



BLAND SHIRE COUNCIL  
*west wyalong*

# **Bland Shire Council**

## **Minutes**

### **Ordinary Council Meeting**

**18 July 2017**



# OUR VISION, MISSION AND VALUES



**ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST**  
**A guiding checklist for Councillors, Officers and Advisory Committees**

**Ethical Decision Making**

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Could your possible conflict of interest lead to private gain or loss at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

**Conflict of Interest**

- A conflict of interest is a clash between private interest and public duty. There are two types of conflict: Pecuniary – regulated by the Local Government Act and Office of Local Government and, Non-pecuniary – regulated by Codes of Conduct and policy. ICAC, Ombudsman, Office of Local Government (advice only).

**The test for conflict of interest**

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of "corruption" – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest

**Identifying Problems**

1<sup>st</sup> - Do I have private interest affected by a matter I am officially involved in?

2<sup>nd</sup> - Is my official role one of influence or perceived influence over the matter?

3<sup>rd</sup> - Do my private interests conflict with my official role?

Whilst seeking advice is generally useful, the ultimate decision rests with the person concerned.

**Agency Advice**

Officers of the following agencies are available during office hours to discuss the obligations placed on Councillors, Officers and Advisory Committee members by various pieces of legislation, regulation and Codes.

Contact	Phone	Email	Website
Bland Shire Council	6972 2266	<a href="mailto:council@blandshire.nsw.gov.au">council@blandshire.nsw.gov.au</a>	<a href="http://www.blandshire.nsw.gov.au">www.blandshire.nsw.gov.au</a>
ICAC	8281 5999 Toll Free: 1800 463 909	<a href="mailto:icac@icac.nsw.gov.au">icac@icac.nsw.gov.au</a>	<a href="http://www.icac.nsw.gov.au">www.icac.nsw.gov.au</a>
Office of Local Government	4428 4100	<a href="mailto:dlq@dlq.nsw.gov.au">dlq@dlq.nsw.gov.au</a>	<a href="http://www.dlg.nsw.gov.au">www.dlg.nsw.gov.au</a>
NSW Ombudsman	9286 1000 Toll Free: 1800 451 524	<a href="mailto:nswombo@ombo.nsw.gov.au">nswombo@ombo.nsw.gov.au</a>	<a href="http://www.ombo.nsw.gov.au">www.ombo.nsw.gov.au</a>



## Council Meeting Minutes

18 July 2017

commencing at 6:30PM

### 1.0 INTRODUCTION

The meeting was opened by the Deputy Mayor with the welcome and introduction at 6.30pm.

### 2.0 ATTENDANCE

#### 2.1 Councillors

Cr Bruce Baker  
Cr Penny English  
Cr Kerry Keatley  
Cr Liz McGlynn  
Cr Brian Monaghan (arrived 6.42pm)  
Cr Murray Thomas  
Cr Jan Wyse

#### 2.2 Staff

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

#### 2.3 Apologies

Cr Tony Lord  
Cr Rodney Crowe

### Recommendation:

**01072017 RESOLVED on motion of Cr McGlynn seconded Cr Keatley that the apologies submitted by Cr Lord and Cr Crowe be accepted. CARRIED**

### 3.0 CONFIRMATION OF THE MINUTES

#### 3.1 Ordinary Meeting held on 20 June 2017

##### ▪ Confirmation

##### Recommendation:

**02072017 RESOLVED** on the motion of Cr Keatley seconded Cr Thomas that the minutes of the Ordinary Council meeting held on 20 June 2017 be confirmed as a correct record of proceedings. **CARRIED**

- **Corrections** - Nil
- **Business Arising** – Resolution 11062017 in relation to the review of the Road Hierarchy and Service Levels will be presented to the August Council Workshop.

### 4.0 DECLARATIONS OF INTEREST

<b>Councillor/ Officer</b>	<b>Item</b>	<b>Nature of Interest</b>
Cr McGlynn	9.5 – Strengthening Communities Grant – Events West Wyalong	Non-Pecuniary
Cr English	9.6 – Strengthening Communities Grant – West Wyalong Women’s Bowling Club	Non-Pecuniary

### 5.0 PUBLIC FORUM

#### 5.1 Mr Martin Lane

Mr Lane addressed Council as a representative of Events West Wyalong in relation to their Strengthening Communities Grant Application. He stated that the group would be grateful for funds to assist and sought clarification on the Acquisitive prize.

