

**Bland Shire Council**  
**Minutes**  
**Ordinary Council Meeting**  
**16 March 2021**

CONFIRMED



# 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.

<b>Contact</b>	<b>Phone</b>	<b>Email</b>	<b>Website</b>
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:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a>	<a href="http://www.olg.nsw.gov.au">www.olg.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>

16 March 2021

commencing at 6:31PM

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Council advises that an audio recording of the proceedings of this meeting were taken and are publicly available on the website.

## 1.0 OPENING MEETING AND ACKNOWLEDGEMENT OF COUNTRY

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

## 2.0 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

### 2.1 Attendance

#### Councillors

Cr Bruce Baker  
Cr Rodney Crowe  
Cr Penny English  
Cr Kerry Keatley  
Cr Tony Lord  
Cr Liz McGlynn  
Cr Brian Monaghan  
Cr Murray Thomas  
Cr Jan Wyse

#### Staff

General Manager – Ray Smith  
Director Technical Services – Will Marsh  
Acting Director Corporate & Community Services – Leesa Bryant  
Executive Assistant – Julie Sharpe

### 2.2 Apologies

Director Corporate & Community Services – Alison Balind

### 2.3 Applications for a leave of absence by Councillors

Nil

## 3.0 CONFIRMATION OF MINUTES

### 3.1 Ordinary Meeting held on 16 February 2021

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

**Recommendation:**

**01032021 RESOLVED** on the motion of Cr Keatley seconded Cr Thomas that the minutes of the Ordinary Council meeting held on 16 February 2021 be confirmed as a correct record of proceedings.

**CARRIED** Unanimously

**4.0 DISCLOSURES OF INTERESTS**

<b>Councillor/ Officer</b>	<b>Item</b>	<b>Nature of Interest</b>	<b>How Managed</b>
Cr Lord	10.1 – Support of Local Businesses	Pecuniary	Verbal Disclosure and left meeting

**5.0 PRESENTATION(S) AND PUBLIC FORUM**

Nil

**6.0 MAYORAL MINUTE(S)**

Nil

**7.0 REPORTS OF COMMITTEES**

**Recommendation:**

**02032021 RESOLVED** on the motion of Cr Thomas seconded Cr Baker that the Council receive and note the delegate and committee reports from Councillors and Committee meeting minutes as presented.

**CARRIED** Unanimously

**7.1 Bland – Temora RFS Bushfire Management Committee**

Cr Baker advised that some councils in the region are considering options and the withdrawal from the RFS.

**7.2 Country Mayors Association of NSW**

Mayor Monaghan advised that issues discussed at the recent meeting included the State Government's emergency services levy, Financial Assistance Grants funding allocations, Essential Energy pole replacements and solar farms Voluntary Planning Agreements.

**7.3 Goldenfields Water County Council**

Cr McGlynn advised the need for Government funding to progress any significant infrastructure upgrade.

**7.4 Newell Highway Taskforce**

Cr Lord advised that a verbal update on this meeting was provided at the previous Council meeting. Councillors queried the use of local contractors for works and requested details be provided.

## 8.0 REPORTS TO COUNCIL

### Section 1 - Office of the General Manager

#### 8.1 Car Park Licence Agreement – Bernardi's Supermarket

**Recommendation:**

**03032021 RESOLVED** on the motion of Cr McGlynn seconded Cr Thomas that Council endorse the actions of the general manager in authorising the change of names on the Car Park Licence associated with the Bernardi's Supermarket.

**CARRIED** Unanimously

#### 8.2 Free Tip Day 2021

**Recommendation:**

**04032021 RESOLVED** on the motion of Cr Thomas seconded Cr English that Council open its landfill sites to Bland Shire residents for free on Sunday 11 April with a limit of one sorted cubic metre per load.

**CARRIED** Unanimously

#### 8.3 Strengthening Communities – Weethalle Country Music Muster

**Recommendation:**

**05032021 RESOLVED** on the motion of Cr McGlynn seconded Cr Crowe that Council provide a Strengthening Communities grant of \$3709.20 to the Weethalle Country Music Muster for the hire of a shower trailer.

**CARRIED** Unanimously

### Section 2 – Corporate & Community Services

## 8.4 Finance and Investment Report for February 2021

**Recommendation:**

**06032021 RESOLVED** on the motion of Cr Baker seconded Cr Thomas:

1. That Council receive and note the information contained within the Finance and Investment Report for the month of February 2021
2. That Council confirms the payment of accounts, for the period 01 February to 28 February 2021, summarised in the accounts summary totalling \$4,611,110.82.

**CARRIED** Unanimously

## 8.5 Bland Shire Council Policy Framework Endorsement

**Recommendation:**

**07032021 RESOLVED** on the motion of Cr Thomas seconded Cr Wyse that Council endorses the Bland Shire Council Policy Framework and the actions by the Senior Management Team to implement the Framework across the Council organisation.

**CARRIED** Unanimously

## 8.6 Children Services Unit – Policy Adoption

**Recommendation:**

**08032021 RESOLVED** on the motion of Cr Thomas seconded Cr McGlynn that Council adopt the Children Services Unit Policies listed below as required by the Education and Care Services National Regulation 2011 and/or National Quality Standard.

- Monitoring, Support and Supervision of FDC Educators Policy
- Visitors to FDC Residences and Venues Policy
- Fit and Proper Assessment of FDC Educators, Educator Assistants and Persons Residing at FDC Residences Policy
- Keeping a Register of Family Day Care Educators and Assistants Policy
- Provision of Information, Assistance and Training to Family Day Care Educators Policy
- Engagement and Registration of Family Day Care Educators Policy
- Engagement and Registration of Family Day Care Assistants Policy

**CARRIED** Unanimously

## Section 3 – Reports for Information

### Recommendation:

**09032021 RESOLVED** on the motion of Cr Wyse seconded Cr Thomas that the following reports, provided for information only, be received and noted.

- **8.7 - Economic Development & Tourism Report – March 2021**
- **8.8 - Community Services Report**
- **8.9 - Bland Shire Library Monthly Update**
- **8.10 - Children Services February Update**
- **8.11 - Bland Community Care Services Update**
- **8.12 - Technical Services Report**
- **8.13 - Development Services Activity Report – February 2021**

**CARRIED** Unanimously

### 9.0 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

Nil

### 10.0 CONFIDENTIAL MATTERS

#### Recommendation:

**10032021 RESOLVED** on the motion of Cr Thomas seconded Cr English 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** Unanimously

The meeting then closed at 7.26pm. Having declared an interest in the matter Cr Lord left the meeting.

#### Recommendation:

**12032021 RESOLVED** on the motion of Cr Thomas seconded Cr Crowe that Council move out of closed Council and into open Council.

**CARRIED** Unanimously

The meeting then resumed at 7.37pm and Cr Lord returned to the meeting.

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 16 MARCH 2021



## 10.1 Support of Local Businesses

*Local Government Act 1993 (section 10A (2))*

*The matters and information are the following:*

*(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,*

### **Recommendation:**

**11032021 RESOLVED** on the motion of Cr Crowe seconded Cr Baker that this request be resubmitted for consideration when a genuine prospective purchaser is identified.

**CARRIED** Unanimously

## 11.0 CONCLUSION OF THE MEETING

There being no further business the meeting then closed at 7.39pm.

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Chairperson