

ORDINARY MEETING

MINUTES

9 JULY 2024

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PRESENT

Cr Robert Aitchison
Cr Loretta Baker
Cr Kristy Flannery
Cr Peter Garnham
Cr Mitchell Griffin
Cr Bill Hackney
Cr Sally Halliday
Cr Ben Mitchell
Cr Philip Penfold, Mayor
Cr Kanchan Ranadive
Cr Ben Whiting
Cr Mike Yarrington

1 INVOCATION

Pastor Tim Cooper from Ground Level Church read the customary prayer at the commencement of the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

The General Manager read the Acknowledgement of Country.

3 APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

COUNCIL RESOLUTION

THAT the apology received for the unavoidable absence of Cr S Fisher and the remote attendance of Cr R Aitchison be accepted and leave of absence granted

Moved Cr P Garnham, Seconded Cr K Ranadive

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

4 DECLARATIONS OF INTEREST

Nil

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held 25 June 2024 be confirmed.

Moved Cr K Flannery, Seconded Cr M Yarrington

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

6 BUSINESS ARISING FROM MINUTES

Nil

7 WITHDRAWAL OF ITEMS AND ACCEPTANCE OF LATE ITEMS OF BUSINESS

Nil

8 PUBLIC ACCESS

Brendan McMurray representing himself spoke **against** Item 11.2 - DA 2023/889 for Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping at 262 Aberglasslyn Road Aberglasslyn (Lot: 112 DP1297808)

COUNCIL RESOLUTION

THAT an extension of one (1) minute be granted to Brendan McMurray.

Moved Cr M Yarrington, Seconded Cr P Garnham

CARRIED

Julie McKimm representing MHM Construction Group (Parker Scanlon) spoke **for** Item 11.2 - DA 2023/889 for Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping at 262 Aberglasslyn Road Aberglasslyn (Lot: 112 DP1297808)

9 MAYORAL MINUTE

Nil

10 OFFICE OF THE GENERAL MANAGER

10.1 FINAL COUNCIL MEETING OF CURRENT TERM

FILE NO:	35/1 AND 35/7
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Jeff Smith - General Manager Kelsie Wilson - Team Leader OGM
AUTHOR:	Tina Nay - Senior Governance Officer
MAITLAND +10	Outcome 15 To have an effective and efficient Council
COUNCIL OBJECTIVE:	15.1.2 Ensure Council is financially sustainable and meets required levels of performance

EXECUTIVE SUMMARY

Under Local Government Regulation, council is required to assume a 'caretaker' role in the four (4) weeks preceding the election date.

As the caretaker period for the 2024 Local Government election commences on Friday 16 August 2024 and ends on Saturday 14 September 2024, it is recommended councils last meeting of the current term be held on 27 August 2024.

OFFICER'S RECOMMENDATION

THAT

1. Council note the caretaker period for Local Government in NSW as established under regulation, being four (4) weeks prior to the September 2024 local government election;
2. Council hold the final Ordinary meeting of its current term on 27 August 2024,
3. Council plans for the first Ordinary meeting of its next term on 22 October 2024, subject to final determination by the General Manager.

COUNCIL RESOLUTION

THAT

1. Council note the caretaker period for Local Government in NSW as established under regulation, being four (4) weeks prior to the September 2024 local government election;
2. Council hold the final Ordinary meeting of its current term on 27 August 2024,
3. Council plans for the first Ordinary meeting of its next term on 22 October 2024, subject to final determination by the General Manager.

Moved Cr K Flannery, Seconded Cr M Griffin

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

11 CITY PLANNING

11.1 ASSESSMENT OF POTENTIAL MAITLAND HERITAGE ITEM

FILE NO:	RZ24001
ATTACHMENTS:	1. Heritage Assessment Report (Under Separate Cover)
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Brett Gardiner - Manager Strategic Planning Adam Ovenden - Coordinator City Planning
AUTHOR:	Gary Hamer - Principal Strategic Planner
MAITLAND +10	Outcome 5 To celebrate what makes our city unique - our history, our people and our river
COUNCIL OBJECTIVE:	5.1.2 Support the recording of stories and development of new narratives about Maitland's identity

EXECUTIVE SUMMARY

This report provides Council with an overview of the outcomes of the heritage assessment undertaken for the Hitching Post at 461 High Street Maitland. The heritage assessment was commissioned following the Council resolution on 22 August 2023 to determine whether the Hitching Post reaches the threshold for potential listing as a heritage item within the Maitland Local Environmental Plan 2011 under the NSW heritage assessment criteria.

