

Bland Shire Council Minutes Ordinary Council Meeting 17 October 2017



OUR VISION, MISSION AND VALUES

A place where people are valued, an environment that is respected, a future that is bright, a community that is proud Put the community

Our Mission Working together to improve our quality of life

BLAND SHIRE COUNCIL

- first
- Work together as a committed team
 - Respect and value each other
 - Have open and honest two-way communication
- Act with integrity and honesty
- Continuously improve our services
- Keep ourselves and others safe

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	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
	Toll Free:		
	1800 463 909		
Office of Local	4428 4100	dlg@dlg.nsw.gov.au	www.dlg.nsw.gov.au
Government			
NSW Ombudsman	9286 1000	nswombo@ombo.nsw.gov.au	www.ombo.nsw.gov.au
	Toll Free:		
	1800 451 524		



Council Meeting Minutes

17 October 2017

commencing at 6:30PM

1.0 **INTRODUCTION**

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

2.0 ATTENDANCE

2.1 Councillors

Cr Rodney Crowe

Cr Kerry Keatley

Cr Tony Lord

Cr Liz McGlynn

Cr Brian Monaghan (arrived 6.43pm)

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 Penny English

Cr Bruce Baker

Recommendation:

01102017 RESOLVED on the motion of Cr Wyse seconded Cr Keatley that the apologies submitted by Cr English and Cr Baker be accepted. CARRIED

3.0 CONFIRMATION OF THE MINUTES

3.1 Ordinary Meeting held on 19 September 2017

Confirmation

Recommendation:

02102017 RESOLVED on the motion of Cr Thomas seconded Cr Crowe that the minutes of the Ordinary Council meeting held on 19 September 2017 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	9.12 – Strengthening Communities – West Wyalong Hospital Auxiliary	Non-Pecuniary

5.0 PUBLIC FORUM

5.1 Presentation – NSW Rural Doctors Network

The Mayor introduced Mr Dave Karlson, General Manager and Ms Christine Roach, Manager Needs Assessment and Workforce Planning from the NSW Rural Doctors Network and Ms Toni Preuss, Workforce Support Manager from the Murrumbidgee Primary Health Network.

Mr Karlson addressed Council and provided an overview of the Rural Doctors Network and the services provided across NSW and the Bland Shire.

At this stage, 6.43pm, Cr Monaghan arrived.

Councillors were then given the opportunity to seek further information in relation to medical and applied health services and support for the Bland Shire from both the Rural Doctors Network and Murrumbidgee Primary Health Network.

At this stage, 7.26pm, Mayor Lord thanked Mr Karlson, Ms Roach and Ms Preuss on behalf of Council and the community for attending the meeting.

6.0 MAYORAL MINUTE

Nil

7.0 NOTICES OF MOTION

Nil

8.0 **DELEGATES & COMMITTEE REPORTS**

SECTION 1 – DELEGATES & COMMITTEE REPORTS

Recommendation:

03102017 RESOLVED on the motion of Cr Wyse seconded Cr Keatley that the Council receive and note the delegate and committee reports from Councillors and Committee meeting minutes as presented. CARRIED

SECTION 2 – OFFICE OF THE GENERAL MANAGER

9.1 AR Bluett Award – Short Listing for 2017

Recommendation:

04102017 RESOLVED on the motion of Cr Monaghan seconded Cr Crowe that the information regarding council's short listing for the 2017 AR Bluett Award is received and noted and that council is advised of the outcome of the Award at the appropriate time. CARRIED

9.2 Annual Community Forums - 2017

Recommendation:

05102017 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that the 2017 annual community forums are held as follows:

Thursday 16th November – 4.30pm – Weethalle

Thursday 16th November - 6.00pm – Ungarie

Thursday 23rd November – 4.30pm – Barmedman

Thursday 23rd November - 6.00pm - Mirrool. CARRIED

9.3 Meeting Arrangements – December 2017 / January 2018

Recommendation:

06102017 RESOLVED on the motion of Cr Monaghan seconded Cr Wyse that Council approve of the following meeting arrangements for the 2017/18 Christmas and New Year holiday period:

