

CITY OF NEWCASTLE

Minutes of the Extraordinary Council Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on 23 January 2018 at 5.32pm.

PRESENT

The Lord Mayor (Councillor N Nelmes), Councillors M Byrne, J Church, D Clausen, C Duncan, J Dunn, B Luke, J Mackenzie, A Robinson, A Rufo, E White and P Winney-Baartz.

IN ATTENDANCE

J Bath (Chief Executive Officer), A Baxter (Interim Director Corporate Services), K Liddell (Director Infrastructure), P Chrystal (Director Planning and Regulatory), E Kolatchew (Interim Manager Legal and Governance), B Johnson (Media Officer), M Murray (Policy Officer), J Gaynor (Manager Strategic Planning), J Marshal (Lawyer), K Hyland (Manager Communications and Engagement), A Knowles (Council Services/Minutes) and J Redriff (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 Rufo, seconded by Cr Luke

The apologies submitted on behalf of Councillor Elliott 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 were no declarations tabled at the meeting.

LORD MAYORAL MINUTE

ITEM-1 LMM 23/01/18 - AUTONOMOUS VEHICLE TRIAL FOR NEWCASTLE EXPRESSION OF INTEREST

MOTION

Moved by Lord Mayor, Cr Nelmes

That Newcastle City Council:

1. Reaffirms our commitment to ensuring that Newcastle becomes a smart, liveable and sustainable city;
2. Notes that key to this vision, is the continued implementation of the Newcastle Smart City Program, of which the delivery of Smart City Infrastructure is a key component;
3. Notes that the Parliamentary Secretary for Regional Roads, Maritime and Transport recently wrote to Council, encouraging the City of Newcastle to engage with the NSW Smart Innovation Centre regarding the trial of autonomous vehicle technology in the Newcastle Local Government Area (LGA);
4. Submits an Expression of Interest (EOI) for seed funding from Transport for NSW, via the NSW Smart Innovation Centre, to develop and co-deliver, with our partners, a connected or automated vehicle trial in the Newcastle LGA.

The Lord Mayor advised that Council officers would take Councillor Rufo's questions on notice in regards to whether the seed funding would cover the costs in running the trials, would Council need to put funds from its reserves, had funds been budgeted for and has a business case been put together.

The motion moved by Lord Mayor, Cr Nelmes was put to the meeting.

For the Motion: Lord Mayor Cr Nelmes, Councillors Byrne, Church, Clausen, Duncan, Dunn, Luke, Mackenzie, Robinson, White and Winney-Baartz

Against the Motion: Councillor Rufo

Carried

NOTICES OF MOTION

**ITEM-1 NOM 23/1/18 - NOTICE OF MOTION TO RESCIND A
COUNCIL RESOLUTION - ITEM 135 - CCL 12/12/17 -
ADOPTION OF FEES FOR LORD MAYOR AND
COUNCILLORS**

MOTION

Moved by Cr Church, seconded by Cr Rufo

That the resolution arising from Item 135 - CCL 12/12/17 - Adoption of Fees for Lord Mayor and Councillors at the 12 December 2017 Ordinary Meeting resolving that Council approves the fees payable to the Lord Mayor and Councillors to be the maximum fee payable to the Lord Mayor and Councillors as set down in the Local Government Remuneration Tribunals annual report with increases applied from 1 July each year be rescinded, and the resolution of 27 June 2017, relating to the same subject, remain in operation.

Cr Rufo raised a point of order in relation to Cr Dunn's comments regarding Cr Elliot.

The Lord Mayor stated she was unable to rule on the point of order raised, as it did not reference a specific part of the Code of Meeting Practice.

The motion moved by Cr Church and seconded by Cr Rufo was put to the meeting.

Defeated

PROCEDURAL MOTION

Moved by Cr Luke, seconded by Cr Byrne

That the Confidential Report be heard before the late items of business in accordance with Section 20 of the Code of Meeting Practice.

Carried

PROCEDURAL MOTION

Moved by Cr White, seconded by Cr Mackenzie

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

Carried

Council entered into Confidential Session at 6.13pm and reconvened at 6.16pm and the Chief Executive Officer reported the resolutions of the Confidential Session.

CONFIDENTIAL REPORTS

ITEM-1 **CON 23/01/18 - STAGES 2 AND 3 OF AEROSPACE EAST CARPARK AT NEWCASTLE AIRPORT**

MOTION

Moved by Cr Winney-Baartz, seconded by Cr Luke

- 1 Council accept the tender of Daracon Group for Stages 2 and 3 of the Aerospace Easts Carpark Project at Newcastle Airport based on the information contained within this report.

- 2 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
Unanimously**

LATE ITEMS OF BUSINESS

ITEM-1 **CCL 23/01/18 NEXT CITY'S WORLD STAGE: WORLD URBAN FORUM 9**

MOTION

Moved by Cr Clausen, seconded by Cr Mackenzie

1. That Council:
 - i) Approves the Lord Mayor to attend Next City's World Stage: World Urban Forum 9 in Kuala Lumpur from 7 to 13 February 2018.

 - ii) Notes that Next City will cover the costs of airfares, accommodation and daily expenses for the Lord Mayor through a grant received from the Institute of International Education's Global Travel and Learning.

PROCEDURAL MOTION

Moved by Cr Duncan, seconded by Cr Byrne

That Council adjourn the meeting and enter into a 10 minute recess to allow Councillors time to review the report.

Carried

Council entered into recess at 6.20pm and reconvened the Council meeting at 6.34pm.

The motion before the Chair was put to the meeting.

Carried

Unanimously

**ITEM 2 CCL 23/01/18 REVIEW OF NEWCASTLE CBD LIQUOR
LICENCE CONDITIONS**

MOTION

Moved by Lord Mayor Cr Nelmes, seconded by Cr Duncan

Council endorse the attached submission as contained within the report.

**Carried
Unanimously**

The meeting concluded at 6.44pm