



ORDINARY MEETING

MINUTES

12 APRIL 2016



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PRESENT

Clr Robert Aitchison
Clr Loretta Baker
Clr Peter Blackmore
Clr Brian Burke
Clr Peter Garnham
Clr Bob Geoghegan
Clr Arch Humphery
Clr Henry Meskauskas
Clr Nicole Penfold
Clr Philip Penfold
Clr Steve Procter
Clr Ken Wethered
Clr Ben Whiting

1 INVOCATION

The General Manager, David Evans read the customary prayer at the commencement of the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

Clr P Garnham read the Acknowledgement of Country.

3 APOLOGIES AND LEAVE OF ABSENCE

Nil

4 DECLARATIONS OF INTEREST

Nil

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held 22 March 2016 be confirmed.

Moved Clr B Whiting, Seconded Clr S Procter

CARRIED

6 BUSINESS ARISING FROM MINUTES

Nil

7 MAYORAL MINUTE

Nil

8 WITHDRAWAL OF ITEMS AND ACCEPTANCE OF LATE ITEMS OF BUSINESS

8.1 Acceptance of late items as listed:

Acceptance of late items:

10.2 Maitland/Dungog Merger Proposal

Moved Clr B Burke, Seconded Clr P Garnham

CARRIED

9 PUBLIC ACCESS

Nil

10 GENERAL MANAGER'S REPORTS

10.1 DELIVERY PROGRAM 2013-17 (REVISED) INCORPORATING DRAFT OPERATIONAL PLAN & FEES AND CHARGES 2016-17

FILE NO:	35/33/18
ATTACHMENTS:	1. Delivery Program 2013-17 (Revised) Incorporating Operational Plan and Fees and Charges 2016-17
RESPONSIBLE OFFICER:	David Evans - General Manager Leah Flint - Executive Manager Strategy & Performance
AUTHOR:	Rhonda Skelton - Organisational Integration & Performance Specialist
MAITLAND +10	Outcome 18. An efficient and effective Council
COUNCIL OBJECTIVE:	18.1.1 To see Council's integrated planning and reporting recognised by the community, Council and the NSW State Government

EXECUTIVE SUMMARY

The combined four year Delivery Program 2013-17 (Revised) is Maitland City Council's most important corporate document as it articulates Council's commitment to achieving the outcomes desired by our citizens and detailed in the community strategic plan Maitland +10.

The Delivery Program establishes a series of objectives for the organisation, and identifies the strategies that will be pursued to realise these objectives and thereby help deliver the outcomes identified by the community. Presented within the program is a series of annual actions, along with the capital works program, budget, fees and charges, rating structure and revenue policy.

Maitland City Council's operations continue to grow, in line with the growth our community. The draft budget, as presented in our Operational Plan 2016/17, is \$130 million. Combined with a \$900 million asset portfolio, \$100 million in investments and 399 full and part time employees, the significance of Council to our local community cannot be overstated.

Given this is the fourth and final year of the current Council's Delivery Program, the plan is focused on the consolidation and completion of already identified initiatives. Additionally, Council remains committed to meeting its significant service obligations and delivering major infrastructure projects to the community; maintaining our position of financial sustainability; and addressing the needs of the growing population of Maitland.

It should be noted that the development the draft Operational Plan 2016/17 has also required consideration of guidelines issued by the NSW Office of Local Government for councils in a merger proposal period. Specifically, the guidelines establish requirements in relation to both the preparation of operational plans and financial matters including limitations on new expenditure during merger proposal periods.

Under the provisions of the Local Government Act, 1993, the draft Operational Plan must be exhibited for public comment for a period of not less than 28 days, and submissions considered prior to its adoption by Council.

This report recommends public exhibition of the draft Operational Plan 2016/17 from 13 April - 20 May 2016, with a further report to be brought to Council following this exhibition period. During this period Council will undertake a broad range of community engagement and consultation activities.

OFFICER'S RECOMMENDATION

THAT

- 1. The draft Delivery Program 2013-17 (Revised) incorporating Operational Plan 2016/17 and Fees and Charges be exhibited for public comment in accordance with the requirements of the *NSW Local Government Act 1993*, commencing 13 April 2016 and concluding on 20 May 2016;**
- 2. Council undertake a range of on-line and face-to-face engagement activities to inform the community of the draft plan; and**
- 3. A further report will be presented to Council upon completion of the formal exhibition period.**

COUNCIL RESOLUTION

THAT

- 1. The draft Delivery Program 2013-17 (Revised) incorporating Operational Plan 2016/17 and Fees and Charges be exhibited for public comment in accordance with the requirements of the *NSW Local Government Act 1993*, commencing 13 April 2016 and concluding on 20 May 2016;**
- 2. Council undertake a range of on-line and face-to-face engagement activities to inform the community of the draft plan; and**
- 3. A further report will be presented to Council upon completion of the formal exhibition period.**

