Ordinary Meeting

Minutes

21 October 2025

maitland
CITY COUNCIL

Table of Contents

PRESENT

Cr Amelia Aitchison
Cr Race Barstow
Cr Don Ferris
Cr Mitchell Griffin
Cr Bill Hackney
Cr Sally Halliday
Cr Ken Jordan
Cr Philip Penfold, Mayor
Cr Warrick Penfold
Cr Ben Whiting
Cr Ben Worth
Cr Mike Yarrington

1 INVOCATION

Pastor Phil Cosgrove read the customary prayer at the commencement of the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

The Acting 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 Kristy Flannery be accepted and leave of absence granted

Moved Cr Mayor P Penfold, Seconded Cr S Halliday

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	**Cr A Atkinson**	**Against:**
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	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 16 September 2025 be confirmed.

Moved Cr M Yarrington, Seconded Cr W Penfold

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	Against:

6 BUSINESS ARISING FROM MINUTES

Nil

7 WITHDRAWAL OF ITEMS AND ACCEPTANCE OF LATE ITEMS OF BUSINESS

Acceptance of minor amendments to the Officers Recommendation of the following items:

10.2 - Freedom of Entry - Royal Australian Air Force - Number 2 Squadron
“Council grant approval to RAAF No. 2 Squadron to exercise the right to Freedom of Entry to the City of Maitland in September 2026 in consultation with the Mayor and General Manager.”

12.5 - New Years Eve Traffic Congestion Investigation
"The recommendations contained within the conclusion section of this report be implemented as part of the 2025/26 NYE Fireworks event."

COUNCIL RESOLUTION

THAT

Council accept the minor amendments to the Officers Recommendation of Agenda Item 10.2 - Freedom of Entry - Royal Australian Air Force - Number 2 Squadron & 12.5 - New Years Eve Traffic Congestion Investigation

Moved Cr B Hackney, Seconded Cr M Griffin

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	**Cr A Atkinson**	**Against:**
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

8 PUBLIC ACCESS

Mr Ryan Diercke representing Northrop Consulting Engineers spoke AGAINST item No 11.2 – DA/2023/842 for DA/2023/842 for Manufactured Home Estate and Multi-Dwelling Housing (249 sites), Community Facilities, and Tree Removal at 283 & 303 Wollombi Road, Farley.

COUNCIL RESOLUTION

THAT an extension of one (1) minute be granted to Ryan Diercke

Moved Cr M Yarrington, Seconded Cr B Hackney

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

Mr Tom Copping representing Vivacity Property and landowners spoke AGAINST item No 11.2 – DA/2023/842 for DA/2023/842 for Manufactured Home Estate and Multi-Dwelling Housing (249 sites), Community Facilities, and Tree Removal at 283 & 303 Wollombi Road, Farley.

COUNCIL RESOLUTION

THAT an extension of one (1) minute be granted to Tom Copping

Moved Cr B Whiting, Seconded Cr B Worth

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

9 Mayoral Minute

9.1 Transfer of Ownership of Land

FILE NO: 35/5/1

ATTACHMENTS: 1. Transfer of Ownership of Land

RESPONSIBLE OFFICER: Acting General Manager

AUTHOR: Mayor

MAYORAL MINUTE

COUNCIL RESOLUTION

THAT

1. **Council writes to the Member for Maitland, The Hon. Ms Jenny Aitchison, seeking her support, and that of the relevant Ministry, to transfer the ownership of 62 Kyle Street, Rutherford, to Maitland City Council, once fully remediated.**

Moved Mayor P Penfold

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

9.2 McKeachies Oval Overflow Parking

FILE NO: 35/4/8

ATTACHMENTS: Nil

RESPONSIBLE OFFICER: Acting General Manager

AUTHOR: Mayor

MAYORAL MINUTE

COUNCIL RESOLUTION

THAT

1. **Council act on providing overflow parking on grass/gravel at McKeachies Oval Aberglasslyn**

2. **Any expense to be considered at an upcoming quarterly budget review.**

3. **Provision to be implemented in time for the winter season sport season in 2026 where possible.**

Moved Mayor P Penfold

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

9.3 Premiership Success Civic Reception

FILE NO:	**35/5/1**
ATTACHMENTS:	**Nil**
RESPONSIBLE OFFICER:	**Acting General Manager**
AUTHOR:	**Mayor**

MAYORAL MINUTE

COUNCIL RESOLUTION

THAT

1. **Council acknowledges the joint successes and premiership wins of the multiple sporting teams in 2025 being Maitland Pickers Rugby League Club and Maitland Blacks Rugby Club, and express our pride in their efforts.**

2. **Council agree that an annual civic reception for the joint successes of sporting teams is appropriate when multiple codes win top tier premierships in our region.**

3. **The costs for such will be funded from existing civic funding allocations.**

Moved Mayor P Penfold

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	Cr A Atkinson	Against:
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

Cr M Griffin left the meeting, the time being 6:03PM
Cr M Griffin returned to the meeting, the time being 6:04PM

10 Office of the General Manager

10.1 Draft Code of Meeting Practice for Public Exhbition

FILE NO:	**35/1 & 35/7**
ATTACHMENTS:	**1. Model Code of Meeting Practice for NSW 2025 (Under Separate Cover)** **2. Non-mandatory provisions table (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Acting General Manager** **Office Manager**
AUTHOR:	**Team Leader OGM**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

The NSW Office of Local Government has finalised a review of the Model Code of Meeting Practice for Local Council's in NSW which includes updated guidelines and mandatory provisions. This report seeks Council's endorsement to place the reviewed Code of Meeting Practice on public exhibition, in accordance with the legislative requirements prescribed by the NSW Office of Local Government. Councils must adopt the Code of Meeting Practice that incorporates the mandatory provisions of the 2025 Model Meeting Code no later than 31 December 2025.

