

**ORDINARY MEETING**

**MINUTES**

**10 MAY 2022**

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NIL

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NIL

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## **PRESENT**

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

## **1 INVOCATION**

Vicki Cosgrove from the Grainery Maitland Church read the customary prayer at the commencement of the meeting.

## **2 ACKNOWLEDGEMENT OF COUNTRY**

The General Manager read the Acknowledgement of Country.

## **3 APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE**

### COUNCIL RESOLUTION

THAT the apology received for the unavoidable absence of Cr B Mitchell be accepted and leave of absence granted

Moved Cr Garnham , Seconded Cr Aitchison

**CARRIED**

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

COUNCIL RESOLUTION

THAT the remote attendance of Cr S Fisher and Cr K Ranadive be accepted.

Moved Cr Halliday, Seconded Cr Aitchison

**CARRIED**

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

#### **4 DECLARATIONS OF INTEREST**

Nil

#### **5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held 26 April 2022 be confirmed.

**Moved Cr B Whiting, Seconded Cr P Garnham**

**CARRIED**

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

**6 BUSINESS ARISING FROM MINUTES**

Nil

**7 MAYORAL MINUTE**

Nil

**8 WITHDRAWAL OF ITEMS AND ACCEPTANCE OF LATE ITEMS OF BUSINESS**

Acceptance of Late Items:

18.2 - Donation to Hunter River Agricultural & Horticultural Association Limited

COUNCIL RESOLUTION

THAT Council accept the Late Item 18.2 - Donation to Hunter River Agricultural & Horticultural Association Limited.

Moved Cr Griffin, Seconded Cr Hackney

**CARRIED**

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

**9 PUBLIC ACCESS**

Nil

**10 GENERAL MANAGER'S REPORTS**

Nil

## 11 PLANNING AND ENVIRONMENT

### 11.1 DA 2016/2910:1 SECTION 4.55(1A) MODIFICATION TO RECREATION FACILITY (INDOOR) TO EXTEND HOURS OF OPERATION, INCREASE CLASS SIZE LIMIT AND INSTALL PLANT - LOT D IN DP162583, 99 LAWES STREET EAST MAITLAND RECOMMENDATION - APPROVAL

<b>FILE NO:</b>	DA 2016/2910:1
<b>ATTACHMENTS:</b>	<ol style="list-style-type: none"> <li>1. Locality Plan</li> <li>2. Acoustic Report (under separate cover)</li> <li>3. Assessment Report (under separate cover)</li> <li>4. Conditions of Consent (under separate cover)</li> <li>5. Submission</li> </ol>
<b>RESPONSIBLE OFFICER:</b>	<p>Matthew Prendergast - Group Manager Planning &amp; Environment</p> <p>Andrew Ashton - Manager Development &amp; Compliance</p> <p>Kristy Cousins - Coordinator Planning &amp; Development</p>
<b>AUTHOR:</b>	Adrian Quinn - Senior Development Planner
<b>APPLICANT:</b>	Archispectrum
<b>OWNER:</b>	Illamar Management Pty Ltd
<b>PROPOSAL:</b>	Section 4.55 (1A) Modification to recreation facility (indoor) to extend hours of operation, increase class size limit and install plant
<b>LOCATION:</b>	99 Lawes Street East Maitland, lot D in DP162583
<b>ZONE:</b>	B2 - Local Centre

#### EXECUTIVE SUMMARY

*Consent was granted for a recreation facility (indoor) at the Ordinary Council Meeting held on the 28 February 2017. Conditions were placed on this consent limiting the patron numbers and hours of operation. An application has now been lodged which seeks to modify two conditions of consent applying to an existing approval, and to also install plant related to the facility's operation. The subject modification proposal originally sought to:*

- a) Increase class size limit from 25 to 36 (though it is a recommendation of this assessment that this be limited to 30 to reduce the potential impacts generated by this proposal)*
- b) Increase hours of operation from the approved 6am-8pm daily to 5am-8pm daily.*
- c) Regularise an already-installed nitrogen generation plant at rear of premises*

#### *Key issues*

- One submission was received in objection to the proposed modification, citing operation outside of consent provisions, noise and car parking impacts as matters of concern.*