Moved Clr B Geoghegan, Seconded Clr R Aitchison

CARRIED

10.2 MAITLAND/DUNGOG MERGER PROPOSAL

FILE NO:	35/80
ATTACHMENTS:	1. Maitland/Dungog Merger Proposal Presentation 2. Submission to Public Inquiry Maitland/Dungog Merger
RESPONSIBLE OFFICER:	David Evans - General Manager
AUTHOR:	David Evans - General Manager
MAITLAND +10	Outcome 19. A sustainable Council for a sustainable City
COUNCIL OBJECTIVE:	19.1.1 To ensure the principles of sustainability underpin Council's financial, economic, social and environmental decision-making

EXECUTIVE SUMMARY

The Maitland/Dungog merger proposal inquiry will conclude with the close of public submissions on Friday, 15 April 2016. Over the course of the inquiry, public hearings have been held in both Dungog and Maitland with a presentation by Maitland City Council to the Maitland hearing held on Thursday, 7 April 2016.

This report presents a 'draft' final submission to the merger inquiry for consideration and adoption by the Council, and for submission to the merger inquiry delegate, Dr Ian Tiley, by Friday, 15 April 2016.

OFFICER'S RECOMMENDATION

THAT

- 1. Council adopt the attached 'Submission to Public Inquiry - Maitland-Dungog Merger', April 2016;**
- 2. The submission be lodged with the Inquiry Delegate, Dr Ian Tiley by 5.00pm Friday, 15 April 2016; and**
- 3. The updated Maitland-Dungog Merger combined long term financial plan be included in the submission documentation.**

COUNCIL RESOLUTION

THAT

- 1. Council adopt the attached 'Submission to Public Inquiry - Maitland-Dungog Merger', April 2016;**
- 2. The submission be lodged with the Inquiry Delegate, Dr Ian Tiley by 5.00pm Friday, 15 April 2016; and**
- 3. The updated Maitland-Dungog Merger combined long term financial plan be included in the submission documentation.**

Moved Clr B Geoghegan, Seconded Clr K Wethered

CARRIED

Clr P Penfold then called for a division by way of show of hands.

The Mayor then called for a division by way of show of hands.

The division resulted in 13 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr H Meskauskas	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	

11 PLANNING, ENVIRONMENT AND LIFESTYLE REPORTS

11.1 ADOPTION OF COUNCIL'S SECTION 94 DEVELOPMENT CONTRIBUTION PLANS

FILE NO:	103/157, 103/41/8, 103/41/20, 103/165
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Submissions - All S94 Plans 2. Submissions Summary 3. Draft City Wide Section 94 Contributions Plan 2016 (under separate cover) 4. Draft Thornton North Section 94 Contributions Plan 2008 (under separate cover) 5. Draft Lochinvar Section 94 Contributions Plan 2014 (under separate cover) 6. Draft Farley Section 94 Contributions Plan 2015 (under separate cover)
RESPONSIBLE OFFICER:	<p>Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment Stephen Punch - Principal Planner</p>
AUTHOR:	Anne Humphries - Development Contributions Administrator
MAITLAND +10	Outcome 19. A sustainable Council for a sustainable City
COUNCIL OBJECTIVE:	19.2.2 To provide new and existing residents of Maitland with access to community, recreation and transport infrastructure

EXECUTIVE SUMMARY

Council at its meeting of 24 November 2015 resolved to exhibit the draft City Wide Section 94 Contributions Plan 2015. The preparation of this new city wide plan has implications for the urban release area s94 plans for Thornton North, Lochinvar and Farley. Amendments to these Plans to support the draft 2015 City Wide Plan were therefore placed on exhibition as well.

Exhibition took place from 3 December 2015 to 28 January 2016 with a number of submissions being received in response. As a result some changes to the draft Plans are being recommended. Details of these changes are contained in the body of this report and are not considered to significantly impact on the overall intent or operation of the draft Plans as exhibited.

Accordingly, the final drafts of the Section 94 Plans are presented to Council with a recommendation that they be formally adopted.