OFFICER'S RECOMMENDATION

THAT

1. **Note the model code of meeting practice as provided by the NSW Office of Local Government as shown in Attachment 1,**
2. **Determine, from those shown in Attachment 2, what non mandatory inclusions are to be included in the draft Code of Meeting Practice,**
3. **The draft Code of Meeting Practice, with Council approved non-mandatory inclusions, be placed on exhibition for at least 28 days and accept submissions for a period of at least 42 days,**
4. **A further report be presented to Council Meeting 9 December 2025 following the submission period for Council to adopt the Code of Meeting Practice.**

PROCEEDINGS IN BRIEF

A motion was moved.
(Mayor P Penfold, Cr B Hackney)

THAT

1. Council note the model code of meeting practice as provided by the NSW Office of Local Government as shown in Attachment 1

2. That items 1 through 92 of Attachment 2 be accepted, with the exception of certain items which are to be removed or amended as below:

    a. Item 3 – The Public Forum to commence at 5.30pm and the Council Meeting to commence following the public forum.

    b. Item 32 & 33 be removed.

    c. Item 39 Public Access be removed from the order of business.

    d. Items 45 to 48 be removed.

    e. Items 69, 70 and 73 be removed.

    f. Items 83 & 85 reflect the end time of a Council Meeting to be 8.30pm.

    g. Item 88 clarification on committee member appointment added.

    h. Item 90 be removed.

    i. Item 84 be amended to say 'if the business of the meeting is unfinished at 8:30pm, the Council or the Committee may, by resolution, extend the time of the meeting to no later than 9:30pm"

3. The draft Code of Meeting Practice, with Council approved non-mandatory inclusions, be placed on exhibition for at least 28 days and accept submissions for a period of at least 42 days

4. A further report be presented to Council Meeting 9 December 2025 following the submission period for Council to adopt the Code of Meeting Practice.

The motion when put to Council was declared carried.

COUNCIL RESOLUTION

THAT

1. **Council note the model code of meeting practice as provided by the NSW Office of Local Government as shown in Attachment 1,**

2. **That items 1 through 92 of Attachment 2 be accepted, with the exception of certain items which are to be removed or amended as below:**
   a. **Item 3 – The Public Forum to commence at 5.30pm and the Council Meeting to commence following the public forum.**
   b. **Item 32 & 33 be removed.**
   c. **Item 39 Public Access be removed from the order of business.**
   d. **Items 45 to 48 be removed.**
   e. **Items 69, 70 and 73 be removed.**
   f. **Items 83 & 85 reflect the end time of a Council Meeting to be 8.30pm.**
   g. **Item 88 clarification on committee member appointment added.**
   h. **Item 90 be removed.**
   i. **Item 84 be amended to say 'if the business of the meeting is unfinished at 8:30pm, the Council or the Committee may, by resolution, extend the time of the meeting to no later than 9:30pm"**

3. **The draft Code of Meeting Practice, with Council approved non-mandatory inclusions, be placed on exhibition for at least 28 days and accept submissions for a period of at least 42 days,**

4. **A further report be presented to Council Meeting 9 December 2025 following the submission period for Council to adopt the Code of Meeting Practice.**

Moved Mayor P Penfold, Seconded Cr B Hackney

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

10.2 Freedom of Entry - Royal Australian Air Force - Number 2 Squadron

FILE NO:	**35/5/7**
ATTACHMENTS:	**1. 2 Squadron Freedom of Entry to the City of Maitland Letter**
RESPONSIBLE OFFICER:	**Office Manager** **Acting General Manager**
AUTHOR:	**Executive Assistant**
MAITLAND +10	**Outcome 3 Vibrant Maitland**
COUNCIL OBJECTIVE:	**3.2 Vibrant community life**

EXECUTIVE SUMMARY

This report seeks to grant approval to grant Freedom of Entry to the City of Maitland to the Royal Australian Air Force No.2 Squadron.

OFFICER'S RECOMMENDATION

THAT

1. **Council grant approval to RAAF No. 2 Squadron to exercise the right to Freedom of Entry to the City of Maitland in September 2026 in consultation with the Mayor and General Manager.**

COUNCIL RESOLUTION

THAT

1. **Council grant approval to RAAF No. 2 Squadron to exercise the right to Freedom of Entry to the City of Maitland in September 2026 in consultation with the Mayor and General Manager.**

Moved Cr M Griffin, Seconded Cr R Barstow

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

10.3 Disclosure of Interest Returns for Councillors and Designated Persons

FILE NO:	**35/7/4**
ATTACHMENTS:	**Nil**
RESPONSIBLE OFFICER:	**Acting General Manager** **Team Leader OGM**
AUTHOR:	**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

Clause 4.21(b) of the Maitland City Council's Code of Conduct requires all councillors and designated persons to complete and lodge with the General Manager a Disclosure of Interest return on the designated form as at 30 June of each year.

Annual returns are required to be submitted to the General Manager. Once Council has resolved on the matter, the returns will then be made publicly available on Council's website.

OFFICER'S RECOMMENDATION

THAT

1. **Council notes that, in accordance with clause 4.21(b) of Maitland City Council's Code of Conduct, the tabled Disclosure of Interest returns have been submitted by elected councillors and designated persons.**

COUNCIL RESOLUTION

THAT

1. **Council notes that, in accordance with clause 4.21(b) of Maitland City Council's Code of Conduct, the tabled Disclosure of Interest returns have been submitted by elected Councillors and designated persons.**

Moved Cr R Barstow, Seconded Cr S Halliday

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

11 City Planning

11.1 East Maitland Catalyst Area - Public Exhibition

FILE NO:	**103/185**
ATTACHMENTS:	**1. Draft East Maitland Catalyst Area Structure Plan (Under Separate Cover)** **2. Social Infrastructure Assessment (Under Separate Cover)** **3. Infrastructure Needs Analysis (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Director City Planning** **Manager Strategic Planning** **Coordinator City Planning**
AUTHOR:	**Senior Strategic Planner**
MAITLAND'S FUTURE	**1 Liveable Maitland**
COUNCIL OBJECTIVE:	**1.1.3 Housing diversity**

EXECUTIVE SUMMARY

This report seeks Council's endorsement of the draft East Maitland Catalyst Area (EMCA) Structure Plan and the supporting Social and Infrastructure Needs Analysis (together referred to as the draft EMCA Structure Plan) for public exhibition from 27 October 2025 to 21 November 2025.

