



JUNEE SHIRE COUNCIL

CONFIRMATION OF MINUTES ORDINARY MEETING



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MINUTES OF THE ORDINARY MEETING OF JUNEE SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, BELMORE STREET, JUNEE ON TUESDAY, 20 NOVEMBER 2018.

The meeting opened at 4.30pm.

PRESENT

Councillors N Smith, R Asmus, M Austin, D Carter, R Callow, M Cook, P Halliburton, M Holmes and K Walker.

STAFF

General Manager, Director Finance and Administration, Director Community and Business, Director Engineering Services and Executive Assistant.

ADDRESS BY ARTC INLAND RAIL

Mr Dinesh Batra (Stakeholder Engagement Lead NSW) and Ms Sarah Joseph (Stakeholder Engagement Advisor NSW) from ARTC addressed the Council and gave an update on the Inland Rail project.

CONFIRMATION OF MINUTES – ORDINARY MEETING 16 OCTOBER 2018

01.11.18 **RESOLVED** *on the motion of Cr K Walker seconded Cr M Austin that the minutes of the Ordinary Meeting held on 16 October 2018, copies of which had been supplied to each Councillor, be confirmed.*

BUSINESS ARISING

Nil

DECLARATIONS OF INTEREST

Councillors were invited to disclose any Declarations of Interest related to the items of business in the report.

Councillor B Callow declared a non-significant, non-pecuniary interest in Item 11 of the General Managers Confidential report as his daughter is an employee of the Junee Medical Centre.

Councillor P Halliburton declared a non-significant, non-pecuniary interest in Item 10 of the General Managers Confidential report as she owns a house in Hayes Crescent, Junee and all these prices are on the open market.

Councillor M Holmes declared a significant, non-pecuniary interest in Item 9 of the General Managers Confidential report as he is a paid-up member of RePower Shoalhaven and Item 11 of the General Managers Confidential report as his wife is an employee at the Medical Centre and is the Receptionist Manager.

Councillor N Smith declared a significant non-pecuniary interest in Item 11 of the General Managers Confidential report as his wife is employed as the Nurse Manager at the Junee Medical Centre.

CHAIRPERSON: _____

GENERAL MANAGER: _____

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MAYORAL MINUTE

1. LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2018 - ALBURY

02.11.18 **RESOLVED** on the motion of Cr N Smith that the report be received and noted.

GENERAL MANAGER'S REPORT

The General Manager presented a report which dealt with Items 1 to 8, and the following action was taken:

1[FM] FINANCIAL REPORTS TO 30 JUNE 2018

03.11.18 **RESOLVED** on the motion of Cr R Callow seconded Cr R Asmus that:

1. Council receive and endorse the Draft Financial Statements 2017/18 for referral to the Audit Office of NSW contract auditor, Crowe Horwath for audit finalisation.
2. Council make the two Statements, as included in this report, in relation to its Annual Financial Reports for the year ended 30 June 2018.
3. the Mayor and Deputy Mayor sign the statement on behalf of Council.
4. Council delegate authority to the General Manager to authorise the accounts for issue upon receipt of the audit report.

2[DFA] QUARTERLY BUDGET REVIEW STATEMENT – SEPTEMBER 2018

04.11.18 **RESOLVED** on the motion of Cr M Austin seconded Cr R Asmus that:

1. The Quarterly Budget Review Report as at 30 September 2018 be received and noted; and
2. The Council approve the variations in budgets at 30 September 2018.

3[GM] RESIDENTIAL LAND SALE PRICING KAISER ESTATE

05.11.18 **RESOLVED** on the motion of Cr M Cook seconded Cr P Halliburton that Council confirm a non-negotiable selling price of \$144,000 for Lot 4 DP 1174622 within the Kaiser Estate Land Development.

4[GM] RIVERINA JOINT ORGANISATION DOCUMENTATION

06.11.18 **RESOLVED** on the motion of Cr R Callow seconded Cr M Austin that Council endorse the Riverina Joint Organisation's Charter, Code of Meeting Practice and Payments of Expenses and Provision of Facilities Policy.

CHAIRPERSON: _____

GENERAL MANAGER: _____

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5[GM] POPULATION SNAPSHOT

07.11.18 **RESOLVED** on the motion of Cr P Halliburton seconded Cr M Austin that:

1. Council note the NSW Planning Future LGA population trend report for Junee Shire Council.
2. The NSW Planning Future LGA population trend snapshot be used to guide the preparation of Councils annual planning day.

6[FM] COUNCIL INVESTMENTS AND BANK BALANCES

08.11.18 **RESOLVED** on the motion of Cr M Cook seconded Cr R Asmus that:

1. The Monthly Investment Reports as at 31 October 2018 be received and noted.
2. The Certificate of the Responsible Accounting Officer be noted and the report adopted.

7[DCB] RIVERINA REGIONAL LIBRARY DEED OF AGREEMENT 2018-2022

09.11.18 **RESOLVED** on the motion of Cr P Halliburton seconded Cr R Callow that Council sign and affix the Seal of Council to the Deed of Agreement between the Council of the City of Wagga Wagga and the Councils of Bland, Coolamon, Cootamundra-Gundagai, Federation, Greater Hume, Junee, Lockhart, Snowy Valleys and Temora for the Provision of Library and Information Services for the period 2018-2022.

