

CITY OF NEWCASTLE

Minutes of the Ordinary Council Meeting held in the Council Chambers, 2nd Floor, City Hall, 290 King Street, Newcastle on 26 April 2017 at 5.39pm.

PRESENT

The Lord Mayor (Councillor N Nelmes), Councillors D Clausen D Compton, T Crakanthorp, 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), F Cordingley (Director Infrastructure), A Baxter (Acting Director Planning and Regulatory), E Kolatchew (Acting Manager Legal and Governance), L Burcham (Cultural Director), J Gaynor (Manager Strategic Planning), K Liddell (Manager Infrastructure), A Glauser (Manager Finance), K Arnott (Corporate Strategist), I Challis (Contracts Management Strategist), S Moore (Manager Business Partnering), K Hyland (Manager Communications and Engagement), K Baartz (Communications Manager), B Johnson (Media Officer), A Knowles (Council Services/Minutes) and K Sullivan (Council Services/Webcast).

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 apologies submitted on behalf of Councillor Waterhouse were received.

Carried

DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS

Councillor B Luke

Councillor Luke declared a non-pecuniary less than significant conflict of interest in Item 37 - Executive Monthly Performance Report as it includes the Re-investment Surplus Funds Report in which many of the institutions mentioned he has day to day dealings with. The declaration is less than significant as he noted he is not involved in determining where funds are invested with and is just receiving a report.

Councillor T Doyle

Councillor Doyle declared a significant non-pecuniary interest in Item 40 - Exhibition of Draft Swan Street Cooks Hill Rehabilitation Plan. Councillor Doyle stated she lived in the vicinity and would absent herself from the Chamber during discussions of the item.

CONFIRMATION OF PREVIOUS MINUTES

MINUTES - ORDINARY COUNCIL MEETING 20 DECEMBER 2016

MOTION

Moved by Cr Osborne, seconded by Cr Clausen.

The revised and corrected draft minutes of the Ordinary Council Meeting held on 20 December 2016 as circulated be taken as read and confirmed.

Carried

MINUTES - ORDINARY COUNCIL MEETING 14 MARCH 2017

MINUTES - ORDINARY COUNCIL MEETING 28 MARCH 2017

MINUTES - EXTRAORDINARY COUNCIL MEETING 31 MARCH 2017

MOTION

Moved by Cr Osborne, seconded by Cr Clausen.

The draft minutes as circulated be taken as read and confirmed.

Carried

LORD MAYORAL MINUTE

**ITEM-6 LMM 26/04/17 - RETIREMENT OF DIRECTOR
INFRASTRUCTURE - FRANK CORDINGLEY**

MOTION

Moved by Lord Mayor, Cr Nelmes

That Newcastle City Council -

Sincerely thank Frank Cordingley for his hard work and commitment to Council and wish him all the best in his retirement.

Carried

Councillors extended their thanks and congratulations to Mr Cordingley.

ITEM-7 LMM 26/04/17 - AFFORDABLE HOUSING IN NEWCASTLE

MOTION

Moved by Lord Mayor, Cr Nelmes

That Council;

1. Develops an affordable housing strategy consistent with our 2030 Vision to create a smart, liveable and sustainable City that is inclusive to guide and improve the provision and inclusion of affordable housing throughout the city.
2. Calls on the State Government to;
 - i) Ensure the new Planning Act identifies a clearly defined hierarchy of plans with more statutory weight given to metropolitan and regional plans that contain policies to support affordable housing, manage population growth, increase productivity and deliver economic growth;
 - ii) Ensure the NSW Department of Planning review the impact on dwelling prices and housing supply in Newcastle and the Hunter of existing or future policies and regulations which, whatever their other merits, restrict land supply and development – such as percentage targets for housing development on Brownfield vs. Greenfield sites, SEPPs, and BASIX; and
 - iii) Ensure as part of the reform of the planning system and its operation by councils and other planning authorities, the transaction costs, complexities and delays of making a development application should be reduced dramatically to improve returns for residential developers, to encourage new entrants to the housing delivery market and ultimately to increase both the quantity and diversity of housing built.
3. The Interim Chief Executive Officer invite Compass Housing to present to Council on the issue of affordable housing in Newcastle.

