

CITY OF NEWCASTLE

Minutes of the Ordinary Council Meeting held in the Council Chambers, 2nd Floor City Hall on Tuesday 9 May 2017, Newcastle City Hall, 290 King Street Newcastle at 5.30pm.

PRESENT

The Lord Mayor (Councillor N Nelmes), Councillors D Clausen, D Compton, T Doyle, J Dunn, B Luke, M Osborne, S Posniak, A Robinson and A Rufo.

IN ATTENDANCE

P Chrystal (Interim Chief Executive Officer), G Cousins (Director Corporate Services), K Liddell (Acting Director Infrastructure), A Baxter (Acting Director Planning and Regulatory), E Kolatchew (Acting Manager Legal and Governance), J Gaynor (Manager Strategic Planning), K Hyland (Manager Communications and Engagement), C Hogue (Community Engagement Co-ordinator), G Wilson (Acting Manager Infrastructure Planning), P McCarthy (Strategic Planning), B Johnson (Media Officer) and K Sullivan (Council Services/Minutes/Webcasting).

MESSAGE OF ACKNOWLEDGEMENT

The Lord Mayor read the message of acknowledgement to the Awabakal and Worimi peoples.

PRAYER

The Lord Mayor read a prayer and a period of silence was observed in memory of those who served and died so that Council might meet in peace.

APOLOGIES

MOTION

Moved by Cr Luke, seconded by Cr Compton

The apology submitted on behalf of Councillor Waterhouse be received and leave of absence granted.

Carried

DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS

The Lord Mayor called for declarations of pecuniary and non-pecuniary interests.

There being none the Lord Mayor moved onto Reports by Council Officers.

CONFIRMATION OF PREVIOUS MINUTES

Nil.

REPORTS BY COUNCIL OFFICERS

ITEM-48 CCL 09/05/17 - AUDIT COMMITTEE REPORTING

MOTION

Moved by Cr Dunn, seconded by Cr Osborne

Council note that an All Councillor Memo will be provided within 14 business days following each Audit Committee meeting.

**Carried
Unanimously**

ITEM-49 CCL 09/05/17 - COMMUNITY ENGAGEMENT STRATEGY FOR THE NEWCASTLE 2030 COMMUNITY STRATEGIC PLAN

MOTION

Moved by Cr Doyle, seconded by Cr Osborne

Council endorses the Community Engagement Strategy as provided at **Attachment A** subject to the following amendment:

On page 11 of the Draft Community Engagement Strategy, add new paragraphs to the end of the paragraph under the heading "*Submissions*":

- When calling or advertising for public submissions, Council will note that all submissions will be made public unless there is a specific request for a submission to remain confidential.
- All submissions received during the public exhibition period will be published on the relevant part of the Council's website, unless non-publication or anonymity has been requested by the person or body making the submission
- Council officers will produce a summary of all issues raised in submissions and provide a response to each of these issues.

Carried

ITEM-50 CCL 09/05/17 - EXHIBITION OF AMENDMENT TO SECTION 6.01 NEWCASTLE CITY CENTRE OF NEWCASTLE DEVELOPMENT CONTROL PLAN 2012

PROCEDURAL MOTION

Moved by Cr Clausen, seconded by Cr Osborne

Item 50 - Exhibition of Draft Amendment to Section 6.01 Newcastle City Centre of Newcastle Development Control Plan 2012 and Item 51 - Exhibition of Draft Planning Agreement for Rail Corridor Land Between Worth Place and Watt Street Newcastle, be heard together.

Carried

**ITEM 50 CCL 09/05/17 - EXHIBITION OF AMENDMENT TO SECTION 6.01
NEWCASTLE CITY CENTRE OF NEWCASTLE DEVELOPMENT
CONTROL PLAN 2012**

MOTION

Moved by Cr Posniak, seconded by Cr Dunn

Council resolves to place the draft amendment to Newcastle Development Control Plan 2012 (DCP) Section 6.01 Newcastle City Centre, as provided in **Attachment A** on public exhibition concurrently with the associated planning proposal to amend the Newcastle Local Environmental Plan 2012 (LEP) for rail corridor land between Worth Place and Watt Street in the Newcastle City Centre, for 28 days.

**ITEM 51 CCL 09/05/17 - EXHIBITION OF DRAFT PLANNING AGREEMENT
FOR RAIL CORRIDOR LAND BETWEEN WORTH PLACE AND
WATT STREET NEWCASTLE**

MOTION

Moved by Cr Posniak, seconded by Cr Dunn

Council resolves to place the draft Newcastle Urban Rail Transformation Program Planning Agreement (**Attachment A**) on public exhibition for 28 Days.

PROCEDURAL MOTION

Moved by Cr Clausen, seconded by Cr Osborne

That both motions applying to Item 50 - Exhibition of Draft Amendment to Section 6.01 Newcastle City Centre of Newcastle Development Control Plan 2012 and Item 51 - Exhibition of Draft Planning Agreement for Rail Corridor Land Between Worth Place and Watt Street Newcastle lay on the table until Council:

1. Receives a report on progress of Council's unanimous motion of 13 October 2016 (Part C).

"PART C:

Require the following commitments prior to a report to back to Council under Part B v) (receive a report back on the Planning Proposal, including draft planning agreement, following the public exhibition as per the requirements of Section 57 of the EP& A Act.) of this motion:

1. *The NSW Government develops a comprehensive, evidence based plan for public transport and active transport in the Lower Hunter consistent with achieving Council's current transport targets including;*

- a. *An update of the Regional Transport Plan with clear objectives to be achieved for Public Transport in the region and*
 - b. *A revised Traffic Report of traffic impacts in the CBD based on:*
 - i. *Current and forecast land use development proposals for the CBD.*
 - ii. *The Integrated Transport Plan for the CBD.*
 - iii. *The Parking Strategy being prepared by Transport for NSW (TfNSW).*
 - iv. *The Active transport Strategy Plan being prepared by TfNSW and NCC including cycleways and pedestrian access*
 - c. *A comparison between the land use assumptions used in the REF compared with rezoning proposal.*
 - d. *An integrated transport plan setting out the detailed operational arrangements for Busses and Ferries in conjunction with the proposed Light Rail and such plans conclusively establish that the corridor land is not needed for transport purposes.*
2. *A legislative commitment from the NSW Government that all proceeds from Newcastle Urban Transformation Project will be reinvested into the revitalisation of Newcastle."*
 2. Negotiations are undertaken with the State Government (Urban Growth and HDC) to maximise provision of affordable housing through the draft planning agreement.
 3. A community engagement plan be developed for the planning proposal outlining how consultation will be undertaken.

For the Procedural Motion:

Lord Mayor, Cr Nelmes, Councillors Clausen, Doyle, Dunn, Osborne and Posniak.

Against the Procedural Motion:

Councillors Compton, Luke, Robinson and Rufo.

Carried

The meeting concluded at 6.07pm.