



BLAND SHIRE COUNCIL
west wyalong

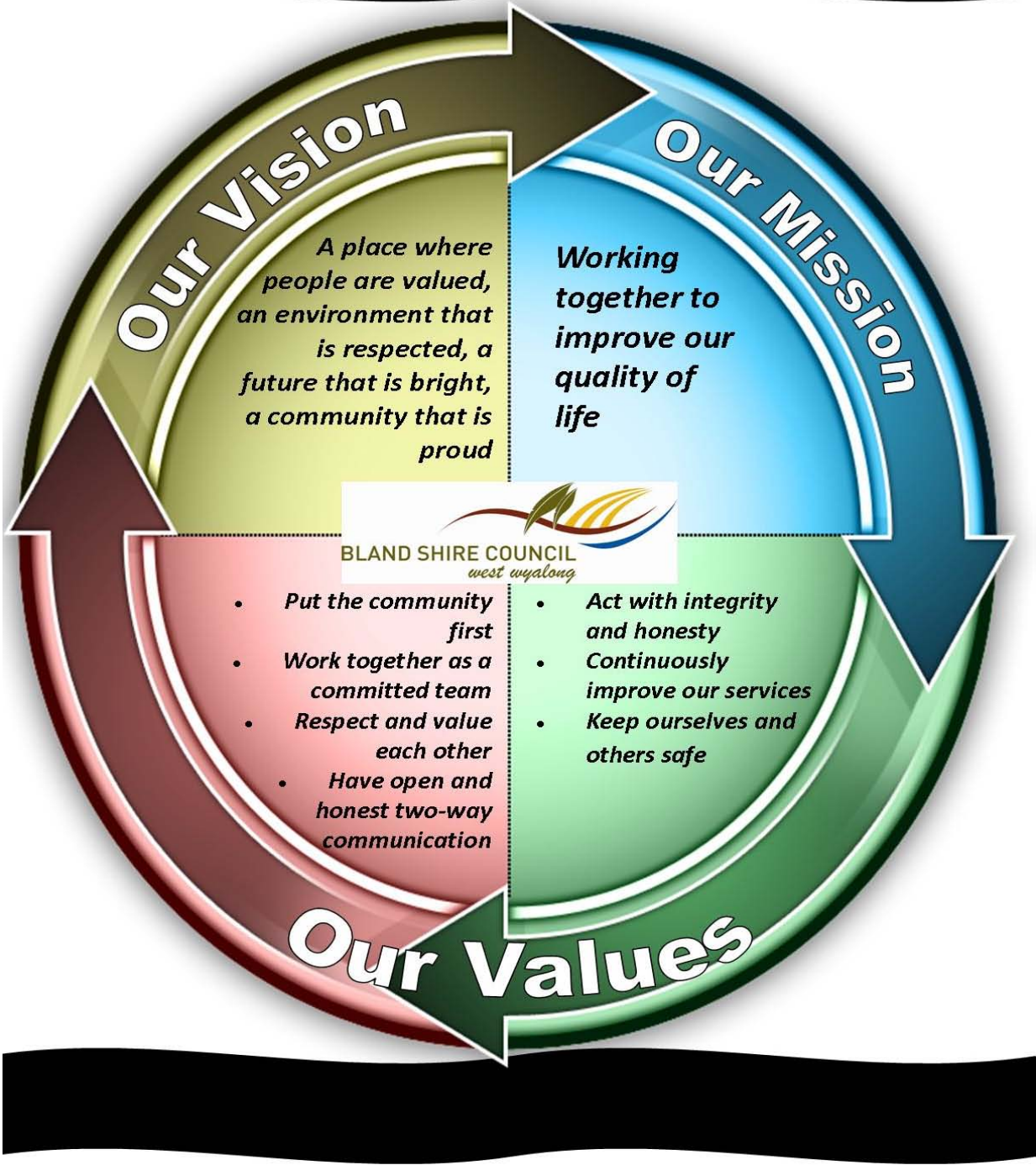
Bland Shire Council

Minutes

18 June 2013



OUR VISION, MISSION AND VALUES





MINUTES
COUNCIL MEETING
18 JUNE 2013

1.0 INTRODUCTION

The meeting was opened by the Mayor with the introduction and welcome at 6.31pm.