Carried unanimously

REPORTS BY COUNCIL OFFICERS

ITEM-39 CCL 26/04/17 - COUNCIL ENERGY TARGETS

MOTION

Moved by Cr Osborne, seconded by Cr Clausen

Council note this report and that a further report be tabled after the current trials being conducted with LED lights have been evaluated.

ITEM-41 CCL 26/04/17 - PROPOSED PEDESTRIAN REFUGE AT SANDGATE ROAD, MARTON STREET SHORTLAND

MOTION

Moved by Cr Clausen, seconded by Cr Doyle

Council approves the proposed construction of a pedestrian refuge on Marton Street, Shortland, as specified in **Attachment A**.

Carried

ITEM-42 **CCL 26/04/17 - PROPOSED UPGRADE TO EXISTING PEDESTRIAN CROSSING, CROUDACE ROAD ELMORE VALE**

MOTION

Moved by Cr Doyle, seconded by Cr Dunn

Council approves the proposed upgrade to the existing pedestrian (zebra) crossing on Croudace Road, Elmore Vale, as shown at **Attachment A**.

Carried

ITEM-43 **CCL 26/04/17 - PROPOSED PEDESTRIAN REFUGE AT SMITH ROAD, CARDIFF ROAD ELMORE VALE**

MOTION

Moved by Lord Mayor Cr Nelmes, seconded by Cr Doyle

Council approves the proposed pedestrian refuge on Cardiff Road, Elmore Vale, as shown at **Attachment A**.

Carried

ITEM-37 **CCL 26/04/17 - EXECUTIVE MONTHLY PERFORMANCE REPORT - MARCH 2017**

MOTION

Moved by Cr Dunn, seconded by Cr Osborne

The report be received.

Carried

ITEM-38 **CCL 26/04/17 - EXHIBITION OF DRAFT 2013-2018 DELIVERY PROGRAM, DRAFT 2017/18 OPERATIONAL PLAN AND DRAFT 2017/18 FEES AND CHARGES**

Council Officers were acknowledged and thanked for their efforts in preparing the report.

MOTION

Moved by Cr Dunn, seconded by Lord Mayor, Cr Nelmes

A Council endorses the revised draft 2013-2018 Delivery Program and the draft 2017/18 Operational Plan and draft 2017/18 Fees and Charges Register as amended below, and places these documents on public exhibition for 28 days prior to final consideration by Council.

B The fees and charges for Beresfield Swimming Centre listed on pages 25, 26 and 27 of the Fees and Charges Register be exhibited consistent with the current fees and charges.

Councillor Compton asked whether the fees and charges for the Printing Services have been robustly tested and are not undercutting private firms that are competing against Council in that particular type of business. Councillor Compton is not against Council being in business in the market place, noting we are an organisation that needs to create income and support to be sustainable into the future but asks the question whether this business has a transparent fee overhead structure in accordance with what its competitors are being charged at the moment. Councillor Compton requested his comments be recorded in the minutes.

Councillor Osborne foreshadowed an Additional motion.

The motion moved by Councillor Dunn and seconded by the Lord Mayor was put to the meeting.

For the Motion: Lord Mayor, Cr Nelmes, Councillor Clausen, Doyle, Dunn, Osborne and Posniak

Against the Motion: Councillor Compton, Luke, Robinson and Rufo

Carried

FORESHADOWED MOTION

MOTION

Moved Cr Osborne, seconded by Cr Doyle

Council be provided with:

1. Information relating to the ad valorem minimum rating option for residential rates and the impact on residential properties across the local government area.
2. An option for removing the cap for the storm water services charge for businesses including any impacts that would have on business property owners, potential money raised and what could be achieved with this money.

Carried

ITEM-40 CCL 26/04/17 - EXHIBITION OF DRAFT SWAN STREET COOKS HILL REHABILITATION PLAN - OUTCOMES

Councillor Doyle left the chamber for discussion of this item.

MOTION

Moved by Cr Posniak, seconded by Cr Clausen

Council endorse the design option for rehabilitation works for Queen and Swan Streets, Cooks Hill, as described in **Attachment B** including the minor amendments resulting from the exhibition process.

Carried

Councillor Osborne request his name be recorded in the minutes as having voted against the motion.

Councillor Osborne sought further explanation and detail on the dollar value and what the risk is to Council in Councils insurance not covering the existing fig trees.

Interim Chief Executive Officer took the question on notice.