The heritage assessment found that the Hitching Post has historic, aesthetic, and social significance and meets the threshold under the NSW assessment criteria for local heritage listings.

This report recommends that Council commence preparation of a Planning Proposal in accordance with the heritage assessment.

OFFICER'S RECOMMENDATION

THAT

- 1. Council endorses the recommendations of the Hitching Post Heritage Assessment Report in Attachment 1.**
- 2. That Council commence preparation of a Planning Proposal consistent with the recommendation of the GML report seeking inclusion of the Hitching Post at 461 High Street Maitland as an item of local significance under Schedule 5 of the Maitland Local Environmental Plan 2011.**
- 3. That the draft Planning Proposal be presented to Council at a future date.**

PROCEEDINGS IN BRIEF

A motion was moved.
(Mayor P Penfold, Cr M Griffin)

THAT

1. Council prepare a Planning Proposal to include the hitching post as a heritage item of local significance under Schedule 5 of the Maitland LEP 2011 and submit the Planning Proposal to DPHI for gateway determination.
2. Subject to gateway approval, Council publicly exhibit the Planning Proposal, and use the opportunity provided by the public exhibition to undertake community consultation to understand the contemporary social values of the hitching post.
3. Following public exhibition, a further report be put to Council

The motion when put to Council was carried.

For:	Cr K Flannery	Against:	Cr R Aitchison
	Cr P Garnham		Cr L Baker
	Cr M Griffin		
	Cr B Hackney		
	Cr S Halliday		
	Cr B Mitchell		
	Mayor P Penfold		
	Cr K Ranadive		
	Cr B Whiting		
	Cr M Yarrington		

COUNCIL RESOLUTION

THAT

- 1. Council prepare a Planning Proposal to include the hitching post as a heritage item of local significance under Schedule 5 of the Maitland LEP 2011 and submit the Planning Proposal to DPHI for gateway determination.**
- 2. Subject to gateway approval, Council publicly exhibit the Planning Proposal, and use the opportunity provided by the public exhibition to undertake community consultation to understand the contemporary social values of the hitching post.**
- 3. Following public exhibition, a further report be put to Council**

Moved Mayor P Penfold, Seconded Cr M Griffin

CARRIED

11.2 DA 2023/889 FOR MULTI-DWELLING HOUSING (24 UNITS), STRATA TITLE SUBDIVISION, RETAINING WALLS, AND LANDSCAPING AT 262 ABERGLASSLYN ROAD ABERGLASSLYN (LOT: 112 DP1297808)

FILE NO:	2023/889
ATTACHMENTS:	<ol style="list-style-type: none">1. Locality Plan2. Architectural Plans (Under Separate Cover)3. Planners Assessment Report (Under Separate Cover)4. Recommended Conditions of Consent (Under Separate Cover)5. Redacted Submission (Under Separate Cover)
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Kristy Cousins - Coordinator Planning & Development Cindy Littlewood - Manager Development & Compliance
AUTHOR:	Emmilia Marshall - Senior Development Planner
APPLICANT:	Grantham Farm Pty Ltd
OWNER:	Two Six Holdings Pty Ltd, AF Invest Pty Ltd, Grantham Farm Pty Ltd and Australian Property Development Solutions Pty Ltd
PROPOSAL:	Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping
LOCATION:	262 Aberglasslyn Road, Aberglasslyn (112/1297808)
ZONE:	R1 - General Residential

EXECUTIVE SUMMARY

A development application (DA/2023/889) has been received seeking consent for Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping at 262 Aberglasslyn Road, Aberglasslyn (Lot 112 DP 1297808). The locality plan can be viewed at Attachment 1.

