

## CITY OF NEWCASTLE

**Minutes of the Ordinary Council Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on Tuesday 25 June 2019 at 5.35pm.**

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### **PRESENT**

The Lord Mayor (Councillor N Nelmes), Councillors M Byrne, J Church, D Clausen, C Duncan, J Dunn (*arrived 5.50pm*), K Elliott, J Mackenzie, A Robinson and E White.

### **IN ATTENDANCE**

J Bath (Chief Executive Officer), D Clarke (Director Governance), B Smith (Director Strategy and Engagement), F Leatham (Director People and Culture), K Liddell (Director Infrastructure and Property), A Murphy (Director City Wide Services), E Kolatchew (Manager Legal), A Jones (Chief Financial Officer), M Bisson (Manager Regulatory, Planning and Assessment), A Abbott (Manager Corporate and Community Planning), K Arnott (Corporate Strategist), S Moore (Manager Business Partnering), K Neveldsen (Interim Governance and Council Executive Support Coordinator), J Vescio (Executive Officer, Chief Executive Office), D Mills (Media Officer), K Sullivan (Council Services/Minutes) and A Knowles (Council Services/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 Duncan, seconded by Cr Byrne

The apologies submitted on behalf of Councillors Luke, Rufo and Winney-Baartz be received and leave of absence granted.

**Carried  
unanimously**

### **DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS**

Nil.

### **CONFIRMATION OF PREVIOUS MINUTES**

**MINUTES - PUBLIC VOICE COMMITTEE 21 MAY 2019**  
**MINUTES - BRIEFING COMMITTEE 21 MAY 2019**  
**MINUTES - ORDINARY COUNCIL MEETING 28 MAY 2019**

## **MOTION**

Moved by Cr Clausen, seconded by Cr Duncan

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

**Carried**

## **LORD MAYORAL MINUTE**

### **ITEM-11                      LMM 25/06/19 - OFFSHORE SAND EXTRACTION FOR    BEACH NOURISHMENT AT STOCKTON BEACH**

## **MOTION**

Moved by Lord Mayor, Cr Nelmes

That City of Newcastle:

- 1       Acknowledges the ongoing coastal erosion at Stockton Beach, and thanks the Stockton Community, through the Stockton Community Liaison Group, for their commitment to seeking a long-term solution to the worsening erosion at Stockton Beach;
- 2       Notes that the University of NSW Water Research Laboratory (WRL) report 'Guidelines for Sand Nourishment: Science and Synthesis for NSW' identifies offshore extraction of sand for beach nourishment as 'probably the only viable method for large scale beach nourishment on the open coast';
- 3       Notes that despite this, the NSW Government's position regarding offshore sand extraction for beach nourishment purposes remains unclear and a significant barrier to the determination of potential management solutions for coastal hazards;
- 4       Writes to the Minister for Local Government, the Hon. Shelley Hancock MP; the Deputy Premier, and Minister for Regional NSW, Industry and Trade, the Hon. John Barilaro MP; the Minister for Planning and Public Spaces; the Hon. Rob Stokes MP, and the Minister for Agriculture, the Hon. Adam Marshall MP, seeking the NSW Government's policy position regarding offshore sand extraction for the purposes of beach replenishment and nourishment;
- 5       Writes to surrounding coastal Local Government Areas (LGAs), including Lake Macquarie City Council and Port Stephens Council, requesting a co-signed letter to seek clarification from the NSW Government regarding their policy position about offshore sand extraction for beach replenishment and nourishment.

**Carried  
unanimously**

**ITEM-12****LMM 25/06/19 - SOCIAL INFRASTRUCTURE****MOTION**

Moved by Lord Mayor, Cr Nelmes

That City of Newcastle:

- 1 Acknowledges that social infrastructure is just as vital for economic prosperity as it is for social wellbeing, and that quality social infrastructure benefits the entire community and plays a significant role in enhancing the lives of people of all ages, backgrounds and abilities.
- 2 Notes that an integrated planning approach to social infrastructure delivery is considered best practice.
- 3 Notes that local government significantly contributes to the provision of social infrastructure through our network of community assets.
- 4 Resources and develops a Social Infrastructure Strategy that provides for the funding, planning and delivery of social infrastructure in a strategic and coordinated way, particularly in the context of a growing and increasingly diverse population.
- 5 Considers in the development of the strategy the refurbishment and renewal of existing community assets as well as the potential development of new services, facilities and places.