Councillor Doyle returned to the Chamber at the conclusion of the item.

**ITEM-44 CCL 26/04/17 - LIGHTING COWPER STREET BRIDGE
CARRINGTON**

MOTION

Moved by Cr Posniak, seconded by Cr Osborne

That Council:

- 1 Seek community feedback in regards to their preference for the following three options:
 - Option 1: Council resolves to retain the existing lighting on Cowper Street Bridge as installed in January 2017.
 - Option 2: Council reinstate 44 post top lights on the Cowper Street bridge and install handrail lighting to meet the pedestrian lighting code requirements. In addition, Council establishes a capital budget allocation of \$305,000 to complete the works and an additional ongoing annual maintenance budget of \$7,800. This is not the recommended option.
 - Option 3: Replace the existing lights with 12 post top light fittings to a look in-keeping with the original lights, install handrail lighting to meet pedestrian lighting code requirements, approve project capital costs of \$88,600 and ongoing annual additional maintenance costs of \$2,460. This is not the recommended option.
- 2 Receive additional information on how the cost of options two or three could be ameliorated and how the lights already used could be reused to offset the cost of any replacement or change.

Carried

ITEM-45

CCL 26/04/17 - DRAFT COMMUNITY LAND PLAN OF MANAGEMENT PUBLIC EXHIBITION

MOTION

Moved by Cr Osborne, seconded by Cr Clausen

That Council:

1. Change the first paragraph under section 3.10 page 17 to read:

Dogs are not permitted to be walked off leash unless they are within Council's designated off leash areas. Locations of Council's off leash areas can be found on the Newcastle City Council website, and within Council's Off Leash Area Brochure. This plan of management allows off leash areas to be permitted on park and general community use categories of community land, subject to the appropriate separate approval process. This plan of management allows off leash areas to be permitted on sportsgrounds category of community land, as time-restricted Dog Leash Free Areas, subject to the appropriate separate approval process.

2. Approves the placing of the draft Community Land Plan of Management (Community Land PoM) as shown in Attachment A and altered as above, on public exhibition in accordance with the Local Government Act 1993 (the Act) for 60 days.
3. Holds a public hearing during the exhibition period in accordance with the requirements of the Act.
4. Receives a report on the outcome of the exhibition when considering the adoption of the draft Community Land PoM in the third quarter of 2017.
5. Receives an urgent memo as to why staff have failed to implement Council's unanimous resolution of 20 December 2016 with respect to this issue, namely:

That Council, as a priority:

- 1 Review the number of Dog Leash Free Areas across the city, with a focus on enclosed off leash areas and the aim to increase the number of designated areas to meet the growing demand.*
- 2 Report to the April 2017 meeting with a draft Community Land Plan of Management to be placed on public exhibition, to outline the timeframe to roll out the new Dog Leash Free Areas (including enclosed areas) and to include any necessary expenditure in the 2017-18 Council Budget process such a draft Community Land Plan of Management to include consideration of specific sportsgrounds/ovals to be used as time-restricted Dog Leash Free Areas including Connelly Park in Carrington, Novocastrian Park in New Lambton and Waratah Park in Waratah.*

6. Immediately commence the process to create appropriate time-restricted Dog Leash Free Areas in Connelly Park in Carrington, Novocastrian Park in New Lambton and Waratah Park in Waratah.
7. The report back to Council to provide information on the types of sporting equipment and where they are allowed on the sites that are currently zoned to a park.

ITEM-46

CCL 26/04/17 - BBC COMMITTEE RECOMMENDATION - CITY CENTRE AFFORDABLE HOUSING

MOTION

Moved by Cr Doyle, seconded by Cr Posniak

That Council:

1. Resolves to undertake a targeted Expressions of Interest process to seek affordable housing proposals from Tier One community housing providers registered under the National Regulatory System Community Housing using residual Building Better Cities funds valued at \$3.01M; and
2. The EOI assessment criteria will cover both the nature of the building, and the service level/management regime. The criteria are to be consistent with the Objectives of the 1996 BBC Demonstration Housing Program Funding Agreement and include financial and non-financial performance measures.

The Lord Mayor asked the mover and seconder to include a Part 2 within the motion to note Parts A, B and C of Council's resolution of 13 October 2016, Item 84 - Endorsement of proposed amendment to Local Environmental Plan 2012 - Rail corridor Land between Worth Place and Watt Street Newcastle which addressed criteria needed for the process.