OFFICER'S RECOMMENDATION

THAT

- 1. In accordance with Clause 94EA (1) of the Environmental Planning and Assessment Act and Clause 31 (a) & (b) of the Regulation, Council approve the following:**
 - a. The draft City Wide Section 94 Contributions Plan 2016;**
 - b. Amendments to the draft Thornton North Section 94 Contributions Plan 2008;**
 - c. Amendments to the draft Lochinvar Section 94 Contributions Plan 2014; and**
 - d. Amendments to the draft Farley Section 94 Contributions Plan 2015.**
- 2. The existing Maitland Section 94 Contributions Plan (City Wide) 2006 be repealed by the approved new City Wide Plan except insofar as that plan provides for specific additional contributions to apply to development in the Gillieston Heights Catchment; and**
- 3. Council give public notice of its decision within 28 days of the date of this meeting.**

COUNCIL RESOLUTION

THAT

- 1. In accordance with Clause 94EA (1) of the Environmental Planning and Assessment Act and Clause 31 (a) & (b) of the Regulation, Council approve the following:**
 - a. The draft City Wide Section 94 Contributions Plan 2016;**
 - b. Amendments to the draft Thornton North Section 94 Contributions Plan 2008;**
 - c. Amendments to the draft Lochinvar Section 94 Contributions Plan 2014; and**
 - d. Amendments to the draft Farley Section 94 Contributions Plan 2015.**
- 2. The existing Maitland Section 94 Contributions Plan (City Wide) 2006 be repealed by the approved new City Wide Plan except insofar as that plan provides for specific additional contributions to apply to development in the Gillieston Heights Catchment; and**

3. Council give public notice of its decision within 28 days of the date of this meeting.

Moved Clr B Geoghegan, Seconded Clr P Garnham

CARRIED

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

The division resulted in 13 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr H Meskauskas	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	

11.2 WORKS IN KIND AGREEMENT FOR EMBELLISHMENT OF PLAYGROUNDS AT THORNTON NORTH - WATERFORD COUNTY

FILE NO:	103/41/29
ATTACHMENTS:	1. Works In Kind Agreement
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment Stephen Punch - Principal Planner
AUTHOR:	Anne Humphries - Development Contributions Administrator
MAITLAND +10	Outcome 19. A sustainable Council for a sustainable City
COUNCIL OBJECTIVE:	19.2.2 To provide new and existing residents of Maitland with access to community, recreation and transport infrastructure

EXECUTIVE SUMMARY

Development consent has been granted under two DA's for the subdivision of land including land on which local playgrounds TN4 and TN13 as identified in the Thornton North Section 94 Contributions Plan are located. Waterford County Pty Limited (the developer) has delivered the playgrounds on the land to coincide with the release of lots approved under the relevant development applications.

The conditions of consent flagged the opportunity to enter into a works in kind agreement for the embellishment of the playgrounds should the developer so choose. An application has subsequently been received from the developer requesting that Council enter into the Agreement which would authorise the reimbursement of costs associated with embellishment of the facilities as well as the value of the subject land.

A draft Works in Kind Agreement has been prepared by Council's legal representatives in consultation with the developer and is now presented to Council for approval.

OFFICER'S RECOMMENDATION

THAT the draft Works in Kind Agreement as presented to Council be approved.

COUNCIL RESOLUTION

THAT the draft Works in Kind Agreement as presented to Council be approved.

Moved Clr H Meskauskas, Seconded Clr R Aitchison

CARRIED

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

The division resulted in 13 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr H Meskauskas	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	

11.3 DEED OF VARIATION TO WORKS IN KIND AGREEMENT - WALKERS GILLIESTON HEIGHTS - ROAD & CYCLEWAY WORKS

FILE NO:	103/41/23
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Amended Works in Kind Agreement - Walker Gillieston Heights 2. Deed of Variation to Works in Kind Agreement - Walker Gillieston Heights
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment Stephen Punch - Principal Planner
AUTHOR:	Anne Humphries - Development Contributions Administrator
MAITLAND +10	Outcome 19. A sustainable Council for a sustainable City
COUNCIL OBJECTIVE:	19.2.2 To provide new and existing residents of Maitland with access to community, recreation and transport infrastructure

EXECUTIVE SUMMARY

Council at its meeting of 27 May 2014, resolved to enter into a Works In Kind Agreement (WIK) with Walker Gillieston Heights Pty Limited (the developer), for the provision of road and cycleway works on Cessnock Road, Gillieston Heights and the embellishment of a local playground in partial satisfaction of their requirement to pay Section 94 Development Contributions under DA 08-122.

Due to the road works being located on Cessnock Road – a state road - the developer was also required to enter into a Works Authorisation Deed with the RMS. During the construction of the road and cycleway works the RMS required the concrete median as detailed on the approved intersection plans to be extended by an additional 15m. The RMS also required additional road shoulder and footpath works on Cessnock Road as part of the extension.

Negotiations have been taking place with the developer following a request that further offsets be provided to the value of the additional works as required by the RMS. Council's legal representatives have been engaged to prepare documentation authorising amendments to the approved WIK. The amended WIK and Deed of Variation to the WIK authorising additional offsets/reimbursements to the developer are now provided with a recommendation that they be approved.

OFFICER'S RECOMMENDATION

THAT the amended WIK and Deed of Variation to the WIK as presented in this report be approved.

COUNCIL RESOLUTION

THAT the amended WIK and Deed of Variation to the WIK as presented in this report be approved.