The matter is reported to Council in accordance with the 'Delegations of Authority' for the General Manager, Section 3(b)(iii), due to the estimated cost of works exceeding \$5,000,000. The cost of works summary submitted with the application nominates the estimated cost of works for the development as \$8,531,285.

In addition to the above, one (1) submission was received during the assessment process, which can be viewed at Attachment 5. As the matters raised in the submission could not entirely be addressed by conditions of consent, this also requires the matter to be reported to Council in accordance with the 'Delegation of Authority' for the General Manager, Section 3(b)(iv).

The subject site is located within the R1 – General Residential zone and Aberglasslyn Urban Release Area. The development is compatible with the existing character, bulk, scale, and massing of the existing built form and residential typology in the immediate area. The proposal will not have any negative social or economic impacts. The proposal is consistent with the requirements of all relevant sections of Maitland Local Environmental Plan (MLEP) 2011 and Maitland Development Control Plan (MDCP) 2011.

The application has been assessed against the relevant heads of consideration under Section 4.15(1) in the Environmental Planning and Assessment Act 1979 and considered to be satisfactory subject to the imposition of conditions.

OFFICER'S RECOMMENDATION

THAT

1. DA/2023/889 for Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping at 262 Aberglasslyn Road, Aberglasslyn, is approved subject to the recommended schedule of conditions provided in Attachment 4 of this report.

COUNCIL RESOLUTION

THAT

1. DA/2023/889 for Multi-Dwelling Housing (24 units), Strata Title Subdivision, Retaining Walls, and Landscaping at 262 Aberglasslyn Road, Aberglasslyn, is approved subject to the recommended schedule of conditions provided in Attachment 4 of this report.

Moved Cr M Yarrington, Seconded Cr B Hackney

CARRIED

The division resulted in 11 for and 1 against, as follows:

For:	Cr R Aitchison	Against:	Cr S Halliday
	Cr L Baker		
	Cr K Flannery		
	Cr P Garnham		
	Cr M Griffin		
	Cr B Hackney		
	Cr B Mitchell		
	Mayor P Penfold		
	Cr K Ranadive		
	Cr B Whiting		
	Cr M Yarrington		

11.3 EXHIBITION OF PROPOSED VOLUNTARY PLANNING AGREEMENT - THORNTON BRENTWOOD PTY LTD - OFF THOMAS COKE DRIVE, THORNTON

FILE NO:	103/41/66
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Letter of Offer to Enter into Voluntary Planning Agreement 2. Draft Planning Agreement (Under Separate Cover)
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Brett Gardiner - Manager Strategic Planning Adam Ovenden - Coordinator City Planning Anne Humphries - Principal Development Contributions Planner
AUTHOR:	Melissa Harvey - Development Contributions Officer
MAITLAND +10	Outcome 2 To easily get to where we want to go
COUNCIL OBJECTIVE:	2.1.1 Better align land use and transport planning to move toward the region's target of 15 minute neighbourhoods with access to housing, jobs, services and transport

EXECUTIVE SUMMARY

The purpose of this report is to inform Council of an offer from Thornton Brentwood Pty Ltd to enter into a Voluntary Planning Agreement (VPA) for the construction of a public road, parking and associated drainage works on Council owned land at Thomas Coke Drive Thornton. The draft VPA is linked to Planning Proposal 2022/1301 for the reclassification of the land from Community to Operational land.

Following negotiations with the applicant, the draft VPA has been prepared by Council staff and Lindsay Taylor Lawyers. The draft document is now presented to Council seeking endorsement for its public exhibition.

OFFICER'S RECOMMENDATION

THAT

1. Pursuant to clause 204(1) of the *Environmental Planning and Assessment Regulation 2021*, Council exhibit the draft Voluntary Planning Agreement for a period of 28 days;
2. Should no submissions objecting to the draft Voluntary Planning Agreement be received during the exhibition period, Council delegate authority to the Manager Strategic Planning to finalise and execute the agreement.
3. Should any submissions objecting to the draft Voluntary Planning Agreement be received during the exhibition period, a further report be presented to Council.

