



JUNEE SHIRE COUNCIL

CONFIRMATION OF MINUTES ORDINARY MEETING



MINUTES OF THE ORDINARY MEETING OF JUNEE SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, BELMORE STREET, JUNEE ON TUESDAY, 16 JUNE 2020

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 Community and Business, Director Engineering Services, Chief Executive Officer and Executive Assistant.

PUBLIC FORUM

N/A

The meeting opened at 4.30pm.

CONFIRMATION OF MINUTES – ORDINARY MEETING 19 MAY 2020

01.06.20 **RESOLVED** *on the motion of Cr R Asmus seconded Cr M Cook that the minutes of the Ordinary Meeting held on 19 May 2020, 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.

None were received.

MAYORAL MINUTE

Nil

GENERAL MANAGER'S REPORT

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

CHAIRPERSON: _____

GENERAL MANAGER: _____

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1[GM] ANNUAL PERFORMANCE REVIEW

02.06.20 **RESOLVED** on the motion of Cr K Walker seconded Cr M Cook that Council nominate Councillor D Carter to the General Manager's performance review panel.

2[CFO] DRAFT DELIVERY PROGRAM AND OPERATIONAL PLAN FOR 2020-2024

03.06.20 **RESOLVED** on the motion of Cr R Callow seconded Cr R Asmus that the draft Delivery Program 2020-24, Operational Plan 2020-21 and Workforce Plan be advertised for public comment for 28 days.

3[GM] FUNDING AGREEMENT COVID-19 ECONOMIC STIMULUS PACKAGE

04.06.20 **RESOLVED** on the motion of Cr M Austin seconded Cr R Callow that Council signs the COVID-19 Economic Stimulus Package Agreement with the NSW Government (Department of Planning, Industry and Environment Office of Local Government).

4[MFBS] COUNCIL INVESTMENTS AND BANK BALANCES

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

1. The Monthly Investment Reports as at 31 May 2020 be received and noted.
2. The Certificate of the Responsible Accounting Officer be noted and the report adopted.

5[AE] ROAD HIERARCHY STRUCTURE

It was MOVED by Cr R Asmus seconded Cr R Callow that Council adopt the revised road hierarchy structure and levels of service.

An AMENDMENT was MOVED by Cr D Carter seconded Cr P Halliburton that the road hierarchy structure report be deferred and bought back to the July 2020 Council meeting.

The AMENDMENT was PUT and CARRIED.

The AMENDMENT then became the MOTION. The MOTION was then PUT and CARRIED.

06.06.20 **RESOLVED** on the motion of Cr D Carter seconded Cr P Halliburton that the road hierarchy structure report be deferred and bought back to the July 2020 Council meeting.

6[DES] LED STREET LIGHTING UPGRADE

07.06.20 **RESOLVED** on the motion of Cr M Holmes seconded Cr D Carter that Council endorse making enquiries to the Local Roads and Community Infrastructure Program to fund the LED Street Lighting Upgrade project. If ineligible, then inform Essential Energy to provide for the capital upgrade in accordance with their letter of offer.

CHAIRPERSON: _____

GENERAL MANAGER: _____

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7[DES] CAPITAL WORKS REPORT 2019-20

08.06.20 **RESOLVED** on the motion of Cr K Walker seconded Cr R Callow that this report is tabled for information only.

8[DCB] LOCAL STRATEGIC PLANNING STATEMENT

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

1. Council adopt the Local Strategic Planning Statement as attached to this report.
2. Write to the author of, and acknowledge, each submission.

9[DCB] DRAFT PUBLIC ART POLICY

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

1. Council publicly advertise the draft Public Art Policy for submissions.
2. Council receive a further report after the completion of the public advertising period.