Council was awarded a grant under the Department of Planning, Housing and Infrastructure's (DPHI) Regional Housing Strategic Planning Fund in October 2023 to prepare the draft EMCA Structure Plan. The draft EMCA Structure Plan establishes a 20-year policy blueprint for future land use and infrastructure delivery in the EMCA. It sets a clear direction for where government and private investment in housing and employment should occur.

Subject to the recommended land use changes, the EMCA has the potential to accommodate approximately 6,500 additional residents and 3,000 new dwellings by 2045. The draft Structure Plan ensures that this growth will be guided and supported by coordinated infrastructure planning and delivery.

Future growth in the EMCA will focus on providing diverse infill housing within walking distance of key public transport networks and social infrastructure, while strengthening the employment anchors of the Maitland Hospital and Green Hills Regional Shopping Centre.

Overall, the EMCA is positioned to prosper as an inclusive, liveable, and sustainable community where residential and economic growth are balanced with strong environmental outcomes.

OFFICER'S RECOMMENDATION

THAT:

1. **Council endorses the draft East Maitland Catalyst Area Structure Plan and supporting studies (Attachments 1, 2, and 3) to be placed on public exhibition for a period of 28 days.**
2. **Council adopts the draft East Maitland Catalyst Area Structure Plan and supporting studies should there be no submissions of objection.**
3. **Council adopts the draft East Maitland Catalyst Area Structure Plan and supporting studies and delegates any minor changes to the General Manager, any significant changes will result in a further report to Council.**

COUNCIL RESOLUTION

THAT:

1. **Council endorses the draft East Maitland Catalyst Area Structure Plan and supporting studies (Attachments 1, 2, and 3) to be placed on public exhibition for a period of 28 days.**
2. **Council adopts the draft East Maitland Catalyst Area Structure Plan and supporting studies should there be no submissions of objection.**
3. **Council adopts the draft East Maitland Catalyst Area Structure Plan and supporting studies and delegates any minor changes to the General Manager, any significant changes will result in a further report to Council.**

Moved Cr M Yarrington, Seconded Cr S Halliday

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

11.2 DA/2023/842 for Manufactured Home Estate and Multi-Dwelling Housing (249 Sites), Community Facilities and Tree Removal at 283 & 303 Wollombi Road Farley

FILE NO:	**DA/2023/842**
ATTACHMENTS:	**1. Locality Plan** **2. Development Plans** **3. Assessment Report (Under Separate Cover)** **4. Reasons for Refusal** **5. Submissions**
RESPONSIBLE OFFICER:	**Director City Planning** **Coordinator Planning & Development** **Principal Planner**
AUTHOR:	**Senior Development Planner**
APPLICANT:	**Vivacity Property Pty Ltd**
OWNER:	**Corinne Rachelle Hunter** **Graeme John Goodman and Suzanne Louise Goodman**
PROPOSAL:	**Manufactured Home Estate and Multi-Dwelling Housing (249 Dwelling Sites), Community Facilities and Tree Removal**
LOCATION:	**283 & 303 Wollombi Road FARLEY NSW 2320**
ZONE:	**Part R1 General Residential and part RU2 Rural Landscape zoning**

EXECUTIVE SUMMARY

*Development Application No. DA/2023/842 was lodged with Council on 23 October 2023 seeking development consent for a Manufactured Home Estate (MHE) and Multi-Dwelling Housing (254 Dwelling Sites), Community Facilities and Tree Removal at 283 & 303 Wollombi Road Farley (Lot 1 DP 995219). Over several amendments the overall number of dwelling sites is now 249 sites. The locality plan can be viewed at **Attachment 1** and the plans under **Attachment 2**.*

This development application was reported to Council for determination at the Ordinary Meeting of Council held on 20 May 2025. The matter was deferred to the 17 June 2025 Council Meeting to facilitate further provision of information from the applicant to Council. Following discussions with the applicant, Council staff were still of the view that the provision of additional information did not resolve the issues and the development application was reported to the 17 June Ordinary Meeting of Council with the recommendation of refusal.

At the 17 June Council meeting the application was deferred for a period of three months to allow the applicant to respond to the 15 outstanding matters outlined in the Council report.

Additional information was received on 20 July and 25 August 2025. After review of the documentation it is considered that 8 items identified as h, I, j, k, l, m, n & o, of the matters for deferral have been addressed. It is considered that 7 of the items, identified as a, b, c, d, e, f & g of the matters for deferral have not been satisfactorily addressed and therefore the application is again recommended for refusal.

*An assessment of the application has been undertaken against Section 4.15(1) of the EP&A Act, 1979. The proposed development is considered not to be acceptable in terms of the relevant matters for consideration under the Act and accordingly, is recommended for refusal for the reasons contained in **Attachment 4**.*

OFFICER'S Recommendation

THAT

1. **DA/2023/842 for Manufactured Home Estate and Multi-Dwelling Housing (249 Dwelling Sites), Community Facilities and Tree Removal at 283 & 303 Wollombi Road, Farley is refused for the reasons provided in Attachment 4 of this report.**

PROCEEDINGS IN BRIEF

A motion was moved
(Cr K Jordan, Cr B Hackney)

THAT

1. Council approve DA/2023/842 as per the Conditions of Consent tabled on the floor of Council at the meeting.

Point of order raised by Cr B Hackney requesting retraction reference to caravan park by Cr D Ferris.

Mayor P Penfold asked Cr Don Ferris to retract his comment that we previously unanimously voted in a way that we opposed manufactured homes. Cr Don Ferris agreed.

The motion was put to the meeting and was declared lost.