COUNCIL RESOLUTION

THAT

- 1. Pursuant to clause 204(1) of the *Environmental Planning and Assessment Regulation 2021*, Council exhibit the draft Voluntary Planning Agreement for a period of 28 days;**
- 2. Should no submissions objecting to the draft Voluntary Planning Agreement be received during the exhibition period, Council delegate authority to the Manager Strategic Planning to finalise and execute the agreement.**
- 3. Should any submissions objecting to the draft Voluntary Planning Agreement be received during the exhibition period, a further report be presented to Council.**

Moved Cr M Yarrington, Seconded Cr R Aitchison

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

11.4 IT MUST BE MORPETH MARKETING PROGRAM

FILE NO:	139/61
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Brett Gardiner - Manager Strategic Planning Lisa Cameron - Senior Visitor Economy Officer
AUTHOR:	Simon Farrow - Visitor Economy Officer
MAITLAND +10	Outcome 9 To show off our city
COUNCIL OBJECTIVE:	9.1.5 Support the visitor experience at Morpeth

EXECUTIVE SUMMARY

This report provides Council an update on the final outcomes of the It Must Be Morpeth Incorporated (IMBM) led Visitor Economy Marketing Program that Council made a \$25,000 co-contribution to in 2023-24.

This report also advises that Council officers are continuing to work with IMBM with the aim to come to a similar arrangement for the 2024-25 financial year.

OFFICER'S RECOMMENDATION

THAT the information contained in this Report be noted.

COUNCIL RESOLUTION

THAT the information contained in this Report be noted.

Moved Cr M Griffin, Seconded Cr M Yarrington

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

11.5 DRIVE ELECTRIC NSW FAST CHARGING SITE LICENCE

FILE NO:	55/22
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Catherine Pepper - Manager Environment & Sustainability Mary O'Leary - Executive Manager Finance
AUTHOR:	Ben Maddox - Principal Sustainability Officer Michael Rathborne - Senior Property Advisor
MAITLAND +10	Outcome 8 To have Central Maitland as the vibrant heart of our city
COUNCIL OBJECTIVE:	8.1.2 Continue to deliver infrastructure improvements in Central Maitland

EXECUTIVE SUMMARY

On April 9 Council adopted Notice of Motion 17.1 EV Charging Network including resolution 3 which stated that *“Council work with State and Federal Governments, together with other relevant industry partners, including Ausgrid, to identify further opportunities to expand the electric vehicle charging network within the LGA”*.

The NRMA, a National Fast Charge point operator approached Council seeking to identify a Council controlled site on operational land to put forward for funding under the NSW Government *Drive Electric NSW EV Fast Charging Grant program*. The NRMA was successful in receiving funding to deliver a fast charger in Maitland.

This Report seeks Council approval to formally negotiate the terms and conditions of lease agreement / license to occupy with the NRMA to allocate 5 spaces to Fast EV Charging in the Carpark at 29 Church Street Maitland which sits on Operational Land.

OFFICER'S RECOMMENDATION

THAT

1. Council notes the opportunity that Fast-Charging Infrastructure in Maitland CBD presents for attracting economic activity to the CBD.
2. Council notes alignment with point 3 of the EV Charging Network Notice of Motion adopted 9 April.
3. Council Delegate Authority to the General Manager to sign a Licence to Occupy (LtO) 5 Car Spaces at 29 Church Street Maitland for the installation of a fast-charging by NRMA.

PROCEEDINGS IN BRIEF

Mayor P Penfold moved an amendment
(Mayor P Penfold / Cr P Garnham)

1. Council notes the opportunity that Fast-Charging Infrastructure in Maitland CBD presents for attracting economic activity to the CBD.
2. Council notes alignment with point 3 of the EV Charging Network Notice of Motion adopted 9 April.
3. Council Delegate Authority to the General Manager to sign a Licence to Occupy (LtO) 5 Car Spaces at 29 Church Street Maitland for the installation of a fast-charging by NRMA.
4. Report be bought back to the council prior to the availability of these powered sites for its determination as to appropriate parking signage

The amendment was put.

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

The amendment now becomes the motion.

