

**MINUTES OF ORDINARY COUNCIL MEETING OF THE CESSNOCK CITY COUNCIL
HELD IN COUNCIL CHAMBERS ON WEDNESDAY, 15 NOVEMBER 2023,
COMMENCING AT 6:30PM**

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

IN ATTENDANCE: General Manager
Acting Director Planning and Environment (Compliance Services Manager)
Director Corporate and Community Services
Director Works and Infrastructure
Acting Development Services Manager (Principal Development Planner)
Acting Strategic Planning Manager (Principal Strategic Planner)
Senior Planning Assessment Officer
Environment & Waste Services Manager
Communications & Engagement Manager
Principal Community Engagement Officer
Media & Communications Officer
Help Desk Support Officer
Council Services Team Leader
Senior Governance Officer

Council Prayer:

Council Prayer was led by Pastor Rachel Main from Beyond Church.

LEAVE OF ABSENCE:

MOTION

Moved: Councillor Sander
Seconded: Councillor Watton

616

RESOLVED that a leave of absence be granted to Councillor Olsen from 11 November 2023 to 27 November 2023.

FOR

AGAINST

Councillor Jackson
Councillor Moores
Councillor Dunn
Councillor Burke
Councillor Grine
Councillor Sander
Councillor Hill
Councillor Hawkins
Councillor Paynter
Councillor Watton
Councillor Jurd
Councillor Suvaal
Total (12)

Total (0)

CARRIED UNANIMOUSLY

MINUTES:

MOTION

Moved: Councillor Hill
Seconded: Councillor Dunn

617

RESOLVED that the minutes of the ordinary meeting of Council held on 18 October 2023, as circulated, be taken as read and confirmed as a correct record.

FOR

AGAINST

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

Total (12)

Total (0)

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST

DISCLOSURES OF INTEREST NO. DI10/2023

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.

WI37/2023 - Cessnock Waste Management Centre - Landfill Extension – Councillor Jurd declared a Pecuniary Interest for the reason that she has a family member that works at the Centre. Councillor Jurd advised that she would leave the Chamber and take no part in discussion and voting.

PETITIONS

Nil

ADDRESS BY INVITED SPEAKERS

The following people addressed the meeting of Council:

Speakers	For / Against	Report	Page No.	Duration
Brad Snedden	For	PE39/2023 - DA 8/2021/22318/1 - Alterations and Additions to Existing Cafe comprising an Amenities Building, Pop-up Coffee Stand, Juice Bar, Additional Carparking, Outdoor Lighting and Extended Cafe Trading Hours 701 Lovedale Road, Lovedale	4	3 mins

EXTENSION OF TIME

Moved:

Councillor Hawkins

Seconded:

Councillor Watton

618

RESOLVED that an extension of time of one minute be granted to Brad Snedden to complete his presentation.

FOR

AGAINST

Councillor Jackson
Councillor Moores
Councillor Dunn
Councillor Burke
Councillor Grine
Councillor Sander
Councillor Hill
Councillor Hawkins
Councillor Paynter
Councillor Watton
Councillor Jurd
Councillor Suvaal
Total (12)

Total (0)

CARRIED UNANIMOUSLY

EXTENSION OF TIME

Moved:
Seconded:

Councillor Watton
Councillor Hawkins

619

RESOLVED that a further extension of time of one minute be granted to Brad Snedden to complete his presentation.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

Matt Dillow	Against	PE39/2023 - DA 8/2021/22318/1 - Alterations and Additions to Existing Cafe comprising an Amenities Building, Pop-up Coffee Stand, Juice Bar, Additional Carparking, Outdoor Lighting and Extended Cafe Trading Hours 701 Lovedale Road, Lovedale	4	3 mins
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PLANNING AND ENVIRONMENT NO. PE39/2023

SUBJECT: DA 8/2021/22318/1 - ALTERATIONS AND ADDITIONS TO EXISTING CAFE COMPRISING AN AMENITIES BUILDING, POP-UP COFFEE STAND, JUICE BAR, ADDITIONAL CARPARKING, OUTDOOR LIGHTING AND EXTENDED CAFE TRADING HOURS

