

**MINUTES OF THE ORDINARY MEETING OF JUNEE SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, BELMORE STREET, JUNEE ON TUESDAY, 20 AUGUST 2019.**

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**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.

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**PUBLIC FORUM**

Mr Garry Salvestro addressed the Council regarding Development Application 2019/30 which is for the continued use of a dog breeding facility at Wantabadgery.

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The meeting opened at 4.36pm.

**ACKNOWLEDGEMENT OF COUNTRY**

I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of this Land. I would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Community members present.

**ADDRESS BY GLENN SHEEHAN, ROAD SAFETY OFFICER**

Mr Glenn Sheehan, Road Safety Officer gave a presentation and update on the 2019/2020 Local Government Road Safety Program.

**01.08.19** **RESOLVED** *on the motion of Cr R Callow seconded Cr M Austin that the Council note the presentation by Mr Glenn Sheehan, Road Safety Officer.*

**CONFIRMATION OF MINUTES – ORDINARY MEETING 16 JULY 2019**

**02.08.19** **RESOLVED** *on the motion of Cr R Asmus seconded Cr M Cook that the minutes of the Ordinary Meeting held on 16 July 2019, copies of which had been supplied to each Councillor, be confirmed.*

**BUSINESS ARISING**

Nil

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CHAIRPERSON: \_\_\_\_\_

GENERAL MANAGER: \_\_\_\_\_

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## DECLARATIONS OF INTEREST

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

Councillor N Smith declared a significant non-pecuniary interest in Item 6 of the General Managers Confidential report as his wife is employed as the Nurse Manager at the Junee Medical Centre. It is his intention to leave the Council Chambers during the discussion and any voting related to the matter.

Councillor M Holmes declared a significant non-pecuniary interest in Item 6 of the General Managers Confidential report as his wife is an employee at the Junee Medical Centre.

Councillor B Callow declared a non-significant, non-pecuniary interest in Item 6 of the General Managers Confidential report as his daughter is an employee of the Junee Medical Centre.

## MAYORAL MINUTE

Nil

## GENERAL MANAGER'S REPORT

The General Manager presented a report which dealt with Items 1 to 5, and the following action was taken:

### 1[DFA] REVOTES FROM 2018/2019 TO CURRENT FINANCIAL YEAR

**03.08.19** **RESOLVED** on the motion of Cr R Callow seconded Cr P Halliburton that the Council approve the Revotes to the 2019/2020 Financial Year as presented in this report.

### 2[DCB] DELIVERY PROGRAM/OPERATIONAL PLAN 2018-19 ANNUAL PERFORMANCE REPORT

**04.08.19** **RESOLVED** on the motion of Cr R Callow seconded Cr M Cook that:

1. Council receive the Delivery Program/Operational Plan 2018-19 Annual Performance Report and endorse the publication of the attached "Delivery Program/Operational Plan - Annual Report 2018-19" to the community.

Councillor David Carter voted against the Motion and asked that this be recorded.

**05.08.19** **RESOLVED** on the motion of Cr D Carter seconded Cr K Walker that:

2. Council include the thirteen (13) project items that were not completed in the 2018-19 year in the Delivery Program / Operational Plan 2019-20.

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**3[FM] COUNCIL INVESTMENTS AND BANK BALANCES**

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

1. The Monthly Investment Reports as at 31 July 2019 be received and noted.
2. The Certificate of the Responsible Accounting Officer be noted and the report adopted.

**4[DES] WASTE EDUCATION**

**07.08.19** **RESOLVED** on the motion of Cr P Halliburton seconded Cr R Asmus that \$2.00 of every Fee collected at the Junee Waste Facility be set aside for an Education Programme to help promote correct bin usage.

**5[GM] COUNCIL MEETING RESCHEDULING**

**08.08.19** **RESOLVED** on the motion of Cr R Asmus seconded Cr R Callow that Council reschedules its Council meeting from the 15 October 2019 to the 8 October 2019 and publicly advertises the change of date.

**COMMITTEE REPORTS**

**I. Art and Culture Committee**

**09.08.19** **RESOLVED** on the motion of Cr M Austin seconded Cr R Asmus that the minutes of the Art and Culture Committee held 23 July 2019 be adopted.

**DELEGATES' REPORTS**

- Inland Rail
- Riverina Joint Organisation
- REROC
- Sports Committee – Cr K Walker
- Youth Council – Cr R Asmus – verbal report
- Health Advisory Committee – Cr M Holmes – verbal report

**NOTICE OF MOTION**

A Notice of Motion was moved Cr M Cook seconded Cr P Halliburton that Council refuse to approve the Dog Breeding facility in Wantabadgery – DA 2019/30.

The reasons for the Motion were:

The application as submitted, has failed to adequately satisfy the following matters for consideration under 4.15(1)(b), (c) and (e) of the Environmental Planning and Assessment Act 1979 (as amended):

- (b) The land use activities current and potential adverse noise impacts on the residential locality.

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- (c) Inappropriate suitability of the site given its proximity to the Wantabadgery Village centre.
- (e) Proposed land use activity is not consistent with the public interest.

The MOTION was PUT and LOST.

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

FOR: Councillors D Carter, M Cook and P Halliburton.

AGAINST: Councillors R Asmus, M Austin, R Callow, M Holmes, N Smith and K Walker.

**10.08.19** **RESOLVED** *on the motion of Cr R Callow seconded Cr R Asmus that Council reconsider the report tabled at the July 2019 meeting for the dog breeding establishment in Wantabadgery – DA 2019/30 at its September 2019 Council meeting. The report is to consider the concerns raised in the July 2019 and August 2019 meetings in regard to this development.*

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

**LATE BUSINESS**

Nil

**QUESTIONS ON NOTICE**

Nil

**INFORMATION BOOKLET**

The information booklet was received and noted.

**CONFIDENTIAL LATE REPORT**

**11.08.19** *At 6.03pm Council RESOLVED on the motion of Cr R Callow seconded Cr R Asmus 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.*

Councillor M Holmes and Councillor N Smith left the meeting at 6.03pm.

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**6[GM] MEDICAL CENTRE**

**12.08.19** **RESOLVED** *on the motion of Cr K Walker seconded Cr M Cook that the Working Party consisting of Cr R Asmus and Cr P Halliburton, the General Manager and Director Finance and Administration be delegated the authority to progress the negotiation with Junee Medical Pty Ltd and report their findings back to the Council as a whole.*

Councillor M Holmes and Councillor N Smith returned to the meeting at 6.19pm.

**REVERSION TO OPEN COUNCIL**

**13.08.19** **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 6.19pm.*

**14.08.19** **RESOLVED** *on the motion of Cr D Carter seconded Cr R Asmus that Council adopt the resolutions made in Closed Committee.*

There being no further business, the meeting closed at 6.20pm.

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CHAIRPERSON: \_\_\_\_\_

GENERAL MANAGER: \_\_\_\_\_