

ORDINARY MEETING

MINUTES

26 FEBRUARY 2019

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PRESENT

Cr Robert Aitchison
Cr Loretta Baker, Mayor
Cr Donald Ferris
Cr Peter Garnham
Cr Mitchell Griffin
Cr Sally Halliday
Cr Henry Meskauskas
Cr Ben Mitchell
Cr Nicole Penfold
Cr Philip Penfold
Cr Kanchan Ranadive
Cr Ben Whiting
Cr Mike Yarrington

1 INVOCATION

Pastor Michael Lott read the customary prayer at the commencement of the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

Cr R Aitchison 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 12 February 2019 be confirmed.

Moved Cr R Aitchison, Seconded Cr B Whiting

CARRIED

6 BUSINESS ARISING FROM MINUTES

Nil.

7 MAYORAL MINUTE

Nil.

8 WITHDRAWAL OF ITEMS AND ACCEPTANCE OF LATE ITEMS OF BUSINESS

Nil.

9 PUBLIC ACCESS

Nil.

10 OFFICERS REPORTS

10.1 DA 18-1846 CONSTRUCTION OF TWO (2) FLOOD MOUNDS AND A FARM BUILDING (SHED) - LOT 1 DP709827, NO.54 MARTINS WHARF ROAD, MILLERS FOREST RECOMMENDATION: APPROVAL

FILE NO:	DA 18-1846
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Locality Plan 2. Development Plans (under separate cover) 3. Submission 4. Geotechnical Investigation Report 5. Flooding Assessment Report
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment Leanne Harris - Development Assessment Coordinator
AUTHOR:	Emma McDermott - Town Planner
APPLICANT:	Tim Hessel
OWNER:	Sona Hessel and Timothy Hessel
PROPOSAL:	Construction of Two (2) Flood Mounds and a Farm Building (Shed)
LOCATION:	No. 54 Martins Wharf Road, Millers Forest
ZONE:	RU1 Primary Production

EXECUTIVE SUMMARY

Development Consent is being sought from Council for the construction of two (2) flood mounds and erection of a farm building (shed) on one of the mounds at Lot 1 DP709827 No. 54 Martins Wharf Road, Millers Forest. The site is located along the eastern side of Martins Wharf Road and is occupied by an existing single weatherboard dwelling. The purpose of the proposed development is to provide a farm shed to be used for rural purposes on the proposed southern flood mound. The proposed northern mound is required for a future replacement residential dwelling. Any dwelling house would require approval under a separate development application.

The application was notified and advertised from 31 October 2018 to the 14 November 2018. During this period one (1) submission was received by Council. The main objections raised relate to the lack of detail regarding stormwater management, the southern mound encroaching into the informal drainage channel and concerns about possible increased flooding on adjoining properties. Many of these issues have now been addressed with the lodgement of amended plans, including stormwater management details and amending the location of the proposed southern flood mound. These matters

will further be addressed within the body of this report. It is considered that the grounds of the objection do not warrant refusal or modification of the application.

The subject site is zoned RU1 Primary Production and "Farm Buildings" are permissible within this zone under the Maitland Local Environment Plan 2011. Environmental and social issues including visual amenity and flooding have been considered in detail during the assessment of this application and can be conditioned accordingly.

The application has been assessed against the requirements of Section 4.15(1) of the Environmental Planning and Assessment Act 1979 and is considered satisfactory. Accordingly, the application is recommended for approval.

OFFICER'S RECOMMENDATION

THAT

- 1. Development Application 18-1846 for Construction of Two (2) Flood Mounds and a Farm Building (Shed) at Lot 1 DP709827 No. 54 Martins Wharf Road, Millers Forest be approved subject to a deferred commencement condition and other conditions set out in the attached schedule.**

COUNCIL RESOLUTION

THAT

- 1. Development Application 18-1846 for Construction of Two (2) Flood Mounds and a Farm Building (Shed) at Lot 1 DP709827 No. 54 Martins Wharf Road, Millers Forest be approved subject to a deferred commencement condition and other conditions set out in the attached schedule.**

Moved Cr M Griffin, Seconded Cr M Yarrington

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:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr D Ferris	
	Cr P Garnham	
	Cr M Griffin	
	Cr S Halliday	

Cr H Meskauskas
Cr B Mitchell
Cr N Penfold
Cr P Penfold
Cr K Ranadive
Cr B Whiting
Cr M Yarrington

SCHEDULE OF CONDITIONS

Reason for Condition(s)

The following condition(s) have been applied to the development, subject of this consent, to ensure that the development meets the requirements of the NSW Environmental Planning and Assessment Act 1979, the NSW Environmental Planning and Assessment Regulation 2000, and the various policies and development controls of Maitland City Council and other government agencies relevant to the development being undertaken.

DEFERRED COMMENCEMENT

1. This consent shall not become operational until a development application is approved for a dwelling on the northern flood mound.

APPROVED PLANS AND DOCUMENTATION

2. The development shall be carried out in accordance with the stamped approved plans and documentation as detailed in the following schedule and any amendments arising through conditions to this consent or as shown in red colour on the plans:

Plan Ref No.	Sheet No.	Revn No.	Revision Date	Prepared by: (consultant)
7184 MOUND-E	01 of 01	E	30/01/18	Le Mottee Group Pty Ltd
7184 MOUND-A (for purposes of Hunter Water Stamp Only)	01 of 01	A	05/07/18	Le Mottee Group Pty Ltd
Planning Elevations	1 of 1	A	10/08/18	Central Steelbuild

CERTIFICATES

3. The applicant shall submit to Council a "Notice of Commencement" form at least two (2) days prior to the commencement of construction works.
4. Prior to the commencement of works for the farm building an application for a Construction Certificate shall be submitted to, and be approved by, the Accredited Certifier.
5. Prior to the issue of an Occupation Certificate all conditions of development consent shall be complied with.