The division resulted in 4 for and 8 against, as follows:

For:	Cr B Hackney Cr S Halliday Cr K Jordan Cr B Worth	Against:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Mayor P Penfold Cr W Penfold Cr B Whiting Cr M Yarrington

A motion was then moved being the Officers Recommendation
(Cr M Griffin, Cr B Whiting)

The motion when put to the meeting was declared carried.

COUNCIL RESOLUTION

THAT

1. **DA/2023/842 for Manufactured Home Estate and Multi-Dwelling Housing (249 Dwelling Sites), Community Facilities and Tree Removal at 283 & 303 Wollombi Road, Farley is refused for the reasons provided in Attachment 4 of this report.**

Moved Cr M Griffin, Seconded Cr B Whiting

CARRIED

The Mayor in accordance with Section 375A of the Local Government Act 1993 called for a division.

The division resulted in 8 for and 4 against, as follows:

For:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Mayor P Penfold Cr W Penfold Cr B Whiting Cr M Yarrington	Against:	Cr B Hackney Cr S Halliday Cr K Jordan Cr B Worth

11.3 Maitland Residential Density Guide 2025 - For Adoption

FILE NO:	**103/170**
ATTACHMENTS:	**1. Submission Assessment** **2. Submissions (Under Separate Cover)** **3. Maitland Residential Density Guide 2025 (dated September 2025) (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Director City Planning** **Manager Strategic Planning** **Coordinator City Planning**
AUTHOR:	**Strategic Planning Policy Lead**
MAITLAND'S FUTURE	**1 Liveable Maitland**
COUNCIL OBJECTIVE:	**1.1.3 Housing diversity**

EXECUTIVE SUMMARY

In June 2023, Council adopted the Maitland Local Housing Strategy 2041, which identified the preparation of a Residential Density Guide as a key action. In 2024, Council engaged Smith & Tzannes to research residential density and collaborate with Council staff to develop this Guide.

On 18 March 2025, Council resolved to place the Draft Residential Density Guide on public exhibition. Accordingly, the draft Guide was exhibited from 24 March to 28 April 2025. A total of eight (8) submissions were received.

The purpose of this report is to present the outcomes of the exhibition of the Draft Residential Density Guide, outline proposed post-exhibition amendments, and recommend Council adopts the Guide.

This Guide is a non-statutory document, meaning it does not have legal force under the Environmental Planning and Assessment Act 1979. However, the Guide provides valuable insights and best practice to assist the community, developers, Council staff and other stakeholders in informing future planning and supporting the delivery of diverse housing options across the city. This is likely to include the update of statutory documents such as the Maitland Local Environmental Plan and Development Control Plan.

OFFICER'S RECOMMENDATION

THAT

1. **Council notes the Submission Assessment (Attachment 1).**
2. **Council adopts the Maitland Residential Density Guide 2025 (Attachment 3).**

Cr Ken Jordan left the meeting, the time being 07:03 PM

Cr Ken Jordan returned to the meeting, the time being 7:04 PM

COUNCIL RESOLUTION

THAT

1. **Council notes the Submission Assessment (Attachment 1).**
2. **Council adopts the Maitland Residential Density Guide 2025 (Attachment 3).**

Moved Cr S Halliday, Seconded Cr A Atkinson

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

12 City Services

12.1 Temporary Suspension of Alcohol Free Zone and Alcohol Prohibited Area

FILE NO:	**139/57**
ATTACHMENTS:	**1. AFZ - A Merry Little Christmas** **2. AFZ - New Year's Eve** **3. AFZ - Live at The Levee Street Party** **4. APA - Live Music Event**
RESPONSIBLE OFFICER:	**Acting Director City Services** **Acting Manager Community & Recreation**
AUTHOR:	**The Levee Public Programs Officer** **Senior Place Activation Officer** **Events Officer**
MAITLAND'S FUTURE	**3 Vibrant Maitland**
COUNCIL OBJECTIVE:	**3.2.2 Precinct activation**

EXECUTIVE SUMMARY

Council's City Events and Place Activation Team has submitted an application to temporarily suspend sections of the Alcohol Free Zone (AFZ) and Alcohol Prohibited Area (APA) in Central Maitland for a series of events and activations. These events and activations are part of Council's events calendar and The Levee Precinct Action Plan. The purpose of this report is to inform Council of the AFZ suspension application and request approval.

OFFICER'S RECOMMENDATION

THAT

1. **Council resolve to approve the temporary suspension of the Alcohol Free Zone for:**
   a. **A Merry Little Christmas at The Levee, for The Levee Shared Zone between Bourke Street and Elgin Street, between 10.00am and 2.00pm on Saturday 13 December 2025.**
   b. **Maitland New Year's Eve Celebrations, for the Riverside Car Park including NAB Laneway and Stillsbury Lane, The Riverside Walk and Riverbank from the Belmore Bridge to Cathedral Street, Drill Hall Lane and Preschool Lane including the Preschool Lane Car Park, between 5.00pm and 9.30pm on Wednesday 31 December 2025.**

  c. **LIVE at The Levee Street Party, for The Levee Shared Zone between Bulwer Street and Elgin Street, between 5.30pm and 9.30pm on Saturday 21 March 2026.**

2. **Council resolve to approve the suspension of the Alcohol Prohibited Area for a live music event at Harold Gregson Reserve, from 4.00pm to 9.00pm on Saturday 28 February 2026.**

COUNCIL RESOLUTION

THAT

1. **Council resolve to approve the temporary suspension of the Alcohol Free Zone for:**
   a. **A Merry Little Christmas at The Levee, for The Levee Shared Zone between Bourke Street and Elgin Street, between 10.00am and 2.00pm on Saturday 13 December 2025.**
   b. **Maitland New Year's Eve Celebrations, for the Riverside Car Park including NAB Laneway and Stillsbury Lane, The Riverside Walk and Riverbank from the Belmore Bridge to Cathedral Street, Drill Hall Lane and Preschool Lane including the Preschool Lane Car Park, between 5.00pm and 9.30pm on Wednesday 31 December 2025.**
   c. **LIVE at The Levee Street Party, for The Levee Shared Zone between Bulwer Street and Elgin Street, between 5.30pm and 9.30pm on Saturday 21 March 2026.**
2. **Council resolve to approve the suspension of the Alcohol Prohibited Area for a live music event at Harold Gregson Reserve, from 4.00pm to 9.00pm on Saturday 28 February 2026.**