2.0 ATTENDANCE

2.1 Councillors

Cr P Grellman
Cr L Hampton
Cr K Keatley
Cr T Lord
Cr L McGlynn
Cr B Monaghan
Cr L Pike (arrived 6.47pm)
Cr N Pokoney
Cr P Templeton

2.2 Staff

General Manager – Ray Smith
Director Engineering Services – Will Marsh
Director Corporate Services – Elizabeth White
Director Community & Development Services – Adele Casey
Executive Assistant – Julie Sharpe

2.3 Apologies

Nil

3.0 CONFIRMATION OF THE MINUTES

3.1 Ordinary Meeting held on 21 May 2013

- **Corrections** - Nil
- **Confirmation**
That the minutes of the Ordinary Council meeting held on 21 May 2013 be confirmed as a correct record of proceedings.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 18 JUNE 2013

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MAYOR

Council Recommendation:

01062013 RESOLVED on the motion of Cr Keatley seconded Cr Grellman that the minutes of the Ordinary Council meeting held on 21 May 2013 be confirmed as a correct record of proceedings. CARRIED

- **Business Arising - Nil**

4.0 DECLARATIONS OF INTEREST

Councillor/Officer	Item	Nature of Interest
Cr Keatley	9.18 – Provision of Ceiling Fans to Ungarie Museum	Non-Pecuniary
Cr McGlynn	9.14 – Strengthening Communities Grant – Sweden in the West	Non-Pecuniary
Cr Pokoney	9.13 – Strengthening Communities – Southern Sports Academy	Non-Pecuniary

5.0 PUBLIC FORUM

5.1 Mr Howard Mangelsdorf

Mr Mangelsdorf addressed Council in relation to the recent onsite meeting and works undertaken on Clear Ridge Road. He stated that the residents are happy and conveyed their thanks and appreciation for the works carried out.

5.2 Pastor Cameron Webber, Community Church

Pastor Webber addressed Council in relation to the draft Banner Policy and provided an overview of correspondence in relation to their Christmas/Easter banners. Pastor Webber expressed his disappointment that they were not consulted or informed of the proposed Banner Policy and its implications for the Community Church banners. He stated that their banners provide a point of interest and positive comments are received, it was also stated that Census data reports 82% christian community for the Bland Shire. Pastor Webber encouraged community consultation prior to consideration of the Banner Policy.

6.0 MAYORAL MINUTE

6.1 West Wyalong Lions Club Recognition

On behalf of Bland Shire Council and our community may I convey our deepest appreciation for the efforts of our local Lions, both past and present, as they celebrate 50 years of community service.

This long term commitment to our community is a true reflection of their dedication over a prolonged period of time.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 18 JUNE 2013

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MAYOR

Once again our deepest gratitude to Lions for their efforts. Few will truly understand the workload and responsibility taken, on behalf of our community. Please accept my personal thanks, the thanks of our Councillors and the thanks of the broader community.

6.2 Annual Performance Review Of The General Manager

Council Recommendation:

02062013 RESOLVED on the motion of Cr Grellman seconded Cr Monaghan:

- 1. That the General Manager, Mr. Ray Smith is congratulated on his successful and positive annual performance review and that a 3.25% increase in his Total Remuneration Package is approved, effective from the 17 May 2013, being the anniversary of his commencement date with Council.**
- 2. That in accordance with Clause 5 (Renewal of Appointment) of the Contract of Employment between Council and Mr. Smith, the contract be renewed, under the same terms and conditions that currently apply with the Standard Contract of Employment for General Managers of Local Councils in NSW as prepared by the NSW Division of Local Government and that it be for a period of five (5) years commencing from 1 July 2013. CARRIED**

7.0 NOTICES OF MOTION

7.1 Cr McGlynn - Wyalong Tennis Courts

At this stage, 6.47pm, Cr Pike arrived.

Council Recommendation:

03062013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman that funds to a maximum \$25,000 be set aside in the 2013/14 budget for the upgrade of the Wyalong Tennis Courts. CARRIED

7.2 Cr McGlynn – Annual Donation to Royal Far West

Council Recommendation:

04062013 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that \$4,000.00 be donated to the Royal Far West from the 2013/14 donations budget. CARRIED

7.3 Cr McGlynn – Apprentice Scholarships

Council Recommendation:

05062013 RESOLVED on the motion of Cr McGlynn seconded Cr Pike that \$10,000.00 is allocated yearly for three or four apprentice scholarships in areas of community need. This area of need will change on an annual basis depending on skills shortage. The money will help applicants with their out of town expenses. CARRIED

7.4 Cr Pokoney - Appointment Of Bland Shire Council Ambassador

Council Recommendation:

06062013 RESOLVED on the motion of Cr Pokoney seconded Cr Grellman that in accordance with the Bland Shire Council Ambassador Guidelines that Mrs. Gail Platz be appointed as an Ambassador of our Shire for a period of three years and that an appropriate date and time be determined for the induction ceremony. CARRIED

8.0 DELEGATES & ADVISORY COMMITTEE REPORTS

SECTION 1 – DELEGATES & ADVISORY COMMITTEE REPORTS

Council Recommendation:

07062013 RESOLVED on the motion of Cr Hampton seconded Cr Grellman that the Council receive and note the delegate and advisory committee reports from Councillors and Advisory Committee meeting minutes as presented. CARRIED

8.1 CEMCC

Cr Pokoney advised that he and Cr McGlynn attended the meeting on 5th June where the Social Impact Assessment process was discussed and information provided on the modification application.

8.2 Indigenous Advisory Committee

Cr Hampton advised that the committee met on 11th June and discussed progress with projects and improved relations between Council and the aboriginal community.

8.3 Newell Highway Taskforce

Cr Lord provided an overview of ongoing projects and it was noted that speed zones along the Tallimba Road are under review.

- 8.4 Bland-Temora RFS Zone Bushfire Management Committee**
Cr Grellman advised that the minutes are included in the business paper and a verbal report has been provided to Council.
- 8.5 Cultural Advisory Committee**
Cr McGlynn advised that the minutes are included in the business paper and are self explanatory.
- 8.6 Goldenfields Water County Council**
Cr Templeton clarified that bulk suppliers include Young, Cootamundra and Harden. It was noted that a significant offer has been received for the potential sale of the Cootamundra Depot.
- 8.7 Tourism Advisory Committee**
Cr Lord advised that the minutes are included in the business paper.
- 8.8 Riverina Regional Tourism**
Cr Lord advised that a taskforce has been established to progress destination management planning and a structural review of Riverina Regional Tourism is underway.

9.0 STAFF REPORTS

SECTION 2 – OFFICE OF THE GENERAL MANAGER

9.1 MONTHLY STATUS REPORT – JUNE

Council Recommendation:

08062013 RESOLVED on the motion of Cr Grellman seconded Cr Hampton that the information contained in the June 2013 monthly status report be received and noted. CARRIED

9.2 CONTRACTUAL ARRANGEMENTS OF SENIOR STAFF

Council Recommendation:

09062013 RESOLVED on the motion of Cr Grellman seconded Cr Templeton that the information provided to Council under S.339 of the Local Government Act in respect to the contractual arrangements of Senior Staff as at 30 June 2013 be received and noted. CARRIED

9.3 REFERENDUM – CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

Council Recommendation:

10062013 RESOLVED on the motion of Cr Lord seconded Cr Templeton that Council re-confirms its full support for the ‘yes’ case for Constitutional recognition of local government and that the mayor and General Manager actively promote the ‘Yes’ case within the Bland Shire community. **CARRIED**

9.4 REQUEST FOR LEGAL ASSISTANCE - LGNSW

Council Recommendation:

11062013 RESOLVED on the motion of Cr Lord seconded Cr McGlynn that Council agrees to the request from LGNSW to a financial contribution of \$2,245.74 towards the legal costs of the Mid Western Regional Council in respect to their legal matter involving the categorization of mining land and that such funds be met from the Corporate Services Legal Fees budget allocation. **CARRIED**

9.5 LOCAL GOVERNMENT ACTS TASKFORCE – DISCUSSION PAPER

Council Recommendation:

12062013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman that the information concerning the progress of the Local Government Acts Taskforce in reviewing the current Local Government Act of 1993 be received and noted and that individual councillors be encouraged to make a submission to the Taskforce on any matters of concern. **CARRIED**

9.6 SUBMISSION TO 'FUTURE DIRECTIONS FOR NSW LOCAL GOVERNMENT'

Council Recommendation:

13062013 RESOLVED on the motion of Cr Grellman seconded Cr McGlynn:

- 1. That a formal submission be made to the Independent Local Government Review Panel, by the closing date of 28 June 2013 based on the outcomes of the special workshop for councillors and senior staff held on 14 May 2013, the consultation forums in Junee and Parkes and the community forum held on 11 June 2013;**
- 2. That prior to finalizing the submission Council reach a decision on the matters listed for further debate in the body of this report;**
- 3. That the General Manager be delegated authority to prepare the introduction to the submission based on Council's deliberations;**
- 4. That individual councillors also be encouraged to make their own submission on any matters of concern within the Discussion paper. CARRIED**

Council Recommendation:

PROPOSED on the motion of Cr Lord seconded Cr Pike that Council supports the popular election of all mayors.