6. Prior to occupation of the building an Occupation Certificate shall be issued by the Principal Certifying Authority.

VISUAL AMENITY

7. The colour scheme for the farm building shall be as shown on approved plan '*Planning Elevations*' prepared by Central Steelbuild and dated 10/08/2018.

LANDSCAPING

8. Prior to the issue of a Construction Certificate for the farm building, a detailed landscaping plan is to be prepared and submitted to Council for approval. This plan is to indicate the location of all landscaped areas, the type of species to be planted and is to state the mature height of all proposed trees, shrubs and ground covers. The detailed landscaping plan shall specifically include native screening plantings to a height of at least 3m along the side and rear boundaries of the property. These screening plantings are required to minimize any potential visual impacts of the proposed farm building. All landscaping must be completed to the satisfaction of Council prior to the issue of an Occupation Certificate.
9. All landscaped areas of the development shall be maintained in accordance with the approved landscape plan. The landscaped areas shall be kept free of parked vehicles, stored goods, waste material, and the like.

FLOOD MOUND CONSTRUCTION

10. The owner/occupier shall ensure that access to the landfill site is restricted and monitored to prevent the unauthorised deposition of material.
11. Filling material, shall be limited to the following:
 - a) virgin excavated natural material (VENM); and/or
 - b) excavated natural material (ENM) certified as such in accordance with Protection of the Environment Operations (Waste) Regulations 2005.
12. Only natural earth material, free of contamination shall be deposited on the land. Under no circumstances shall contaminated fill material including fines, coal ash, putrescible wastes, (including timber, paper, green waste, food etc), oil products (including petrol, bitumen, asphaltic concrete etc), plastic, and the like, be deposited on the land unless expressly authorised by this development consent.
13. Where ENM is to be used, the applicant shall ensure that the material is supplied and applied to the land in accordance with the NSW EPA Resource Recovery Order and Exemption 2014 for excavated natural material. Records

- are to be provided to Council within 30 days of the completion of filling or upon request.
14. Within 30 days of the completion of filling the applicant shall submit to the Council a validation report prepared in accordance with EPA requirements by a qualified geotechnical consultant confirming that the completed filling works (addressing both material type, compaction and stabilisation) has been undertaken in accordance with the approved development application documentation and associated consent conditions.
 15. The final mound shape, levels and location will be confirmed by the submission of a detailed survey plan prepared by a Registered Surveyor. The detailed survey plan shall be provided to Council within 30 days of completion of the flood mound. A Construction Certificate for any associated dwelling or structure cannot be issued until Council is satisfied with the survey plan.
 16. The total amount of fill brought to site shall not exceed 31,304m³. The applicant shall provide Council with copies of all fill purchase receipts that relate to the site within 30 days of the completion of the flood mound or upon request.
 17. The mound is to be immediately top dressed and seeded with grasses upon its completion.
 18. Filling material shall be:
 - contained within the property with a minimum clearance of 10m from adjoining property boundaries
 - stabilised against erosion upon final placement with topsoil and grass (seed or turf), or by similar means
 - graded evenly to shed stormwater runoff to an existing overland flow path
 - provided with stable, maintainable batter slopes no steeper than 1 (vertical) in 4 (horizontal).

CONSTRUCTION DUST MANAGEMENT

19. The applicant must implement best practice measures to minimise dust emissions from the site during construction. The site shall be managed to prevent the generation of dust, the measures to be employed include:
 - The use of a water cart from the public road access point; and
 - Ceasing construction activities (i.e. no vehicles or equipment use) during adverse meteorological conditions (i.e. on windy days).

CONSTRUCTION HOURS

20. Unless otherwise approved by Council in writing, all construction activities including earthworks, truck arrivals and the unloading of fill from trucks shall be carried out between the hours of:
- a) 7.00am to 6.00pm Monday to Friday
 - b) 7.00am to 5.00pm Saturday

Any work performed on Sunday's or Public Holidays that may cause offensive noise, as defined under the Protection of the Environment Operations Act, is prohibited.

FLOODING

21. All ground level electrical services are to be connected to a 'residual current device' (RCD) to the requirements of Energy Australia to reduce the risk of electrocution in a flood event where inundation of the ground level occurs.
22. Prior to issue of an Occupation Certificate, a flood evacuation plan shall be submitted to and approved by Council. The plan should make provision within the design of the proposed development for a safe and clear means of evacuation in time of flood and include consideration of the NSW Flood Response Manual.
23. The farm building shall be constructed such that it will withstand the effects of flooding in the locality. In this regard, an Engineer's Certificate stating that the structure as shown on the plans is capable of withstanding the characteristics of flooding at the proposed site, is to be provided to the Accredited Certifier prior to release of the Construction Certificate. The flood hazard parameters to be considered are a 1% AEP flood level of RL 4.6m AHD and a velocity of 0.7m/s.

Refer to flooding advice condition regarding Building Code of Australia requirements for buildings of the following classification: Class 1, 2, 3, 4, 9(a) & 9(c).

24. Wherever possible, the building should be designed to ensure that plant, equipment, storage or other fixtures or fittings liable to damage by floods are located within the building above the Flood Standard or be movable to levels above the Flood Standard.