Moved Cr R Barstow, Seconded Cr W Penfold

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

12.2 Year-Round Grants Program Round Two 2025/2026

FILE NO:	**10/5/27**
ATTACHMENTS:	**Nil**
RESPONSIBLE OFFICER:	**Acting Director City Services** **Manager Asset Strategy and Engineering**
AUTHOR:	**Operations Manager Asset Management** **Coordinator Community & Recreation Planning** **Community Development & Programs Officer**
MAITLAND'S FUTURE	**3 Vibrant Maitland**
COUNCIL OBJECTIVE:	**3.3.2 Advocacy and partnerships**

EXECUTIVE SUMMARY

Council's Year-Round Community Grants Program aims to provide financial support to residents living in the Local Government Area (LGA) who are aspiring to achieve excellence at the highest levels in their chosen sport OR are seeking professional development or small project opportunities in the field of creative arts.

This report presents to Council a recommendation to endorse the funding of seven (7) applications under Council's Year-Round Community Grants Program Round Two (2) 2025/2026.

OFFICER'S RECOMMENDATION

THAT

1. **Council approves the allocation of funds for Round Two (2) of the Year-Round Community Grants Program 2025/2026, as recommended in this report for applications numbered one (1) to seven (7) in accordance with Section 356 of the Local Government Act, 1993.**
2. **Council formally thanks all eight (8) applicants for their submissions and advises them of Council's decision.**

COUNCIL RESOLUTION

THAT

1. **Council approves the allocation of funds for Round Two (2) of the Year-Round Community Grants Program 2025/2026, as recommended in this report for applications numbered one (1) to seven (7) in accordance with Section 356 of the Local Government Act, 1993.**
2. **Council formally thanks all eight (8) applicants for their submissions and advises them of Council's decision.**

Moved Cr S Halliday, Seconded Cr A Atkinson

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

12.3 Local Transport Forum Meeting Minutes (September 2025)

FILE NO:	**140/5**
ATTACHMENTS:	**1. Local Transport Forum Final Minutes (September 2025) (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Acting Director City Services** **Manager Asset Strategy and Engineering**
AUTHOR:	**Operations Manager Transport & Infrastructure Engineering** **Traffic Management Officer**
MAITLAND'S FUTURE	**1 Liveable Maitland**
COUNCIL OBJECTIVE:	**1.2.3 Safe and efficient road networks**

EXECUTIVE SUMMARY

The minutes of Maitland City Council's Local Transport Forum meeting held on Thursday 4 September 2025 are attached for approval.

OFFICER'S RECOMMENDATION

THAT

1. The Local Transport Forum meeting minutes of 4 September 2025 be approved.

COUNCIL RESOLUTION

THAT

1. The Local Transport Forum meeting minutes of 4 September 2025 be approved.

Moved Cr W Penfold, Seconded Cr M Yarrington

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		**Against:**
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

12.4 Service Delivery Partnerships and Collaboration Policy

FILE NO:	**35/33/21/4**
ATTACHMENTS:	**1. Draft Service Delivery Partnerships and Collaboration Policy**
RESPONSIBLE OFFICER:	**Acting Director City Services**
AUTHOR:	**Coordinator Major Venues & Facilities**
MAITLAND'S FUTURE	**1 Liveable Maitland**
COUNCIL OBJECTIVE:	**1.1.1 Quality open space network**

EXECUTIVE SUMMARY

The purpose of this new policy is to outline Maitland City Council's approach to building and managing partnerships and collaborative arrangements in respect to the delivery of services that enhance community outcomes.

Council recognises the value of working with external organisations, stakeholders and community groups to deliver services and shared objectives that benefit the Maitland community.

OFFICER'S RECOMMENDATION

THAT

1. **Council endorses the new Draft Service Delivery Partnerships and Collaboration Policy (Attachment 1) to be placed on public exhibition for a period of 28 days**
2. **Should there be no submissions of objection:**
   a. **Council adopts the new Service Delivery Partnerships and Collaboration Policy**
   b. **Council delegates any minor changes of the Policy to the General Manager. Any significant changes will result in a further report and recommendation to Council**

COUNCIL RESOLUTION

THAT

1. **Council endorses the new Draft Service Delivery Partnerships and Collaboration Policy (Attachment 1) to be placed on public exhibition for a period of 28 days**
2. **Should there be no submissions of objection:**
    a. **Council adopts the new Service Delivery Partnerships and Collaboration Policy**
    b. **Council delegates any minor changes of the Policy to the General Manager. Any significant changes will result in a further report and recommendation to Council**

Moved Cr R Barstow, Seconded Cr D Ferris

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	Against:

12.5 New Years Eve Traffic Congestion Investigation

FILE NO:	**35/1**
ATTACHMENTS:	**Nil**
RESPONSIBLE OFFICER:	**Acting Director City Services** **Manager Asset Strategy and Engineering**
AUTHOR:	**Operations Manager Transport & Infrastructure Engineering** **Acting Manager Community & Recreation**
MAITLAND'S FUTURE	**1 Liveable Maitland**
COUNCIL OBJECTIVE:	**1.2.1 Efficient and sustainable movement**
Previous Items:	**9.1 - New Years Eve Traffic - Ordinary Council - 28 Jan 2025 5:30 PM**

EXECUTIVE SUMMARY

Following the 2024/25 New Years Eve fireworks traffic congestion, Council officers have reviewed options to help alleviate the traffic congestion. Council officers recommend opening a section of High Street for west bound traffic with an increased kiss and drop zone and additional disabled parking in St Andrews Street to be provided.

The use of the Garnham Grounds as a carpark is not considered functionable and the use of shuttle buses are not recommended as the buses will be caught in the same traffic congestion. An increased educational and communication plan is proposed to help inform attendees of favourable parking locations.

