*

<b>FOR</b>	<b>AGAINST</b>
Councillor Moores	Councillor Paynter
Councillor Dunn	Councillor Watton
Councillor Burke	Councillor Olsen
Councillor Grine	Councillor Jurd
Councillor Sander	Councillor Jackson
Councillor Hill	
Councillor Hawkins	
Councillor Suvaal	
<b>Total (8)</b>	<b>Total (5)</b>

**CARRIED**

**PLANNING AND ENVIRONMENT NO. PE43/2023**

**SUBJECT: CESSNOCK DEVELOPMENT CONTROL PLAN 2010  
"INTRODUCTION AND LEGISLATIVE CONTEXT" AND  
"DEVELOPMENT BASED PROVISIONS-CENTRES" - POST  
EXHIBITION**

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**MOTION**            **Moved:**    Councillor Hill                    **Seconded:**    Councillor Sander  
655  
**RESOLVED**

1.     **That Council adopt the "Introduction and Legislative Context" and "Centres" Chapters of the Cessnock Development Control Plan 2010.**
2.     **That Council repeal the Chapters "Part A Introduction", "E16 Cessnock Commercial Precinct" and "E19 Branxton Town Centre".**
3.     **That Council notify in writing the persons who made a submission of Council's decision.**

*Councillor Hawkins left the meeting, the time being 7.33pm*

*Councillor Hawkins returned to the meeting, the time being 7.34pm*

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Moores
Councillor Dunn	Councillor Paynter
Councillor Burke	Councillor Watton
Councillor Grine	Councillor Olsen
Councillor Sander	Councillor Jurd
Councillor Hill	
Councillor Hawkins	
Councillor Suvaal	
<b>Total (8)</b>	<b>Total (5)</b>

**CARRIED**

**PLANNING AND ENVIRONMENT NO. PE44/2023**

**SUBJECT: DEVELOPMENT APPLICATION PERFORMANCE MONITORING REPORT - SEPTEMBER QUARTER 2023**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
656

**RESOLVED**

**That Council receives and notes the Development Performance Monitoring Report for September quarter 2023/2024.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**



## **CORPORATE AND COMMUNITY**

### **CORPORATE AND COMMUNITY NO. CC80/2023**

**SUBJECT: COUNCIL RECESS PERIOD - DELEGATION TO MAYOR AND GENERAL MANAGER**

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**MOTION**      **Moved:** Councillor Burke      **Seconded:** Councillor Sander  
657  
**RESOLVED**

1. That Council be in recess from 14 December 2023 to 31 January 2024.
2. That Council pursuant to Section 377 of the *Local Government Act 1993*, delegate authority to the Mayor and the General Manager jointly to exercise any function of Council during the recess period.
3. That a list of matters considered, if any, under such delegated authority be submitted for Council's information to the February 2024 meeting.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Olsen
Councillor Moores	Councillor Jurd
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (11)</b>	<b>Total (2)</b>

**CARRIED**

**CORPORATE AND COMMUNITY NO. CC81/2023**

**SUBJECT: ANNUAL CODE OF CONDUCT COMPLAINTS REPORT**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Sander  
658

**RESOLVED**

**That Council notes the Annual Code of Conduct Complaints Report for the period 1 September 2022 to 31 August 2023.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Olsen
Councillor Moores	Councillor Jurd
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (11)</b>	<b>Total (2)</b>

**CARRIED**

**CORPORATE AND COMMUNITY NO. CC82/2023**

**SUBJECT: MINUTES OF THE STRATEGIC PROPERTY & COMMUNITY FACILITIES COMMITTEE MEETING HELD ON 29 NOVEMBER 2023**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Sander  
659

**RESOLVED**

**That the Minutes of the Strategic Property & Community Facilities Committee meeting held on 29 November 2023 be adopted as a resolution of the Ordinary Council.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Olsen
Councillor Moores	Councillor Jurd
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (11)</b>	<b>Total (2)</b>