701 LOVEDALE ROAD, LOVEDALE

MOTION

Moved: Councillor Dunn

Seconded: Councillor Hill

620

RESOLVED

1. That Development Application No. 8/2022/22318/1 proposing alterations and additions to the existing cafe comprising an amenities' building, pop-up coffee stand, juice bar, additional carparking, outdoor lighting and extended cafe trading hours at Lot 81, DP831654, 701 Lovedale Road, Lovedale, be deferred to afford the applicant a final opportunity to submit amended plans/additional information to address the outstanding issues raised in the assessment report; and
2. That following assessment of the information, a report be referred to Council's meeting in March 2024 to enable final consideration/determination of the application.

FOR

Councillor Jackson
Councillor Moores
Councillor Dunn
Councillor Burke
Councillor Grine
Councillor Sander
Councillor Hill
Councillor Hawkins
Councillor Paynter
Councillor Suvaal
Total (10)

AGAINST

Councillor Watton
Councillor Jurd

Total (2)

CARRIED

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

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
621
RESOLVED

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

NI7/2023	Notice of Intention to Deal with Matters in Confidential Session - Report CC71/2023 - Sale of Land for Unpaid Rates and Charges Report GMU9/2023 - Code of Conduct: Consideration of Final Investigation Report and Recommendation of formal Censure – Councillor Olsen..... 32
‡ PE41/2023	Strategic Planning 2022 - 2023 Annual Monitoring Report 43
CC73/2023	2024 Ordinary Council Meeting Schedule 49
‡ CC76/2023	Annual Report 2022-23 60
‡ CC77/2023	Resolutions Tracking Report 62
‡ CC78/2023	Investment Report - October 2023 63
CC79/2023	Tender T2024-12 Engineering Project Manager Panel..... 70
WI39/2023	Minutes of the Community Engagement Awards and Grants Committee held on 18 October 2023..... 113
WI40/2023	Minutes of the Roads Review Committee Meeting held on 4 October 2023..... 119
WI41/2023	Minutes of the Floodplain Risk Management Committee meeting held 13 July 2023..... 121

Council adopt the recommendations as printed for those items.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

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

NOTICE OF INTENTION NO. NI7/2023

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

**REPORT CC71/2023 - SALE OF LAND FOR UNPAID RATES AND
CHARGES**

**REPORT GMU9/2023 - CODE OF CONDUCT: CONSIDERATION OF
FINAL INVESTIGATION REPORT AND RECOMMENDATION OF
FORMAL CENSURE - COUNCILLOR OLSEN**

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
622
RESOLVED

1. That Council considers in Confidential Session the following matters in accordance with Sections 10A (2) (b) & (i) of the *Local Government Act 1993*:
 - Report CC71/2023 – Sale of Land for Unpaid Rates and Charges as the report deals with discussion in relation to the personal hardship of a resident or ratepayer.
 - Report GMU9/2023 – 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	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

MAYORAL MINUTES

MAYORAL MINUTES NO. MM8/2023

SUBJECT: WINE COUNTRY 500 - SUPERCARS BID

MOTION **Moved:** Mayor Suvaal

623

RESOLVED

That Council formally engage with the Minister for Jobs and Tourism, the Minister for Sport, Destination NSW, State Member for Cessnock and Supercars to express Councils interest in having discussions about securing a Supercars 500 event in the Cessnock LGA.

Councillor Grine left the meeting the time being 7:26pm

Councillor Grine returned to the meeting, the time being 7:28pm

Councillor Jurd left the meeting, the time being 7:36pm

FOR	AGAINST
Councillor Jackson	Councillor Moores
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
Total (10)	Total (1)

CARRIED

MOTIONS OF URGENCY

MOTIONS OF URGENCY NO. MOU10/2023

SUBJECT: MOTIONS OF URGENCY

Nil

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE40/2023

**SUBJECT: VOLUNTARY PLANNING AGREEMENT - 174 - 178 LANG STREET,
KURRI KURRI**

MOTION **Moved:** Councillor Hill **Seconded:** Councillor Sander
624
RESOLVED

That Council provide 'In Principal' agreement to the Voluntary Planning Agreement Offer dated 29 September 2023 relating to 178 Lang Street Kurri Kurri (Lot 136 DP 869710).