COUNCIL RESOLUTION

THAT

- 1. Council notes the opportunity that Fast-Charging Infrastructure in Maitland CBD presents for attracting economic activity to the CBD.**
- 2. Council notes alignment with point 3 of the EV Charging Network Notice of Motion adopted 9 April.**
- 3. Council Delegate Authority to the General Manager to sign a Licence to Occupy (LtO) 5 Car Spaces at 29 Church Street Maitland for the installation of a fast-charging by NRMA.**
- 4. Report be bought back to the council prior to the availability of these powered sites for its determination as to appropriate parking signage**

Moved Mayor P Penfold, Seconded Cr P Garnham

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

12 CITY SERVICES

12.1 BERYL HUMBLE PLAN OF MANAGEMENT

FILE NO:	84/17
ATTACHMENTS:	<ol style="list-style-type: none"> Draft Beryl Humble Plan of Management (Under Separate Cover) Beryl Humble Plan of Management Category Map
RESPONSIBLE OFFICER:	Jason Linnane - Director City Services Darren Crumpler - Manager Community & Recreation
AUTHOR:	Whitney Hainey - Coordinator Community & Recreation Planning Carolyn Xu - Landscape Planner
MAITLAND +10	Outcome 4 To be healthy and active with access to local services and facilities
COUNCIL OBJECTIVE:	4.3.1 Manage community assets in line with agreed levels of service as captured in asset management plans, policy and strategy

EXECUTIVE SUMMARY

The Beryl Humble Plan of Management (PoM) is a requirement under the Local Government Act 1993 (LG Act) and the Crown Land Management Act 2016 (CLM Act) covering one Crown Reserve named East Maitland Common Reserve (R89147). This Reserve is commonly known as Beryl Humble Sports Complex and East Maitland Common and Council has been appointed as 'Council Crown Land Manager'.

This report outlines the requirements of the Beryl Humble Plan of Management and recommends that the Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands (DPHI-CL), seeking consent to exhibit the draft document for public comment.

OFFICER'S RECOMMENDATION

THAT

- The draft Beryl Humble Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands, seeking consent to place the Plan of Management on public exhibition.**
- Any amendments to the draft Plan of Management, as required by the DPHI-CL, prior to exhibition, shall be delegated for completion to the Director of City Services.**

3. The results of the public exhibition process will be reported to Council for consideration at a future meeting.

COUNCIL RESOLUTION

THAT

1. The draft Beryl Humble Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands, seeking consent to place the Plan of Management on public exhibition.
2. Any amendments to the draft Plan of Management, as required by the DPHI-CL, prior to exhibition, shall be delegated for completion to the Director of City Services.
3. The results of the public exhibition process will be reported to Council for consideration at a future meeting.

Moved Cr S Halliday, Seconded Cr M Griffin

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

12.2 MORPETH COMMON PLAN OF MANAGEMENT

FILE NO:	84/18
ATTACHMENTS:	1. Draft - Morpeth Common Plan of Management (Under Separate Cover) 2. Morpeth Common Plan of Management Category map
RESPONSIBLE OFFICER:	Jason Linnane - Director City Services Darren Crumpler - Manager Community & Recreation
AUTHOR:	Whitney Hainey - Coordinator Community & Recreation Planning Carolyn Xu - Landscape Planner
MAITLAND +10	Outcome 4 To be healthy and active with access to local services and facilities
COUNCIL OBJECTIVE:	4.3.1 Manage community assets in line with agreed levels of service as captured in asset management plans, policy and strategy

EXECUTIVE SUMMARY

The Morpeth Common Plan of Management (PoM) is a requirement under the Local Government Act 1993 (LG Act) and the Crown Land Management Act 2016 (CLM Act) covering one Crown reserve named Morpeth Park (R170177) Reserve Trust Incorporated. This Reserve is more commonly known as Morpeth Common and Ray Lawler Reserve and Council has been appointed as 'Council Crown Land Manager'.

This report outlines the requirements of the Morpeth Common Plan of Management and recommends that the Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands (DPHI-CL), seeking consent to exhibit the draft document for public comment.