STORMWATER DRAINAGE

25. Fill material shall not obstruct any local watercourse, flow path or drain, that is within or that enters the site, without provision for conveyance, within the site, of stormwater flows through or around the proposed fill area, including adequate protection against erosion.

EROSION CONTROLS

26. The property shall be protected against soil erosion, such that sediment is not carried from the construction site by the action of stormwater, wind or "vehicle tracking".

BUILDING CONSTRUCTION

27. All building work shall be carried out in accordance with the provisions of the Building Code of Australia.
28. All excavations and backfilling shall be executed safely, in accordance with appropriate professional standards and shall be properly guarded and protected to prevent the works from being dangerous to life or property.

SERVICES & EQUIPMENT

29. Upon completion of the building BUT prior to its occupation, a Final Fire Safety Certificate with respect to each critical and essential fire safety measure installed in the building shall be submitted to Council. Such certificates shall be prepared in accordance with Division 4 of Part 9 of the Environmental Planning and Assessment Regulation, 2000.
30. A copy of the Fire Safety Schedule and Fire Safety Certificate shall be prominently displayed in the building in accordance with Division 4 of Part 9 of the Environmental Planning and Assessment Regulation 2000.
31. A Fire Safety Statement in respect of each required essential and/or critical fire safety measure installed within the building shall be submitted to Council and the NSW Fire Commissioner annually (or at a more frequent interval for supplementary statements).

Statements shall be prepared and issued in accordance with Division 5 of Part 9 of the Environmental Planning and Assessment Regulation, 2000. Note that monetary penalties may apply for failure to lodge a fire safety statement within the prescribed timeframe.

Statements to the NSW Fire Commissioner are to be submitted electronically to afss@fire.nsw.gov.au.

Standard forms and further information for lodging Fire Safety Statements may be downloaded from Councils website.

SITE CONSIDERATIONS

32. Rubbish generated from the development is to be suitably contained on site at all times. No rubbish shall be stockpiled in a manner which facilitates the rubbish to be blown off site.
33. A sign must be erected in a prominent position on the work:
- i) stating that unauthorised entry to work site is prohibited, and
 - ii) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted during work hours.

Any such sign is to be removed when the work has been completed.

Note: This condition does not apply to:

- i) building work carried out inside an existing building, or*
 - ii) building work carried out on premises that are to be occupied continuously (both during and outside working hours) while the work is being carried out.*
34. Approved toilet facilities are to be provided, at or in the vicinity of the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site. The provision of toilet facilities in accordance with this Clause must be completed before any other work is commenced.
35. The site is to be cleared of all building refuse and spoil immediately after completion of the building/structure.
36. No building materials, refuse or spoil is to be deposited on or be allowed to remain on Council's footpath.
37. Suitable and adequate measures are to be applied to restrict public access to the site and building works, materials and equipment.

GEOTECHNICAL INVESTIGATION

38. The proposed development shall comply with the recommendations of the Geotechnical Investigation report prepared by RCA Australia and dated August 2018. The Earring furnace bottom ash (i.e. Coal Ash) or Fines are not be used in the construction of flood mounds.

FLOOD ASSESSMENT

39. The proposed development shall comply with the recommendations of the Flood Assessment prepared by BMT Eastern Australia Pty Ltd and dated 12 September 2018.

ADVICES

The following advice is limited in scope and should not be understood to encompass all areas of responsibility of the consent holder, relating to the development.

- A. You are advised that in regard to potential soil erosion from the construction site, such pollution of the environment is an offence under the Protection of the Environment & Operations (POEO) Act and may incur infringement fines.
- B. You (or the owner) are advised to notify Council in writing, of any existing damage to the street infrastructure (including landscaping) along the frontage of the property, prior to commencement of construction. The absence of such notification signifies that no damage exists. Where necessary repairs are carried out by Council, the owner of the property shall be held liable for the cost of those repairs.
- C. You are advised that the issue of this development consent does not amount to a release, variation or modification by Council of any covenant or easement applicable to this property and that Council will not be held responsible when action on this consent results in any loss or damage by way of breach of matters relating to title of the property.
- D. You are advised that the responsibility for deposition of material remains with owner/occupier. If contaminated fill has been placed on the site, or the amount of fill exceeds the approved amount, the applicant may be required to remove the fill at their own expense.
- E. You are advised that if the fill is not placed as "controlled fill" for the purpose of a possible future building on the filling, engineer designed structural foundations will be required.

10.2 APPROVAL OF WORKS IN KIND AGREEMENT - LOUTH PARK LOCAL PLAYGROUND - AMPLO LOUTH PARK PTY LTD

FILE NO:	103/41/37
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Location Plan - Louth Park Local Playground 2. Draft Works in Kind Agreement
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle Andrew Neil - Manager Strategic Planning
AUTHOR:	Anne Humphries - Development Contributions Administrator
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.1 To plan for a broad range of community, recreation and leisure infrastructure and services that meets the needs of a growing community

EXECUTIVE SUMMARY

Council at its meeting of 12 June 2018 approved a recommendation to commence negotiations with the developer of land on Louth Park Road, Louth Park for the delivery of a local playground under a Works in Kind Agreement. The playground is a line item in the 2016 City Wide Section 94 Contributions Plan with the land for the playground included in a subdivision approved by Council under DA 16-32.

The Works in Kind Deed has been prepared in consultation with the developer and Council's legal representatives and is now presented for approval.