Councillors Doyle and Posniak agreed to include Part C of Council's resolution of 13 October 2016 but not Part A or Part B.

Councillor Compton noted that at the Council Meeting of 28 June 2016 he had removed himself from discussions on this matter due to a conflict of interest and as Council was referring to a motion discussed at that meeting he would remove himself.

Councillor Compton left the Chamber at 8.00pm.

AMENDMENT

Moved by Cr Clausen, seconded by Cr Dunn

Part A of Council's resolution of 13 October 2016, Item 84 - Endorsement of proposed amendment to Local Environmental Plan 2012 - Rail corridor Land between Worth Place and Watt Street Newcastle be included in the motion:

For the Motion: Lord Mayor, Cr Nelmes, Councillors Clausen, Dunn, Luke, Robinson and Rufo

Against the Motion: Councillors Doyle, Osborne and Posniak

Carried

Having carried the amendment, the motion moved by Councillor Doyle and seconded by Councillor Posniak now reads as follows:

- A Council resolves to undertake a targeted Expressions of Interest process to seek affordable housing proposals from Tier One community housing providers registered under the National Regulatory System Community Housing using residual Building Better Cities funds valued at \$3.01M.

The EOI assessment criteria will cover both the nature of the building, and the service level/management regime. The criteria are to be consistent with the Objectives of the 1996 BBC Demonstration Housing Program Funding Agreement and include financial and non-financial performance measures.

- B Council notes Part A and C of the resolution (as outlined below) of the Council Meeting of 13 October 2016, Item 84 Endorsement of proposed amendment to Local Environmental Plan 2012 - Rail corridor Land between Worth Place and Watt Street Newcastle.

PART A:

- i) *Note the Media Release from Premier Mike Baird dated 4 December 2014 titled "Revitalising Newcastle: The People's Project" which states that: "We have always said we would involve the community in any decisions regarding the future of the rail corridor in Newcastle and we are now delivering on that commitment. Under our plan Newcastle Council will have the final say about what development occurs on the former rail corridor and it must tick off on any proposal before it proceeds. I know the council and some in the community have concerns about this project. We want to ensure we get the best outcome for Newcastle, which is why we are taking this step."*
- ii) *Note its unanimous decision of 22 September 2015 titled "Item 7 LMM 22/09/15 – Integrated Transport Plan" where Council "Call[s] for the expansion of any proposed light rail project for Newcastle to connect the inner city with the University at Callaghan, the John Hunter Hospital, Hunter Stadium, the Newcastle Airport, beaches, and the proposed Glendale Interchange; and ensure any light rail network integrates with car parking, cycle-way, pedestrian, bus and heavy rail operations." and for Council to: "Collaborate with Transport for NSW to establish an integrated transport management*

plan including forward planning of the next stage of any light rail project, including community consultation on the proposed routes.”

- iii) Note Minister Duncan Gay's closing statement on the Second Reading of the Transport Administration Amendment (Closure of Railway Line at Newcastle) Bill 2015 that: "I can confirm that the Government will augment the \$460 million already allocated to building infrastructure in the Hunter by a further \$50 million, bringing the total investment to \$510 million towards the Newcastle light rail project. We will implement legislation as soon as possible to hypothecate 100 per cent of the proceeds of the rail corridor development to the Newcastle urban renewal; all the money that we realise will go back into urban renewal."*
- iv) Note its decision of 26 July 2016 titled "NOM 26/07/16 – Zoning of Rail Corridor for Public Use" that: "1. Newcastle City Council determines to retain the current zoning of the Rail Corridor as Special Purpose 2 (SP2). 2. Council convey to the State Government its intention that such zoning remain until 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, and such plans conclusively establish that the corridor land is not needed for transport purposes" and that "In the interim, Council consult with relevant State Government agencies to explore appropriate temporary uses of the corridor land."*
- v) Note the letter from Minister for Transport and Infrastructure, the Hon Andrew Constance MP, dated 5 September 2016 stating that: "Light rail will travel east along the former heavy rail corridor from the new transport interchange at Wickham before moving into Hunter Street at Worth Place, then onto Scott Street before terminating at Pacific Park. This route was reiterated in the Newcastle Light Rail Review of Environmental Factors released in April 2016, and the Submissions Report released in August 2016, and is not subject to change."*
- vi) Note the letter from Minister for Transport and Infrastructure, the Hon Andrew Constance MP, dated 27 September 2016 stating that: "[L]ight rail is an integral part of the Hunter Regional Transport Plan. This Plan, combined with the creation of the Transport for Newcastle integrated services operator, provides a transport strategy for the region that will improve operational efficiency. In the next 12 months, Transport for NSW will work together with the new integrated service operator, the Department of Planning, UrbanGrowth NSW and Newcastle City Council on an updated transport plan for the region."*
- vii) Note that the Gateway process is where "The Minister (or delegate) decides whether the planning proposal can proceed (with or without variation) and subject to other matters including further studies*