**Carried  
unanimously**

**REPORTS BY COUNCIL OFFICERS****ITEM-44****CCL 25/06/19 - MAKING OF THE RATES AND CHARGES FOR 2019/20****MOTION**

Moved by Cr White, seconded by Cr Clausen

That Council:

- 1 Makes the following rates and charges for the 2019/20 financial year:

RATE	MINIMUM RATE	AD Valorem Amount Cents in \$	BASE AMOUNT		ESTIMATED RATE YIELD P.A. \$'s
			\$	% of Total Rates	
<b>Ordinary Rates</b>					
Residential	Nil	0.238158	777.16	50	101,057,254
Farmland	\$1,045.40	0.304365	Nil	Nil	22,010
Business	\$1,045.40	1.928710	Nil	Nil	41,595,874.
<b>Business Sub-Categories</b>					
Major Commercial Shopping Centre - Kotara	\$1,045.40	3.468848	Nil	Nil	1,547,106
Major Commercial Shopping Centre - Jesmond	\$1,045.40	4.669337	Nil	Nil	607,014.
Major Commercial Shopping Centre - Waratah	\$1,045.40	5.169938	Nil	Nil	427,037
Major Commercial Shopping Centre - Wallsend	\$1,045.40	5.674382	Nil	Nil	486,295
Major Commercial Shopping Centre - The Junction	\$1,045.40	4.018165	Nil	Nil	228,232
Major Commercial Shopping Centre - Inner City	\$1,045.40	2.027248	Nil	Nil	300,134
Suburban Shopping Centres	\$1,045.40	3.285466	Nil	Nil	305,877
Suburban Shopping Centres - Inner City	\$1,045.40	2.461789	Nil	Nil	174,541
Suburban Shopping Centres - Mayfield	\$1,045.40	4.338140	Nil	Nil	188,709
Kotara - Homemaker's Centre	\$1,045.40	1.495482	Nil	Nil	291,169
Kotara - Homemaker's Centre - South Zone	\$1,045.40	1.695119			316,987
Kooragang Industrial Coal Zone	\$1,045.40	1.874887	Nil	Nil	660,495
Kooragang North Industrial Coal Zone	\$1,045.40	2.564513	Nil	Nil	1,479,724
Kooragang Industrial Centre - Walsh Point	\$1,045.40	2.017446	Nil	Nil	1,315,375
Kooragang Industrial Centre	\$1,045.40	1.693080	Nil	Nil	1,565,688
Mayfield North Heavy Industrial Centre	\$1,045.40	1.060343	Nil	Nil	629,844
Mayfield North Industrial Centre	\$1,045.40	1.709908	Nil	Nil	447,109
Mayfield North Industrial Centre - Future Development	\$1,045.40	2.149302	Nil	Nil	369,680
Carrington Industrial Port and Coal Zone	\$1,045.40	3.324280	Nil	Nil	1,495,926
Carrington Industrial Centre	\$1,045.40	2.392693	Nil	Nil	1,392,875

Carrington Industrial Port Operations Use	\$1,045.40	2.664498	Nil	Nil	284,222
Broadmeadow Industrial Centre	\$1,045.40	3.903215	Nil	Nil	162,374
Hexham Industrial Centre	\$1,045.40	2.738680	Nil	Nil	946,556
<b>Special Rates</b>					
Hunter Mall	Nil	0.238124	Nil	Nil	92,436
Mayfield Business District	Nil	0.105335	Nil	Nil	74,906
Hamilton Business District - Zone A	Nil	0.200139	Nil	Nil	88,245
Hamilton Business District - Zone B	Nil	0.100069	Nil	Nil	33,480
Hamilton Business District - Zone C	Nil	0.050035	Nil	Nil	14,563
Wallsend Business District - Zone A	Nil	0.394772	Nil	Nil	111,110
Wallsend Business District - Zone B	Nil	0.197386	Nil	Nil	14,439
Wallsend Business District - Zone C	Nil	0.296079	Nil	Nil	25,374
New Lambton Business District	Nil	0.120332	Nil	Nil	15,018
City Centre - City East	Nil	0.292419	Nil	Nil	168,912
City Centre - Darby Street	Nil	0.065605	Nil	Nil	32,821
City Centre - City West (Close Zone)	Nil	0.120828	Nil	Nil	227,636
City Centre - City West (Distant Zone)	Nil	0.060414	Nil	Nil	19,216
City Centre – Tower	Nil	0.292419	Nil	Nil	181,011
City Centre – Mall	Nil	0.292419	Nil	Nil	127,086
City Centre – Civic (Close Zone)	Nil	0.163523	Nil	Nil	101,895
City Centre – Civic (Distant Zone)	Nil	0.081762	Nil	Nil	6,657
<b>TOTAL</b>					<b>159,632,912</b>