OFFICER'S RECOMMENDATION

1. Pursuant to s55(3)(i) of the Local Government Act 1993, Council resolve not to invite tenders under s55(1) of that Act for works associated with the Works In Kind agreement given that a satisfactory contract result is more likely to be achieved as a result of the works being delivered by the developer on their own land; and
2. The draft Works In Kind Deed as presented to Council in this report be approved.

COUNCIL RESOLUTION

1. Pursuant to s55(3)(i) of the Local Government Act 1993, Council resolve not to invite tenders under s55(1) of that Act for works associated with the Works In Kind agreement given that a satisfactory contract result is more likely to be achieved as a result of the works being delivered by the developer on their own land; and

2. The draft Works In Kind Deed as presented to Council in this report be approved.

Moved Cr B Whiting, Seconded Cr S Halliday

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:	Cr R Aitchison	Against:
	Cr L Baker	
	Cr D Ferris	
	Cr P Garnham	
	Cr M Griffin	
	Cr S Halliday	
	Cr H Meskauskas	
	Cr B Mitchell	
	Cr N Penfold	
	Cr P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

10.3 DRAFT MAITLAND LOCAL GOVERNMENT AREA FLYING FOX CAMP MANAGEMENT POLICY

FILE NO:	22/2
ATTACHMENTS:	1. Draft Maitland Local Government Area Flying Fox Camp Management Policy
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle David Simm - Manager Development & Environment
AUTHOR:	Deanne Nelson-Pritchard - Coordinator Environmental Strategy & Programs
MAITLAND +10	Outcome 8. Managing the environment and natural resources
COUNCIL OBJECTIVE:	8.1.1 To maintain and improve the quality, amenity and integrity of the natural environment

EXECUTIVE SUMMARY

The Draft Maitland Local Government Area Flying Fox Camp Management Policy has been created as a response to a Notice of Motion relating to an established flying fox camp.

OFFICER'S RECOMMENDATION

THAT

- 1. Council endorse the submission of the attached Draft Maitland LGA Flying Fox Camp Management Policy to the Office of Environment and Heritage (OEH) for its approval.**
- 2. On receipt of the OEH approved Policy the document will be placed on public exhibition for a period of 30 days.**

PROCEEDINGS IN BRIEF

A motion was moved.
(Cr M Griffin / Cr S Halliday)

- 1. Council endorse the submission of the attached Draft Maitland LGA Flying Fox Camp Management Policy to the Office of Environment and Heritage (OEH) for its approval.**
- 2. On receipt of the OEH approved Policy the document will be placed on public exhibition.**

The motion when put to the meeting was declared carried.

COUNCIL RESOLUTION

THAT

- 1. Council endorse the submission of the attached Draft Maitland LGA Flying Fox Camp Management Policy to the Office of Environment and Heritage (OEH) for its approval.**
- 2. On receipt of the OEH approved Policy the document will be placed on public exhibition.**

Moved Cr M Griffin, Seconded Cr S Halliday

CARRIED

10.4 APPLICATION TO TEMPORARILY SUSPEND THE ALCOHOL FREE ZONE FOR THE MAITLAND TASTE FESTIVAL

FILE NO:	150/11
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle Laurie D'Angelo - Manager Community and Recreation Emily Livens - Coordinator Recreation & Community Planning
AUTHOR:	Jessica Elliott - Community Planner
MAITLAND +10	Outcome 3. Community and iconic events
COUNCIL OBJECTIVE:	3.1.1 To create an economic, social and cultural benefit to the community through the delivery of the City's seven flagship events

EXECUTIVE SUMMARY

Council has received an application to temporarily suspend the Alcohol Free Zone for the Maitland Taste Festival. The area of suspension includes The Levee Shared Zone (High Street) between Elgin Street and Bourke Street, Bulwer Street north of the Maitland Leagues Club car park entrance, Dransfield Lane and the River Walk between the Colonial Arcade and the Bourke Street link inclusive of the Riverlink, during the below dates and times:

- *Saturday 9 March 2019, 10.00am – 4.00pm*
- *Sunday 10 March 2019, 10.00am – 4.00pm.*

The application was placed on public exhibition between 10 January and 6 February 2019 but attracted no comments.

OFFICER'S RECOMMENDATION

THAT

1. The Alcohol Free Zone in the following locations be suspended:

The Levee Shared Zone (High Street) between Elgin Street and Bourke Street, Bulwer Street north of the Maitland Leagues Club car park entrance, Dransfield Lane and the River Walk between the Colonial Arcade and the Bourke Street link inclusive of the Riverlink.

2. The period of suspension be restricted to:
Saturday 9 March 2019, 10.00am – 4.00pm.

Sunday 10 March 2019, 10.00am – 4.00pm.

COUNCIL RESOLUTION

THAT

- 1. The Alcohol Free Zone in the following locations be suspended:**

The Levee Shared Zone (High Street) between Elgin Street and Bourke Street, Bulwer Street north of the Maitland Leagues Club car park entrance, Dransfield Lane and the River Walk between the Colonial Arcade and the Bourke Street link inclusive of the Riverlink.

- 2. The period of suspension be restricted to:**

Saturday 9 March 2019, 10.00am – 4.00pm.

Sunday 10 March 2019, 10.00am – 4.00pm.