#### 5.2 Riverina Regional Library Presentation

Ms Karen Wendt, Mr Brian Plummer and Ms Amy Heap provided a presentation and overview of the services and operation of the Riverina Regional Library (RRL).

At this stage, 6.42pm Cr Monaghan arrived.

It was noted that RRL was established in 1978 and there are presently 10 local government areas covered by RRL. A copy of their 2015/16 Annual Report and an information kit were provided to those in attendance.

### 6.0 MAYORAL MINUTE

Nil

### 7.0 NOTICES OF MOTION

Nil

## 8.0 DELEGATES & ADVISORY COMMITTEE REPORTS

### SECTION 1 – DELEGATES & COMMITTEE REPORTS

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**Recommendation:**

**03072017 RESOLVED** on the motion of Cr Baker seconded Cr Thomas that the Council receive and note the delegate and committee reports from Councillors and Committee meeting minutes as presented. **CARRIED**

## 9.0 STAFF REPORTS

### SECTION 2 – OFFICE OF THE GENERAL MANAGER

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#### 9.1 Code of Dress for Council Meetings

**Recommendation:**

**04072017 RESOLVED** on the motion of Cr McGlynn seconded Cr English that Bland Shire Council's Code of Meeting Practice is amended to reflect a Code of Dress, identifying inappropriate attire, for councillors attending formal meetings of council. **CARRIED**

#### 9.2 West Wyalong Stadium – Review of Annual Fees and Charges for 2017/2018

**Recommendation:**

**05072017 RESOLVED** on the motion of Cr Baker seconded Cr Monaghan:

- 1. That the report outlining the review of the proposed fees and charges for the use of the West Wyalong Stadium is received and noted;**
- 2. That the attached revised schedule of fees and charges for the use of the West Wyalong Stadium be formally adopted as an addendum to council's 2017/18 Revenue Policy; and**
- 3. That the West Wyalong Basket Ball Association be advised of council's decision and thanked for their input into the review process. CARRIED**



## 2017/18 Fees and Charges Schedule - Addendum – West Wyalong Stadium

ACTIVITY	FEE/CHARGE 2017/18	GST STATUS	COSTING METHOD	COMMENT
<b>WEST WYALONG STADIUM</b>				
<b>Domestic Competitions</b>				
Basketball – Junior (including Aussie Hoops)	\$300 per session	Inclusive	Partial	Fees payable per season at time of booking
Basketball - Senior	\$300 per session	Inclusive	Partial	Fees payable per season at time of booking
Basketball – Ladies Day	\$200 per session	Inclusive	Partial	Fees payable per season at time of booking
<b>Regular Casual Users</b>				
Lifeball	\$5 per person per session	Inclusive	Partial	Fees payable at least monthly
Indoor Tennis	\$5 per person per session	Inclusive	Partial	Fees payable at least monthly
<b>Casual Hire</b>				
Casual Stadium hire including private events & functions	\$300 per day	Inclusive	Partial	Fees payable at time of booking
Casual hire of meeting rooms/foyer area	\$20 per booking	Inclusive	Partial	Fees payable at time of booking Basketball, Lifeball & Tennis exempt
Training – Basketball team	\$250 per team	Inclusive	Partial	Fees payable at time of booking
Training – AFL, Soccer, Netball, etc	\$100 per booking	Inclusive	Partial	Fees payable at time of booking

### **9.3 New Local Government Award for NSW Councils**

**Recommendation:**

**06072017 RESOLVED on the motion of Cr Monaghan seconded Cr English:**

- 1. That the information on the introduction of the 2017 Local Government (State) Award is received and noted;**
- 2. That the current 'Employees Council Agreement' is not renewed on the basis that all existing benefits listed in the document, with the exception of five (5) weeks annual leave, are now incorporated in the new Award; and**
- 3. That the existing benefit of five (5) weeks annual leave be confirmed by way of letter to all existing staff and included in the letter of offer to any new staff joining council's workforce. CARRIED**

### **9.4 125th Anniversary of the Establishment of Wyalong and West Wyalong - 2019**

**Recommendation:**

**07072017 RESOLVED on the motion of Cr McGlynn seconded Cr English that council calls for Expressions of Interest for membership of an organising committee to identify appropriate celebratory events for the 125<sup>th</sup> Anniversary of the establishment of Wyalong and West Wyalong. CARRIED**