- 2 An Ordinary Rate of zero point two three eight one five eight cents (0.238158c) in the dollar with a 50% base charge of seven hundred and seventy seven dollars and sixteen cents (\$777.16) named **RESIDENTIAL**, apply to all rateable land in City of Newcastle (CN) Local Government Area (LGA) categorised as Residential.
- 3 An Ordinary Rate of zero point three zero four three six five cents (0.304365c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **FARMLAND**, apply to all rateable land in CN LGA categorised as Farmland.
- 4 An Ordinary Rate of one point nine two eight seven one zero cents (1.928710c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS**, apply to all rateable land in CN LGA categorised as Business **except** that rateable land determined to be in the Business Sub-Categories - Major Commercial Shopping Centres - Kotara, Major Commercial Shopping Centres – Jesmond, Major Commercial Shopping Centres – Waratah, Major Commercial Shopping Centres - Wallsend, Major Commercial Shopping Centres – The Junction, Major Commercial Centres

(Inner City), Suburban Shopping Centres, Suburban Shopping Centres (Inner City), Suburban Shopping Centre - Mayfield, Kotara, Homemaker's Centre, Kotara, Homemaker's Centre - South Zone, Kooragang Industrial Coal Zone, Kooragang North Coal Zone, Kooragang Industrial Centre, Kooragang Industrial Centre - Walsh Point, Mayfield North Heavy Industrial Centre, Mayfield North Industrial Centre, Mayfield North Future Industrial Development Centre, Carrington Industrial Coal Zone, Carrington Industrial Centre, Carrington Industrial Port Operations Use, Carrington Industrial Coal and Port Zone, Broadmeadow Industrial Centre and Hexham Industrial Centre.

- 5 An Ordinary Rate of three point four six eight eight four eight cents (3.468848c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES - KOTARA**, apply to all rateable land in CN LGA, being utilised as a Major Commercial Shopping Centre. "Major Commercial Shopping Centre" being defined as a centre of commercial activity within the suburb of Kotara located on a site of greater than eight hectares (80,000m<sup>2</sup>), providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of forty (40) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres - Kotara.
- 6 An Ordinary Rate of four point six six nine three three seven cents (4.669337c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES - JESMOND**, apply to all rateable land in CN LGA, being utilised as a Major Commercial Shopping Centre. "Major Commercial Shopping Centre" being defined as a centre of commercial activity within the suburb of Jesmond providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of twenty (20) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres - Jesmond.
- 7 An Ordinary Rate of five point one six nine nine three eight cents (5.169938c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES - WARATAH**, apply to all rateable land in CN LGA, being utilised as a Major Commercial Shopping Centre. "Major Commercial Shopping Centre" being defined as a centre of commercial activity within the suburb of Waratah providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of twenty (20) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres - Waratah.
- 8 An Ordinary Rate of five point six seven four three eight two cents (5.674382c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES - WALLSEND**, apply to all rateable land in CN LGA, being utilised

as a Major Commercial Shopping Centre. "Major Commercial Shopping Centre" being defined as a centre of commercial activity within the suburb of Wallsend providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of twenty (20) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres - Wallsend.

- 9 An Ordinary Rate of four point zero one eight one six five cents (4.018165c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES – THE JUNCTION**, apply to all rateable land in CN LGA, being utilised as a Major Commercial Shopping Centre. "Major Commercial Shopping Centre" being defined as a centre of commercial activity within the suburb of The Junction providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of fifteen (15) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres – The Junction.
- 10 An Ordinary Rate of two point zero two seven two four eight cents (2.027248c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS - MAJOR COMMERCIAL SHOPPING CENTRES (INNER CITY)**, apply to all rateable land in CN LGA situated at Newcastle West within the centre of activity defined by Parry, National Park, King and Ravenshaw Streets, being utilised as a Major Commercial Centre (Inner City). "Major Commercial Centre – (Inner City)" being defined as a centre of commercial activity providing at least six thousand square metres (6,000m<sup>2</sup>) of floor space and which incorporates a major anchor tenant trading as a supermarket outlet together with a minimum of twenty (20) specialty stores and service outlets. This land is categorised as Sub-Category Business - Major Commercial Shopping Centres (Inner City).
- 11 An Ordinary Rate of three point two eight five four six six cents (3.285466c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – SUBURBAN SHOPPING CENTRES**, apply to all rateable land in CN LGA, being utilised as a Suburban Shopping Centre. "Suburban Shopping Centre" being defined as a centre of commercial activity situated on a site of greater than 6000m<sup>2</sup> which operates and has a dominant use as a Supermarket excepting the land categorised as Major Commercial Shopping Centres - Kotara, Major Commercial Shopping Centres – Jesmond, Major Commercial Shopping Centres – Waratah, Major Commercial Shopping Centres - Wallsend, Major Commercial Shopping Centres – The Junction, Major Commercial Centres (Inner City) or Suburban Shopping Centre - Mayfield. This land is categorised as Sub-category Business - Suburban Shopping Centres.

