



Bland Shire Council
Minutes
Ordinary Council Meeting
17 April 2018



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

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

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

3rd - 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	council@blandshire.nsw.gov.au	www.blandshire.nsw.gov.au
ICAC	8281 5999 Toll Free: 1800 463 909	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
Office of Local Government	4428 4100	dlq@dlq.nsw.gov.au	www.dlg.nsw.gov.au
NSW Ombudsman	9286 1000 Toll Free: 1800 451 524	nswombo@ombo.nsw.gov.au	www.ombo.nsw.gov.au



Council Meeting Minutes

17 April 2018

commencing at 6:30PM

1.0 INTRODUCTION

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

2.0 ATTENDANCE

2.1 Councillors

Cr Bruce Baker
Cr Rodney Crowe
Cr Penny English
Cr Kerry Keatley
Cr Tony Lord
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

Nil

3.0 CONFIRMATION OF THE MINUTES

3.1 Ordinary Meeting held on 20 March 2018

▪ Confirmation

Recommendation:

01042018 RESOLVED on the motion of Cr Keatley seconded Cr English that the minutes of the Ordinary Council meeting held on 20 March 2018 be confirmed as a correct record of proceedings. **CARRIED**

- **Corrections - Nil**
- **Business Arising - Nil**

4.0 DECLARATIONS OF INTEREST

Councillor/Officer	Item	Nature of Interest
Cr McGlynn	9.1 – Stronger Country Communities Program – Rounds 1 and 2	Non-Pecuniary
Cr Thomas	9.13 – Taxi Spot White Tank Lane	Pecuniary

5.0 PUBLIC FORUM

5.1 Retirement Presentation – Wayne Broad

The Mayor and General Manager presented Mr Wayne Broad with a gift, conveyed thanks for his 19 years of service to Council and the community and wished him well in his retirement. Mr Broad thanked Council and stated that the development of the reticulation system and involvement with the McCann Park redevelopment and Wetlands have been highlights of his time with Bland Shire.

5.2 Evolution Mining Presentation

The Mayor welcomed Mr Jamie Coad from Evolution Mining to address Council and provide an update on the Cowal Gold Operations.

At this stage, 6.42pm, Cr Monaghan arrived.

Mr Coad provided an overview of their safety performance, audits and processes, social responsibility, awards, rehabilitation, project cutback and Mod 14 processing rate increase.

6.0 MAYORAL MINUTE

Nil

7.0 NOTICES OF MOTION

Nil

8.0 DELEGATES & COMMITTEE REPORTS

SECTION 1 – DELEGATES & COMMITTEE REPORTS

Recommendation:

02042018 RESOLVED on the motion of Cr Thomas seconded Cr Wyse that the Council receive and note the delegate and committee reports from Councillors and Committee meeting minutes as presented. CARRIED

8.1 REROC

The Mayor advised that the minutes of the recent REROC meeting will be presented to the next Council meeting.

8.2 Bland – Temora RFS Zone Bushfire Management Committee

Cr Baker advised that he attended the recent meeting and it was noted that should Council wish to pursue the relocation of the RFS headquarters to West Wyalong the matter should be pursued through the councils.

9.0 STAFF REPORTS

SECTION 2 – OFFICE OF THE GENERAL MANAGER

9.1 Stronger Country Communities Program – Rounds 1 and 2

Recommendation:

03042018 RESOLVED on the motion of Cr Wyse seconded Cr Thomas that the information regarding the applications under Rounds 1 and 2 of the Stronger Country Communities Fund is received and noted. **CARRIED**

Recommendation:

04042018 RESOLVED on the motion of Cr Monaghan seconded Cr Thomas that council agree to enter into a Deed of Agreement with the NSW Government for funding for the following projects under Round 1 of the Stronger Country Communities Fund;

- Refurbishment of the Waterslide at the Holland Park Pool Complex - \$137,550
- Heating of the Holland Park Pool - \$147,596
- West Wyalong Community Cinema - \$451,572
- Upgrade of the Ungarie Tennis Court Complex- \$264,520. **CARRIED**

Recommendation:

05042018 RESOLVED on the motion of Cr Thomas seconded Cr Wyse that council determine if it wishes to support all of the above Round 2 applications. **CARRIED**

9.2 Request to Transfer the Lease for the West Wyalong Caravan Park

Recommendation:

06042018 RESOLVED on the motion of Cr Thomas seconded Cr English:

- 1. That council grants consent to the transfer of the Lease of the West Wyalong Caravan Park to Tammoroak Investments Pty Ltd;**
- 2. That the new lessees be requested to meet, as soon as possible, with council staff to confirm their responsibilities under the lease. CARRIED**

9.3 Joint Regional Planning Panels

Recommendation:

07042018 RESOLVED on the motion of Cr Keatley seconded Cr Wyse that the advice from NSW Planning and Environment regarding legislative changes relating to Joint Regional Planning Panels is received and noted. CARRIED

9.4 General Manager's Annual Performance Review - Panel Membership

Recommendation:

08042018 RESOLVED on the motion of Cr McGlynn seconded Cr Wyse that the membership of the general manager's annual performance review panel for 2017/2018 remain as Councillors Lord, English, Baker and Monaghan. CARRIED

9.5 Request for Support of the Droughtmaster Project

Recommendation:

09042018 RESOLVED on the motion of Cr Crowe seconded Cr Wyse that Council provides a letter of support as part of an Expression of Interest for funding under the NSW Safe and Secure Water Program and the Regional Growth Fund for the Droughtmaster Project. CARRIED

9.6 Community Forums 2018

Recommendation:

10042018 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that council confirm the following schedule for the 2018 Community Forums:

- 16 August (Thursday) – 3.30pm Naradhan / 5.15pm Weethalle / 6.45pm Tallimba
- 11 October (Thursday) – 6.00pm Ungarie
- 25 October (Thursday) – 5.30pm Barmedman / 7.00pm Mirrool. CARRIED

9.7 Dedication of the Council Workshop to the Late Col Williams

Recommendation:

11042018 RESOLVED on the motion of Cr Keatley seconded Cr English that the decision to dedicate the council workshop in Chauvel Street to the late Col Williams is endorsed by council. CARRIED

9.8 *Bland ... far from Dull and Boring* Signage

Recommendation:

12042018 RESOLVED on the motion of Cr English seconded Cr Crowe that the information regarding the installation of the *Bland...far from Dull and Boring* signage in Lions Park is received and noted. CARRIED

9.9 Visitors Information Tourism Touch Screen

Recommendation:

13042018 RESOLVED on the motion of Cr Monaghan seconded Cr Keatley that the information regarding the installation of the new Tourism Touch Screen is received and noted. CARRIED

9.10 Integrated Planning and Reporting (IPR) Framework - Adoption of Draft Documentation 2018/2019

Recommendation:

14042018 RESOLVED on the motion of Cr Crowe seconded Cr Baker:

- 1. That the following DRAFT documentation be placed on public exhibition for a period of 28 days, commencing 18 April 2018, in accordance with the legislative requirements of the Local Government Act 1993:**
 - Combined Delivery Program and Operational Plan**
 - Resourcing Strategy (10 years) including Asset Management Strategy, Long Term Financial Plan and Workforce Assessment Plan**
- 2. That all public comments, submissions and input from staff and Councillors to the DRAFT IPR documents be provided to the Ordinary Council meeting to be held on 19 June 2018 commencing at 6.30pm.**
- 3. That all staff involved in the preparation of the IPR documents be congratulated for a job “well done”. CARRIED**

SECTION 3 – CORPORATE, COMMUNITY, DEVELOPMENT & REGULATORY SERVICES

9.11 Financial Statements – March 2018

Recommendation:

15042018 RESOLVED on the motion of Cr Thomas seconded Cr Wyse:

- 1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of March, 2018**
- 2. That Council confirms the payment of accounts, for the period 01 March to 31 March 2018, summarised in the accounts summary totalling \$2,009,949.87.
CARRIED**

SECTION 4 – ASSET & ENGINEERING SERVICES

9.12 Swimming Pool Contract

Recommendation:

16042018 RESOLVED the motion of Cr McGlynn seconded Cr Monaghan:

- 1. That it be noted that the L&R Group have exercised their two year extension option for the swimming pool contract;**
- 2. That the L&R Group be offered a further two year extension option for the swimming pool contract at the end of this time in 2020. CARRIED**

Cr Crowe recorded a dissenting vote

At this stage, 7.51pm, Cr Thomas left the meeting.