- 1. The December Council Workshop is held on 28th November 2017 commencing at 6.30pm.
- 2. The Australia Day Committee meeting is held on Tuesday 12th December 2017 commencing at 6.00pm.
- 3. The December Ordinary meeting of Council is held on Tuesday, 12th December 2017 commencing at 7.30pm.
- 4. The Council Christmas dinner is held at the conclusion of the Ordinary meeting on 12th December 2016.
- 5. There are no meetings held in January 2017.
- 6. The Mayor and General Manager be delegated authority, jointly, to deal with matters of an urgent nature between the December 2017 and February 2018 Council meetings and that any matters dealt with under this authority be reported to the first meeting in 2018
- 7. That council endorse the cessation of council's operations, with the exception of essential services, from 3.00pm on Thursday 21st December and recommencing on Monday 8th January 2018 and the closure of the council offices from 3.00pm on Friday 22nd December 2017 and reopening on Tuesday 2nd January 2018. CARRIED

9.4 Request for a Leave of Absence – Councillor English

Recommendation:

07102017 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that council grants a Leave of Absence to Councillor English effective immediately and up to 31st August 2018. CARRIED

9.5 Recognition of the Daniher Brothers – Progress Report – October 2017

Recommendation:

08102017 RESOLVED on the motion of Cr Monaghan seconded Cr Keatley that council is kept informed by the general manager of the progress of this project. CARRIED

9.6 Proposed Declaration of West Wyalong as a RV Friendly Town

Recommendation:

09102017 RESOLVED on the motion of Cr Wyse seconded Cr Monaghan that council take no further action in respect to the declaration of West Wyalong as a RV Friendly Town, however, council continue to provide facilities that will attract visitors to the Shire. CARRIED

Cr Thomas recorded a dissenting vote.

9.7 Council's Alcohol and Other Drugs Policy

Recommendation:

10102017 RESOLVED on the motion of Cr Crowe seconded Cr Thomas that council adopts the new Alcohol and Other Drugs Policy effective immediately. CARRIED

9.8 Request for Rent Reduction – Meals on Wheels

Recommendation:

PROPOSED on the motion of Cr Wyse seconded Cr Thomas that whilst acknowledging the valuable contribution to the community provided by the West Wyalong Meals on Wheels Service that council declines the offer of support by way of a reduction in rent.

AMENDMENT PROPOSED on the motion of Cr McGlynn seconded Cr Keatley that Council provide a donation of \$5,000 to the West Wyalong Meals on Wheels Service from the Strengthening Communities Fund from the current budget and review any future support in conjunction with the preparation of the 2018/19 draft budget.

On being put to the vote the amendment became the motion and was CARRIED.

11102017 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that Council provide a donation of \$5,000 to the West Wyalong Meals on Wheels Service from the Strengthening Communities Fund from the current budget and review any future support in conjunction with the preparation of the 2018/19 draft budget. CARRIED

9.9 In Habitat Lakeside Project – Request for Council Support

Recommendation:

12102017 RESOLVED on the motion of Cr Wyse seconded Cr Keatley that Bland Shire Council:

- 1. Indicates it's strong in principle support for the In Habitat Lakeside Project, as it aligns with the Community Strategic Plan,
- 2. Waives the DA fees estimated at \$7,600.00 (Estimated Total Fees = \$11,900.00). Based on a \$1.2m development of which \$4,200.00 is payable to the Government as part of the Long Service Levy,
- 3. Allocate the waiver of DA fees to be funded from the Community Facilities Reserve. CARRIED

9.10 Council's Current and Future Capital Works Program

Recommendation:

13102017 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that Council reallocate the \$50,000 that was earmarked for a geo tech study to the reserve for matching grant funds when opportunities become available. CARRIED

Recommendation:

14102017 RESOLVED on the motion of Cr Thomas seconded Cr Wyse that the general manager be delegated authority to engage suitable companies to prepare business cases on the economic benefits to the Shire of establishing the following:

- Visitor Information Centre
- Indoor Heated Pool. CARRIED

Recommendation:

PROPOSED on the motion of Cr Thomas that council engage a consultant to investigate commercial options for the Main Street and to include the use of the former Target building.

The motion LAPSED for the want of a seconder.