Moved Clr K Wethered, Seconded Clr A Humphery

CARRIED

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

The division resulted in 13 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr H Meskauskas	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	

11.4 RESERVE NAMING PROPOSAL - DRAGONFLY DRIVE, CHISHOLM

FILE NO:	129/1
ATTACHMENTS:	1. Application from Country Property Group
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle Lynn Morton - Manager Community and Recreation Services
AUTHOR:	Kate Harris - Recreation Planning Coordinator
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.1 To provide a broad range of active and passive recreation services and community facilities that meet the needs of the growing community

EXECUTIVE SUMMARY

A naming application has been received to name a newly established playground in Chisholm 'Dragonfly Adventure Park'. This report outlines the application received and recommends the proposal be approved as it is in line with Council's Naming and Renaming of Parks, Buildings and reserves policy.

OFFICER'S RECOMMENDATION

THAT

1. Council resolve to place the naming proposal for 'Dragonfly Adventure Park', for the reserve known as lot 2327 DP1202106 on public exhibition for comment.
2. Should no submissions be received, the proposal be forwarded to the Geographic Names Board for their consideration.

COUNCIL RESOLUTION

THAT

1. Council resolve to place the naming proposal for 'Dragonfly Adventure Park', for the reserve known as lot 2327 DP1202106 on public exhibition for comment.
2. Should no submissions be received, the proposal be forwarded to the Geographic Names Board for their consideration.

Moved Clr R Aitchison, Seconded Clr S Procter

CARRIED

11.5 SPORTS & ARTS HIGH ACHIEVERS GRANT

FILE NO:	10/5/19
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Lynn Morton - Manager Community and Recreation Services Bernie Mortomore - Group Manager Planning, Environment & Lifestyle
AUTHOR:	Kelly Baldwin - Administration and Facilities Officer
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.2 To promote increased participation in social, sporting and recreational activities

EXECUTIVE SUMMARY

This report presents to Council a recommendation to fund requests for financial assistance under Councils Sports & Arts High Achievers Grant Program in accordance with Section 356 of the Local Government Act.

OFFICER'S RECOMMENDATION

THAT

- 1. Sebastian Rollings, Ashtonfield – Australian Hockey Championships - National Level \$450.00**
- 2. Alicia Arthur, East Maitland – Cheerleading team member – International Level \$187.50**
- 3. Terri-Lee Perestrelo van Wyk, Ashtonfield – Australian Little Athletics Championships – National Level \$450.00**
- 4. Joshua Magann, East Maitland – Hockey NSW U15 Boys State Team – National Level \$450.00**

COUNCIL RESOLUTION

THAT

- 1. Sebastian Rollings, Ashtonfield – Australian Hockey Championships - National Level \$450.00**
- 2. Alicia Arthur, East Maitland – Cheerleading team member – International Level \$187.50**

3. **Terri-Lee Perestrelo van Wyk, Ashtonfield – Australian Little Athletics Championships – National Level \$450.00**
4. **Joshua Magann, East Maitland – Hockey NSW U15 Boys State Team – National Level \$450.00**

Moved Clr H Meskauskas, Seconded Clr B Whiting

CARRIED

12 INFRASTRUCTURE AND WORKS REPORTS

12.1 GROOVIN' THE MOO MUSIC FESTIVAL 2016 - TRAFFIC MANAGEMENT

File No:	140/5;222/49;222/23;222/458
Attachments:	1. Groovin' the Moo 2016 TCP
Responsible Officer:	Chris James - Group Manager Infrastructure & Works Stephen Hawes - Manager Infrastructure Planning and Development Engineering Scott Henderson - Coordinator Infrastructure Planning Engineering
Author:	Kenneth Splatt - Traffic Officer
Maitland 2021	Outcome 3. Iconic events and local festivals
Council Objective:	3.2.1 To attract a diverse range of visitors to the City from the Hunter Region, Sydney and regional NSW

EXECUTIVE SUMMARY

Council has received a temporary road closure application from Cattleyard Promotions Pty Ltd, the organisers of the Groovin' the Moo outdoor music festival, to be held at Maitland Showground on Saturday 23 April 2016 from 12.00 noon to 10.30pm.

The outdoor music festival event has successfully operated in Maitland since 2008. This report details traffic management measures to be implemented during the event and is presented to Council for its consideration.

OFFICER'S RECOMMENDATION

THAT Council approve the following traffic management measures associated with the Groovin' the Moo music festival:

- 1. Temporary road closures between 8.00am to midnight Saturday 23 April 2016:**
 - Anzac Street - from Cracknell Lane to Blomfield Street
 - Blomfield Street - from Anzac Street to Devonshire Street
 - Gipps Street - from Blomfield Street to car park area
 - Smith Street - from Blomfield Street to car park area
 - Rose Street - from Cross Street to Blomfield Street
 - The installation of road closure devices and signs to effect the proposed road closures also be approved.