being undertaken, public consultation, public hearings, agency consultation and time frames. A planning proposal does usually not proceed without conditions of this nature. The conditions are then complied with and if necessary, the proposal is changed. A decision on whether the relevant council is able to finalise particular types of LEPs is also determined at this stage."

- viii) *Note UrbanGrowth NSW's letter of offer referred on page 23 of the Planning Proposal (Attachment A of officer's report) which states that UrbanrGrowth NSW wishes to enter a Planning Agreement to "facilitate delivery of the following aspects:-*
- a) Dedication of the land proposed to be zoned RE1 Public Recreation*
 - b) Enhancement of the public open space*
 - c) Repurposing heritage buildings, particularly Newcastle Railway Station and Signal Box*
 - d) Remediation of the open space*
 - e) Commitment to provision of affordable housing"*

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.

The Lord Mayor put the motion to the meeting.

For the Motion: Lord Mayor, Cr Nelmes, Councillors Clausen, Doyle, Dunn, Osborne and Posniak

Against the Motion: Councillors Luke, Robinson and Rufo

Carried

Councillor Compton returned to the Chamber at the conclusion of the item.

ITEM-47 CCL 26/04/17 - EXHIBITION OF THE DRAFT AMENDED SECTION 94A DEVELOPMENT CONTRIBUTIONS PLAN 2009

MOTION

Moved by Cr Osborne, seconded by Cr Doyle

Council resolve to place the draft amended Section 94A Development Contributions Plan 2009 on public exhibition for a minimum of 28 days.

For the Motion: Lord Mayor, Cr Nelmes, Councillors Clausen, Doyle, Dunn, Osborne and Posniak

Against the Motion: Councillors Compton, Luke, Robinson and Rufo

Carried

NOTICES OF MOTION

The Interim Chief Executive Officer, in accordance with Clause 240 of the Local Government General Regulation 2015 and Clause 19.5 of Council's Code of Meeting Practice stated that he was required to report to the meeting that a Notice of Motion submitted by Councillors Clausen, Osborne, Doyle, Posniak, Dunn and Lord Mayor, Councillor Nelmes had been excluded from the agenda. The regulation precludes the Interim Chief Executive Officer from giving details of the item, and that the exclusion of the item of the business from the agenda was supported by external legal advice which was previously notified to Councillors.

ITEM-8 NOM 26/04/17 - COUNCIL WITHDRAWAL OF SUPPORT FOR THE SUPERCARS EVENT

MOTION

Moved by Cr Doyle, seconded by Cr Osborne

Council resolves to:

- 1 Reaffirm that its first concern is for the safety and well-being of all Newcastle residents;
- 2 Withdraw its in principle support for the staging of the Supercars race in the residential streets of Newcastle based on safety and health concerns; and
- 3 Urge Destination NSW and Supercars Australia to find a more appropriate venue for this race that does not disrupt or pose any significant health or safety risk to residents.

For the Motion: Councillors Doyle and Osborne

Against the Motion: Lord Mayor, Cr Nelmes, Councillors Clausen, Compton, Dunn, Luke, Posniak, Robinson and Rufo

Defeated

ITEM-9 NOM 26/04/17 - CROWN LAND MANAGEMENT IN THE NEWCASTLE LOCAL GOVERNMENT AREA

MOTION

Moved by Cr Clausen, seconded by Cr Dunn.

That Council:

- 1 Notes recent legislative changes to Crown Lands, with the Government seeking to transfer ownership of Crown Land to local councils for management under the *Local Government Act* (see attachment).