8[DCB] DEVELOPMENT APPLICATION 2018/24 CONTINUED USE OF A DOG BREEDING FACILITY "ANIMAL BOARDING OR TRAINING ESTABLISHMENT" AND ERECTION OF A NEW KENNEL BUILDING.

10.11.18 **RESOLVED** on the motion of Cr R Asmus seconded Cr M Cook that pursuant to Section 4.16 of the Environmental Planning & Assessment Act 1979 (as amended), Development Application No. 2018/24 from Mr Robert Gavel of 5 McDonalds Lane, Wantabadgery, for the continued use of a dog breeding facility "animal boarding or training establishment" and erection of a new kennel building be **REFUSED DEVELOPMENT CONSENT** as it is deemed unsuitable for the subject site based on the following reasons:

1. The application as submitted does not adequately satisfy the objectives of the R5 Large Lot Residential Zone under the Junee Local Environmental Plan 2012.
2. The application as submitted does not adequately satisfy the objectives of the R5 Large Lot Residential Zone Controls under the Junee Development Control Plan 2015.
3. The application as submitted does not adequately satisfy relevant matters for consideration under Section 4.15 (b) of the Environmental Planning and Assessment Act 1979 (as amended).

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GENERAL MANAGER: _____

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As required under Section 375A of the Local Government Act, the following is the record of voting for this planning matter.

FOR: Councillors N Smith, R Asmus, M Austin, R Callow, D Carter, M Cook, P Halliburton, M Holmes and K Walker.

AGAINST: Nil

COMMITTEE REPORTS

1. Internal Audit Committee

11.11.18 **RESOLVED** on the motion of Cr P Halliburton seconded Cr R Asmus that the minutes of the Internal Audit Committee held 7 November 2018 be adopted.

2. Village and Rural Improvement Committee

12.11.18 **RESOLVED** on the motion of Cr D Carter seconded Cr M Cook that the minutes of the Village and Rural Improvement Committee held 7 November 2018 be adopted.

DELEGATES' REPORTS

- REROC – 2 August 2018
- Riverina Regional Library and South West Regional Zone Meeting – Cr P Halliburton - verbal
- Sports Committee – Cr K Walker - verbal

NOTICE OF MOTION

Nil

LATE BUSINESS

1[GM] TIP FEES

13.11.18 **RESOLVED** on the motion of Cr R Callow seconded Cr M Cook that the fees at the Junee Landfill facility be rounded down to the nearest dollar.

QUESTIONS ON NOTICE

Nil

INFORMATION BOOKLET

The information booklet was received and noted.

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GENERAL MANAGER: _____

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CONFIDENTIAL REPORT

14.11.18 At 5.55pm Council **RESOLVED** on the motion of Cr R Asmus seconded Cr M Austin to go into Closed Committee of the Whole under Section 10A (2):

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business, and
- (d) (i) commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council.

9[DCB] SOLAR PHOTOVOLTAIC PROJECTS

15.11.18 **RESOLVED** on the motion of Cr R Callow seconded Cr M Austin that:

1. Council receive and note the report.
2. Council receive a further report on the renewable energy options at its December 2018 meeting.

10[GM] JOHN POTTS DRIVE, STAGE 7 – PUT AND CALL REQUEST

16.11.18 **RESOLVED** on the motion of Cr R Asmus seconded Cr M Cook that:

1. Council offer Bradall Building Pty Ltd a Put and Call Agreement to purchase proposed Lots 6, 7 and 9 Hayes Street in the unregistered plan of John Potts Stage 7 at the listed selling price.
2. The preparation cost associated of the Put and Call Agreement be met by the Purchaser.
3. The General Manager be delegated authority to offer Put and Call Agreements in place for the sale of multiple lots within the John Potts Stage 7 residential estate if they arise in the future.
4. Council authorise the affixing of the Council's Seal to all relevant documents in relation the sale of property within the John Potts Stage 7 residential estate.

Councillor M Holmes and Councillor N Smith left the Chambers at 6.02pm.

11[GM] MEDICAL CENTRE

17.11.18 **RESOLVED** on the motion of Cr R Asmus seconded Cr D Carter that Council note the report regarding the Junee Medical Centre.

Councillor M Holmes and Councillor N Smith returned to the Chambers at 6.10pm.

CHAIRPERSON: _____

GENERAL MANAGER: _____

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12[GM] PURCHASE OF LOT 1, DP 1023391 – 20 MONTE CRISTO ROAD, JUNEE

18.11.18 **RESOLVED** on the motion of Cr P Halliburton seconded Cr M Austin that the General Manager be delegated the authority to make an offer to purchase land for future residential property development in accordance for the price nominated by the Council at its meeting held 20 November 2018. In the event the offer is accepted:

1. Council enter into a Contract of Sale to purchase the land.
2. Council prepare a subdivision application to be assessed by an independent third party to facilitate the purchase of the land.
3. That Council authorise the affixing of the Council's Seal to all relevant documents in relation the purchase of the land.
4. That the land is dedicated as operation land in accordance s31(2) of the Local Government Act 1993.

REVERSION TO OPEN COUNCIL

19.11.18 **RESOLVED** on the motion of Cr P Halliburton seconded Cr M Cook that Council move out of committee and revert to an open meeting of the Council, the time being 6.25pm.

20.11.18 **RESOLVED** on the motion of Cr R Callow seconded Cr M Cook that Council adopt the resolutions made in Closed Committee.

There being no further business, the meeting closed at 6.30pm.

CHAIRPERSON: _____

GENERAL MANAGER: _____