- *The proposed increase to the patron limit is substantial (44%)*
- *Significant noise impacts have arisen from the installed plant at the rear of the premises, which serves the purpose of creating a lower-oxygen environment for reduced cardiovascular efficiency when training.*
- *Transport demand will increase as a result of the proposal, with private vehicular transport being likely the most dominant. 3 dedicated car parking spaces remain available on the premises and a public car park directly adjacent which contains 63 spaces.*

*Planning response:*

*Conditions of consent have been applied to address the impacts of the proposal, with new and amended conditions of consent, as follows:*

- *The condition relating to maximum patron numbers will only be increased to 30, representing a 20% increase instead of the 36 applied for which represented a 44% increase.*
- *Acoustic screening will be required to minimise plant noise to 49dBA measured at 3m from the source (a reduction from current levels of 14dBA).*
- *A design for the screening will be required to be submitted to Council prior to installation (for quality control purposes)*
- *Confirmation of the effectiveness of the screening will be required to be submitted, prepared by an acoustic consultant.*

## **OFFICER'S RECOMMENDATION**

### **THAT**

- 1. Modification application DA2016/2910:1 to modify recreation facility (indoor) to extend hours of operation, increase class size limit and install plant at 99 Lawes Street East Maitland (Lot D DP162583) is approved, subject to the conditions contained in Attachment 4 of this report.**

## **COUNCIL RESOLUTION**

### **THAT**

- 1. Modification application DA2016/2910:1 to modify recreation facility (indoor) to extend hours of operation, increase class size limit and install plant at 99 Lawes Street East Maitland (Lot D DP162583) is approved, subject to the conditions contained in Attachment 4 of this report.**

**Moved Cr M Griffin, Seconded Cr B Hackney**

**CARRIED**

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

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

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

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## 11.2 REQUEST FOR GATEWAY DETERMINATION - 19 SCOTCH CREEK RD, MILLERS FOREST - ADDITIONAL PERMITTED USE

<b>FILE NO:</b>	<b>RZ21003</b>
<b>ATTACHMENTS:</b>	<b>1. Planning Proposal (under separate cover)</b>
<b>RESPONSIBLE OFFICER:</b>	<b>Matthew Prendergast - Group Manager Planning &amp; Environment Andrew Neil - Manager Strategic Planning Adam Ovenden - Coordinator City Planning</b>
<b>AUTHOR:</b>	<b>Gary Hamer - Senior Strategic Planner</b>
<b>APPLICANT:</b>	<b>Insite Planning</b>
<b>OWNER:</b>	<b>Mr. R.J. O'Donohue</b>
<b>PROPOSAL:</b>	<b>Amendment to Maitland Local Environmental Plan 2011 Schedule1 - Additional Permitted Uses (APU)</b>
<b>LOCATION:</b>	<b>Lot 1 DP 721804, 19 Scotch Creek Rd, Millers Forest</b>
<b>ZONE:</b>	<b>RU1 Rural Zone</b>

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### EXECUTIVE SUMMARY

*Council received a request to amend Maitland Local Environmental Plan 2011 (MLEP 2011) seeking to allow an additional permitted use (APU) for 19 Scotch Creek Road, Millers Forrest. The purpose of the request is to legitimise an existing use to enable a future development application to upgrade the existing facilities.*

### OFFICER'S RECOMMENDATION

#### THAT

- 1. Pursuant to Section 3.34(1) of the Environmental Planning and Assessment Act 1979, Council submits the planning proposal, to the Department of Planning and Environment requesting a Gateway Determination.**
- 2. Following issue of a Gateway Determination, Council undertake consultation with the community and relevant government agencies in accordance with Section 3.34 and Schedule 1 of the Environmental Planning and Assessment Act 1979 and the conditions of the Gateway Determination.**
- 3. Council requests to utilise delegation functions under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the Plan, following completion of community consultation and adoption of the Planning Proposal.**

**COUNCIL RESOLUTION****THAT**

- 1. Pursuant to Section 3.34(1) of the Environmental Planning and Assessment Act 1979, Council submits the planning proposal, to the Department of Planning and Environment requesting a Gateway Determination.**
- 2. Following issue of a Gateway Determination, Council undertake consultation with the community and relevant government agencies in accordance with Section 3.34 and Schedule 1 of the Environmental Planning and Assessment Act 1979 and the conditions of the Gateway Determination.**
- 3. Council requests to utilise delegation functions under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the Plan, following completion of community consultation and adoption of the Planning Proposal.**