On being put to the vote the motion was LOST.

Council Recommendation:

14062013 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that Council oppose the popular election of all mayors. CARRIED

Council Recommendation:

15062013 RESOLVED on the motion of Cr Pike seconded Cr Monaghan that Council oppose the minimum two-year terms for other mayors. CARRIED

Council Recommendation:

16062013 RESOLVED on the motion of Cr McGlynn seconded Cr Lord that Council strongly support the Panel's proposal that within a framework of enhanced fiscal responsibility, councils be allowed to increase rates by up to 3% more than the annual cap set or projected by IPART for the following 4 years, provided documentation certified by the Mayor and General Manager shows that:

- **Appropriate and effective community engagement, tailored to local needs, has been undertaken in reviewing the Community Strategic Plan and preparing the council's 4-year Delivery Program, and details of those engagement processes have been documented in the Special Variation proposal**
- **The Delivery Program meets the criteria set out in Box 4**
- **The Delivery Program and 'price path' have been endorsed by the council's auditor or another suitable independent party as being soundly based and warranted to ensure the council's long term sustainability**
- **The council is taking other necessary steps to improve asset and financial management. CARRIED**

Council Recommendation:

17062013 RESOLVED on the motion of Cr McGlynn seconded Cr Monaghan that Council strongly oppose for rating based on the Improved Capital Value (ICV) as opposed to the current system based on the Unimproved Capital Value (UCV). **CARRIED**

Council Recommendation:

18062013 RESOLVED on the motion of Cr Lord seconded Cr Grellman the Council strongly support all rate concessions to be funded by the State Government. **CARRIED**

Council Recommendation:

19062013 RESOLVED on the motion of Cr Lord seconded Cr Grellman that Council support the introduction of rating of National Parks and State Forests. **CARRIED**

Council Recommendation:

20062013 RESOLVED on the motion of Cr Lord seconded Cr Pike that Council strongly support for a sensible review of existing LGA boundaries where community support exists prior to any such changes being made. **CARRIED**

9.7 LOCAL GOVERNMENT (EARLY INTERVENTION) BILL 2013

Council Recommendation:

21062013 RESOLVED on the motion of Cr Lord seconded Cr Grellman that Council support LGNSW in its endeavours to clarify certain aspects of the proposed Early Intervention Bill 2013 before the Bill is presented to Parliament. **CARRIED**

9.8 BLAND, DULL & BORING BUDGET

At this stage, 8.23pm, Crs Monaghan and Pike left the meeting.

Cr Monaghan returned at 8.25pm.

Cr Pike returned at 8.26pm.

Council Recommendation:

PROPOSED on the motion of Cr Lord seconded Cr Keatley that should the Paring Proclamation with Boring, Oregon and Dull, Scotland be expanded, then a budget of \$30,000 be allocated in the 2013/14 year to assist with signage, marketing and promotional collateral.

On being put to the vote the motion was LOST.

SECTION 3 - CORPORATE SERVICES

9.9 FINANCIAL STATEMENTS – MAY 2013

Council Recommendation:

22062013 RESOLVED on the motion of Cr Hampton seconded Cr McGlynn:

- 1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of May, 2013.**
- 2. That Council confirms the payment of accounts, for the period 1 May 2013 to 31 May 2013, summarised in the accounts summary totalling \$2,677,843.49. CARRIED**

9.10 ASSET CAPITALISATION POLICY

Council Recommendation:

23062013 RESOLVED on the motion of Cr Lord seconded Cr Pike that the Asset Capitalisation Policy lay on the table for consideration that the July Council meeting. **CARRIED**

SECTION 4 – COMMUNITY & DEVELOPMENT SERVICES

9.11 BANNER POLICY

Council Recommendation:

24062013 RESOLVED on the motion of Cr Lord seconded Cr Hampton that the Banner Policy as presented be placed on public exhibition for a period of 28 days. **CARRIED**

9.12 COMMUNICATION POLICY

Council Recommendation:

PROPOSED on the motion of Cr Lord seconded Cr Pike that the Communication Policy lay on the table for consideration at the July Council meeting.

On being put to the vote the motion was **LOST**.