- 12 An Ordinary Rate of two point four six one seven eight nine cents (2.461789c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – SUBURBAN SHOPPING CENTRES – INNER CITY**, apply to all rateable land in CN LGA, being utilised as an Inner City Suburban Shopping Centre. "Inner City Suburban Shopping Centre" being defined as a centre of commercial activity within the suburb of Newcastle West or Hamilton situated on a site of greater than four thousand and nine hundred square metres (4,900m<sup>2</sup>) which operates as a Supermarket excepting the land categorised as Major Commercial Shopping Centres - Kotara, Major Commercial Shopping Centres – Jesmond, Major Commercial Shopping Centres – Waratah, Major Commercial Shopping Centres - Wallsend, Major Commercial Shopping Centres – The Junction, Major Commercial Centres (Inner City), Suburban Shopping Centre – Mayfield and Suburban Shopping Centres. This land is categorised as Sub-category Business - Suburban Shopping Centres – Inner City.
- 13 An Ordinary Rate of four point three three eight one four zero cents (4.338140c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – SUBURBAN SHOPPING CENTRE - MAYFIELD** apply to all rateable land in CN LGA within the suburb of at Mayfield, being utilised as a Suburban Shopping Centre. "Suburban Shopping Centre" being defined as a centre of commercial activity situated on a site of greater than 1 Hectare (10,000m<sup>2</sup>) with a minimum 4,000m<sup>2</sup> of floorspace which operates as a Supermarket. This land is categorised as sub-category Business – Suburban Shopping Centre - Mayfield.
- 14 An Ordinary Rate of one point four nine five four eight two cents (1.495482c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOTARA HOMEMAKER'S CENTRE** apply to all rateable land in CN LGA situated at Kotara, within the centre of activity defined by Lot 501 DP 1174032 and Lots 181 and 182 DP 850168. This land is categorised as sub-category Business – Kotara Homemaker's Centre.
- 15 An Ordinary Rate of one point six nine five one one nine cents (1.695119c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOTARA HOMEMAKER'S CENTRE - SOUTH ZONE** apply to all rateable land in CN LGA situated at Kotara, within the centre of activity defined by Lot 220 DP 1014716. This land is categorised as sub-category Business – Kotara Homemaker's Centre - South Zone.
- 16 An Ordinary Rate of one point eight seven four eight eight seven cents (1.874887c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOORAGANG INDUSTRIAL COAL ZONE** apply to all rateable land in CN LGA within the centre of activity defined by the suburb of Kooragang being Lot 11 DP 841542, Lot 121 DP 874949, Lot 1 DP 1097327, Lot 5 DP 1097327, Lots 2, 5, 7, 9 DP 775774, Lot 1 DP 775775, Lot 1 DP 869622, Lot 18 DP 1119752. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act within the defined area. This land is categorised as sub-category Business – Kooragang Industrial Coal Zone.

- 17 An Ordinary Rate of two point five six four five one three cents (2.564513c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOORAGANG NORTH INDUSTRIAL COAL ZONE** apply to all rateable land in CN LGA within the centre of activity defined by the suburb of Kooragang being Lots 2, 3, 6, 16 DP1119752, Lot 61 DP 1184395, Lot 62 DP 1184943, Lot 16 DP 262783, Lots 8 DP 1119752, Lots 29, 30, 31, 32 and 33 DP 1184229, Lots 4, 5, 6, 10, 11, 12 DP 1207051, Lots 3, 7, 8, 9, 13, 14, 15 DP 1207051 and Lot 22 DP 1155723. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act within the defined area. This land is categorised as sub-category Business – Kooragang North Industrial Coal Zone.
- 18 An Ordinary Rate of two point zero one seven four four six cents (2.017446c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOORAGANG INDUSTRIAL CENTRE WALSH POINT** apply to all rateable land in CN LGA within the centre of activity defined by the suburb of Kooragang being Lots 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22 DP 234887, Lots 6, 7 DP 262783, Lots 1, 2, 3 DP 557904, Lot 1 DP575674, Lots 2, 6, 7, 8, 9 DP 775772, Lots 11, 12, 13, 14, 17, 18, 19, 20, 22, 23 DP 775773, Lots 2, 4, 5, 7, 8, 9, 10, 14 DP 775775, Lots 29, 31, 32, 33, 35, 37, 38, 39, 40, 41, 42 DP 775776, Lots 44, 45, 46, 47, 48, 49, 50, 51, 53 DP 775777, Lots 60, 61, 62, 63 DP 802700, Lot 3 DP 858206, Lots 2, 4, 5 DP1015754, Lots 201, 202, 203, 204, 205, 206, 208, 210 DP 1017038, Lots 210, 211 DP 1018949, Lots 520, 521 DP 1018950, Lots 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112 DP 1018951, Lots 131, 132 DP 1018952, Lot 362 DP 1104196, Lot 15 DP 1119752, Lot 12, 13 DP 1144748, Lots 1, 2 DP 1184514, Lots 1, 2, 3, 4 DP 1191912, Lots 94, 95 DP 1191913, Lots 41, 42, 43, 44 DP 1193134, Lot 2 DP 1195449, Lots 151, 152, 153 DP 1202468, Lots 91, 92 DP 1202475 and Lot 3 in DP 234288. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act located within this centre of activity which is not sub categorised as Business – Kooragang Industrial Coal Zone or not sub categorised as Business – Kooragang North Industrial Coal Zone or not sub categorized Business – Kooragang Industrial Centre. This land is categorised as sub-category Business – Kooragang Industrial Centre Walsh Point.
- 19 An Ordinary Rate of one point six nine three zero eight zero cents (1.693080c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – KOORAGANG INDUSTRIAL CENTRE** apply to all rateable land in CN LGA within the centre of activity defined by the suburb of Kooragang. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act located in Kooragang which is not sub categorised as Business – Kooragang Industrial Coal Zone or not sub categorised as Business – Kooragang North Industrial Coal Zone or not sub categorised as Business – Kooragang Industrial Centre Walsh Point. This land is categorised as sub-category Business – Kooragang Industrial Centre.