**Moved Cr M Griffin, Seconded Cr S Halliday**

**CARRIED**

**For:**

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

**Against:**

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### 11.3 APPOINTMENT OF COUNCIL JRPP DELEGATES

<b>FILE NO:</b>	<b>35/2 &amp; 35/7</b>
<b>ATTACHMENTS:</b>	<b>Nil</b>
<b>RESPONSIBLE OFFICER:</b>	<b>David Evans - General Manager Leah Flint - Group Manager Strategy Performance and Business Systems</b>
<b>AUTHOR:</b>	<b>Matthew Prendergast - Group Manager Planning &amp; Environment</b>
<b>MAITLAND +10</b>	<b>Outcome 17. An efficient and effective Council</b>
<b>COUNCIL OBJECTIVE:</b>	<b>17.2.1 To maintain effective and appropriate systems to ensure decision-making is transparent, accessible and accountable</b>

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#### EXECUTIVE SUMMARY

*The Council at its meeting of 25 January determined its delegates for the Hunter Central Coast Regional Planning Panel. This report advises Council of changes made to the list of delegates.*

#### OFFICER'S RECOMMENDATION

##### THAT

- 1. Council endorse the changes to the delegates for the Hunter Central Coast Regional Planning Panel.**

#### COUNCIL RESOLUTION

##### THAT

- 1. Council endorse the changes to the delegates for the Hunter Central Coast Regional Planning Panel.**

**Moved Cr S Halliday, Seconded Cr P Garnham**

**CARRIED**

For:

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

Against:

## **12 CULTURE, COMMUNITY AND RECREATION**

Nil

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## 13 INFRASTRUCTURE AND WORKS

### 13.1 EVENT TRAFFIC & TRANSPORT MANAGEMENT

<b>FILE NO:</b>	2021/309203; 2022/318105
<b>ATTACHMENTS:</b>	<ol style="list-style-type: none"><li>1. Local traffic committee April 2022 Item 5.1 Maitland Taste</li><li>2. Local traffic committee April 2022 Item 5.2 Maitland River Run</li></ol>
<b>RESPONSIBLE OFFICER:</b>	Kevin Stein - Manager Engineering & Design Andrew Betts - Group Manager Infrastructure & Works
<b>AUTHOR:</b>	Scott Henderson - Coordinator Infrastructure Planning Engineering
<b>MAITLAND +10</b>	Outcome 3. Community and iconic events
<b>COUNCIL OBJECTIVE:</b>	3.2.1 To seek and support major sporting and cultural events appropriate to the capacity of venues across the city

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#### EXECUTIVE SUMMARY

*Council has received temporary road closure applications for the following events:*

- *Maitland Taste to be held take place on Friday 20 – Sunday 22 May 2022.*
- *Maitland River Run to be held take place on Sunday 5 June 2022.*

*This matter was considered and accepted at the Local Traffic Committee meeting on 7 April 2022. As a Council resolution is required to implement the closures this report seeks Council's approval of the temporary road closures and associated traffic management.*

#### OFFICER'S RECOMMENDATION

**THAT Council approve the traffic management plans and road closures for the following events as detailed in this report.**

1. Maitland Taste to be held in The Levee on Friday 20 – Sunday 22 May 2022.
2. Maitland River Run to take place on Sunday 5 June 2022.

#### COUNCIL RESOLUTION

**THAT Council approve the traffic management plans and road closures for the following events as detailed in this report.**



1. Maitland Taste to be held in The Levee on Friday 20 – Sunday 22 May 2022.
2. Maitland River Run to take place on Sunday 5 June 2022.

Moved Cr P Garnham, Seconded Cr M Yarrington

**CARRIED**

For:

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

Against:

## 13.2 BRINGING FORWARD CONSTRUCTION OF HAUSSMAN DRIVE & RAYMOND TERRACE ROAD - UPDATE

<b>FILE NO:</b>	35/84
<b>ATTACHMENTS:</b>	1. Thornton Network
<b>RESPONSIBLE OFFICER:</b>	Andrew Betts - Group Manager Infrastructure & Works
<b>AUTHOR:</b>	Jayanta Saha - Acting Manager Engineering & Design Chris Pinchen - Infrastructure Project Engineer
<b>MAITLAND +10</b>	Outcome 5. Moving around our City
<b>COUNCIL OBJECTIVE:</b>	5.1.2 To deliver improved safety, quality and amenity of local roads through increased road construction and maintenance programs