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

PLANNING AND ENVIRONMENT NO. PE41/2023

SUBJECT: STRATEGIC PLANNING 2022 - 2023 ANNUAL MONITORING REPORT

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
625

RESOLVED

That Council notes the information contained within this report being an overview of residential development activity, employment development activity, land supply and progress of key planning strategies for the 2022-2023 financial year.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY

CORPORATE AND COMMUNITY NO. CC72/2023

SUBJECT: DOYLE STREET PARK - PROPOSED DRAINAGE EASEMENT

MOTION **Moved:** Councillor Burke **Seconded:** Councillor Paynter
626
RESOLVED

- a) That Council consent to the granting of an easement over Council land Lot 1 DP397021 and Lot 6 DP116107 - Doyle Street Park, 2 – 4 Doyle Street Cessnock benefiting Lot 14 DP4966 being 272 Maitland Road Cessnock for storm water drainage purposes.
- b) That Council delegates to the General Manager the power to negotiate the amount payable for the granting of an easement over Lot 1 DP397021 and Lot 6 DP116107 with reference to a current market land valuation assessment.
- c) That Council advises the applicant that all costs associated with the granting of the easement including Council's reasonable legal and valuation costs be borne by the benefiting property owner.
- d) That Council authorises the General Manager to execute all documentation required to transact granting of the easement.

FOR	AGAINST
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Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
Total (11)	

	Total (0)
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CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC73/2023

SUBJECT: 2024 ORDINARY COUNCIL MEETING SCHEDULE

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
627
RESOLVED

1. That Council adopts the schedule of Ordinary Meetings of Council for 2024:
2. That Council schedules an Extra Ordinary Meeting of Council for 9 October 2024 to enable procedural reports for the newly elected Council to be considered.

21 February 2024	20 March 2024	17 April 2024
15 May 2024	19 June 2024	17 July 2024
21 August 2024	16 October 2024	20 November 2024
11 December 2024		

FOR

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

Total (12)

AGAINST

Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC74/2023

SUBJECT: SEPTEMBER 2023 REVIEW OF THE 2022-26 DELIVERY PROGRAM

Councillor Jurd returned to the meeting, the time being 7:39pm

MOTION **Moved:** Councillor Hill **Seconded:** Councillor Sander
628

RESOLVED

1. **That Council notes the progress in implementing the 2022-26 Delivery Program as at 30 September 2023.**

2. **That Council approves changes to the 2023-24 Operational Plan actions and targets as outlined in the report.**

FOR	AGAINST
Councillor Jackson	Councillor Watton
Councillor Moores	Councillor Jurd
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Suvaal	
Total (10)	Total (2)

CARRIED

CORPORATE AND COMMUNITY NO. CC75/2023

SUBJECT: QUARTERLY BUDGET REVIEW STATEMENT - SEPTEMBER 2023

MOTION **Moved:** Councillor Hill **Seconded:** Councillor Burke
629

RESOLVED

1. That Council receives the September 2023 Quarterly Budget Review Statement in accordance with Clause 203 of the Local Government (General) Regulation 2021.
2. That Council notes that the September 2023 Quarterly Budget Review Statement reflects a forecast operating surplus for the year of \$30.8m or (\$9.5m) deficit excluding capital income.
3. That Council notes that the September 2023 Quarterly Budget Review Statement reflects a forecast capital expenditure budget of \$81.3m.
4. That Council approves proposed changes to the 2023-24 operating and capital budgets as presented in the Quarterly Business Report September 2023.
5. That Council notes that the Quarterly Budget Review Statement forecasts five of the six key performance indicators will exceed Office of Local Government benchmarks.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC76/2023

SUBJECT: ANNUAL REPORT 2022-23

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
630

RESOLVED

1. That Council receives and notes the Annual Report for 2022-23.
2. That Council notes the Annual Report will be posted on Council's website.
3. That Council notes the link to the Annual Report will be forwarded to the Minister for Local Government as required by Section 428 of the *Local Government Act 1993*.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC77/2023