OFFICER'S RECOMMENDATION

THAT

- 1. The draft Morpeth Common Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands, seeking consent to place the Plan of Management on public exhibition.**
- 2. Any amendments to the draft Plan of Management, as required by the DPHI-CL, prior to exhibition, shall be delegated for completion to the Director of City Services.**

3. The results of the public exhibition process will be reported to Council for consideration at a future meeting.

COUNCIL RESOLUTION

THAT

1. The draft Morpeth Common Plan of Management be referred to the NSW Department of Planning, Housing and Infrastructure – Crown Lands, seeking consent to place the Plan of Management on public exhibition.
2. Any amendments to the draft Plan of Management, as required by the DPHI-CL, prior to exhibition, shall be delegated for completion to the Director of City Services.
3. The results of the public exhibition process will be reported to Council for consideration at a future meeting.

Moved Cr S Halliday, Seconded Cr M Griffin

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

13 CUSTOMER AND DIGITAL SERVICES

Nil

14 PEOPLE AND PERFORMANCE

Nil

15 FINANCE

Nil

16 ITEMS FOR INFORMATION

16.1 NSW FIRE AND RESCUE INSPECTION REPORT

FILE NO:	Parcel 17331
ATTACHMENTS:	1. Notice of Intention to Serve an Order
RESPONSIBLE OFFICER:	Matthew Prendergast - Director City Planning Cindy Littlewood - Manager Development & Compliance
AUTHOR:	Andrew Ashton - Coordinator Building & Development
MAITLAND +10	Outcome 14 To have elected leaders that look out for us
COUNCIL OBJECTIVE:	14.3.2 Undertake a range of education and compliance activities to enforce State and Local Government regulations, from road use to companion animals

EXECUTIVE SUMMARY

A report and recommendations were presented to the elected Council on 11 June 2024. As previously outlined an inspection was undertaken by NSW Fire and Rescue Fire Safety Compliance Unit (NSWFR) at 205 High St, Maitland (Lot 1, DP 63579). Notification under the Environmental Planning and Assessment Act 1979 (the Act), Schedule 5, Part, Section 17(2)(b) was required to advise that Council is exercising its powers under Schedule 5, Part 2, of the Act, and an intention to serve a fire safety order has been issued on the premises.

OFFICER'S RECOMMENDATION

THAT the information contained in this Report be noted.

COUNCIL RESOLUTION

THAT the information contained in this Report be noted.

Moved Cr S Halliday, Seconded Cr K Flannery

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

16.2 LOCAL TRAFFIC COMMITTEE MINUTES (JUNE 2024)

FILE NO:	140/5
ATTACHMENTS:	1. Local Traffic Committee Minutes June 2024
RESPONSIBLE OFFICER:	Jason Linnane - Director City Services Stephen Smith - Manager Assets and Engineering
AUTHOR:	Chris Pinchen - Operations Manager Transport & Infrastructure Engineering Steven Roach - Traffic Management Officer
MAITLAND +10	Outcome 2 To easily get to where we want to go
COUNCIL OBJECTIVE:	2.2.2 Make our roads safer through the timely delivery of road maintenance and safety programs

EXECUTIVE SUMMARY

The minutes of Maitland City Council's Local Traffic Committee meeting held Thursday 6 June 2024 are attached for information.

OFFICER'S RECOMMENDATION

THAT

1. The Local Traffic Committee meeting minutes of 6 June 2024 be noted.

COUNCIL RESOLUTION

THAT

1. The Local Traffic Committee meeting minutes of 6 June 2024 be noted.

Moved Cr K Flannery, Seconded Cr M Yarrington

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

17 NOTICES OF MOTION/RESCISSION

Nil

18 QUESTIONS WITH NOTICE

Nil

19 URGENT BUSINESS

The following motion was moved
(Cr M Griffin / Cr S Halliday)

THAT

Council notes:

1. The constant illegal trespassing on to the Hunter Rail Corridor by members of Blockade Australia over the last two weeks, putting themselves, emergency service staff, commuters and railway workers in danger.
2. Blockade Australia continues to encourage its members to undertake illegal and dangerous behaviour
3. The behaviour undertaken by Blockade Australia members has inconvenienced thousands of Maitland commuters trying to get to and from work, taking precious time away from family and friends.
4. Maitland City Council does not oppose peaceful protest which is legal and does not place people in danger.