- 20 An Ordinary Rate of one point zero six zero three four three cents (1.060343c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – MAYFIELD NORTH HEAVY INDUSTRIAL CENTRE** apply to all rateable land in CN LGA within the centre of activity defined by all land contained within, Lot 225 DP 1013964, Lot 224 DP 1013964, Lot 2 DP 1204573, Lot 2 DP 1184257 and Lot 1 DP 874109 This land is categorised as sub-category Business - Mayfield North Heavy Industrial Centre.
- 21 An Ordinary Rate of one point seven zero nine nine zero eight cents (1.709908c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – MAYFIELD NORTH INDUSTRIAL CENTRE** apply to all rateable land in CN LGA within the centre of activity defined by Lot 10 DP 625019, Lot 1 DP 403544, Lot 1 DP 528411, Lot 2 DP 207307, Lot 3 DP 259009, Lot 1 DP 880225, Lots 1, 2 DP 1177466, Lots 36, 37, 38, 39, 40 DP 1191723 Lots 5, 6 and 7 DP 1204575 and Lot 11 DP 625019. This land is categorised as sub-category Business - Mayfield North Industrial Centre.
- 22 An Ordinary Rate of two point one four nine three zero two cents (2.149302c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – MAYFIELD NORTH INDUSTRIAL CENTRE FUTURE DEVELOPMENT** apply to all rateable land in CN LGA within the centre of activity defined by Lots 41, 42, 43, and 44 in DP 1191982 and Lots 51, 52, 53 and 54 DP 1229869. This land is categorised as sub-category Business - Mayfield North Industrial Centre Future Development.
- 23 An Ordinary Rate of three point three two four two eight zero cents (3.324280c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – CARRINGTON INDUSTRIAL PORT AND COAL ZONE** apply to all rateable land in CN LGA within the centre of activity defined by all land within Lot 1 DP 1044636 Lots 1, 2 DP 1104199, the land contained within Railway Land Lease reference number 115/75/2261, Lots 3, 4 DP 1104199, Lots 1, 2, 3 DP1187068, Lot 30 DP 1190075, Lots 8 and 11 DP 1190231, Lots 13, 14, 15, 16 DP 1190232, Lots 110, 111, 113 DP 1191911, Lots 91, 92, 93 DP 1193181, Lots 1, 2, 3 DP 1195231, Lots 219, 220 DP 1195310 . and Lots 1, 2, 3 in DP 1218150. This land is categorised as sub-category Business - Carrington Industrial Coal and Port Zone.
- 24 An Ordinary Rate of two point six six four four nine eight cents (2.664498c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – CARRINGTON INDUSTRIAL PORT OPERATIONS USE** apply to all rateable land in CN LGA within the centre of activity defined by all land within Lot 11 DP 1023961, Lot 27 DP 842685 Lot 101 DP 1014244, Lot 1014 DP 1143277, Lot 33 DP 1078910 and Lot 1 DP 834572. This land is categorised as sub-category Business - Carrington Industrial Port Operations Use.