OFFICER'S RECOMMENDATION

THAT

1. **The recommendations contained within the conclusion section of this report be implemented as part of the 2025/26 NYE Fireworks event.**

COUNCIL RESOLUTION

THAT

1. **The recommendations contained within the conclusion section of this report be implemented as part of the 2025/26 NYE Fireworks event.**

Moved Mayor P Penfold, Seconded Cr B Hackney

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

13 Customer and Digital Services

Nil

14 People and Performance

14.1 Child Protection Policy

FILE NO:	**130/89**
ATTACHMENTS:	**1. DRAFT Child Protection Policy 2025** **2. Child Protection Policy 2020**
RESPONSIBLE OFFICER:	**Executive Manager People and Performance**
AUTHOR:	**Manager Human Resources**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.2.3 Development and growth of our people**

EXECUTIVE SUMMARY

The Child Protection Policy is due for review, and this report presents a revised draft Policy for adoption.

OFFICER'S RECOMMENDATION

THAT

1. **Council endorses the revised Child Protection Policy (Attachment 1) to be placed on public exhibition for a period of 28 days.**
2. **Should there be no submissions of objection;**
   a. **Council adopts the Child Protection Policy.**
   b. **Council delegates any minor changes of the Policy to the General Manager. Any significant changes will result in a further report and recommendation to Council.**

PROCEEDINGS IN BRIEF

A motion was moved
(Cr M Griffin, Cr S Halliday)

THAT
1. Council endorses the revised Child Protection Policy (Attachment 1) to be placed on public exhibition for a period of 28 days.

2. Council delegates to the General Manager to add an additional responsibility under point 1 for public exhibition as he sees fit to cover the responsibility of councillors for attendance to events in their capacity as a councillor where children may be present including but not limited to whether proof of WWCC is required and mandatory reporting of allegations and convictions.

3. Should there be no submissions of objection;
   a. Council adopts the Child Protection Policy.
   b. Council delegates any minor changes of the Policy to the General Manager. Any significant changes will result in a further report and recommendation to Council

Cr R Barstow asked the mover and seconder if they would agree to change the wording of Point No.2.
“The General Manager investigate how this policy is applied to the Councillors and make recommendations accordingly to the Councillors”

Cr M Griffin and Cr S Halliday agreed.

The motion when put to the meeting was declared carried.

COUNCIL RESOLUTION

THAT

1. **Council endorses the revised Child Protection Policy (Attachment 1) to be placed on public exhibition for a period of 28 days.**

2. **The General Manager investigate how this policy is applied to the Councillors and make recommendations accordingly to the Councillors.**

3. **Should there be no submissions of objection;**
   a. **Council adopts the Child Protection Policy.**
   b. **Council delegates any minor changes of the Policy to the General Manager. Any significant changes will result in a further report and recommendation to Council**

Moved Cr M Griffin, Seconded Cr S Halliday

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

15 Finance

15.1 Financial Reserves Policy

FILE NO:	**2/8/26**
ATTACHMENTS:	**1. Financial Reserves Policy FY26**
RESPONSIBLE OFFICER:	**Executive Manager Finance**
AUTHOR:	**Manager Financial Reporting**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

The Financial Reserves Policy was last reviewed in 2024. Minor changes have now been made to align the policy with recent Council decisions and to ensure it remains current. A more comprehensive review will be undertaken in conjunction with the upcoming Long-Term Financial Plan (LTFP) review, with the intent that the policy be fully integrated into the LTFP in future.

OFFICER'S RECOMMENDATION

THAT

1. Council resolved to adopt the amended Financial Reserves Policy

COUNCIL RESOLUTION

THAT

1. Council resolved to adopt the amended Financial Reserves Policy

Moved Cr S Halliday, Seconded Cr A Atkinson

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	**Cr A Atkinson**	**Against:**
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

15.2 Financial Statements for the Year Ended 30 June 2025

FILE NO:	**2/8/24**
ATTACHMENTS:	**1. Financial Statements 2024/25 (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Executive Manager Finance**
AUTHOR:	**Manager Financial Reporting**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

Council has prepared the financial statements for the year ended 30 June 2025 with the following actions:

1. *In accordance with Section 413 of the Local Government Act 1993 "(the Act") the statements are referred to Council's Auditor;*
2. *In accordance with Section 418 of the Act Council is required to fix a date for a meeting to present its audited financial Statements, together with the auditor's report, to the public and provide seven (7) days' notice;*
3. *Propose to present the 2024/25 financial statements and auditor's report to the public at the Council meeting of Tuesday 18 November 2025.*

OFFICER'S RECOMMENDATION

THAT

1. **Council refers the 2024/25 General Purpose Financial Statements for audit.**
2. **In accordance with Section 413(2)(c) the statement by Councillors and management as set out on page 3 of the attached financial statements be adopted.**
3. **Council authorise the mayor and one nominated Councillor to sign the statement on behalf of Council.**
4. **Council consider presentation of the 2024/25 financial statements at the Council meeting to be held on Tuesday 18 November 2025.**
5. **Council place a notice online in accordance with Section 418(3) of the Local Government Act notifying the public of the proposal to present the 2024/25 financial statements on 18 November 2025.**

COUNCIL RESOLUTION

THAT

1. **Council refers the 2024/25 General Purpose Financial Statements for audit.**
2. **In accordance with Section 413(2)(c) the statement by Councillors and management as set out on page 3 of the attached financial statements be adopted.**
3. **Council authorise the mayor and one nominated Councillor to sign the statement on behalf of Council.**
4. **Council consider presentation of the 2024/25 financial statements at the Council meeting to be held on Tuesday 18 November 2025.**
5. **Council place a notice online in accordance with Section 418(3) of the Local Government Act notifying the public of the proposal to present the 2024/25 financial statements on 18 November 2025.**