- 2 Works with the NSW Government to identify and consider opportunities for Council to take ownership of identified Crown properties across the Newcastle LGA, particularly those where Council is already the Crown Land Manager, where there is public benefit, where the maintenance of the land fits within existing Council budgets, and where Council is committed to maintaining the land as Community Land in perpetuity.
- 3 A report on identified opportunities be provided to Council by November 2017.

Carried

**ITEM-10 NOM 26/04/17 - FULLY FENCED DOG OFF LEASH AREA FOR
PLAY, EXERCISE, SOCIALISATION AND TRAINING -
LAMBTON PARK**

MOTION

Moved by Cr Clausen, seconded by Cr Dunn

That Council:

- 1 Accepts the attached petition (Attachment A) with 107 signatories calling for a fully fenced dog off leash area for play, exercise, socialisation and training in Lambton Park.
- 2 Notes the success of Council's Pups in the Park initiative held on 10 December 2016 in Lambton Park
- 3 Considers the development of a fenced dog park in Lambton Park alongside similar requests for Connelly Park in Carrington, Novocastrian Park in New Lambton and Waratah Park in Waratah as per the unanimous Notice of Motion carried 20 December 2016 (Item 22 NOM 13/12/16 – Increased Dog Leash Free Areas including Enclosed Areas).

PROCEDURAL MOTION

Moved by Cr Rufo, seconded by Cr Luke

The matter lay on the table until the current review of Off Leash Dog Areas has been completed.

Defeated

The motion moved by Councillor Clausen and seconded by Councillor Dunn was put the meeting.

Carried

Original Motion

That Council:

- 1 Notes the State Government's will require Council to collect a Fire and Emergency Services Property Levy from 1 July 2017 at an expected additional cost of approximately \$185 per year for each residential property (Attachment A).
- 2 From 1 July 2017, Council incorporates the following text on the front page of all residential rates and installment notices in a similar style and format to the NSW Government's requirements for electricity providers (Attachment B – i.e. red text, minimum size 12 font: "NSW State Government taxes and levies add about \$XXX a year to the average Newcastle household's rates"

Where XXX, currently estimated at \$280 per year for the average Newcastle residential ratepayer, is an updated total of the average Newcastle residential ratepayer's costs for:

- The Fire and Emergency Services Levy collected for the NSW Government (~\$185/year)
 - The Hunter Catchment Contribution collected for the NSW Government's Local Land Services (~\$25/year)
 - The Section 88 Waste Levy on the Domestic Waste Management Charge collected for the NSW Government's EPA (~\$70/year)
 - Any other fee, tax or levy collected by Council on behalf of the NSW Government or any NSW Government agency.
- 3 Council includes a stylised 'How Newcastle City Council works for you' summary with the next Council News (eg, Attachment D). This is to include a summary of Council's use of rates income in the delivery of services and capital projects, such as:

A Services

- i Parks, Playgrounds and Public Open Space
- ii Lifeguards
- iii Libraries, Museum and Gallery
- iv Sporting Facilities including swimming pools
- v Development and Regulatory Services
- vi Disaster Management and Resilience
- vii Smart City and Information Technology
- viii Waste collection

B Capital Delivery

- i SRV projects
 - 1 Coastal Revitalisation
 - 2 Cycleways
 - 3 Blackbutt
 - 4 Hunter Street

- ii Renewal works
 - 1 Roads
 - 2 Buildings
 - 3 Environment

- iii New infrastructure
 - 1 Waste
 - 2 Roads
 - 3 Buildings
 - 4 Environment

Councillor Clausen moved the recommendation in the Directors comment within the business papers.

MOTION

Moved by Cr Clausen, seconded by Cr Dunn

1. That Council notes the Directors comments.
2. That the proposed text at paragraph 2 of the Notice of Motion be amended to "The average Newcastle households annual rates and charges notice includes an amount of \$xxx representing taxes and levies collected on behalf of the NSW State Government" and this message to be included in all annual rates and charges notices (ie for residential and business ratepayers).
3. Council includes information based on the stylized 'How Newcastle City Council works for you' summary (similar to Attachment D in the NOM) in the above noted "your rates at work" community engagement campaign.

AMENDMENT

Moved by Cr Compton, seconded by Cr Luke

The proposed text as referenced at paragraph two be amended from 'red' to 'green'.