2. **Convert to one-way (southbound) movement from 8.00am to midnight Saturday 23 April 2016:**
 - Cultivation Road - full length to Trappaud Road
 - Louth Park Road – from Les Darcy Drive to Park Street.
3. **Temporary NO PARKING zone from 8.00am Saturday 23 April 2016 to 12 noon Sunday 27 April 2016:**
 - Both sides of Louth Park Road - from Les Darcy Drive to Trappaud Road
 - North side of Cracknell Lane - from Anzac Street to Cultivation Road
 - Both sides of Cultivation Road - from Cracknell Lane to Trappaud Road.

COUNCIL RESOLUTION

THAT Council approve the following traffic management measures associated with the Groovin' the Moo music festival:

1. **Temporary road closures between 8.00am to midnight Saturday 23 April 2016:**
 - Anzac Street - from Cracknell Lane to Blomfield Street
 - Blomfield Street - from Anzac Street to Devonshire Street
 - Gipps Street - from Blomfield Street to car park area
 - Smith Street - from Blomfield Street to car park area
 - Rose Street - from Cross Street to Blomfield Street
 - The installation of road closure devices and signs to effect the proposed road closures also be approved.
2. **Convert to one-way (southbound) movement from 8.00am to midnight Saturday 23 April 2016:**
 - Cultivation Road - full length to Trappaud Road
 - Louth Park Road – from Les Darcy Drive to Park Street.
3. **Temporary NO PARKING zone from 8.00am Saturday 23 April 2016 to 12 noon Sunday 27 April 2016:**
 - Both sides of Louth Park Road - from Les Darcy Drive to Trappaud Road
 - North side of Cracknell Lane - from Anzac Street to Cultivation Road
 - Both sides of Cultivation Road - from Cracknell Lane to Trappaud Road.

Moved Clr B Geoghegan, Seconded Clr A Humphery

CARRIED

12.2 MAITLAND RIVER RUN 2016 - TRAFFIC MANAGEMENT

FILE NO:	140/50
ATTACHMENTS:	1. Maitland River Run 2016 TCP
RESPONSIBLE OFFICER:	Chris James - Group Manager Infrastructure & Works Stephen Hawes - Manager Infrastructure Planning and Development Engineering Scott Henderson - Coordinator Infrastructure Planning Engineering
AUTHOR:	Kenneth Splatt - Traffic Officer
MAITLAND +10	Outcome 3. Iconic events and local festivals
COUNCIL OBJECTIVE:	3.3.1 To seek and support major sporting and cultural events appropriate to the capacity of venues across the city

EXECUTIVE SUMMARY

Council has received a request for the temporary road closures associated with The Maitland River Run 2016 to be held on Sunday 29 May 2016. The event is a recreational running event consisting of a four kilometre running course in the centre of the Maitland CBD (High Street including 'The Levee') and riverbank pathway.

The Local Traffic Committee supports temporary road closures within the Maitland CBD for the event which includes:

- *High Street – northern side from St Andrews Street to Church Street,*
- *High Street – from Church Street to Cathedral Street,*
- *Cathedral Street,*
- *Stillsbury Lane.*

A Traffic Management Plan has been prepared which details the traffic control requirements and changes to public transport stops associated with the event. Public transport operators have been notified of the event, and services will be adjusted accordingly.

The event was held successfully last year and the organiser has indicated that the same level of participation is expected this year.

OFFICER'S RECOMMENDATION

THAT

- 1. The following temporary road closures within the Maitland CBD be approved to operate from 7.00am to 3.00pm on Sunday 29 May 2016:**

- *High Street - northern side from St Andrews Street to Church Street*
- *High Street - from Church Street to Cathedral Street*
- *Cathedral Street - full length*
- *Stillsbury Lane - full length.*

2. Temporary bus zones be installed on:

- *Ken Tubman Drive - north of Caltex Service Station*
- *Ken Tubman Drive - just south of the High Street roundabout*
- *Ken Tubman Drive - opposite Pender Place.*

3. The installation of the road closure devices and signs to affect the proposed road closures be approved.

COUNCIL RESOLUTION

THAT

1. The following temporary road closures within the Maitland CBD be approved to operate from 7.00am to 3.00pm on Sunday 29 May 2016:

- **High Street - northern side from St Andrews Street to Church Street**
- **High Street - from Church Street to Cathedral Street**
- **Cathedral Street - full length**
- **Stillsbury Lane - full length.**

2. Temporary bus zones be installed on:

- **Ken Tubman Drive - north of Caltex Service Station**
- **Ken Tubman Drive - just south of the High Street roundabout**
- **Ken Tubman Drive - opposite Pender Place.**