### **9.5 Strengthening Communities Grant – Events West Wyalong**

**Recommendation:**

**08072017 RESOLVED on the motion of Cr English seconded Cr Baker that Council provide a Strengthening Communities Grant of \$5000 to Events West Wyalong in support of the 2017 In the West Festival of which \$4000 is specifically allocated for the provision of the In the West Art Prize (including the Bland Shire Council Acquisitive Art prize), photography competition and exhibition and literary competition. CARRIED**



**Recommendation:**

**09072017 RESOLVED** on the motion of Cr Thomas seconded Cr Baker that Council provide a \$5000 in-kind contribution to Events West Wyalong for the provision of the 'Aussie in the West' Festival to be allocated from the Strengthening Communities Grant fund. **CARRIED**

## **9.6 Strengthening Communities Grant – West Wyalong Women's Bowling Club**

**Recommendation:**

**10072017 RESOLVED** on the motion of Cr Keatley seconded Cr Baker that Council not approve a Strengthening Communities application from the West Wyalong Women's Bowling Club and the club be congratulated on its efforts to build a fully self sustainable event which continues to provide economic and social benefits to the community. **CARRIED**

## **SECTION 3 – CORPORATE, COMMUNITY, DEVELOPMENT & REGULATORY SERVICES**

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### **9.7 Financial Statements – June 2017**

**Recommendation:**

**11072017 RESOLVED** on the motion of Cr Baker seconded Cr Thomas:

- 1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of June, 2017**
- 2. That Council confirms the payment of accounts, for the period 01 June to 30 June 2017, summarised in the accounts summary totalling \$6,863,432.22.**  
**CARRIED**

## SECTION 4 – REPORTS FOR INFORMATION

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### Recommendation:

**12072017 RESOLVED** on the motion of Cr Keatley seconded Cr English that the following reports, provided for information only, be received and noted:

- **9.8 - Community Services Report**
- **9.9 - Economic Development & Tourism Report – June 2017**
- **9.10 - Bland Shire Library Monthly Update**
- **9.11 - Children’s Services Monthly Update**
- **9.12 - Bland HACCC Services Update**
- **9.13 – Development & Regulatory Services Activity Report**
- **9.14 - Asset & Engineering Services. CARRIED**

### 10.0 URGENT BUSINESS WITHOUT NOTICE

#### 10.1 West Wyalong Hospital

### Recommendation:

**13072017 RESOLVED** on the motion of Cr Monaghan seconded Cr McGlynn that representations in relation to West Wyalong Hospital Services be made to Murrumbidgee Primary Health Network, the Minister for Health and Local Member.  
**CARRIED**

### 11.0 QUESTIONS AND STATEMENTS

#### Cr English

- Noted that Bernardi’s Supermarket are phasing out the use of plastic bags and suggested other businesses may consider the initiative  
*GM advised that reusable bags are currently available through REROC and a supply will be provided to those businesses interested*
- Queried the allocation of funds for improvements to Barnado and McCann Park toilets  
*DAES advised that no funds were allocated in the 2017/18 budget however a review of cleaning options is currently underway and some improvements may be undertaken through maintenance works*

**Cr Keatley**

- Queried progress with the Ungarie Tourism signage and associated fencing  
*GM advised that Council is still awaiting panels, to be followed up*

**Cr Thomas**

- Advised that the lighting at Reg Rattey is in the hands of the electrical contractor and is expected to be completed next week
- Queried progress with the flood damage claim  
*DAES advised that a part offer has been made with inspections and negotiations continuing*

**Cr McGlynn**

- Conveyed congratulations to Craig, Rebecca and Marina for their efforts with the Weethalle Silo Art opening
- Queried progress with the Barmedman and Ungarie tourism boards
- Expressed concern that her recent breach of the Code of Conduct was not handled in accordance with the procedures and instead discussed during the Council Workshop

**Cr Monaghan**

- Queried responses from Council to correspondence from Mr Colin Beasley  
*GM to follow up*

**Cr Baker**

- Queried inspection and works on sections of Bartells Lane  
*DAES advised that it has been inspected and gravel crews will be in the area shortly*
- Queried the action taken for reinstatement of RFS services in West Wyalong  
*GM advised that the new 2IC will be located in West Wyalong and a further meeting will be held with RFS*
- Queried progress with the new road maintenance processes  
*DAES advised that the process has seen improvements with staff attending to areas more promptly*

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

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

14.0 **CLOSE OF THE MEETING**  
There being no further business the meeting then closed at 8.01pm.

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Chairperson