Council Recommendation:

25062013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman:

1. That Council resolves to adopt the Communication Policy as presented.
2. That the *Website Policy* adopted on the 16 September 2003 be rescinded. **CARRIED**

9.13 STRENGTHENING COMMUNITIES – SOUTHERN SPORTS ACADEMY

Council Recommendation:

26062013 RESOLVED on the motion of Cr McGlynn seconded Cr Hampton that Council provides a financial contribution of \$200 to support the Southern Sports Academy with its operations in 2013-2014. **CARRIED**

9.14 STRENGTHENING COMMUNITIES GRANT – SWEDEN IN THE WEST

Council Recommendation:

27062013 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that the Strengthening Communities grant application received from Events West Wyalong for sponsorship of the Sweden in the West Festival be determined by Council. **CARRIED**

PROPOSED on the motion of Cr Lord that Council provide sponsorship of the Sweden in the West Festival to the value of \$5,000 plus \$5,000 in-kind support.

The motion **LAPSED** for the want of a seconder.

Council Recommendation:

28062013 RESOLVED on the motion of Cr Keatley seconded Cr Pike:

- 1. That Council provide sponsorship of the Sweden in the West Festival to the value of \$10,000, to be paid on submission of invoice/s, plus \$5,000 in-kind support.**
- 2. That the \$10,000 cash contribution be taken from the 2013-2014 budget with any unexpended funds within the 2012-2013 Community Donations budget carried forward into the 2013-2014 year. CARRIED**

9.15 COMMUNITY GROUPS ASSISTANCE GRANT – BARMEDMAN DEVELOPMENT ASSOCIATION

Council Recommendation:

29062013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman that the Council approves a Community Groups Assistance Grant application received from the Barmedman Development Association to the value of \$3673.90 (Including GST). **CARRIED**

9.16 COMMUNITY GROUPS ASSISTANCE GRANT – WEST WYALONG SHOW SOCIETY

Council Recommendation:

30062013 RESOLVED on the motion of Cr Grellman seconded Cr McGlynn that the Council approves a Community Groups Assistance Grant application received from the West Wyalong Show Society for the value of \$850 (Including GST). CARRIED

9.17 FITNESS EQUIPMENT - CAPITAL

Council Recommendation:

31062013 RESOLVED on the motion of Cr Lord seconded Cr Keatley that the information relating to the purchase of fitness equipment be received and a decision be determined by Council. CARRIED

Council Recommendation:

32062013 RESOLVED on the motion of Cr Monaghan seconded Cr Hampton that Council install one fitness station along the walking track to the Golf Club. CARRIED

9.18 PROVISION OF CEILING FANS TO UNGARIE MUSEUM

Council Recommendation:

33062013 RESOLVED on the motion of Cr Lord seconded Cr Hampton that Council resolve to contribute \$1282.00 from Council's Building Project allocation within the 2013/2014 budget towards the cost of installing three (3) ceiling fans at the Ungarie Museum. CARRIED

SECTION 5 – ENGINEERING SERVICES

9.19 FURTHER INFORMATION REQUESTED FOR MARCH 2013 BUDGET REVIEW

At this stage, 9.24pm, Cr McGlynn left the meeting and returned at 9.27pm.

Council Recommendation:

34062013 RESOLVED on the motion of Cr Lord seconded Cr Pike that council determine the matter of purchasing automatic gates for the Sewerage Treatment Plant. CARRIED

At this stage, 9.28am, Cr Hampton left the meeting and returned at 9.30pm.

Council Recommendation:

35062013 RESOLVED on the motion of Cr Pike seconded Cr Grellman that Council not purchase automatic gates for the Sewerage Treatment Plant. CARRIED

Council Recommendation:

36062013 RESOLVED on the motion of Cr Grellman seconded Cr Lord that additional computers in the Engineering Services office be acquired to the value of \$6,300. CARRIED

Council Recommendation:

37062013 RESOLVED on the motion of Cr McGlynn seconded Cr Grellman that Council acknowledge the changes in the recording of expenditure as outlined in the report. CARRIED

9.20 ROADS PROGRAM 2013 – 2014

Council Recommendation:

38062013 RESOLVED on the motion of Cr Grellman seconded Cr Monaghan that Council adopt the 2013 – 2014 roads program. CARRIED

9.21 UNGARIE POOL

Council Recommendation:

39062013 RESOLVED on the motion of Cr McGlynn seconded Cr Hampton that Council allow the L & R Group, under clause 5.1.5 of their contract with council, to operate Ungarie pool under license next season provided there is no reduction in the current level of service. **CARRIED**