3. The installation of the road closure devices and signs to affect the proposed road closures be approved.

Moved Clr B Whiting, Seconded Clr B Geoghegan

CARRIED

13 ADMINISTRATION AND GOVERNANCE REPORTS

13.1 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION

FILE NO:	35/48
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Graeme Tolhurst - Group Manager Administration & Governance
AUTHOR:	Graeme Tolhurst - Group Manager Administration & Governance
MAITLAND +10	Outcome 18. An efficient and effective Council
COUNCIL OBJECTIVE:	18.3.2 To optimise collaboration with other regional councils to maximise service provision and benefits to Council and the Hunter Region

EXECUTIVE SUMMARY

The 2016 National General Assembly of Local Government will be held between 19th and 22nd June 2016 at the National Convention Centre in Canberra. This is an opportunity for Councils to identify and discuss national issues of priority for the sector and to agree on possible steps which could be taken to address these issues.

OFFICER'S RECOMMENDATION

THAT

1. Council has no National issues of priority for Local Government as a motion for the National General Assembly of Local Government.

COUNCIL RESOLUTION

THAT

1. Council has no National issues of priority for Local Government as a motion for the National General Assembly of Local Government.

Moved Clr B Geoghegan, Seconded Clr S Procter

CARRIED

13.2 REQUEST FOR EASEMENT OVER COUNCIL LAND AT RUTHERFORD

FILE NO:	P43142
ATTACHMENTS:	1. Location Plan
RESPONSIBLE OFFICER:	Graeme Tolhurst - Group Manager Administration & Governance
AUTHOR:	Frank Shrimpton - Coordinator Professional Services
MAITLAND +10	Outcome 4. Well-planned and integrated infrastructure
COUNCIL OBJECTIVE:	4.2.2 To ensure that public utility infrastructure is delivered to meet essential needs

EXECUTIVE SUMMARY

Hunter Water Corporation has been continuing to upgrade the water and sewer network within Council's local government area to meet the demand of an increasing population and built environment. Hunter Water Corporation seeks Council's agreement to an easement being registered on Council's land title at Rutherford to protect waste water infrastructure.

OFFICER'S RECOMMENDATION

THAT

- 1. Council approve the registration of an easement over Lot 1 DP1063673 at Rutherford for the benefit of Hunter Water Corporation for the provision of a waste water pipeline.**
- 2. Council accept compensation offered in the amount of \$2,000 for the provision of the easement.**
- 3. The Common Seal of Council be affixed to the easement registration documents as required.**

COUNCIL RESOLUTION

THAT

- 1. Council approve the registration of an easement over Lot 1 DP1063673 at Rutherford for the benefit of Hunter Water Corporation for the provision of a waste water pipeline.**
- 2. Council accept compensation offered in the amount of \$2,000 for the provision of the easement.**
- 3. The Common Seal of Council be affixed to the easement registration documents as required.**

Moved Clr A Humphery, Seconded Clr H Meskauskas

CARRIED

13.3 2016 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

FILE NO:	35/48
ATTACHMENTS:	1. Program Brochure
RESPONSIBLE OFFICER:	Graeme Tolhurst - Group Manager Administration & Governance
AUTHOR:	Graeme Tolhurst - Group Manager Administration & Governance
MAITLAND +10	Outcome 16. Identified and connected leaders
COUNCIL OBJECTIVE:	16.3.1 To identify new methods and opportunities for talking to the community, building on the existing profile and methods used by the elected Council

EXECUTIVE SUMMARY

The 2016 National General Assembly of Local Government will be held between 19th and 22nd June 2016 at the National Convention Centre in Canberra. This is an opportunity for Councils to identify and discuss national issues of priority for the sector and to agree on possible steps which could be taken to address these issues.

OFFICER'S RECOMMENDATION

THAT

- 1. Interested councillors be nominated to attend the 2016 National General Assembly of Local Government**

COUNCIL RESOLUTION

THAT

- 1. The following councillors be nominated to attend the 2016 National General Assembly of Local Government:**
 - i) Mayor, Clr P Blackmore**
 - ii) Clr H Meskauskas**
 - iii) Clr B Burke**
 - iv) Clr R Aitchison**
 - v) Clr S Procter (reserve nominee)**

Moved Clr K Wethered, Seconded Clr P Garnham

CARRIED

14 STRATEGY AND PERFORMANCE REPORTS

Nil

15 MAJOR PROJECTS REPORTS

Nil

16 HUMAN RESOURCES REPORTS

Nil

17 ITEMS FOR INFORMATION

17.1 2016 MAITLAND ENVIRONMENTAL YOUTH FORUM

FILE NO:	55/7
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment Deanne Nelson-Pritchard - Coordinator Environmental Strategy & Programs
AUTHOR:	Fiona Rowan - Environmental Officer
MAITLAND +10	Outcome 10. Our environmental footprint
COUNCIL OBJECTIVE:	10.2.1 To review, coordinate and collaborate with the community on environmental and sustainability programs

EXECUTIVE SUMMARY

The fourteenth biennial Maitland Environmental Youth Forum will be held at Walka Water Works on Thursday May 5, 2016. Students and teachers from local primary and secondary schools have been invited to attend to learn about the local and regional environment and to learn what we can all do to manage our human footprint.