Moved Cr S Halliday, Seconded Cr R Barstow

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

15.3 Two Proposed Amendments to 2025/26 Fees

FILE NO:	**35/33/21**
ATTACHMENTS:	**Nil**
RESPONSIBLE OFFICER:	**Executive Manager Finance**
AUTHOR:	**Manager Financial Reporting**
MAITLAND +10	**Outcome 4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

An administrative error resulted in the omission of two fee items from the draft 2025/26 Fees and Charges schedule that was publicly exhibited and subsequently adopted by Council at its meeting of 17 June 2025. These items relate to one development application fee category and one specific burial fee classification. The development application fee provides a charge based on a rate per $1,000 of the value of developments in the one to ten million dollar cost category. This rate is currently $1.19/$1,000, however the Environmental Planning & Assessment Regulation 2021 provides for $1.44/$1,000. The burial fee item relates to burials for destitute persons. These are currently treated as being exempt in Council's fee schedule. However, with the influx of these burials from outside of the LGA, the exemption is proposed to be removed. These burials will be funded by the NSW Public Health Dept with no impact to LGA rate payers.

This report recommends adoption of the amended fees and changes for development applications and cemetery burial following public exhibition.

OFFICER'S RECOMMENDATION

THAT

1. **Council resolves to adopt two draft 2025/26 fee amendments, as outlined in this report, following public exhibition for at least 28 days that concluded on the 18 September 2025.**

COUNCIL RESOLUTION

THAT

1. **Council resolves to adopt two draft 2025/26 fee amendments, as outlined in this report, following public exhibition for at least 28 days that concluded on the 18 September 2025.**

Moved Cr M Griffin, Seconded Cr M Yarrington

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

15.4 Adoption of the Partnerships And Advocacy Strategy 2025-2026

FILE NO:	**35/33/21/4**
ATTACHMENTS:	**1. Draft Partnerships and Advocacy Strategy 2025-2026 (Under Seperate Cover)** **2. Urban Development Institute of Australia NSW - submission**
RESPONSIBLE OFFICER:	**Executive Manager Finance**
AUTHOR:	**Manager Corporate Performance and Engagement** **Operations Manager Asset Management**
MAITLAND +10	**Outcome 3 Vibrant Maitland**
COUNCIL OBJECTIVE:	**3.3.2 Advocacy and partnerships**

EXECUTIVE SUMMARY

The Partnerships and Advocacy Strategy 2025-2026 was developed to identify how we can work with others to deliver on our shared vision for Maitland's Future. The Strategy has been on public exhibition and is returning to Council for adoption.

OFFICER'S RECOMMENDATION

THAT

1. **Council adopts the Partnerships and Advocacy Strategy 2025-2026 following public exhibition.**

PROCEEDINGS IN BRIEF

A motion was moved
(Cr D Ferris, Cr W Penfold)

THAT

1. Council adopts the Partnerships and Advocacy Strategy 2025-2026 following public exhibition.
2. Council
   a. Adds to the list of projects as shown in the "partnerships projects" on page 37 of the draft strategy an integrated leisure/aquatic/recreation/community facility (estimated $60m) that will serve the western part of the LGA
   b. partners with relevant stakeholders for the planning and delivery of the suggested facility and
   c. planning of the facility to be undertaken in alignment with Anambah to Branxton Regional Strategic Planning project

Cr Mitchell Griffin left the meeting, the time being 07:35 PM

Cr Mitchell Griffin returned to the meeting, the time being 07:36 PM

The motion when put to the meeting was declared carried.

COUNCIL RESOLUTION

THAT

1. **Council adopts the Partnerships and Advocacy Strategy 2025-2026 following public exhibition.**
2. **Council**
   a. **Adds to the list of projects as shown in the "partnerships projects" on page 37 of the draft strategy an integrated leisure/aquatic/recreation/community facility (estimated $60m) that will serve the western part of the LGA**
   b. **partners with relevant stakeholders for the planning and delivery of the suggested facility and**
   c. **planning of the facility to be undertaken in alignment with Anambah to Branxton Regional Strategic Planning project**

Moved Cr D Ferris, Seconded Cr W Penfold

CARRIED

The division resulted in 10 for and 2 against, as follows:

For:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr S Halliday Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	Against:	Cr B Hackney Cr K Jordan

15.5 Statement of Investments as at 30 September 2025

FILE NO:	**82/2**
ATTACHMENTS:	**1. Councils Holdings as at 30 September 2025**
RESPONSIBLE OFFICER:	**Executive Manager Finance** **Manager Financial Reporting**
AUTHOR:	**Financial Accountant**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

Clause 212 of the Local Government (General) Regulation 2021 required Council to report on its investments.

As at the end of September 2025, Council had investments totaling $237,829,733 under management.

Council's investment portfolio recorded a marked-to-market return of 4.85% per annum versus the bank bill index benchmark return of 3.62% per annum. The actual investment return for the month of September was $894,460, a favourable variance of $39,951 when compared to the monthly budget forecasts of $854,509.

Council remains fully compliant with all Investment Policy requirements.

OFFICER'S RECOMMENDATION

THAT

1. **The report indicating Council's Funds Management position be received and noted.**
2. **The certification of the Responsible Accounting Officer be noted and the report adopted.**

COUNCIL RESOLUTION

THAT

1. **The report indicating Council's Funds Management position be received and noted.**
2. **The certification of the Responsible Accounting Officer be noted and the report adopted.**

Moved Cr S Halliday, Seconded Cr M Griffin

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	Against:

16 Items for Information

16.1 Response from Attorney General Re LGNSW Conference Motion

FILE NO:	**35/48**
ATTACHMENTS:	**1. Letter of response from Attorney General - The Hon. Michael Daley MP**
RESPONSIBLE OFFICER:	**Office Manager** **Acting General Manager**
AUTHOR:	**Executive Assistant**
MAITLAND'S FUTURE	**3 Vibrant Maitland**
COUNCIL OBJECTIVE:	**3.2.3 City presentation**

EXECUTIVE SUMMARY

At Council Meeting 20 May 2025, Council resolved to write to the Attorney General and copy in the Shadow Attorney and LG NSW regarding their initial response to motions tabled at the LGNSW Conference in 2024, in relation to vandalism at graves, monuments, memorials and statues.