**CARRIED**

**CORPORATE AND COMMUNITY NO. CC83/2023**

**SUBJECT: ANNUAL UNREASONABLE CUSTOMER CONDUCT REPORT**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
660

**RESOLVED**

**That Council notes the Annual Unreasonable Customer Conduct report for the period 1 October 2022 to 30 September 2023.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC84/2023**

**SUBJECT: INVESTMENT REPORT - NOVEMBER 2023**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Burke  
661  
**RESOLVED**

**That Council receives the Investment Report for November 2023 and notes that:**

- **Investments are held in accordance with Council’s Investment Policy, which is in accordance with the Ministerial Investment Order.**
- **Council’s month end cash and investments balance was \$91,309,937.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**CORPORATE AND COMMUNITY NO. CC85/2023**

**SUBJECT: RESOLUTIONS TRACKING REPORT**

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**MOTION**      **Moved:** Councillor Burke      **Seconded:** Councillor Grine  
662

**RESOLVED**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

## **WORKS AND INFRASTRUCTURE**

### **WORKS AND INFRASTRUCTURE NO. WI44/2023**

**SUBJECT: TENDER T2024-11 CESSNOCK REGIONAL SKATEPARK**

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**MOTION**      **Moved:** Councillor Hawkins      **Seconded:** Councillor Dunn  
663

**RESOLVED**

**That Council accepts the tender (T2024-11) from Trinity Skateparks Pty Ltd for the lump sum of \$2,021,037 (including GST) for the Cessnock Regional Skatepark.**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI45/2023**

**SUBJECT: TENDER T2024-10 - DESIGN AND CONSTRUCT WATAGAN CREEK ROAD BRIDGE #3, LAGUNA**

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**MOTION**      **Moved:** Councillor Hawkins      **Seconded:** Councillor Burke  
664

**RESOLVED**

**That Council Accept the tender from Fortec Australia Pty Ltd in the amount of \$1,013,851.30 (including GST).**

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**



**WORKS AND INFRASTRUCTURE NO. WI46/2023**

**SUBJECT: QUOTATION: Q2023-209 LANDSLIDE & REMEDIATION WORKS PACKAGE 2**

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**MOTION**      **Moved:** Councillor Hawkins      **Seconded:** Councillor Dunn  
665

**RESOLVED**

That Council accepts the quotation (Q2023-209) from Alliance Construction Group Pty Ltd for the lump sum of \$1,836,771 (including GST) for the Landslide Remedial Works – Package 2 – Minor Civil Works, subject to the formal confirmation of grant funding by Transport for NSW on behalf of the NSW Reconstruction Authority.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI48/2023**

**SUBJECT: KURRI KURRI NOSTALGIA FESTIVAL - MARCH 2024**

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**MOTION**      **Moved:** Councillor Hill      **Seconded:** Councillor Grine  
666

**RESOLVED**

**That Council endorse the in-kind support valued at \$11,424, for the following services: waste management, park management and amenity management Kurri Kurri Nostalgia Festival on 22, 23 and 24 March 2024.**

*Councillor Jurd left the meeting, the time being 8.03pm*

*Councillor Jurd returned to the meeting, the time being 8.05pm*

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**WORKS AND INFRASTRUCTURE NO. WI49/2023**

**SUBJECT: MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD 20 NOVEMBER 2023**

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**MOTION**      **Moved:**    Councillor Hawkins      **Seconded:**    Councillor Hill  
667

**RESOLVED**

That the Minutes of the Cessnock Local Traffic Committee Meeting of 20 November 2023 be adopted as a resolution of the Ordinary Council.