Council was successful in securing sponsorship from Hunter Resource Recovery and grant funding from Local Land Services-Hunter to assist with funding for the event.

Participants attending the Forum will receive information on a variety of topics including water quality, bushfire management, plant propagation, mine rehabilitation and waste and recycling.

OFFICER'S RECOMMENDATION

THAT the information contained in this Report be noted.

COUNCIL RESOLUTION

THAT the information contained in this Report be noted.

Moved Clr P Garnham, Seconded Clr B Whiting

CARRIED

17.2 MINUTES FROM THE MAITLAND SPORT & RECREATION ADVISORY BOARD

FILE NO:	129/6
ATTACHMENTS:	1. Agenda 2. Minutes
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle Lynn Morton - Manager Community and Recreation Services
AUTHOR:	Kate Harris - Recreation Planning Coordinator
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.2 To promote increased participation in social, sporting and recreational activities

EXECUTIVE SUMMARY

This report contains the Agenda and Minutes from the March 2016 Maitland Sport & Recreation Advisory Board for Council's information only.

OFFICER'S RECOMMENDATION

THAT the information contained in this Report be noted.

COUNCIL RESOLUTION

THAT the information contained in this Report be noted.

Moved Clr B Whiting, Seconded Clr H Meskauskas

CARRIED

17.3 LOCAL TRAFFIC COMMITTEE MEETING FEBRUARY 2016 & MARCH 2016 MINUTES

FILE NO: 140/5

ATTACHMENTS: 1. MCC LTC February 2016 Minutes
2. MCC LTC March 2016 Minutes

RESPONSIBLE OFFICER: Chris James - Group Manager Infrastructure & Works
Stephen Hawes - Manager Infrastructure Planning and Development Engineering
Scott Henderson - Coordinator Infrastructure Planning Engineering

AUTHOR: Kenneth Splatt - Traffic Officer

MAITLAND +10 Outcome 5. Moving around our City

COUNCIL OBJECTIVE: 5.1.3 To optimise the connectivity of the transport network

EXECUTIVE SUMMARY

The minutes of Maitland City Council's Local Traffic Committee Meetings held Thursday 4 February 2016 and Thursday 3 March 2016, are attached for Council's information.

OFFICER'S RECOMMENDATION

THAT the information contained in this Report be noted.

COUNCIL RESOLUTION

THAT the information contained in this Report be noted.

Moved Clr B Geoghegan, Seconded Clr B Burke

CARRIED

18 NOTICES OF MOTION/RESCISSION

Nil

19 QUESTIONS WITH NOTICE

19.1 POP UP PUMPKIN STALL IN THE LEVEE

SUBMITTED BY CLR PHILIP PENFOLD

FILE NO: 103/4/24/1
ATTACHMENTS: Nil
RESPONSIBLE OFFICER: David Evans - General Manager
Bernie Mortomore - Group Manager Planning,
Environment & Lifestyle

Clr Philip Penfold has asked the following Question With Notice for the Council Meeting being held on Tuesday, 12 April 2016:

In light of the overwhelming popularity of the pop up pumpkin stall held in The Levee Thursday 24 March, what plans, if any, does management have to repeat same in support for local growers.

Is a regular a fresh produce market under consideration?

RESPONSE BY GROUP MANAGER PLANNING, ENVIRONMENT & LIFESTYLE

The idea of supporting local farmers and producers through farmers markets or pop up stalls is one of a range of initiatives that staff have been considering for The Levee.

The pop up pumpkin stall was approved as a pilot to enable Council to gauge the level of interest that there might be in this type of initiative. Clearly it was favourable with strong support from the community. Whether this was because it was supporting local farmers in need or it represents a desire for a more sustained presence will need to be explored.

Staff are currently developing a range of policies that will guide the use of spaces across The Levee for public and community events and initiatives. These policies will identify appropriate types of uses, shape the required procedures and allow local groups to explore ideas like a regular fresh produce pop ups and farmers markets.

Further to this, council will also continue to support a range of suitable uses of The Levee through a mix of marketing, place activation and economic development initiatives that help benefit the local economy.

20 URGENT BUSINESS

Nil

The Mayor extended his congratulations to Ms MacLucas, Clr Garnham, the Steamfest organising committee, together with the entire Events Team on the success of the 30th Anniversary Steamfest event.