Moved Cr P Garnham, Seconded Cr N Penfold

CARRIED

10.5 RESERVE NAMING - HARVEST PARK

FILE NO:	129/1
ATTACHMENTS:	1. Application to Name Building, Park or Reserve under Council's Control
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle Laurie D'Angelo - Manager Community and Recreation Emily Livens - Coordinator Recreation & Community Planning
AUTHOR:	Donna Olbourne - Recreation Planner
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.1 To plan for a broad range of community, recreation and leisure infrastructure and services that meets the needs of a growing community

EXECUTIVE SUMMARY

A naming application has been received to name a local playground to be constructed in Thornton 'Harvest 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 'Harvest Park' for the reserve known as Lot 256 DP 1208924 on public exhibition for comment.
2. Should no submissions be received, the proposal be forwarded to the Geographic Names Board for their consideration.

PROCEEDINGS IN BRIEF

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

THAT

1. Council resolve to place the naming proposal for 'Harvest Park' for the reserve known as Lot 256 DP 1208924 on public exhibition for comment.

2. The report be returned to Council before proposal being forwarded to the Geographic Names Board for their consideration.

The motion when put to the meeting was declared carried

COUNCIL RESOLUTION

THAT

1. Council resolve to place the naming proposal for 'Harvest Park' for the reserve known as Lot 256 DP 1208924 on public exhibition for comment.
2. The report be returned to Council before proposal being forwarded to the Geographic Names Board for their consideration.

Moved Cr P Penfold, Seconded Cr M Griffin

CARRIED

10.6 STEAMFEST 2019 - TEMPORARY ROAD CLOSURES

FILE NO:	140/5
ATTACHMENTS:	<ol style="list-style-type: none"> 1. TCP - Maitland 2. TCP - Roundabout 3. TCP - Maitland Park
RESPONSIBLE OFFICER:	Chris James - Group Manager Infrastructure & Works Kevin Stein - Manager Engineering & Design
AUTHOR:	Kenneth Splatt - Traffic Officer
MAITLAND +10	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

Hunter Valley Steamfest has been a premier tourism event since 1986, becoming an annual fixture on our City's calendar. To facilitate the management of the event, a number of streets will be required to be closed to enable safe pedestrian and vehicle movements together with the erection of display and food stalls, and amusement rides.

Burton Automotive Steamfest 2019 will operate on the weekend of 13 and 14 April 2019, with the majority of the temporary road closure requests being effective during that time and during the daytime hours of 6.00am to 6.00pm. A longer temporary road closure, from midnight Thursday 11 April to 9.00am Monday 15 April 2019, encompasses the Maitland Railway Station car park and is requested for the set up and display of food and information stalls, rides and amusements.

OFFICER'S RECOMMENDATION

THAT Council approve the temporary road closures, traffic control measures and Schedule of Conditions, as detailed in this report, for the Burton Automotive Hunter Valley Steamfest 2019 to be held from Saturday 13 April 2019 to Sunday 14 April 2019.

COUNCIL RESOLUTION

THAT Council approve the temporary road closures, traffic control measures and Schedule of Conditions, as detailed in this report, for the Burton Automotive Hunter Valley Steamfest 2019 to be held from Saturday 13 April 2019 to Sunday 14 April 2019.

Moved Cr P Garnham, Seconded Cr S Halliday

CARRIED

10.7 THE MAITLAND TASTE: FOOD, WINE & MUSIC FESTIVAL 2019 - TEMPORARY ROAD CLOSURES

FILE NO:	140/5
ATTACHMENTS:	1. Traffic Control Plan - Maitland Taste
RESPONSIBLE OFFICER:	Chris James - Group Manager Infrastructure & Works Kevin Stein - Manager Engineering & Design
AUTHOR:	Kenneth Splatt - Traffic Officer
MAITLAND +10	Outcome 3. Community and iconic events
COUNCIL OBJECTIVE:	3.1.1 To create an economic, social and cultural benefit to the community through the delivery of the City's seven flagship events

EXECUTIVE SUMMARY

The Maitland Taste Festival is planned to be held in 'The Levee' on the weekend of 9 & 10 March 2019, featuring cooking demonstrations, wine education sessions, and music. This festival has become a popular attraction for tourism in Maitland.

To facilitate the safe and effective traffic management of this event, the organisers have requested approval to temporarily close High Street, Maitland, from Elgin Street to Bourke Street, and part of Bulwer Street. These temporary road closures will enable the stall setup and facilitate safe pedestrian movements in this precinct for the duration of the festival.

OFFICER'S RECOMMENDATION

THAT the following temporary road closures for the 'Maitland Taste Festival' special event be approved:

- 1. From 3.00pm Thursday 7 March to midday Monday 11 March 2019:**
 - High Street - between Elgin Street and Bourke Street
 - Bulwer Street - from High Street to just north of the Riverside Plaza entrance
 - Dransfield Lane.
- 2. The installation of the regulatory signs and devices to affect the proposed temporary road closures also be approved.**

COUNCIL RESOLUTION

THAT the following temporary road closures for the 'Maitland Taste Festival' special event be approved:

1. From 3.00pm Thursday 7 March to midday Monday 11 March 2019:

- **High Street - between Elgin Street and Bourke Street**
- **Bulwer Street - from High Street to just north of the Riverside Plaza entrance**
- **Dransfield Lane.**

2. The installation of the regulatory signs and devices to affect the proposed temporary road closures also be approved.

Moved Cr P Garnham, Seconded Cr K Ranadive

CARRIED

10.8 NRL NEWCASTLE KNIGHTS V CRONULLA SHARKS PRE-SEASON GAME - TEMPORARY ROAD CLOSURES

FILE NO:	122/944
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Plans 2. Temporary No Parking Restrictions
RESPONSIBLE OFFICER:	Chris James - Group Manager Infrastructure & Works Kevin Stein - Manager Engineering & Design
AUTHOR:	Alison Marshall - Road Safety Officer
MAITLAND +10	Outcome 3. Community and iconic events
COUNCIL OBJECTIVE:	3.2.1 To seek and support major sporting and cultural events appropriate to the capacity of venues across the city

EXECUTIVE SUMMARY

Maitland City Council will host a friendly NRL trial match between the Newcastle Knights and the Cronulla Sharks on Saturday 2 March 2019 to be held at No.1 Sportsground, James Street Maitland. A traffic management plan will be in place for the event to maintain traffic flow on local streets, and will include temporary road closures and parking restrictions on selected streets.