- 25 An Ordinary Rate of two point three nine two six nine three cents (2.392693c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – CARRINGTON INDUSTRIAL CENTRE** apply to all rateable land in CN LGA within the centre of activity defined by all land with an area of greater than than six hundred square metres (600m<sup>2</sup>) and zoned SP1 – Special Activities under the State Environmental Planning Policy (Three Ports) 2013 and located within the suburb of Carrington and the land known as Lot 1 DP 1097368 excepting that land categorised as Business - Carrington Industrial Coal and Port Zone or the land categorised as Business - Carrington Industrial Port Operations Use. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act within the defined area. This land is categorised as sub-category Business – Carrington Industrial Centre.
- 26 An Ordinary Rate of three point nine zero three two one five cents (3.903215c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – BROADMEADOW INDUSTRIAL** apply to all rateable land in CN LGA within the centre of activity defined by all land within Lot 221 DP 1012345. This land is categorised as sub-category Business - Broadmeadow Industrial.
- 27 An Ordinary Rate of two point seven three eight six eight zero cents (2.738680c) in the dollar with a minimum rate of one thousand and forty five dollars and forty cents (\$1,045.40) named **BUSINESS – HEXHAM INDUSTRIAL CENTRE** apply to all rateable land in CN LGA within the centre of activity defined by all land wholly or partly contained in a “parcel of land” as defined within the Valuation of Land Act NSW 1916, which is in the majority zoned IN3 Heavy Industrial under the Newcastle Local Environmental Plan 2012 and located within the suburb of Hexham excepting Lots 2 and 3 DP 874409 and Lot 1 DP 90824. This sub categorisation applies to all land categorised as Business in terms of Section 518 of the Act within the defined area. This land is categorised as sub-category Business - Hexham Industrial Centre.
- 28 A Special Rate of zero point two three eight one two four cents (0.238124c) in the dollar named **HUNTER MALL**, apply to part of the rateable land within CN LGA constituted and known as the “Hunter Mall Town Improvement District” as defined in **Attachment A** for the purpose of defraying the cost of continuing additional horticultural and cleansing services and street furnishings determined to be of special benefit to the said Hunter Mall Town Improvement District.
- 29 A Special Rate of zero point one zero five three three five cents (0.105335c) in the dollar named **MAYFIELD BUSINESS DISTRICT**, apply to part of the rateable land within CN LGA constituted and known as the “Mayfield Business District” as defined in **Attachment B** for the purpose of defraying the additional cost of promotion, beautification and development of the Mayfield Business District determined to be of special benefit to the said Mayfield Business District.

- 30 A Special Rate of zero point two zero zero one three nine cents (0.200139c) in the dollar named **HAMILTON BUSINESS DISTRICT - ZONE A**, apply to part of the rateable land within CN LGA constituted and known as the "Hamilton Business District" as defined in **Attachment C** for the purpose of defraying the additional cost of promotion, beautification and development of the Hamilton Business District determined to be of special benefit to the said Hamilton Business District.
- 31 A Special Rate of zero point one zero zero zero six nine cents (0.100069c) in the dollar named **HAMILTON BUSINESS DISTRICT - ZONE B**, apply to part of the rateable land within CN LGA constituted and known as the "Hamilton Business District" as defined in **Attachment D** for the purpose of defraying the additional cost promotion, beautification and development of the Hamilton Business District determined to be of special benefit to the said Hamilton Business District.
- 32 A Special Rate of zero point zero five zero zero three five cents (0.050035c) in the dollar named **HAMILTON BUSINESS DISTRICT - ZONE C**, apply to part of the rateable land within CN LGA constituted and known as the "Hamilton Business District" as defined in **Attachment E** for the purpose of defraying the additional cost promotion, beautification and development of the Hamilton Business District determined to be of special benefit to the said Hamilton Business District.
- 33 A Special Rate of zero point three nine four seven seven two cents (0.394772c) in the dollar named **WALLSEND BUSINESS DISTRICT - ZONE A**, apply to part of the rateable land within CN LGA constituted and known as the "Wallsend Business District" as defined in **Attachment F** for the purpose of defraying the additional cost promotion, beautification and development of the Wallsend Business District determined to be of special benefit to the said Wallsend Business District.
- 34 A Special Rate of zero point one nine seven three eight six cents (0.197386c) in the dollar named **WALLSEND BUSINESS DISTRICT - ZONE B**, apply to part of the rateable land within CN LGA constituted and known as the "Wallsend Business District" as defined in **Attachment G** for the purpose of defraying the additional cost promotion, beautification and development of the Wallsend Business District determined to be of special benefit to the said Wallsend Business District.
- 35 A Special Rate of zero point two nine six zero seven nine cents (0.296079c) in the dollar named **WALLSEND BUSINESS DISTRICT - ZONE C**, apply to part of the rateable land within CN LGA constituted and known as the "Wallsend Business District" as defined in **Attachment H** for the purpose of defraying the additional cost of promotion, beautification and development of the Wallsend Business District determined to be of special benefit to the said Wallsend Business District.