Clr Garnham also rose to acknowledged staff efforts, going above and beyond in assisting with the Steamfest event, sometimes under very difficult circumstances.

Council moved into the Committee of the Whole at 6.12 pm.

Moved Clr B Burke, Seconded Clr B Whiting

CARRIED

Council moved into Closed Session the Committee of the Whole at 6.12 pm.

Moved Clr H Meskauskas, Seconded Clr K Wethered

CARRIED

21 COMMITTEE OF THE WHOLE

21.1 EXPRESSIONS OF INTEREST - HEAD CONSTRUCTION CONTRACT FOR THE RIVER LINK BUILDING - LEVEE PROJECT - STAGE 2

FILE NO:	137/1358
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Wayne Cone - Executive Manager Major Projects
AUTHOR:	Greg Blaze - Civil Engineering Project Manager
MAITLAND +10	Outcome 15. Central Maitland, vibrant heart of our City
COUNCIL OBJECTIVE:	15.2.1 To contribute to the establishment of 'The Levee' as a lifestyle precinct

THAT Council move into Confidential Session to discuss this item under the terms of the Local Government Act 1993 Section 10A(2), as follows: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

EXECUTIVE SUMMARY

Council called for Expressions of Interest (EOI's) for the construction contract for the River Link Building – Levee Project – Stage 2. A tender Evaluation Panel has assessed all submissions in accordance with a tender Evaluation Plan and proposes a shortlist of respondents to be invited to tender as recommended in this report.

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:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

COUNCIL RESOLUTION

THAT

- The following Expression of Interest (EOI) respondents be invited to tender for the construction contract for the River Link Building – Levee Project – Stage 2.**
 - Graph Building**
 - Hansen Yuncken**
 - O'Donnell Hanson**
 - PDA Building**

2. In the event that a shortlisted EOI respondent withdraws from the tender, the next highest scoring EOI respondent be invited to tender.

Moved Clr B Burke, Seconded Clr P Garnham

CARRIED

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

The division resulted in 13 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr H Meskauskas	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	

21.2 REQUEST TO LEASE COUNCIL LAND FOR CAR PARKING

FILE NO:	P29837
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Location Plan 2. Plan of Reclassification Area
RESPONSIBLE OFFICER:	Graeme Tolhurst - Group Manager Administration & Governance
AUTHOR:	Frank Shrimpton - Coordinator Professional Services
MAITLAND +10	Outcome 4. Well-planned and integrated infrastructure
COUNCIL OBJECTIVE:	4.2.2 To ensure that public utility infrastructure is delivered to meet essential needs

THAT Council move into Confidential Session to discuss this item under the terms of the Local Government Act 1993 Section 10A(2), as follows: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

EXECUTIVE SUMMARY

Council has received a request to offer a lease over Council land for car parking.

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:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

COUNCIL RESOLUTION

THAT

- 1. A lease to Stockland Developments Pty Ltd is approved over part of Council land Lot 7 DP831327.**
- 2. The General Manager is authorised to conclude the terms of the Lease and to execute the lease on behalf of Council.**

Moved Clr B Geoghegan, Seconded Clr B Burke

CARRIED

Council resumed into the Open Session at 6.18 pm.

Moved Clr K Wethered, Seconded Clr P Penfold

CARRIED

22 COMMITTEE OF THE WHOLE RECOMMENDATIONS

The following resolutions made whilst Council was closed to the public and press were read to the meeting by the General Manager.

21.1 EXPRESSIONS OF INTEREST - HEAD CONSTRUCTION CONTRACT FOR THE RIVER LINK BUILDING - LEVEE PROJECT - STAGE 2

COUNCIL RESOLUTION

THAT

- 1. The following Expression of Interest (EOI) respondents be invited to tender for the construction contract for the River Link Building – Levee Project – Stage 2.**
 - Graph Building**
 - Hansen Yuncken**
 - O'Donnell Hanson**
 - PDA Building**

- 2. In the event that a shortlisted EOI respondent withdraws from the tender, the next highest scoring EOI respondent be invited to tender.**

Moved Clr B Burke, Seconded Clr P Garnham

CARRIED

21.2 REQUEST TO LEASE COUNCIL LAND FOR CAR PARKING

COUNCIL RESOLUTION

THAT

- 1. A lease to Stockland Developments Pty Ltd is approved over part of Council land Lot 7 DP831327.**

- 2. The General Manager is authorised to conclude the terms of the Lease and to execute the lease on behalf of Council.**

Moved Clr B Geoghegan, Seconded Clr B Burke

CARRIED

Council resolved that the recommendations of the Closed Session of Committee of the Whole be adopted.

Moved Clr P Garnham, Seconded Clr N Penfold

CARRIED

23 CLOSURE

The meeting was declared closed at 6.20 pm.

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Chairperson