



**LEETON**  
SHIRE COUNCIL

**MINUTES OF THE ORDINARY  
COUNCIL MEETING  
WEDNESDAY 26 FEBRUARY 2020  
COMMENCING AT 7.00PM  
AT THE COUNCIL CHAMBERS**

**Present:**

**Councillors:**

Cr. Paul Maytom (Mayor), Cr. George Weston (Deputy Mayor), Cr. Paul Smith,  
Cr. Peter Davidson, Cr. Tony Ciccia, Cr. Tony Reneker, Cr. Sandra Nardi,  
Cr. Tracey Morris and Cr. Michael Kidd

**Staff:**

Jackie Kruger (General Manager), Peter Keane (Director Environment and  
Engineering), Karen Legge (Interim Governance and Corporate Planning  
Coordinator) and Brent Lawrence (Manager Communications and Marketing)

**Press:** Talia Carn

**LEETON SHIRE COUNCIL**

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**1. CIVIC PRAYER** Cr Paul Smith

**2. ACKNOWLEDGEMENT OF COUNTRY** Cr Paul Maytom

**3. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE**

**20/019**

**Resolved**

THAT Council accepts an apology for lateness from Cr Kidd.

**(Moved Cr Smith, seconded Cr Reneker)**

**4. CONFIRMATION OF MINUTES AND MATTERS ARISING**

**20/020**

**Resolved**

THAT the Minutes of the Ordinary Council Meeting held on Wednesday 22 January 2020, as circulated, be taken as read and CONFIRMED.

**(Moved Cr Smith, seconded Cr Reneker)**

**5. DISCLOSURES OF INTERESTS**

**Less Than Significant Non-Pecuniary Conflict of Interest**

**Item 11.3** – Councillor Tracey Morris declared a less than significant non-pecuniary conflict of Interest in Item 11.3 – Request for Extension of Time to Purchase 34-36 Ridley Avenue, Leeton.

The reason for this declaration is that she is related to the purchaser.

Having made the declaration, Cr Morris intends to remain in the meeting, participate in the debate and vote on this matter as she does not believe that the interest is significant enough to affect her ability to make a decision on the matter.

**6. PUBLIC REPRESENTATIONS**

Nil

**7. MAYORAL MINUTES**

**Item 7.1 FINANCIAL SUPPORT TO WELCOME NEW DOCTORS TO LEETON**

**20/021**

**Resolved**

THAT Council, as a gesture of welcome to any General Practitioner new to Leeton on a permanent basis and who commits to participate on the VMO roster at the Leeton Hospital, authorises the General Manager to offer up to \$5,000 towards costs for "settling in" to Leeton.

**(Moved Cr Maytom)**

## **8. REPORTS TO COUNCIL**

### **CORPORATE AND COMMUNITY MATTERS**

#### **Item 8.1 INVITATION TO PARTICIPATE IN BUSH BURSARY PROGRAM 2020**

**20/022**

##### **Resolved**

THAT Council participates in the 2020 Bush Bursary/Country Women's Association (NSW) Scholarship Program as a host Council for two students, for a total cost of \$3,000 (plus GST).

**(Moved Cr Ciccia, seconded Cr Davidson)**

#### **Item 8.2 NON-RATEABLE PROPERTY REVIEW**

**20/023**

##### **Resolved**

THAT Council in accordance with Sections 555 and 556 of the Local Government Act 1993, advertises its intent to correct and apply charges to properties currently benefitting disproportionately or inappropriately from relief of rates and/or charges as follows:

1. Group 1: Organisations that are legally exempt from rates and are classified as a "Religious Organisation" will be required to pay annual and user charges but will continue to be afforded relief to the extent that the lowest adopted charge category will be routinely applied (residential), and only once per charge type, as well as an 80% subsidy when determining the annual charges. Full costs will be applied for water usage and waste collection charges.
2. Group 2: Organisations that are legally exempt from rates and are classified as a "Charitable Organisation" will be required to pay annual and user charges but will continue to be afforded relief to the extent that the lowest adopted charge category will be routinely applied (residential), and only once per charge type, as well as a 90% subsidy when determining the annual charges. Full costs will be applied for water usage and waste collection charges.
3. Group 3: Organisations that are not legally exempt from rates but can prove they are "Not-for-Profit" will be required to pay rates as well as annual and user charges but will continue to be afforded relief to the extent that the lowest adopted charge category will be routinely applied (residential), and only once per charge type, as well as a 90% subsidy when determining the annual rates and charges. Full costs will be applied for water usage and waste collection charges.

4. Provision be made for organisations experiencing financial hardship to make application to the General Manager for a further subsidy and authorise the General Manager to make a subsidy up to 100%.

**(Moved Cr Morris, seconded Cr Smith)**

**Item 8.3 INVESTMENTS REPORT FOR JANUARY 2020**

**20/024**

**Resolved**

THAT the information contained in the Investments Report for January 2020 be noted.

**(Moved Cr Morris, seconded Cr Reneker)**

**Item 8.4 2019/2020 BUDGET REVIEW FOR THE QUARTER ENDING 31 DECEMBER 2019**

**20/025**

**Resolved**

THAT the review of Council's Budget as at 31 December 2019 be noted and the variations contained in the Quarterly Budget Review Statements (Budgeted Income Statement – Consolidated and Capital Expenditure Funding Source and Asset Classification included as part of **Attachment 1**) be adopted.

**(Moved Cr Morris, seconded Cr Davidson)**

Cr Kidd arrived at 7.52pm.

**Item 8.5 DELIVERY PROGRAM - 6 MONTHLY PROGRESS REPORT**

**20/026**

**Resolved**

THAT Council notes the report for information.

**(Moved Cr Weston, seconded Cr Ciccia)**

**Item 8.6 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - CALL FOR MOTIONS**

**20/027**

**Resolved**

THAT Council endorses the motions for submission to the National General Assembly of Local Government.

**(Moved Cr Reneker, seconded Cr Davidson)**

## **ENVIRONMENT AND ENGINEERING MATTERS**

### **Item 8.7 MINUTES OF THE LEETON SHIRE COUNCIL WEEDS COMMITTEE 19 DECEMBER 2019**

**20/028**

#### **Resolved**

THAT Council notes for information the Minutes of the Weeds Committee held on 19 December 2019.

**(Moved Cr Davidson, seconded Cr Ciccia)**

Cr Ciccia left the meeting at 8.18pm.  
Cr Ciccia returned to the meeting at 8.20pm.

### **Item 8.8 ADOPTION OF PLAN OF MANAGEMENT FOR RESERVE 61839 - LEETON RACECOURSE**

**20/029**

#### **Resolved**

THAT Council adopts the Plan of Management for Reserve 61839 – Leeton Racecourse.

**(Moved Cr Davidson, seconded Cr Kidd)**

### **Item 8.9 ADOPTION OF PLAN OF MANAGEMENT FOR RESERVE 159001 - MAJOR DOOLEY LIBRARY**

**20/030**

#### **Resolved**

THAT Council adopts the Plan of Management for Reserve 159001 – The Major Dooley Library.

**(Moved Cr Reneker, seconded Cr Morris)**

**Item 8.10 CHANGE OF NAME OF PURCHASER VARIOUS LOTS VANCE ESTATE**

**20/031**

**Resolved**

THAT Council notes and endorses the following name changes for purchase options and completed purchases within Vance Estate:

**34-36 Ridley Ave Leeton** (Option to Purchase) Lyall Dunstone change of name to Mayl Family Super Pty Ltd. Resolution 18/056 .