OFFICER'S RECOMMENDATION

THAT for the hours from 6am to midnight Saturday 2 March 2019, associated with the NRL Preseason Games special event:

1. The following Maitland roads are temporarily closed to vehicular traffic:
 - a. James Street - from High Street to Carrington Street
 - b. Radford Street - at Carrington Street, including Cathcart Street and Raglan Street
 - c. Sun Street - at High Street
 - d. Odd Street - from Hunter Street to Raglan Street.

2. Temporary zones be erected, as follows:
 - a. Taxi Zone R5-21 signs on High Street, west side, from Devonshire Street around 30m north to the marked pedestrian crossing
 - b. Bus Zone R5-20 signs on High Street, west side from the above marked pedestrian crossing north to the frontage of 281 High Street, being Maitland Town Hall, incorporating the existing bus zone and the "School Days" timed bus zone
 - c. No Parking R5-40 and Event Drop-off Pick-up Zone R9-303 (modified) signs on High Street, east side, between Sun Street and James Street.

3. Temporary 'No Parking' R5-40 signs be erected at the following locations:

- a. Carrington Street Horseshoe Bend, north side fronting 63 and 65 Carrington Street
- b. Victoria Street, south side for full length of street
- c. Devonshire Street, north side, from Grant Street to Abbot Street (Athel D'Ombra Drive)
- d. Abbot Street, north side from Devonshire Street to High Street.

The installation of the regulatory road closure devices and signs to effect the proposed road closures also be approved.

COUNCIL RESOLUTION

THAT for the hours from 6am to midnight Saturday 2 March 2019, associated with the NRL Preseason Games special event:

1. The following Maitland roads are temporarily closed to vehicular traffic:

- a. James Street - from High Street to Carrington Street
- b. Radford Street - at Carrington Street, including Cathcart Street and Raglan Street
- c. Sun Street - at High Street
- d. Odd Street - from Hunter Street to Raglan Street.

2. Temporary zones be erected, as follows:

- a. Taxi Zone R5-21 signs on High Street, west side, from Devonshire Street around 30m north to the marked pedestrian crossing
- b. Bus Zone R5-20 signs on High Street, west side from the above marked pedestrian crossing north to the frontage of 281 High Street, being Maitland Town Hall, incorporating the existing bus zone and the "School Days" timed bus zone
- c. No Parking R5-40 and Event Drop-off Pick-up Zone R9-303 (modified) signs on High Street, east side, between Sun Street and James Street.

3. Temporary 'No Parking' R5-40 signs be erected at the following locations:

- a. Carrington Street Horseshoe Bend, north side fronting 63 and 65 Carrington Street
- b. Victoria Street, south side for full length of street
- c. Devonshire Street, north side, from Grant Street to Abbot Street (Athel D'Ombra Drive)
- d. Abbot Street, north side from Devonshire Street to High Street.

The installation of the regulatory road closure devices and signs to effect the

proposed road closures also be approved.

Moved Cr B Whiting, Seconded Cr S Halliday

CARRIED

Council moved into Policy & Finance Committee at 5.52 pm

Moved Cr M Griffin, Seconded Cr K Ranadive

CARRIED

11 POLICY AND FINANCE COMMITTEE

11.1 ADMINISTRATION OF THE SEPTEMBER 2020 LOCAL GOVERNMENT ELECTION

FILE NO:	47/25
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Louise Rampling - Senior Governance Officer
MAITLAND +10	Outcome 17. An efficient and effective Council
COUNCIL OBJECTIVE:	17.2.1 To maintain effective and appropriate systems to ensure decision-making is transparent, accessible and accountable

EXECUTIVE SUMMARY

The next NSW local government elections will be held on 12 September 2020. There are currently two options for the conduct of such an election. In simple terms, Council can choose to have the election administered by the General Manager or alternatively engage the NSW Electoral Commission (NSWEC) to do so. Under the Local Government Act, Council is required to make this decision 18 months before the election will be held.

In seeking to meet these provisions, tenders were called for the provision of election services in September 2018. One tender was received from the Australian Election Company. Council has since been awaiting pricing from the NSWEC, which had been expected by late 2018.

Recently, the NSW Government announced that the Independent Pricing and Regulatory Tribunal (IPART) will review the costs of conducting local government elections in NSW. IPART's report is due by 30 August 2019, and the NSWEC will not be providing cost estimates until IPART's findings are available.

Accordingly, Council has been advised that the NSW Government is intending to amend the Act to extend the deadline for councils to make a decision on the administration of their elections to 1 January 2020. However, as the legislation effecting this change will not be passed until after the March 2019 State Election, in order to avoid a breach of the Act, the General Manager is required under the existing section 296AA(4) to publish a notice regarding the status of planning for the administration of the election.