### EXECUTIVE SUMMARY

*On 8 March 2022 Council resolved to look at the feasibility of bringing forward the construction of the intersection of Raymond Terrace Road and Haussman Drive, with officers to consider cost benefits, as well as impacts and cost constraints, and to provide a report back to Council.*

*Officers have now completed a review of options to accelerate delivery of works, with this report providing an update on those considerations and the identified path forward.*

*Subject to completion of successful tender processes and contractor capacity, it is anticipated that works can be accelerated from the initial program by a maximum of up to six months.*

### OFFICER'S RECOMMENDATION

#### THAT

1. Council note the contents of this report, prepared in response to the resolution of 8 March 2022.
2. Council endorse the bundling of projects to obtain potential economies of scale, and earlier completion dates for the nominated projects.

### COUNCIL RESOLUTION

#### THAT

1. Council note the contents of this report, prepared in response to the resolution of 8 March 2022.
2. Council endorse the bundling of projects to obtain potential economies of scale, and earlier completion dates for the nominated projects.

Moved Cr M Griffin, Seconded Cr R Aitchison

**CARRIED**

For:

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

Against:

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## 14 STRATEGY, PERFORMANCE AND BUSINESS SYSTEMS

### 14.1 SETTING OF COUNCILLOR FEES 2022/23 AND COMMENCEMENT OF SUPERANNUATION CONTRIBUTION PAYMENTS FOR COUNCILLORS

<b>FILE NO:</b>	35/42
<b>ATTACHMENTS:</b>	1. Local Government Remuneration Tribunal Determination 2022
<b>RESPONSIBLE OFFICER:</b>	Leah Flint - Group Manager Strategy Performance and Business Systems
<b>AUTHOR:</b>	Leah Flint - Group Manager Strategy Performance and Business Systems
<b>MAITLAND +10</b>	Outcome 17. An efficient and effective Council
<b>COUNCIL OBJECTIVE:</b>	17.2.1 To maintain effective and appropriate systems to ensure decision-making is transparent, accessible and accountable

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#### EXECUTIVE SUMMARY

*The Local Government Act 1993 requires the Local Government Remuneration Tribunal to report to the Minister for Local Government by 1 May each year on its determination of categories of councils and the maximum and minimum amounts of fees to be paid to mayors, councillors, and chairpersons and members of county councils.*

*The 2022/23 determination was made on 20 April 2022. The Tribunal found the allocation of councils into the current categories (as reviewed in 2020) remain appropriate. The Tribunal further determined a 2% increase in the minimum and maximum fees applicable to each category.*

*Additional to the setting of fees, following an amendment to the Local Government Act 1993 last year, from 1 July 2022 councils may make payments as a contribution to a superannuation account nominated by their councillors.*

*The making of superannuation contribution payments for councillors is optional and is at each council's discretion. It is recommended that Council formally resolve to make superannuation payments moving forward, in line with the superannuation guarantee of 10.5%, progressing by half a percent each year until 1 July 2025 when it will reach 12%.*

#### OFFICER'S RECOMMENDATION

**THAT**

1. Council adopt the maximum Mayor and Councillor remuneration fees as listed in the Local Government Remuneration Tribunal Regional Centre category, effective from 1 July 2022;
2. Council commence making superannuation contribution payments for Councillors from 1 July 2022 at the required superannuation guarantee rate of 10.5% and progressing over time;
3. If resolved, Council note that superannuation payments will be paid monthly (in line with payment of fees), into a superannuation account nominated by Councillors from a scheme or fund to which the Commonwealth Superannuation Guarantee (Administration) Act applies.

#### COUNCIL RESOLUTION

#### THAT

1. Council adopt the maximum Mayor and Councillor remuneration fees as listed in the Local Government Remuneration Tribunal Regional Centre category, effective from 1 July 2022;
2. Council commence making superannuation contribution payments for Councillors from 1 July 2022 at the required superannuation guarantee rate of 10.5% and progressing over time;
3. If resolved, Council note that superannuation payments will be paid monthly (in line with payment of fees), into a superannuation account nominated by Councillors from a scheme or fund to which the Commonwealth Superannuation Guarantee (Administration) Act applies.