10[DCB] APPLICATION TO MODIFY DEVELOPMENT CONSENT 2019/77.1 TWO LOT RESIDENTIAL SUBDIVISION

11.06.20 **RESOLVED** on the motion of Cr D Carter seconded Cr R Callow that the application to Modify Development Consent No. 2019/77.1 from Sophie and Lisa Gavel, to undertake a 2-Lot Residential Torrens Title Subdivision on the land known as Lot 1 DP1111809, No.5 McDonalds Lane, Wantabadgery, be **REFUSED CONSENT** based on the following reasons:

1. The applicant has not adequately demonstrated that the modified development complies with the objectives and provisions of the Junee Shire Council LEP 2012 and the Junee Shire DCP 2015. Given that the development has not demonstrated compliance with the provisions of the Junee Shire DCP 2015, it is considered that the proposal does not fulfil the obligation of 'minimal environmental impact', as set out in Section 4.55(1A).
2. It is considered that the design form of the two lots, especially the "battle axe handle" to facilitate power access, is undesirable. This would set a precedent for future subdivision form and design that is not considered to be desirable or best practice.

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

CHAIRPERSON: _____

GENERAL MANAGER: _____

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COMMITTEE REPORTS

Nil

DELEGATES' REPORTS

12.06.20 **RESOLVED** on the motion of Cr D Carter seconded Cr K Walker that the report of the Bush Fire Management Committee be received and noted.

- Inland Rail – Cr P Halliburton - verbal

NOTICE OF MOTION

Nil

LATE BUSINESS

- The Junee Diesels Rugby League Football Club contacted Council seeking advice on when they could access Laurie Daley Oval for training as a start date for the 2020 football season had been advised by NSW Rugby League.

Council advised that letters would be sent to sporting bodies confirming that sporting fields for competition will be available from 1 July 2020. Local sporting clubs will need to ensure they are fully compliant with the NSW Government and the latest Public Health Order or advice inclusive of having their association formally adopt a COVIDsafe plan.

- Councillor Martin Holmes advised that he will be away for the July 2020 Ordinary Council meeting and requested leave for that meeting.

13.06.20 **RESOLVED** on the motion of Cr R Callow seconded Cr M Cook that leave be granted for Cr M Holmes for the 28 July 2019 Ordinary Council meeting.

QUESTIONS ON NOTICE

Councillor D Carter asked the following questions:

1. After the recent road works carried out on the Wantiool Rd and Eurongilly Rd intersection (Eurongilly School) why wasn't the tar been reinstated back onto Wantiool rd. after the work was completed?

The original purpose of the tar was to eliminate the dust at the intersection. The dust is a hazard to the school for health reasons and a hazard to the children and parents picking up and dropping off children for school.

2. Have all the conditions been adhered to in relation to Councils requirements with the construction of the Solar Farm at Marinna. In particular

- a. The conducting of the road survey before the construction started

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- b. The requirement that the builders contact the local BFB to arrange communication protocols.

The Director Engineering Services and the Director Community and Business provided a verbal response to the above questions.

INFORMATION BOOKLET

The information booklet was received and noted.

CONFIDENTIAL ITEM

14.06.20 At 5.13pm Council **RESOLVED** on the motion of Cr R Asmus seconded Cr M Holmes 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.*

11[DES] PURCHASE OF LAND FOR KANALEY SQUARE UPGRADE

15.06.20 **RESOLVED** on the motion of Cr M Holmes seconded Cr R Callow that Council purchase 94.4m² from the property owner of Lot 1 Section 2 DP 2445 for road reconstruction purposes at Kanaley Square intersection in accordance with registered land surveyor valuation.

REVERSION TO OPEN COUNCIL

16.06.20 **RESOLVED** on the motion of Cr R Callow seconded Cr K Walker that Council move out of committee and revert to an open meeting of the Council, the time being 5.16pm.

17.06.20 **RESOLVED** on the motion of Cr P Halliburton seconded Cr R Asmus that Council adopt the resolutions made in Closed Committee.

There being no further business, the meeting closed at 5.18pm.

CHAIRPERSON: _____

GENERAL MANAGER: _____