Recommendation:

15102017 RESOLVED on the motion of Cr Wyse seconded Cr Keatley that a representative of the Murray Darling Basin Authority be invited to address council in relation to the feasibility of constructing a manmade lake within the Bland Shire. CARRIED

9.11 Community Reference Group – Bland Signage

Recommendation:

PROPOSED on the motion of Cr Wyse seconded Cr Thomas that Council purchase the Bland sculpture from Ralph Tikerpae for \$1500 and that discussion on a location for display is referred to the November meeting of the Community Reference Group. LOST

9.12 Strengthening Communities – West Wyalong Hospital Auxiliary

Recommendation:

16102017 RESOLVED on the motion of Cr McGlynn seconded Cr Wyse that Council approve a Strengthening Communities application from the West Wyalong Hospital Auxiliary for \$4500 towards the purchase of an Accuvein vein finder for the West Wyalong Hospital on the basis that the equipment is to remain at the West Wyalong Hospital. CARRIED

9.13 Improving Access at the West Wyalong Stadium

Recommendation:

17102017 RESOLVED on the motion of Cr Monaghan seconded Cr Wyse that in consultation with the Stadium Management Committee, Council install 3 powder coated hand rails and two 1 metre long steps in the West Wyalong Stadium to assist older people and those with mobility issues to access the seating safely and with ease. CARRIED

9.14 Access Incentive Grant – Major's Mulch Pty Ltd

Recommendation:

18102017 RESOLVED on the motion of Cr Wyse seconded Cr Thomas that Council approve an Access Incentive Grant application from Major's Mulch for \$5000 towards the purchase and installation of automatic doors and a concrete access area. CARRIED

SECTION 3 – CORPORATE, COMMUNITY, DEVELOPMENT & REGULATORY SERVICES

9.15 Financial Statements – September 2017

Recommendation:

19102017 RESOLVED on the motion of Cr McGlynn seconded Cr Crowe:

- 1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of September, 2017
- 2. That Council confirms the payment of accounts, for the period 01 September to 30 September 2017, summarised in the accounts summary totalling \$1,959,280.78. CARRIED

9.16 Development Application DA2017/0087

Recommendation:

20102017 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that DA201870087 for the demolition of existing structures, removal of existing underground fuel tanks, the construction of a new service station, signage and the installation of new underground fuel tanks be APPROVED subject to the conditions of consent in Attachment 1. CARRIED (unanimously)

SECTION 4 – ASSET & ENGINEERING SERVICES

9.17 West Wyalong Caravan Park

Recommendation:

21102017 RESOLVED on the motion of Cr Wyse seconded Cr Crowe that Jamie Shane Adams and Jodi Maree Martin be offered a new lease for the West Wyalong Caravan park, commencing on 1 July, 2016, for a 10 year period with a 10 year option, based on the same conditions as their current lease for West Wyalong Caravan Park. CARRIED

SECTION 5 – REPORTS FOR INFORMATION

Recommendation:

22102017 RESOLVED on the motion of Cr Monaghan seconded Cr Crowe that the following reports, provided for information only, be received and noted:

- 9.18 Economic Development & Tourism Report September 2017
- 9.19 Community Services Report
- 9.20 Bland Shire Library Monthly Update
- 9.21 Bland HACC Services Update
- 9.22 Development Services Activity Report
- 9.23 Asset & Engineering Services Report. CARRIED

10.0 URGENT BUSINESS WITHOUT NOTICE Nil

11.0 QUESTIONS AND STATEMENTS

Cr McGlynn

- Expressed concerns with visibility and parking at the Grenfell and Main Streets intersection
 - DAES advised that further options are to be investigated
- Expressed concern at the reduced levels of service in Parks & Gardens
 GM advised that Council has reduced the budget and services in this area over recent years

Cr Monaghan

 Queried progress with the cleaning of public amenities DAES advised that the employee has commenced

Cr Crowe

- Queried the ownership and responsibilities for the vacant land in Boundary Street as
 it is overgrown and other minor repairs are required
 GM advised that the Land Claim has been granted to the Aboriginal Lands Council
 and the matters will be followed up with them
- Queried action on a recent letter from the Basketball Association in relation to the Stadium
 - GM advised that staff are investigating the matters raised and the item will be included on the November Workshop agenda for further discussion with Councillors

Cr Thomas

- Conveyed thanks for the repairs to the BBQs in Cooinda Reserve
- Requested that the picnic table be reinstalled under the shelter in Cooinda Reserve
- Advised that he recently attended a workshop in Temora on Chairing Meetings and it was interesting
- Stated that Council did a top job with the events associated with the Motorcycle Friendly Town Declaration
- Expressed concern with the VIC following a recent experience with a customer wanting assistance with a Country Link booking GM advised that the issue would be a question of levels of service for the VIC

Cr Keatley

- Advised that he has recently been interviewed in relation to the Daniher Bros project by Michael McCormack and Radio Riverina
- 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

	Nil	
14.0	CLOSE OF THE MEETING There being no further business the meeting then closed at 8.42pm.	
		Chairperson