Defeated

The Lord Mayor put the motion to the meeting.

MOTION

Moved by Cr Clausen, seconded by Cr Dunn

1. That Council notes the Directors comments.
2. That the proposed text at paragraph 2 of the Notice of Motion be amended to "The average Newcastle households annual rates and charges notice includes an amount of \$xxx representing taxes and levies collected on behalf of the NSW State Government" and this message to be included in all annual rates and charges notices (ie for residential and business ratepayers).
3. Council includes information based on the stylized 'How Newcastle City Council works for you' summary (similar to Attachment D in the NOM) in the above noted "your rates at work" community engagement campaign.

Carried

ITEM-12

NOM 26/04/17 - PUBLIC VOICE FOR GATEWAY EXHIBITION

MOTION

Moved by Cr Doyle, seconded by Cr Osborne

That Council invite community representatives, to present their comments about UrbanGrowth's *Gateway Proposal* during the community consultation and exhibition period.

Cr Osborne requests the mover to include paragraph two of the Directors comment which was accepted.

AMENDED MOTION

Moved by Cr Doyle, seconded by Cr Osborne

That Council:

1. Invite community representatives, to present their comments about UrbanGrowth's *Gateway Proposal* during the community consultation and exhibition period; with
2. The Public Voice opportunity be scheduled prior to the final reporting date of 18 July 2017 and ensure the date available for Public Voice be provided on relevant media releases.

Carried

ITEM-13**NOM 26/04/17 - SUPERCARS E****MOTION**

Moved by Cr Clausen, seconded by Cr Posniak

That Council:

- 1 Reiterates its support of electric and low emissions vehicles, including its previous motion calling for Council to investigate options for the installation of electric vehicle charging stations with the Clean Energy Finance Corporation (June 2016), and for Newcastle to be an on-road trial site for smart, autonomous vehicles (June 2016).
- 2 Works with Supercars, Destinations NSW and other interested parties to explore opportunities host an advanced electric vehicle race alongside the Newcastle 500.

AMENDMENT

Moved by Cr Luke, seconded by Cr Compton

Council write to Destination NSW, the NSW Premier, Federal Members and all Local Members seeking support to hold a round of the Formula E Championship in November 2018 and onwards.

The mover and seconder accepted the amendment into the motion.

PROCEDURAL MOTION

Moved by Cr Luke, seconded by Cr Osborne.

Council vote on Parts 1 and 2 of the motion in seriatim.

Carried

MOTION

Moved by Cr Clausen, seconded by Cr Posniak

PART 1

Council reiterates its support of electric and low emissions vehicles, including its previous motion calling for Council to investigate options for the installation of electric vehicle charging stations with the Clean Energy Finance Corporation (June 2016), and for Newcastle to be an on-road trial site for smart, autonomous vehicles (June 2016).

Carried unanimously

PART 2

Council work with Supercars, Destinations NSW and other interested parties to explore opportunities host an advanced electric vehicle race alongside the Newcastle 500.

Carried

Councillors Doyle and Osborne requested their names be recorded as voting against the motion.

PART 3

Council write to Destination NSW, the NSW Premier, Federal Members and all Local Members seeking support to call to hold a round of the Formula E Championship in November 2018 and onwards.

Carried

Councillors Doyle and Osborne requested their names be recorded as voting against the motion.

CONFIDENTIAL SESSION

PROCEDURAL MOTION

Moved by Cr Osborne, seconded by Cr Doyle

Council move into confidential session for the reasons outlined in the business papers.

Carried

Council entered confidential session at 9.30pm.

Council resumed at 9.44pm and the Interim Chief Executive Officer reported on the outcome of the Confidential Session.

**ITEM-6 CON 26/04/17 - ACQUISITION OF ARTWORKS TO
NEWCASTLE ART GALLERY COLLECTION**

MOTION

Moved by Cr Dunn, seconded by Cr Clausen

- 1 Council resolves to approve expenditure of \$162,000 plus GST to purchase *Paper Armada* 2015 by Alex Seton.
- 2 Council notes that this is an original work of art and that there is no competitive market for this piece of work.
- 3 This confidential report relating to the matters specified in s10A(2)(d) of the Local Government Act 1993 be treated as confidential and remain confidential until Council determines otherwise.

Carried

The meeting concluded at 9.45pm