Council also resolved to report back to Council within 4 months with any responses received.

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

The division resulted in 12 for and 0 against, as follows:

For:	**Cr A Atkinson** **Cr R Barstow** **Cr D Ferris** **Cr M Griffin** **Cr B Hackney** **Cr S Halliday** **Cr K Jordan** **Mayor P Penfold** **Cr W Penfold** **Cr B Whiting** **Cr B Worth** **Cr M Yarrington**	**Against:**

16.2 Audit Risk & Improvement Committee (ARIC) Meeting Minutes - 1.4.25

FILE NO:	**81/26**
ATTACHMENTS:	**1. ARIC Minutes - 1 April 2025 (Under Separate Cover)**
RESPONSIBLE OFFICER:	**Executive Manager People and Performance** **Manager Enterprise Risk, Health and Safety**
AUTHOR:	**Senior Risk and Audit Officer**
MAITLAND'S FUTURE	**4 Achieving together**
COUNCIL OBJECTIVE:	**4.1.3 Transparent decision making**

EXECUTIVE SUMMARY

The Audit Risk & Improvement Committee (ARIC) meeting for April was held on 1 April 2025. The minutes of the meeting are submitted to Council for information.

OFFICER'S RECOMMENDATION

THAT Council note the minutes from the ARIC meeting of 1 April 2025.

COUNCIL RESOLUTION

THAT

1. **Council note the minutes from the ARIC meeting of 1 April 2025.**

Moved Cr S Halliday, Seconded Cr M Griffin

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson Cr R Barstow Cr D Ferris Cr M Griffin Cr B Hackney Cr S Halliday Cr K Jordan Mayor P Penfold Cr W Penfold Cr B Whiting Cr B Worth Cr M Yarrington	

17 Notices of Motion/Rescission

17.1 Partnering with Community Organisations via Container Deposit Scheme at Large Events

Notice of Motion Submitted by Cr Mitchell Griffin

FILE NO: **35/4**

ATTACHMENTS: **Nil**

RESPONSIBLE OFFICER: **Acting Director City Services**
Operations Manager Waste Services

Cr Mitchell Griffin has indicated his intention to move the following Notice of Motion at the next Council Meeting being held on Tuesday, 21 October 2025:

THAT

1. **Council implement a 12 month trial as part of the 2026/27 Operational Plan to partner with local not for profit community groups, charities and clubs for recycling of used bottles and cans at large scale council events which allows the nominated groups to earn additional income through the Container Deposit Scheme.**
2. **Council conducts an expression of interest for any interested parties to nominate as part of this trial.**

COUNCIL RESOLUTION

THAT

1. **Council implement a 12 month trial as part of the 2026/27 Operational Plan to partner with local not for profit community groups, charities and clubs for recycling of used bottles and cans at large scale council events which allows the nominated groups to earn additional income through the Container Deposit Scheme.**
2. **Council conducts an expression of interest for any interested parties to nominate as part of this trial.**

Moved Cr M Griffin, Seconded Cr S Halliday

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

17.2 Walka Water Works Chimney Stack Brickwork

Notice of Motion Submitted by Cr Warrick Penfold

FILE NO:	**35/4**
ATTACHMENTS:	**1. Image of chimney stack** **2. Image of chimney stack 2**
RESPONSIBLE OFFICER:	**Acting General Manager** **Acting Director City Services**

Cr Warrick Penfold has indicated his intention to move the following Notice of Motion at the next Council Meeting being held on Tuesday, 21 October 2025:

THAT

Council writes to the Member for Maitland, The Honourable Ms Jenny Aitchison, seeking urgent support and funding on the continuing deterioration and brick failure of the chimney at Walka Water Works.

PROCEEDINGS IN BRIEF

A motion was moved being the submitted Notice of Motion.
(Cr W Penfold, Cr M Griffin)

An amendment was moved
(Cr A Atkinson, Cr R Barstow)

THAT

Council writes to the Member for Maitland, The Honourable Ms Jenny Aitchison, seeking urgent support and funding on the continuing deterioration and brick failure of the chimney at Walka Water Works, and that Council make provision to allocate funds, if required, for emergency works to ensure public and structural safety.

Mayor P Penfold asked that the following words be added to the amendment: "the council report back urgently to identify the ability to make the provision of funds, for emergency works to ensure public and structural safety".
The mover and seconder of the amendment agreed.

The amendment when put to the meeting was declared was lost.

The division resulted in 4 for and 8 against, as follows:

For:	**Cr A Atkinson** **Cr R Barstow** **Cr D Ferris** **Cr B Whiting**	**Against:**	**Cr M Griffin** **Cr B Hackney** **Cr S Halliday** **Cr K Jordan** **Mayor P Penfold** **Cr W Penfold** **Cr B Worth** **Cr M Yarrington**

Mayor P Penfold asked that the following words be added to the original motion "and report back at the January meeting as to any reply or otherwise from the minister".
Cr W Penfold and Cr M Griffin agreed.

The motion when put to the meeting was declared carried.

COUNCIL RESOLUTION

THAT

1. **Council writes to the Member for Maitland, The Honourable Ms Jenny Aitchison, seeking urgent support and funding on the continuing deterioration and brick failure of the chimney at Walka Water Works and report back at the January meeting as to any reply or otherwise from the minister.**

Moved Cr W Penfold, Seconded Cr M Griffin

CARRIED

The division resulted in 12 for and 0 against, as follows:

For:		Against:
	Cr A Atkinson	
	Cr R Barstow	
	Cr D Ferris	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Cr K Jordan	
	Mayor P Penfold	
	Cr W Penfold	
	Cr B Whiting	
	Cr B Worth	
	Cr M Yarrington	

18 Questions with Notice

19 Urgent Business

20 Committee of the Whole

21 Committee of the Whole Recommendations

22 Closure

The meeting was declared closed at 8:18 pm.

....
Chairperson