Moved Cr R Aitchison, Seconded Cr P Garnham

**CARRIED**

For:	Cr R Aitchison Cr L Baker Cr K Ferguson Cr S Fisher Cr P Garnham Cr B Hackney Mayor P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington	Against:	Cr M Griffin Cr S Halliday
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**15 DIGITAL TRANSFORMATION**

Nil

**16 WORKPLACE CULTURE AND SAFETY**

Nil

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## 17 VIBRANT CITY

### 17.1 NSW GOVERNMENT E-SCOOTER TRIAL EXPRESSION OF INTEREST

<b>FILE NO:</b>	153/4
<b>ATTACHMENTS:</b>	Nil
<b>RESPONSIBLE OFFICER:</b>	Rachel MacLucas - Executive Manager Vibrant City
<b>AUTHOR:</b>	Matt vanderWall - Manager City Experiences and Economy Caroline Booth - Coordinator City & Visitor Economy
<b>MAITLAND +10</b>	Outcome 14. Central Maitland, vibrant heart of our City
<b>COUNCIL OBJECTIVE:</b>	14.3.2 To improve visitor experience movement throughout Central Maitland

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#### EXECUTIVE SUMMARY

*This report seeks Council's support to submit an expression of interest in the recently announced NSW State Government trial of shared scheme e-scooters.*

#### OFFICER'S RECOMMENDATION

##### THAT

1. Council support an expression of interest being lodged for Maitland to participate in the NSW Government 12 month share scheme e-scooter trial.
2. If Council moves past the EOI process a report will be brought back to Council recommending next steps.

#### COUNCIL RESOLUTION

##### THAT

1. Council support an expression of interest being lodged for Maitland to participate in the NSW Government 12 month share scheme e-scooter trial.
2. If Council moves past the EOI process a report will be brought back to Council recommending next steps.

Moved Cr R Aitchison, Seconded Cr B Hackney

**CARRIED**

For:

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

Against:



## 18 ITEMS FOR INFORMATION

### 18.1 LOCAL TRAFFIC COMMITTEE MEETING MINUTES - APRIL 2022

<b>FILE NO:</b>	<b>140/5</b>
<b>ATTACHMENTS:</b>	<b>1. LTC Minutes - April 2022</b>
<b>RESPONSIBLE OFFICER:</b>	<b>Kevin Stein - Manager Engineering &amp; Design Andrew Betts - Group Manager Infrastructure &amp; Works</b>
<b>AUTHOR:</b>	<b>Scott Henderson - Coordinator Infrastructure Planning Engineering</b>
<b>MAITLAND +10</b>	<b>Outcome 5. Moving around our City</b>
<b>COUNCIL OBJECTIVE:</b>	<b>5.1.4 To improve the efficiency of movement throughout the City</b>

#### EXECUTIVE SUMMARY

*The minutes of Maitland City Council's Local Traffic Committee meeting held Thursday 7 April 2022 are attached for 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 Cr B Whiting, Seconded Cr S Halliday**

**CARRIED**

<b>For:</b>	Cr R Aitchison	<b>Against:</b>
	Cr L Baker	
	Cr K Ferguson	
	Cr S Fisher	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

## 18.2 DONATION TO HUNTER RIVER AGRICULTURAL & HORTICULTURAL ASSOCIATION LIMITED

<b>FILE NO:</b>	<b>35/76</b>
<b>ATTACHMENTS:</b>	<b>Nil</b>
<b>RESPONSIBLE OFFICER:</b>	<b>Rachel MacLucas - Executive Manager Vibrant City Jade McArthur - Manager Marketing &amp; Communication</b>
<b>AUTHOR:</b>	<b>Elizabeth Hill - Coordinator Marketing &amp; Communication</b>
<b>MAITLAND +10</b>	<b>Outcome 3. Community and iconic events</b>
<b>COUNCIL OBJECTIVE:</b>	<b>3.1.2 To support the delivery of vibrant and unique community festivals and events</b>

### EXECUTIVE SUMMARY

*This information report provides notice of Council's donation of \$1,000 to the Hunter River Agricultural Association Limited.*

### 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 P Garnham, Seconded Cr M Griffin**

**CARRIED**

<b>For:</b>	Cr R Aitchison	<b>Against:</b>
	Cr L Baker	
	Cr K Ferguson	
	Cr S Fisher	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

## **19 NOTICES OF MOTION/RESCISSION**

Nil

## **20 QUESTIONS WITH NOTICE**

Nil

## **21 URGENT BUSINESS**

Nil

Council moved into Committee of the Whole at 6:06pm.