- 36 A Special Rate of zero point one two zero three three two cents (0.120332c) in the dollar named **NEW LAMBTON BUSINESS DISTRICT**, apply to part of the rateable land within CN LGA constituted and known as the “New Lambton Business District” as defined in **Attachment I** for the purpose of defraying the additional cost of promotion, beautification and development of the New Lambton Business District determined to be of special benefit to the said New Lambton Business District.
- 37 A Special Rate of zero point two nine two four one nine cents (0.292419c) in the dollar named **CITY CENTRE - CITY EAST**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area - City East” as defined in **Attachment J** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - City East determined to be of special benefit to the said City Centre Benefit Area - City East.
- 38 A Special Rate of zero point zero six five six zero five cents (0.065605c) in the dollar named **CITY CENTRE - DARBY STREET**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area - Darby Street” as defined in **Attachment K** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - Darby Street determined to be of special benefit to the said City Centre Benefit Area -Darby Street.
- 39 A Special Rate of zero point one two zero eight two eight cents (0.120828c) in the dollar named **CITY CENTRE - CITY WEST (CLOSE ZONE)**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area - City West” as defined in **Attachment L** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - City West (Close Zone) determined to be of special benefit to the said City Centre Benefit Area - City West (Close Zone).
- 40 A Special Rate of zero point zero six zero four one four cents (0.060414c) in the dollar named **CITY CENTRE - CITY WEST (DISTANT ZONE)**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area -City West” as defined in **Attachment M** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - City West (Distant Zone) determined to be of special benefit to the said City Centre Benefit Area - City West (Distant Zone).
- 41 A Special Rate of zero point two nine two four one nine cents (0.292419c) in the dollar named **CITY CENTRE - TOWER** apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area - Tower” as defined in **Attachment N** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - Tower determined to be of special benefit to the said City Centre Benefit Area - Tower.

- 42 A Special Rate of zero point two nine two four one nine cents (0.292419c) in the dollar named **CITY CENTRE – MALL**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area - Mall” as defined in **Attachment O** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area - Mall determined to be of special benefit to the said City Centre Benefit Area - Mall.
- 43 A Special Rate of zero point one six three five two three cents (0.163523c) in the dollar named **CITY CENTRE - CIVIC (CLOSE ZONE)**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area – Civic (Close Zone)” as defined in **Attachment P** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area – Civic (Close Zone) determined to be of special benefit to the said City Centre Benefit Area – Civic (Close Zone).
- 44 A Special Rate of zero point zero eight one seven six two cents (0.081762c) in the dollar named **CITY CENTRE - CIVIC (DISTANT ZONE)**, apply to part of the rateable land within CN LGA constituted and known as the “City Centre Benefit Area –Civic (Distant Zone)” as defined in **Attachment Q** for the purpose of defraying the additional cost of promotion, beautification and development of the City Centre Benefit Area – Civic (Distant Zone) determined to be of special benefit to the said City Centre Benefit Area – Civic (Distant Zone).
- 45 A **STORMWATER MANAGEMENT SERVICE CHARGE** of twenty five dollars (\$25.00) per non-strata title property and twelve dollars and fifty cents (\$12.50) per strata / company title unit for the provision of stormwater management services. This charge applies to all rateable land categorised as Residential not being an exclusion as outlined in Section 496A(2) of the Act as amended.
- 46 A **STORMWATER MANAGEMENT SERVICE CHARGE** of twenty five dollars \$25.00 per three hundred and fifty square metres (350m<sup>2</sup>) or part thereof, of land area capped at a maximum of \$1,000 for each non-strata title property. This charge applies to all non-strata title or non-company title rateable land categorised as Business or sub-categorised as one of the Business sub-categories referred to in the table within paragraph 1 of this report not being an exclusion as outlined in Section 496A(2) of the Act as amended or an exclusion outlined in paragraph 48.
- 47 A **STORMWATER MANAGEMENT SERVICE CHARGE** of twenty five dollars (\$25.00) per three hundred and fifty square metres 350m<sup>2</sup> or part thereof, of land area occupied by the strata scheme, capped at a maximum of \$1,000, divided between each unit based on the unit entitlement of each business lot divided by the total unit entitlement of strata lots within the scheme. This charge applies to all strata title or company title rateable land categorised as Business where the dominant use of the strata development is for business purposes, not being an exclusion as outlined in Section 496A(2) of the Act as amended.



**ITEM-46**                      **CCL 25/06/19 - MAKING OF THE RATE - HUNTER CATCHMENT CONTRIBUTION AND COMMISSION FOR THE YEAR COMMENCING 1 JULY 2019**

**MOTION**

Moved by Cr Clausen, seconded by Cr White

That Council:

- 1     Notes the NSW Government's Hunter Local Land Services has established the Hunter Catchment Contribution rate for the 2019/20 rating year at 0.010970 of a cent in the dollar on all relevant properties within the Newcastle Local Government Area (LGA), with a land value in excess of \$300.
- 2     Adopts the making, levying and collection of the Hunter Catchment Contribution on behalf of Hunter Local Land Services as the rate detailed in Paragraph 1.
- 3     Adopts the rate of commission payable to CN for the collection of the 2019/20 Catchment Contribution at 5% of the Hunter Catchment Contributions collected, as determined by Hunter Local Land Services.