A further report will be brought to Council following the completion of the IPART review. Council will then need to determine the preferred option for the administration of the 2020 local government election, prior to the end of 2019.

OFFICER'S RECOMMENDATION

THAT

- 1. In accordance with section 296AA(4) of the *Local Government Act*, the general manager publish on Council's website a notice advising of a delay in a making a decision on the method of administration of the September 2020 election, due to cost estimates being unavailable from the NSW Electoral Commission;**
- 2. Council's decision on the administration of the 2020 election is made prior to 1 January 2020, following the completion of the IPART review and provision of cost estimates by the NSW Electoral Commission.**

COMMITTEE RECOMMENDATION

THAT

- 1. In accordance with section 296AA(4) of the *Local Government Act*, the general manager publish on Council's website a notice advising of a delay in a making a decision on the method of administration of the September 2020 election, due to cost estimates being unavailable from the NSW Electoral Commission;**
- 2. Council's decision on the administration of the 2020 election is made prior to 1 January 2020, following the completion of the IPART review and provision of cost estimates by the NSW Electoral Commission.**

Moved Cr R Aitchison, Seconded Cr H Meskauskas

CARRIED

11.2 COUNCILLOR EXPENSES AND FACILITIES EXPENDITURE REPORT

FILE NO:	35/1 & 35/7
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Louise Rampling - Senior Governance Officer
MAITLAND +10	Outcome 17. An efficient and effective Council
COUNCIL OBJECTIVE:	17.2.1 To maintain effective and appropriate systems to ensure decision-making is transparent, accessible and accountable

EXECUTIVE SUMMARY

The Councillor Expenses and Facilities Policy requires that councillor expenditure be reported every six (6) months.

This expenditure report for the first six months of the 2018/2019 financial year is provided in accordance with that requirement.

COMMITTEE RECOMMENDATION

THAT

1. The information contained in this report be noted.

Moved Cr B Whiting, Seconded Cr M Griffin

CARRIED

11.3 SECOND QUARTER BUDGET REVIEW 2018/19 - PERIOD ENDED 31 DECEMBER 2018

FILE NO:	2/8
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Michael Burfitt - Chief Financial Officer
MAITLAND +10	Outcome 18. A Council for now and future generations
COUNCIL OBJECTIVE:	18.1.1 To ensure the principles of sustainability underpin Council's financial, economic, social, governance and environmental decision-making

EXECUTIVE SUMMARY

The Quarterly Budget Review Statement (QBRs) presents a summary of Council's financial position at the end of each quarter. It is a mechanism whereby Councillors and the community are informed of Council's progress against the Operational Plan (original budget) and the last revised budget, along with recommended changes and reasons for major variances.

OFFICER'S RECOMMENDATION**THAT**

1. The variations for the December 2018 quarter be approved and form part of the Operational Plan for 2018/19.

COMMITTEE RECOMMENDATION**THAT**

1. The variations for the December 2018 quarter be approved and form part of the Operational Plan for 2018/19.

Moved Cr S Halliday, Seconded Cr B Whiting**CARRIED**

11.4 STATEMENT OF INVESTMENTS AS AT 30 NOVEMBER 2018

FILE NO:	82/2
ATTACHMENTS:	1. COUNCIL'S HOLDING AS AT 30 NOVEMBER 2018
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Mark Ackland - Compliance Accountant
MAITLAND +10	Outcome 18. A Council for now and future generations
COUNCIL OBJECTIVE:	18.1.1 To ensure the principles of sustainability underpin Council's financial, economic, social, governance and environmental decision-making

EXECUTIVE SUMMARY

Clause 212 of the Local Government (General) Regulation 2005 requires Council to report on its investments.

OFFICER'S RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 30 November 2018 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 30 November 2018 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr M Griffin, Seconded Cr K Ranadive

CARRIED

11.5 STATEMENT OF INVESTMENTS AS AT 31 DECEMBER 2018

FILE NO:	82/2
ATTACHMENTS:	1. COUNCIL'S HOLDING AS AT 31 DECEMBER 2018
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Dinesh Pillay - Senior Reporting, Risk & Insurance Accountant
MAITLAND +10	Outcome 18. A Council for now and future generations
COUNCIL OBJECTIVE:	18.1.1 To ensure the principles of sustainability underpin Council's financial, economic, social, governance and environmental decision-making

EXECUTIVE SUMMARY

Clause 212 of the Local Government (General) Regulation 2005 requires Council to report on its investments.

OFFICER'S RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 December 2018 be received and noted;
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 December 2018 be received and noted;
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr B Mitchell, Seconded Cr B Whiting

CARRIED

11.6 STATEMENT OF INVESTMENTS AS AT 31 JANUARY 2019

FILE NO:	82/2
ATTACHMENTS:	1. COUNCIL'S HOLDING AS AT 31 JANUARY 2019
RESPONSIBLE OFFICER:	Leah Flint - Group Manager Strategy Performance and Business Systems
AUTHOR:	Dinesh Pillay - Senior Reporting, Risk & Insurance Accountant
MAITLAND +10	Outcome 18. A Council for now and future generations
COUNCIL OBJECTIVE:	18.1.1 To ensure the principles of sustainability underpin Council's financial, economic, social, governance and environmental decision-making

EXECUTIVE SUMMARY

Clause 212 of the Local Government (General) Regulation 2005 requires Council to report on its investments.

OFFICER'S RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 January 2019 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 January 2019 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr B Whiting, Seconded Cr R Aitchison

CARRIED

Council resumed into Ordinary Council at 6.04 pm.