SUBJECT: RESOLUTIONS TRACKING REPORT

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
631
RESOLVED

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

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC78/2023

SUBJECT: INVESTMENT REPORT - OCTOBER 2023

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
632

RESOLVED

That Council receives the Investment Report for October 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 \$87,463,765.**

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC79/2023

SUBJECT: TENDER T2024-12 ENGINEERING PROJECT MANAGER PANEL

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

633

RESOLVED

1. That Council accept the tender panel of suppliers below in no order of preference for T2024-12 – Engineering Project Managers.

- Abid Khan
- Civil Construction Solutions Pty Limited
- EJC Projects
- Engenicom Pty Ltd
- K J Fitz Trading Pty Limited
- Loyalty Management Solutions
- Metzner Project Management Pty Ltd
- Monteath and Powys
- Port Macquarie Consulting Pty Ltd
- Projence Pty Ltd
- RHE Project Consulting Pty Ltd
- SB Lees & J Rissman
- SABA Civil Management
- S J McClean Consulting Pty Ltd
- Tag Project Partners Pty Ltd
- Voraus Pty Ltd

2. That Council notes the contract term for T2024-12 Engineering Project Managers is 1 February 2024 to 1 February 2025 (1 year) with an option for 2x12 month extension based on satisfactory performance of the contract and suitability of the panel.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE

WORKS AND INFRASTRUCTURE NO. WI35/2023

SUBJECT: **TENDER T2024-09 LANDSLIDE & REMEDIATION WORKS PACKAGE
1 – SOIL NAILS/ROCK BOLTS**

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Hawkins
634
RESOLVED

That Council accepts the tender T2024-09 Landslide Remedial Works – Package 1 – Soil Nails/Rock Bolts from Ground Stabilisation Systems Pty Ltd for the lump sum of \$3,731,908 (including GST).

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI36/2023

**SUBJECT: TENDER Q2024-53 DIVERSION CHANNEL - SOUTH CESSNOCK
BUNDWALL TENDER EVALUATION REPORT**

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
635

RESOLVED

That Council accept the tender submitted by Bolte Civil Pty Ltd for the tendered amount of \$1,323,418.51 (including GST) for Contract No. Q2024-53 RFT-10057751 for South Cessnock Bund Wall Scheme - Stage 1 - Channel Widening.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI37/2023

SUBJECT: CESSNOCK WASTE MANAGEMENT CENTRE - LANDFILL EXTENSION

Councillor Jurd declared a Pecuniary Interest for the reason that she has a family member that works at the Centre. Councillor Jurd left the Chamber and took no part in discussion and voting.

Councillor Jurd left the meeting, the time being 7:47pm

MOTION **Moved:** Councillor Hawkins **Seconded:** Councillor Dunn
636

RESOLVED

That Council endorse:

- **The landfill extension and rehabilitation project at the Cessnock Waste Management Centre; and**
- **The tender process for Stage 1 of the landfill extension development with funding to be incorporated into the 2024-25 Operational Plan.**

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
Total (11)	Total (0)

CARRIED UNANIMOUSLY

Councillor Jurd returned to the meeting, the time being 7:52pm

WORKS AND INFRASTRUCTURE NO. WI38/2023

SUBJECT: CESSNOCK LGA TRAFFIC AND TRANSPORT STRATEGY 2023 - PUBLIC EXHIBITION APPROVAL

MOTION **Moved:** Councillor Hawkins **Seconded:** Councillor Grine
637

RESOLVED

1. That Council place the Draft Cessnock LGA Traffic and Transport Strategy 2023 on public exhibition for a period of twelve weeks.
2. That a report on the outcomes of the exhibition be provided to Council prior to adopting the final Draft Cessnock LGA Traffic and Transport Strategy 2023.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI39/2023