Moved Cr Griffin , Seconded Cr Whiting

CARRIED

<b>For:</b>	Cr R Aitchison	<b>Against:</b>
	Cr L Baker	
	Cr K Ferguson	
	Cr S Fisher	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

Council moved into Closed Session of the Committee of the Whole for the reasons specified in the Agenda, and closed the meeting to the public at 6:07pm.

Moved Cr Griffin , Seconded Cr Garnham

CARRIED

<b>For:</b>	Cr R Aitchison	<b>Against:</b>
	Cr L Baker	
	Cr K Ferguson	
	Cr S Fisher	
	Cr P Garnham	
	Cr M Griffin	
	Cr B Hackney	
	Cr S Halliday	
	Mayor P Penfold	
	Cr K Ranadive	
	Cr B Whiting	
	Cr M Yarrington	

## 22 COMMITTEE OF THE WHOLE

### 22.1 EASTERN PRECINCT COMMUNITY CENTRES - TENDER FOR ARCHITECTURAL DESIGN AND DOCUMENTATION SERVICES

FILE NO:	2021/137/2006
ATTACHMENTS:	Nil
RESPONSIBLE OFFICER:	Andrew Betts - Group Manager Infrastructure & Works Aaron Cook - Operations Manager Projects & Contracts
AUTHOR:	Allison Cronin - Senior Project Architect
MAITLAND +10	Outcome 2. Community and recreation services and facilities
COUNCIL OBJECTIVE:	2.1.2 To build a range of community, recreation and leisure facilities based on sound asset management principles

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

#### EXECUTIVE SUMMARY

*A two-stage selective tender process has been undertaken to progress the design and delivery of three separate community infrastructure projects within the Eastern Precinct. Expressions of Interest for the lead design consultant (Architect) were called on 4 November 2021. The EOI period closed on 14 December 2021 and 14 submissions were received. A total of 3 firms were shortlisted and invited to prepare a tender for Architectural Design and Documentation services. The tender period closed on 12 April 2022. The tender assessment process has been in accordance with a Tender Evaluation Plan and was carried out by a Tender Review Panel.*

#### OFFICER'S RECOMMENDATION/COUNCIL RESOLUTION

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

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

#### COUNCIL RESOLUTION

##### THAT

1. That Council accept Allen, Jack + Cottier's tender of \$617,210 inclusive of GST for the provision of architectural design and documentation services for the Eastern Precinct Community Centres Project.

2. That Council fund the cost of this tender and associated consultants with funding of \$1,100,000 inclusive of GST, drawn from s7.11 plans associated with the delivery of the Eastern Precinct Community Centre project.

Moved Cr M Griffin, Seconded Cr B Whiting

CARRIED

For:	Cr R Aitchison Cr L Baker Cr K Ferguson Cr S Fisher Cr P Garnham Cr M Griffin Cr B Hackney Cr S Halliday Mayor P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington	Against:
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Council resumed into Ordinary Council at 6:08pm.

Moved Cr Whiting, Seconded Cr Halliday

CARRIED

For:	Cr R Aitchison Cr L Baker Cr K Ferguson Cr S Fisher Cr P Garnham Cr M Griffin Cr B Hackney Cr S Halliday Mayor P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington	Against:
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## **23 COMMITTEE OF THE WHOLE RECOMMENDATIONS**

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

### **22.1 EASTERN PRECINCT COMMUNITY CENTRES - TENDER FOR ARCHITECTURAL DESIGN AND DOCUMENTATION SERVICES**

THAT

1. That Council accept Allen, Jack + Cottier's tender of \$617,210 inclusive of GST for the provision of architectural design and documentation services for the Eastern Precinct Community Centres Project.
2. That Council fund the cost of this tender and associated consultants with funding of \$1,100,000 inclusive of GST, drawn from s7.11 plans associated with the delivery of the Eastern Precinct Community Centre project.

Moved Cr Griffin , Seconded Cr Whiting

CARRIED

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

## **24 CLOSURE**

The meeting was declared closed at 6:10 pm.

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**Chairperson**