**5-7 Dethridge Avenue Leeton** Lyall Dunstone change of name to Mayl Family Super Pty Ltd. Resolution 18/056 .

**42-44 Ridley Avenue Leeton** Stephen James Smith change of name to Premier Fibreglass Pools. Resolution 18/074.

**43 Massey Avenue Leeton** (Option to Purchase) Maryanne Nolan change of name to Pro Duce Pty Ltd. Resolution 18/129.

**39 Massey Avenue Leeton** Maryanne Nolan change of name to Pro Duce Pty Ltd. Resolution 18/128 .

**37 Massey Avenue Leeton** (delayed settlement) Selwyn Robert Hester change of name to ABKH Pty Ltd. Resolution 19/077 .

**10-12 Dethridge Avenue Leeton** (delayed settlement) Selwyn Robert Hester change of name to ABKH Pty Ltd. Resolution 19/077.

**14-16 Dethridge Avenue Leeton** (delayed settlement) Selwyn Robert Hester change of name to ABKH Pty Ltd. Resolution 19/077.

**18-20 Dethridge Avenue Leeton** Christopher Arnold Horton and Julieanne Mary Horton change of name to C & J Horton as trustee for Horton Family Superannuation Fund. Resolution 19/182

**(Moved Cr Smith, seconded Cr Kidd)**

**Item 8.11 LOCAL HERITAGE PLACES GRANT 2019/2020**

**20/032**

**Resolved**

THAT Council approves the following additional Local Heritage Places Grant offers for 2019/2020:

<b>Applicant</b>	<b>Address/ Property</b>	<b>Work to be done</b>	<b>Total Project Cost</b>	<b>Funding Requested</b>	<b>Funding Recommende d</b>	<b>Applicant's Contributio n</b>
K. Camilleri	Former Yanco Post Office 9 Main Ave Yanco	Painting to internal residence	\$2,750	\$Nil	\$980	\$1,000
W. Taylor	Deez Building 92 Pine Ave Leeton	Painting to windows and doors	\$3,806	\$1,903	\$1,900	\$1,906
<b>(incl GST)</b>			<b>\$5,786</b>	<b>\$1,903</b>	<b>\$2,880</b>	<b>\$2,906</b>

**(Moved Cr Weston, seconded Cr Kidd)**

**9. NOTICES OF MOTION**

Nil

**10. COUNCILLOR ACTIVITY REPORTS**

**Item 10.1 COUNCILLOR ACTIVITY REPORT**

**20/033**

**Resolved**

THAT the report be noted.

**(Moved Cr Weston, seconded Cr Morris)**

## 11. CONFIDENTIAL MATTERS

In accordance with the *Local Government Act 1993* and the *Local Government (General) Regulation 2005*, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

**Note:** Pursuant to Section 10A(4), the public were invited to make representations to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

**20/034**

### **Resolved**

- 1 That Council moves into Closed Council to consider business identified, together with any late reports tabled at the meeting.
- 2 That in accordance with Section 10A(2) of the *Local Government Act, 1993*, the Public and Press be excluded from the meeting to enable Council to determine items listed in Confidential Matters for the reasons indicated.
- 3 That the report relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the *Local Government Act 1993*.

**(Moved Cr Weston, seconded Cr Davidson)**

#### **Item 11.1 GENERAL MANAGER RENEWAL OF APPOINTMENT**

This report is considered confidential in accordance with the *Local Government Act 1993*, as the report contains personnel matters concerning particular individuals (Section 10A(2)a).

#### **Item 11.2 JOINT AIRPORT MANAGEMENT COMMITTEE MEETING (NARRANDERA AND LEETON COUNCILS) MINUTES**

This report is considered confidential in accordance with the *Local Government Act 1993*, as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret (Section 10A(2)d).



**Item 11.3 REQUEST FOR EXTENSION OF TIME TO PURCHASE 34-36 RIDLEY AVENUE LEETON**

This report is considered confidential in accordance with the Local Government Act 1993, as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)c).