SUBJECT: MINUTES OF THE COMMUNITY ENGAGEMENT AWARDS AND GRANTS COMMITTEE HELD ON 18 OCTOBER 2023

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
638

RESOLVED

1. That the Minutes of the Community Engagement, Awards and Grants Committee Meeting of the 18 October 2023 be adopted as a resolution of the Ordinary Council.
2. That Council provides funds through the Sustainable Communities - Tidy Towns Environment Grant Program to:
 - North Rothbury Tidy Towns in the amount of \$1,028.05
 - Greta Sustainable Community/Tidy Towns in the amount of \$1,568.18
3. That the remaining \$8,403.77 be allocated to Round Two Sustainable Communities - Tidy Towns Environment Grant proposed to be held early 2024
4. That Council provides funds through the Community and Cultural Development Grant Scheme to:
 - Cessnock Family Support in the amount of \$6,077
 - Sculpture in the Vineyards in the amount of \$3,000
 - Northern Coalfields Community Care Association in the amount of \$3,809
 - Coalfields Local History Association Inc in the amount of \$1,560
 - Cessnock Senior Citizens Association Inc in the amount of \$2,500
 - Richmond Vale Preservation Cooperative Society Ltd t/as Richmond Railway Museum in the amount of \$3,735
 - Wollombi Cultural Centre in the amount of \$1,870
5. That the remaining \$2,449 in the Community and Cultural Development Grant Scheme be allocated to Round Two Sustainable Communities - Tidy Towns Environment Grant proposed to be held early 2024.
6. That Council provides funds through the Community Facilities - Dollar for Dollar Grant Scheme to:
 - North Cessnock Community Hall Section 355 Committee in the amount of \$10,363
7. That Council transfers \$1,398 to the Sporting Facilities Dollar for Dollar Grant Scheme and advertises a second round of the Community Facilities Dollar for Dollar Grant Scheme in early 2024 with the surplus funding of \$18,239
8. That Council provides funds through the Sporting Facilities - Dollar for Dollar Grant Scheme to:
 - Branxton Croquet Club in the amount of \$1,305
 - Branxton Greta Swimming Club in the amount of \$12,793
 - Cessnock Minor Rugby League Football Club in the amount of \$17,300

9. **That the General Manager writes to all applicants advising them of the outcome of their application and thanking them for their contribution to the development of community, arts and culture in the Cessnock Local Government Area.**

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI40/2023

SUBJECT: MINUTES OF THE ROADS REVIEW COMMITTEE MEETING HELD ON 4 OCTOBER 2023

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
639

RESOLVED

That the Minutes of the Roads Review Committee Meeting held on 4 October 2023 be adopted as a resolution of the Ordinary Council.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

WORKS AND INFRASTRUCTURE NO. WI41/2023

SUBJECT: MINUTES OF THE FLOODPLAIN RISK MANAGEMENT COMMITTEE MEETING HELD 13 JULY 2023

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Burke
640

RESOLVED

That the Minutes of the Floodplain Risk Management Committee held 13 July 2023 be adopted as a resolution of the Ordinary Council.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORRESPONDENCE

CORRESPONDENCE NO. CO5/2023

SUBJECT: HOUSING SUPPLY

MOTION **Moved:** Councillor Hill **Seconded:** Councillor Burke
641

RESOLVED

- 1. That Council notes the correspondence received from The Hon Paul Scully MP, Minister for Planning and Public Spaces regarding Government intentions to help increase supply and diversity of homes across NSW.**
- 2. That Council reply to the Minister for Planning and Public Spaces seeking more NSW Government support for roads and social infrastructure to support our housing growth.**

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

COUNCILLORS REPORTS

Councillor Hawkins – 2023 NSW Tidy Towns Awards

Councillor Hawkins advised that it was his pleasure to be in the company of staff and community representatives attending the 2023 NSW Tidy Town Awards held in Scone over the weekend 3 – 5 November.

The Tidy Towns awards have evolved to encompass projects and initiatives with a focus on environmental sustainability and resource management reflecting a growing awareness of the importance of community led environmental action. The awards recognise the hard work undertaken by regional towns, councils, schools, individuals and groups, encouraging the sharing of best practices and ideas to enhance our rural towns.