**Carried  
unanimously**

**ITEM-48**                      **CCL 25/06/19 - ADOPTION OF COMPLIANCE AND ENFORCEMENT POLICY**

**MOTION**

Moved by Cr Clausen, seconded by Cr White

That Council:

- 1     Adopts the Compliance and Enforcement Policy at **Attachment A**.

**Carried  
unanimously**

**ITEM-49**                      **CCL 25/06/19 - EXECUTIVE MONTHLY PERFORMANCE REPORT**

**MOTION**

Moved by Cr Clausen, seconded by Cr White

That Council:

- 1     Receives the Executive Monthly Performance Report for May 2019.

**Carried**

**ITEM-43****CCL 25/06/19 - ADOPTION OF 2019/20 OUR BUDGET****MOTION**

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

That Council:

- 1 Adopts the 2019/20 Our Budget at **Attachment A**, and the 2019/20 Fees and Charges Register at **Attachment B**.

**For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Clausen, Duncan, Dunn, Mackenzie and White.

**Against the Motion:**

Councillors Church, Elliott and Robinson.

**Carried**

**ITEM-47****CCL 25/06/19 - ADOPTION OF THE CODE OF CONDUCT AND ITS ASSOCIATED PROCEDURES****MOTION**

Moved by Cr Clausen, seconded by Cr Duncan

That Council:

- 1 Adopt the Code of Conduct for Councillors at **Attachment A**;
- 2 Adopt the Code of Conduct for Staff at **Attachment B**;
- 3 Adopt the Code of Conduct for Volunteers at **Attachment C**; and
- 4 Adopt the Procedures for the Administration of the Code of Conduct at **Attachment D**.

**PROCEDURAL MOTION**

Moved by Cr Elliott, seconded by Cr Church

The item lay on the table and in the interim a closed Councillor Workshop be held.

The Manager Legal advised that a workshop had been scheduled for Tuesday 18 June 2019 however, due to its cancellation the workshop was postponed to Tuesday 9 July 2019.

Councillor Elliott withdrew the procedural motion.

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

**For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Clausen, Duncan, Dunn, Elliott, Mackenzie, Robinson and White.

**Against the Motion:**

Councillor Church.

**Carried**

**NOTICES OF MOTION**

**ITEM-24**

**NOM 25/06/19 - PHASE OUT OF GLYPHOSATE**

In moving the motion, Councillor Clausen stated he would move the Officer's recommendation as outlined in the business papers.

**MOTION**

Moved by Cr Clausen, seconded by Cr Dunn

That Council:

- 1 Notes its resolution from September 2018 regarding the use of glyphosate.
- 2 Notes that since this resolution there have been further Court decisions in the United States.
- 3 Notes that a number of NSW Councils, including Fairfield City, Georges River Council, Willoughby, Ku-ring-gai, Sutherland Shire and Waverley Councils, have either banned or are considering banning the use of glyphosate products in their local government areas.
- 4 Notes that while the Australian regulator (the Australian Pesticides and Veterinary Medicines Authority) has indicated that products remain safe to use, provided safety directions are followed, the Andrews Government has commenced a review into its use in Victoria.
- 5 Phase out the use of Glyphosate, except in exceptional circumstances where our obligations under the NSW Biosecurity Act 2015 require its use.

**Carried  
unanimously**

**CONFIDENTIAL REPORTS**

**PROCEDURAL MOTION**

Moved by Cr White, seconded by Cr Dunn

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

**Carried**

Council moved into confidential session at 6.42pm.

**PROCEDURAL MOTION**

Moved by Cr Duncan, seconded by Cr Dunn

Council move back into open session.

**Carried**

Council reconvened in open session at 6.46pm and the Chief Executive Officer reported the resolutions of confidential session.

**ITEM-10                      CON 25/06/19 - TENDER - BIENNIAL SUPPLY OF PRE-CAST  
CONCRETE PRODUCTS 2019/245T**

**MOTION**

Moved by Cr Duncan, seconded by Cr Dunn

That Council:

- 1     Accept the tenders of Holcim (Australia) Pty Ltd, Industrial Building Systems t/as Advanciv, and Reinforced Concrete Pipes Australia (NSW) Pty Ltd and award separate contracts to each based on the respective schedule of rates (unit prices) tendered for Contract No.2019/245T.
- 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 the Chief Executive Officer determines otherwise.

**Carried**

**ITEM-11                      CON 25/06/19 - TENDER - BIENNIAL HIRE OF PLANT AND  
EQUIPMENT 2019/247T**

**MOTION**

Moved by Cr White, seconded by Cr Duncan

That Council:

- 1     Accept the 71 tenders as shown at **Attachment A** and award separate contracts to each based on the rates tendered for Contract No 2019/247T.
- 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 the Chief Executive Officer determines otherwise.

**Carried  
unanimously**

**The meeting concluded at 6.49pm.**