Moved Cr N Penfold, Seconded Cr B Whiting

CARRIED

The following recommendations made whilst Council was in Policy & Finance Committee was read to the meeting by the General Manager.

11.1 ADMINISTRATION OF THE SEPTEMBER 2020 LOCAL GOVERNMENT ELECTION

COMMITTEE RECOMMENDATION

THAT

1. In accordance with section 296AA(4) of the *Local Government Act*, the general manager publish on Council's website a notice advising of a delay in a making a decision on the method of administration of the September 2020 election, due to cost estimates being unavailable from the NSW Electoral Commission;
2. Council's decision on the administration of the 2020 election is made prior to 1 January 2020, following the completion of the IPART review and provision of cost estimates by the NSW Electoral Commission.

Moved Cr R Aitchison, Seconded Cr H Meskauskas

CARRIED

11.2 COUNCILLOR EXPENSES AND FACILITIES EXPENDITURE REPORT

COMMITTEE RECOMMENDATION

THAT

1. The information contained in this report be noted.

Moved Cr B Whiting, Seconded Cr M Griffin

CARRIED

11.3 SECOND QUARTER BUDGET REVIEW 2018/19 - PERIOD ENDED 31 DECEMBER 2018

COMMITTEE RECOMMENDATION

THAT

1. The variations for the December 2018 quarter be approved and form part of the Operational Plan for 2018/19.

Moved Cr S Halliday, Seconded Cr B Whiting

CARRIED

11.4 STATEMENT OF INVESTMENTS AS AT 30 NOVEMBER 2018

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 30 November 2018 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr M Griffin, Seconded Cr K Ranadive

CARRIED

11.5 STATEMENT OF INVESTMENTS AS AT 31 DECEMBER 2018

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 December 2018 be received and noted;
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr B Mitchell, Seconded Cr B Whiting

CARRIED

11.6 STATEMENT OF INVESTMENTS AS AT 31 JANUARY 2019

COMMITTEE RECOMMENDATION

THAT

1. The report indicating Council's Funds Management position as at 31 January 2019 be received and noted.
2. The certificate of the Responsible Accounting Officer be noted and the report adopted.

Moved Cr B Whiting, Seconded Cr R Aitchison

CARRIED

A motion was moved that the Committee's recommendations be adopted.

Moved Cr B Mitchell, Seconded Cr K Ranadive

CARRIED

12 NOTICES OF MOTION/RESCISSION

12.1 MAITLAND POOL PROPOSED 'DIVE IN' CINEMA PROGRAM 2019/20

NOTICE OF MOTION SUBMITTED BY CR MITCHELL GRIFFIN

FILE NO: 35/7/4
ATTACHMENTS: Nil
RESPONSIBLE OFFICER: David Evans - General Manager
Bernie Mortomore - Group Manager Planning,
Environment & Lifestyle

Cr Mitchell Griffin has indicated his intention to move the following Notice of Motion at the next Council Meeting being held on 26 February 2019:

THAT

- 1. Council looks into the possibility of establishing a 'Dive In' Cinema program for Maitland Pool over the 2019/20 swimming season with an aim to encourage night time activation of the pool, based on other similar successful models such as the program used by Blacktown and Cumberland Councils.*
- 2. Officers prepare a report for Council before the end of May 2019 for consideration as part of the 2019/20 budget.*

Further information:

Maitland Aquatics has fantastic facilities in Maitland including the Maitland "George V Memorial" Pool and East Maitland Pool. These pools are well attended by the paying public during day time hours. Despite this, there are missed opportunities in which our pools can take advantage through night time activities which would increase public patronage over the swimming season, whilst creating a unique visitor experience.

One very popular initiative which has been rolled out by Blacktown City Council is night time pool side 'Dive-In' cinema. These events have proven to be so successful that the program has now been extended in to its third season. Cumberland Council also runs a successful cinema under the stars program using its public pools. These events have become cost neutral for the City of Blacktown and Cumberland with an affordable cover charge to cover the cost of the events. This creates a unique event for the community where attendees watch movies on a big screen from the water, usually on a floatation device such as a tube.

This is an initiative which could easily be adapted to Maitland's pools to offer an experience not available anywhere else in the Hunter Valley. This has the potential of attracting patrons as far away as Newcastle. Maitland has the added benefit of the

indoor pool which would allow the event to proceed in adverse weather events by relocating the cinema to the indoor pool. Both pools also have a nearby grandstand to allow non-swimming patrons such as parents to also enjoy the movie.

This notice of motion will allow council officers to take a closer look at the Blacktown model to see how it could be adapted for Maitland's pools. This would allow council to make an informed decision from a council report ahead of any decision to commit to the program.

COUNCIL RESOLUTION

THAT

1. Council looks into the possibility of establishing a 'Dive In' Cinema program for Maitland Pool over the 2019/20 swimming season with an aim to encourage night time activation of the pool, based on other similar successful models such as the program used by Blacktown and Cumberland Councils.
2. Officers prepare a report for Council before the end of May 2019 for consideration as part of the 2019/20 budget.

Moved Cr M Griffin, Seconded Cr S Halliday

CARRIED

13 QUESTIONS WITH NOTICE

Nil

14 URGENT BUSINESS

Nil

15 COMMITTEE OF THE WHOLE

Nil

16 COMMITTEE OF THE WHOLE RECOMMENDATIONS

Nil

17 CLOSURE

The meeting was declared closed at 6.15 pm.

.....
Chairperson