**Item 11.4 TENDER FOR THE CONSTRUCTION OF A WASTE TRANSFER STATION AT WHITTON**

This report is considered confidential in accordance with the Local Government Act 1993, as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret (Section 10A(2)d).

The Mayor asked the gallery if there were any objections to Council going into Closed Session to consider the matters listed.

No objections were received from the Gallery.

Council closed its meeting at 9.15pm and the public and press left the Chambers.

**CLOSED COUNCIL - CONFIDENTIAL ITEMS**

**20/035**

**Resolved**

THAT Item 11.1 GENERAL MANAGER RENEWAL OF APPOINTMENT be moved back on the agenda and dealt with after Item 11.4.

**(Moved Cr Ciccia, seconded Cr Morris)**

**Item 11.2 JOINT AIRPORT MANAGEMENT COMMITTEE MEETING (NARRANDERA AND LEETON COUNCILS) MINUTES**

**20/036**

**Resolved**

THAT Council formally receives and notes the Minutes of the Narrandera - Leeton Airport Management Committee Meeting of 20 January 2020 and endorses the resolutions therein.

**(Moved Cr Smith, seconded Cr Nardi)**

**Item 11.3 REQUEST FOR EXTENSION OF TIME TO PURCHASE 34-36 RIDLEY AVENUE LEETON**

**20/037**

**Resolved**

THAT Council grants an extension of an additional twenty four months from 18 February 2020 to complete the purchase of 34-36 Ridley Avenue Leeton and authorises a variation of the Contract for Sale to reflect the new completion date.

**(Moved Cr Davidson, seconded Cr Weston)**

**Item 11.4 TENDER FOR THE CONSTRUCTION OF A WASTE TRANSFER STATION AT WHITTON**

**20/038**

**Resolved**

THAT Council accepts the Tender LSC2020-101 of Boots Constructions Pty Ltd for the construction of the Whitton Transfer Station.

**(Moved Cr Smith, seconded Cr Reneker)**

All staff, including the General Manager left the meeting at 9.35pm.

**Item 11.1 GENERAL MANAGER RENEWAL OF APPOINTMENT**

**MOTION**

THAT Council notifies Jackie Kruger, in writing, of its decision to offer her a new contract of employment as General Manager of Leeton Shire Council for a further 5 year term effective 3 August 2020, on the same terms and conditions as her current contract.

**(Moved Cr Davidson, seconded Cr Morris)**

**AMENDMENT**

THAT Council notifies Jackie Kruger, in writing, of its decision to advertise the position of General Manager.

**(Moved Cr Kidd, seconded Cr Nardi)**

The amendment was put and lost.

**Item 11.1 GENERAL MANAGER RENEWAL OF APPOINTMENT**

**20/039**

**Resolved**

THAT Council notifies Jackie Kruger, in writing, of its decision to offer her a new contract of employment as General Manager of Leeton Shire Council for a further 5 year term effective 3 August 2020, on the same terms and conditions as her current contract.

**(Moved Cr Davidson, seconded Cr Morris)**

**REVERSION TO OPEN COUNCIL**

**20/040**

**Resolved**

That this meeting of the Closed Council revert to an open meeting of the Council, the time being 10.05pm.

**(Moved Cr Weston, seconded Cr Smith)**

The Mayor advised that during the Closed Council four resolutions were passed. The Mayor read out the resolutions made in Closed Council for Item 11.1 – General Manager Renewal of Appointment.

The General Manager read out the resolutions for the following:

11.2 – Joint Airport Management Committee Meeting (Narrandera and Leeton Councils) Minutes.

11.3 – Request for Extension of Time to Purchase 34-36 Ridley Avenue Leeton.

11.4 – Tender for the Construction of a Waste Transfer Station at Whitton.

**12. CONCLUSION OF THE MEETING**

There being no further business the meeting closed at 10.10pm.

..... signed by  
the Chairman of the meeting held on  
25 Mar 2020 at which meeting the  
signature hereon was subscribed.