- **TC52/2023** - That Council authorises the temporary regulation of traffic on Paynes Crossing Road, Wollombi for the Wollombi Public Holiday Markets events in accordance with the Various Roads Wollombi \_ Wollombi Markets Traffic Control Plan.
- **TC53/2023** - That Council authorises the temporary regulation of traffic for the Red Hot Summer Tour on Broke Road, McDonalds Road and Wine Country Drive, Pokolbin in accordance with Various Roads Pokolbin \_ Red Hot Summer Tour Traffic Guidance Schemes with the following conditions:
  - Install temporary NO STOPPING zone on McDonalds Road Pokolbin, north of Broke Road for a minimum of 500m to prohibit parking both sides.
  - Relocate 40km/h temporary speed limit signage on McDonalds Road, north of Broke Road to correspond with the NO STOPPING zone and install repeater 40km/h signage at appropriate intervals.
- **TC54/2023** - That Council authorises installation of intersection controls, signage and line marking on Old Buttai Road, Buttai, in accordance with the Old Buttai Road Buttai \_ Signage & Line Marking Diagram with the following amendments:
  - Replace W2-9 (R/L) on approach to the unnamed road with W2-211-13-1n (R) 15km/h & W2-211-13n(L) 15km/h both to be amended to show side road intersection at top of curve, and duplicate both sides of the road.
  - Install W3-2 Give Way Ahead (Symbolic) on eastern leg of Old Buttai Road approximately 150m from intersecting road.
- **TC55/2023** - That Council resolves that, in accordance with the Cessnock Local Traffic Committee Terms of Reference, the 2024 meeting dates for the Cessnock Local Traffic Committee are:
  - 19 February 2024
  - 18 March 2024
  - 15 April 2024
  - 20 May 2024
  - 17 June 2024
  - 15 July 2024
  - 19 August 2024
  - 16 September 2024
  - 21 October 2024
  - 18 November 2024
  - 16 December 2024

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Olsen	
Councillor Jurd	
Councillor Suvaal	
<b>Total (13)</b>	<b>Total (0)</b>

***CARRIED UNANIMOUSLY***

## **COUNCILLOR REPORTS**

**Nil**

8.06PM

**Confidential reports (closed session)**

**MOTION**      **Moved:**    Councillor Burke      **Seconded:**    Councillor Sander  
668  
**RESOLVED**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Olsen
Councillor Moores	Councillor Jurd
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
<b>Total (11)</b>	<b>Total (2)</b>

**CARRIED**

*Councillor Olsen left the meeting, the time being 8.09pm*

*Councillor Grine left the meeting, the time being 8.09pm*

*Councillor Olsen returned to the meeting, the time being 8.12pm*

*Councillor Olsen left the meeting, the time being 8.15pm*

8.20PM

**Open Session**

**MOTION**      **Moved:**    Councillor Hill      **Seconded:**    Councillor Sander  
669  
**RESOLVED**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
<b>Total (11)</b>	<b>Total (0)</b>

**CARRIED UNANIMOUSLY**

**GENERAL MANAGER'S UNIT NO. GMU13/2023**

**SUBJECT: CODE OF CONDUCT: CONSIDERATION OF FINAL INVESTIGATION REPORT AND RECOMMENDATION OF FORMAL CENSURE - COUNCILLOR OLSEN**

*This matter is considered to be confidential under the report contains alleged contraventions of any code of conduct requirements applicable under section 440*

**MOTION**            **Moved:**    Councillor Hill            **Seconded:**    Councillor Sander  
670  
**RESOLVED**

1.     That the investigation report into the Code of conduct matter concerning Councillor Olsen provided by separate confidential enclosure be received and noted.
2.     That the oral submission from Councillor Olsen addressing the investigators recommendation be received and noted.
3.     That Council adopt the recommendation made by investigator in the investigation report.
4.     That Councillor Olsen be formally censured in accordance with clause 440G of the Local Government Act for breaching clauses 3.1(a), (b), (c), and (g) of the Cessnock City Council Code of Conduct and that the matter be referred to the Office of Local Government for further action under the misconduct provisions of the Local Government Act.

<b>FOR</b>	<b>AGAINST</b>
Councillor Jackson	Councillor Paynter
Councillor Moores	Councillor Watton
Councillor Dunn	Councillor Jurd
Councillor Burke	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Suvaal	
<b>Total (8)</b>	<b>Total (3)</b>

**CARRIED**

*The Meeting Was Declared Closed at 8.20pm*

*Councillor Grine returned to the meeting, the time being 8.20pm*

*Councillor Olsen returned to the meeting, the time being 8.20pm*

**CONFIRMED AND SIGNED** at the meeting held on 21 FEBRUARY 2024

.....CHAIRPERSON

.....GENERAL MANAGER