Calls on the NSW Government:

1. To do more to secure the train line to prevent access.
2. Strengthen penalties for such acts as those handed out are inadequate and do not deter repeat offenders

COUNCIL RESOLUTION

THAT

Council notes:

- 1. The constant illegal trespassing on to the Hunter Rail Corridor by members of Blockade Australia over the last two weeks, putting themselves, emergency service staff, commuters and railway workers in danger.**
- 2. Blockade Australia continues to encourage its members to undertake illegal and dangerous behaviour**
- 3. The behaviour undertaken by Blockade Australia members has inconvenienced thousands of Maitland commuters trying to get to and from work, taking precious time away from family and friends.**
- 4. Maitland City Council does not oppose peaceful protest which is legal and does not place people in danger.**

Calls on the NSW Government:

- 1. To do more to secure the train line to prevent access.**
- 2. Strengthen penalties for such acts as those handed out are inadequate and do not deter repeat offenders**

Moved Cr M Griffin, Seconded Cr S Halliday

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

Council moved into Committee of the Whole at 6.42 pm.

Moved Cr P Garnham, Seconded Cr M Yarrington

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

Council moved into Closed Session of the Committee of the Whole for the reasons specified in the Agenda, and closed the meeting to the public at 6.42 pm.

Moved Cr P Garnham, Seconded Cr K Ranadive

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

20 COMMITTEE OF THE WHOLE

20.1 CONSIDERATION OF QUOTE - SUPPLY AND DELIVER - 1 X HOOKLIFT TRUCK

FILE NO:	2022-137-2185
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Jason Linnane - Director City Services Stephen Smith - Manager Assets and Engineering
AUTHOR:	Ian Lorenz - Operations Manager Plant Services Michelle Lindsay - Operations Manager Waste Services
MAITLAND +10	Outcome 15 To have an effective and efficient Council
COUNCIL OBJECTIVE:	15.1 Ensure our city infrastructure, services and finances are managed sustainably and transparently

THAT Council move into Confidential Session to discuss this item under the terms of the Local Government Act 1993 Section 10A(2), as follows: (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

EXECUTIVE SUMMARY

Requests for quotes have been called for the supply and delivery of one (1) Hooklift Truck for Council's Maitland Resource Recovery Facility in accordance with the adopted Plant Replacement Program for 2023 / 2024.

OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION

THAT Council move into Confidential Session to discuss this item under the terms of the Local Government Act 1993 Section 10A(2), as follows:

(d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

COMMITTEE RECOMMENDATION

THAT

- 1. Council accept the tender of Gilbert and Roach for the supply and delivery of one (1) Hooklift Truck as per specifications for the total price of \$ \$336,620 (inc GST).**

Moved Cr P Garnham, Seconded Cr K Flannery

CARRIED

For:

Cr R Aitchison
Cr L Baker
Cr K Flannery
Cr P Garnham
Cr M Griffin
Cr B Hackney
Cr S Halliday
Cr B Mitchell
Mayor P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

Against:

Council resumed into Ordinary Council at 6.44 pm.

Moved Cr M Griffin, Seconded Cr P Garnham

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

21 COMMITTEE OF THE WHOLE RECOMMENDATIONS

The General Manager read the Recommendation from the Committee of the Whole/Closed Session as follows:

20.1 Consideration of Quote - Supply and Deliver - 1 x Hooklift truck

THAT

1. Council accept the tender of Gilbert and Roach for the supply and delivery of one (1) Hooklift Truck as per specifications for the total price of \$ \$336,620 (inc GST).

COUNCIL RESOLUTION

THAT

The Committee's recommendations be adopted

Moved Cr P Garnham , Seconded Cr M Griffin

CARRIED

For:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr K Flannery	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr B Mitchell	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

22 CLOSURE

The meeting was declared closed at 6.46 pm.

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Chairperson