9.13 Taxi Spot White Tank Lane

Recommendation:

17042019 RESOLVED on the motion of Cr Crowe seconded Cr McGlynn:

- 1. That the Taxi Spot in White Tank Lane be relocated to Barnado Street and be replaced with a “No Stopping” zone.**
- 2. That two taxi spots be placed in the vicinity of the yellow marking as per the attached plan, being the last two spots available nearest to the supermarket in Barnado Street. CARRIED**



At this stage, 7.53pm, Cr Thomas returned to the meeting.

9.14 Speed at Bend Ungarie – Lake Cargelligo Road at Rail Crossing North of Ungarie

Recommendation:

18042018 RESOLVED on the motion of Cr Crowe seconded Cr Monaghan that the Bland Shire Council Traffic Committee recommends that council write to the RMS to undertake a speed zone review on the Ungarie – Lake Cargelligo Road with the aim of reducing the speed to 80km/hr between the northern end of the 50km/hr town zone and the north of the railway crossing, and matching restrictions travelling south.
CARRIED

SECTION 5 – REPORTS FOR INFORMATION

Recommendation:

19042018 RESOLVED on the motion of Cr Keatley seconded Cr McGlynn that the following reports, provided for information only, be received and noted:

- **9.15 - Economic Development & Tourism Report – March 2018**
- **9.16 - Community Services Report**
- **9.17 - Bland Shire Library Monthly Update**
- **9.18 - Children’s Services Monthly Update**
- **9.19 - Development Services Activity Report – March 2018**
- **9.20 - Asset & Engineering Services Report. CARRIED**

10.0 URGENT BUSINESS WITHOUT NOTICE

Nil

11.0 QUESTIONS AND STATEMENTS

Cr Crowe

- Stated that the street sweeper is doing a wonderful job
- Advised of a car parked between Ron Crowe Oval and Perseverance Street grounds for a period of around 3 weeks
DAES advised that the matter is taken on notice

Cr Wyse

- Endorsed the comments in relation to the street sweeper
- Stated that the Seniors movie day was well attended

Cr Monaghan

- Queried progress with the lane audit
DAES advised that a report will be provided to the next Council Workshop

Cr Baker

- Advised that there are sharp stones and grading required on Bartells Lane, Ardlethan Road, Arian Park/Tallimba Road, Goldenhills Road and Crosses Lane
- Expressed concerns at the accuracy of the pictures and mapping for the sale of land for unpaid rates and requested an update on the sale
DCCDRS advised that a report will be provided to the next meeting

Cr McGlynn

- Queried finalisation of the budget following the recent Councillor Workshop and requested consideration for reviewing DA fees
Mayor advised that the documents have now been adopted in draft for public exhibition and comment. DCCDRS advised that consideration of waiving DA fees would be considered on a case by case basis upon application
- Conveyed congratulations to DAES for the redesign and presentation of the Water Street car park

Cr English

- Recommended a visit to Cowal Gold mine for any Councillors who haven't yet been
- Advised of overgrown trees around town obstructing the footpaths on the nature strips and private land

Cr Keatley

- Queried the use of the street sweeper in the villages before upcoming Anzac Day ceremonies
- Advised that the Kurrajong tree in front of the Daniher Tribute in Ungarie requires removal
DAES queried Councillors support for the removal

Cr Thomas

- Queried the flood damage funding as referenced in the Resourcing Strategy
DAES advised that the matter is taken on notice
- Noted the improvements to Topy Hall by the S.355 Committee
- Stated that the School of Arts building requires works and a submission is to be made to Council
- Stated that lopping of street trees appears to be required for access of the street sweeper
- Noted that there appears to be large household items/rubbish being dumped on nature strips around town

The General Manager advised that there is to be a 12 month trial period for 40 km/hr speed zones when passing emergency service vehicles and lights are flashing.

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 8.25pm.

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Chairperson