SECTION 6 – REPORTS FOR INFORMATION

Council Recommendation:

40062013 RESOLVED on the motion of Cr Grellman seconded Cr Keatley that the following reports, provided for information only, be received and noted:

- **9.22 - Engineering Services Report**
- **9.23 - Community Services Report**
- **9.24 - Library & Childrens Services**
- **9.25 - Status Of Commercial Development Applications Under Consideration - June 2013**
- **9.26 - Development Statistics – May 2013**
- **9.27 – Ranger Activities**
- **9.28 - Economic Development & Tourism Report – June. CARRIED**

10.0 URGENT BUSINESS WITHOUT NOTICE

10.1 Electoral Commission Boundaries Review

Cr Lord advised that the Murrumbidgee area is proposed to be abolished and the Bland Shire included in the proposed Cootamundra electorate with public submissions closing on 17th July 2013.

Council Recommendation:

41062013 RESOLVED on the motion of Cr Lord seconded Cr Monaghan that Council write to the Boundaries Commission supporting the proposed change in boundaries for the Bland Shire as it brings the whole of the Council area into one electorate. CARRIED

11.0 QUESTIONS AND STATEMENTS

Cr Monaghan

- Queried progress with the review of particular land zonings
DCDS advised that the Planning Department will be onsite during the week commencing 24th June

Cr Pike

- Expressed his offence at comments made by Cr McGlynn towards Cr Monaghan and sought an apology

Cr Keatley

- Advised that he recently visited the Men's shed and noted their proposed plans for an extension
- Expressed concern that roads within the Shire appear to be narrowing and in particular Sullivans Lane
DES advised that category 5 roads are narrower and Sullivans Lane will be inspected
- Stated that he had recently observed the Kirpy rock crusher in operation

Cr Hampton

- Raised safety concerns on behalf of a resident in relation to a truck parking outside homes in Neeld Street. It was further noted that rear lane access is available to these residents
DES advised that the matter has been taken up with the Police
- Queried the timeframe for the report on the Taxi Rank
DES advised that the report will be presented to the July Council meeting

Cr Grellman

- Advised that the lights in front of Whats Cookin and West Wyalong Pharmacy are still outstanding
- Queried the provision of street bins for food outlets in Main Street

Cr Pokoney

- Queried the timeframe for the report on the lighting tender for Perseverance Street
GM advised that tenders close on 20th June and a report will be presented to the Extra Ordinary Council meeting
- Advised that information has been tabled for Councillors outlining recent mayoral commitments
- Acknowledged that as Councillors there will be differing interpretations and encouraged matters to be addressed individually afterwards and then follow formal Code of Conduct processes if not satisfied with the outcome

Cr McGlynn

- Responded to Cr Pike's comments
- Stated that issues with no relevance had been raised and apologised to Cr Monaghan if he took offence to any comments made during discussion

12.0 CLOSURE OF THE MEETING TO DISCUSS CONFIDENTIAL BUSINESS UNDER THE PROVISIONS OF SECTION 10A(2) OF THE LOCAL GOVERNMENT ACT

Council Recommendation:

42062013 RESOLVED on the motion of Cr Hampton seconded Cr Grellman that Council close the Ordinary meeting of Council to discuss confidential business under the provisions of Section 10A(2) of the Local Government Act. CARRIED

The meeting then closed at 10.04pm.

12.1 Gravel Re-Sheeting Tender 3/13

Local Government Act {Section 10A(2)(d)(i)}

The matters and information are commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

13.0 RESUMPTION OF THE MEETING AND CONSIDERATION OF RECOMMENDATIONS OF THE CLOSED SECTION OF THE MEETING

Council Recommendation:

44062013 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that Council move out of closed Council and into open Council. CARRIED

The meeting then resumed at 10.17pm.

12.1 Gravel Re-Sheeting Tender 3/13

Local Government Act {Section 10A(2)(d)(i)}

The matters and information are commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Council Recommendation:

43062013 RESOLVED on the motion of Cr Lord seconded Cr Keatley that the contract be offered to P & AL Cleary Landscaping and Bobcat Hire at a rate of \$51,222.24 per km, provided that they agree to the reduced scope of approximately 25km (actual quantity will be based on road segments) and any other further conditions that may be imposed. CARRIED

14.0 CLOSE OF THE MEETING

There being no further business the meeting then closed at 10.19pm.

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Chairperson