He also took the opportunity to recognise and thank the 9 active Tidy Towns groups we have across our LGA, being:-

- Cessnock
- Weston
- Paxton
- North Rothbury Tidy Towns
- North Rothbury Bushcare
- Greta
- Ellalong
- Kearsley
- Branxton

These groups bring 96 participants who selflessly donate their time for the beautification and projects that benefit of our community.

Whilst these volunteers do not undertake their task for recognition or reward the Keep Australia Beautiful Tidy Town Awards goes some way to recognise the effort and pride these groups ring to their community and in 2023 the overall ward winner was Bathurst who will also host next years event.

However, whilst we congratulate Bathurst I also advise Council that the Cessnock LGA was well represented across numerous categories and received the following awards:-

- Climate Change Mitigation and Adaptation Award (population category E) – **Highly commended** for Council's Climate Change Resilience Plan
- **Special Commendation** – Alison Davey (Founder of Cessnock Tidy Towns)
- Heritage and Culture (Population category B) – **High Commended** award for Branxton Community Hall Preserve and Retain History – Greta Camp Hall project.
- **Local Legends** >65 years – Steve and Maureen Lind (North Rothbury Town Towns)
- (Cessnock LGA) Overall Tidy Town Award Finalist (category D)
- A Special memorium acknowledgement was also given to Mick Haines a member of Weston Tidy Towns.

He was particularly humbled to escort (former Mayor) Alison Davey to the podium to receive her Special Commendation Award for being instrumental in the establishment and growth of the Cessnock Tidy Towns since inception in 1983.

The award is fitting recognition to a person that has devoted so much of her life to community well-being and betterment.

On behalf of Council and the broader community, I again say THANK YOU and congratulations on a job well done.

Mayor Suvaal – NSW 2023 Tidy Towns Awards

Mayor Suvaal echoed Councillor Hawkins comments in regard to the Tidy Town Awards and advised that he had the pleasure of attending the presentations in the morning session, where Stephen and Maureen Lynn from North Rothbury received awards and Branxton Community Hall as well.

Mayor Suvaal advised that earlier this afternoon Council had a brief presentation with former Mayor, Alison Davey to acknowledge her tremendous contribution to the Region and following her award from Tidy Towns.

He is very supportive of the work that they have done and all of the volunteers that continues to do day in day out to make our community a better place.

8:10PM

Confidential reports (closed session)

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

642

RESOLVED

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

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

8:13PM

Open Session

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

GENERAL MANAGER'S UNIT NO. GMU9/2023

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

This matter is considered to be confidential under Section 10A(2)(i) of the Local Government Act as the report contains alleged contraventions of any code of conduct requirements applicable under section 440.

MOTION **Moved:** Councillor Dunn **Seconded:** Councillor Hawkins
643

RESOLVED

That the report be deferred.

FOR	AGAINST
Councillor Jackson	
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Jurd	
Councillor Suvaal	
Total (12)	Total (0)

CARRIED UNANIMOUSLY

CORPORATE AND COMMUNITY NO. CC71/2023

SUBJECT: SALE OF LAND FOR UNPAID RATES AND CHARGES

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 Hill **Seconded:** Councillor Dunn
644
RESOLVED

1. That Council in accordance with Section 713 of the Local Government Act 1993 authorise the sale of land for overdue rates and charges, with a proposed auction date during March 2024, for the properties known by assessment numbers: 3657, 26187, 34439, 34595, 124503, 144527, 145979, 190728, 196568, 223164, 228510, 241000 and 354159.
2. That Council authorise the signing of and affixing of the Council Seal to sale contracts relating to the sale of land for unpaid rates for the above properties.

FOR	AGAINST
Councillor Jackson	Councillor Jurd
Councillor Moores	
Councillor Dunn	
Councillor Burke	
Councillor Grine	
Councillor Sander	
Councillor Hill	
Councillor Hawkins	
Councillor Paynter	
Councillor Watton	
Councillor Suvaal	
Total (11)	Total (1)

CARRIED

The Meeting Was Declared Closed at 8:16pm

CONFIRMED AND SIGNED at the meeting held on 13 December 2023

.....CHAIRPERSON

.....GENERAL MANAGER