

Bland Shire Council

Minutes

Ordinary Council Meeting

16 April 2019



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	dlg@dlg.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

16 April 2019

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

2.2 Staff

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

2.3 Apologies

Director Asset & Engineering Services – Will Marsh
Cr Jan Wyse

Recommendation:

01042019 RESOLVED on the motion of Cr Baker seconded Cr Keatley that the apologies submitted by Cr Wyse be accepted. CARRIED

3.0 CONFIRMATION OF THE MINUTES

3.1 Ordinary Meeting held on 19 March 2019

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

▪ **Confirmation**

Recommendation:

02042019 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley that the minutes of the Ordinary Council meeting held on 19 March 2019 be confirmed as a correct record of proceedings. **CARRIED**

4.0 DECLARATIONS OF INTEREST

Councillor/ Officer	Item	Nature of Interest
Mayor Monaghan	9.9 – Strengthening Communities – West Wyalong Lions Club	Non-Pecuniary

5.0 PUBLIC FORUM

Nil

6.0 MAYORAL MINUTE

Nil

7.0 NOTICES OF MOTION

Nil

8.0 DELEGATES & COMMITTEE REPORTS

SECTION 1 – DELEGATES & COMMITTEE REPORTS

Recommendation:

03042019 RESOLVED on the motion of Cr McGlynn seconded Cr Baker 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 Integrated Planning and Reporting (IPR) Framework - Adoption of Draft Documentation 2019/2020

Recommendation:

04042019 RESOLVED on the motion of Cr Keatley seconded Cr McGlynn:

- 1. That the following DRAFT documentation be placed on public exhibition for a period of 28 days, commencing 18 April 2019, in accordance with the legislative requirements of the Local Government Act 1993:**
 - **Combined Delivery Program and Operational Plan 2019-2023 including 2019/20 budget and Revenue Policy**
 - **Resourcing Strategy 2019-2029 (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 close on Friday May 17 and be provided to the Ordinary Council meeting to be held on 18 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**

9.2 Drought Communities Program – Progress Report for April 2019

Recommendation:

05042019 RESOLVED on the motion of Cr Keatley seconded Cr Thomas that the General Manager provide monthly reports to Council on the progress of each of the individual projects approved under the 2019 Drought Communities Funding Program. **CARRIED**

9.3 Stronger Country Communities Program Round 1 Progress Report - April 2019

Recommendation:

06042019 RESOLVED on the motion of Cr Thomas seconded Cr English that the information regarding the progress of the projects under Round 1 of the Stronger Country Communities Fund is received and noted. **CARRIED**

9.4 Stronger Country Communities Program Round 2 Progress Report - April 2019

Recommendation:

07042019 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that the information regarding the progress of the projects under Round 2 of the Stronger Country Communities Fund is received and noted. **CARRIED**

9.5 LGNSW Annual Conference 2019 – Confirmation of Attendees

Recommendation:

08042019 RESOLVED on the motion of Cr McGlynn seconded Cr Keatley:

- 1. That council identifies the representatives to attend the LGNSW Annual Conference being held in Warwick Farm from 14 - 16 October 2019 with approval for Mayor Monaghan, Crs Baker, English, Lord and the General Manager granted;**
- 2. That the Mayor be nominated as Council's voting delegate: and**
- 3. That consideration of the submission of any Conference Motions be listed for discussion at the June Council Workshop. CARRIED**

9.6 June 2019 Council Meeting Date

Recommendation:

09042019 RESOLVED on the motion of Cr Keatley seconded Cr English that the Ordinary Council meeting be rescheduled and held on Tuesday 25th June 2019 commencing at 6.30pm. **CARRIED**

9.7 Free Tip Day 2019

Recommendation:

10042019 RESOLVED on the motion of Cr Thomas seconded Cr Lord that Council open its landfill sites to Bland Shire residents for free on Saturday 4 May 2019 in West Wyalong and Sunday 5 May 2019 in Barmedman and Ungarie with a limit of one sorted cubic metre per load in accordance with regular tip operating hours. **CARRIED**

9.8 Strengthening Communities – West Wyalong Yard Dog Club

Recommendation:

11042019 RESOLVED on the motion of Cr McGlynn seconded Cr Lord that Council approve a Strengthening Communities grant of \$2000 to the West Wyalong Yard Dog Club to assist with the running costs of the Australian Yard Dog Championships on 1-3 November. **CARRIED**

9.9 Strengthening Communities – West Wyalong Lions Club

Recommendation:

12042019 RESOLVED on the motion of Cr Thomas seconded Cr Keatley that Council approve a Strengthening Communities grant of \$1,000 to the West Wyalong Lions Club for the purchase of a portable public address system. **CARRIED**

9.10 Strengthening Communities – Weethalle Country Music Muster

Recommendation:

13042019 RESOLVED on the motion of Cr Lord seconded Cr McGlynn that Council approve a Strengthening Communities grant of \$561 to the Weethalle Show Society to assist with the cost of the hosting the inaugural Weethalle Country Music Muster. **CARRIED**

SECTION 3 – CORPORATE, COMMUNITY, DEVELOPMENT & REGULATORY SERVICES

9.11 Financial Statements – March 2019

Recommendation

14042019 RESOLVED on the motion of Cr Thomas seconded Cr Keatley:

- 1. That Council receive and note the statement of Bank Balances, Rates Collections and Investments for the month of March, 2019**
 - 2. That Council confirms the payment of accounts, for the period 01 March to 31 March 2019, summarised in the accounts summary totalling \$4,516,282.31.**
- CARRIED**

9.12 Making of Sewer Special Rate Charges 2019/2020

Recommendation:

15042019 RESOLVED on the motion of Cr Keatley seconded Cr Thomas:

SEWER SPECIAL RATE

It is hereby RECOMMENDED that a Sewerage Special Rate be now made for the year commencing on 1 July 2019 subject to a minimum amount of eight hundred and thirty six dollars (\$836.00) excepting any assessment in respect of the land not built upon nor connected to sewer mains in which case the minimum amount shall be, two hundred dollars (\$200.00) and that the charge to be made for non-rateable land provided with sewerage services shall be:

- (a) Land defined in Clause 184(1) of former Ordinance 46 under the Local Government Act 1919- \$169.00 for each water closet on the premises and \$88.00 per annum for each cistern serving any urinal on the premises.**
- (b) Land defined in Clause 184(2) of former Ordinance 46 under the Local Government Act 1919- \$169.00 for each water closet on the premises and \$88.00 per annum for each cistern serving any urinal on the premises. CARRIED**

Recommendation:

16042019 RESOLVED on the motion of Cr Thomas seconded Cr McGlynn that the Council makes the Sewer Special Rate charges for the year 2019/2020 for inclusion in the 2019/2020 budget preparation. **CARRIED**

9.13 Making of Waste Management Charges 2019/2020

Recommendation:

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

DOMESTIC WASTE MANGEMENT CHARGE

That a Domestic Waste Management Charge be now made in respect of Residential premises within the area of the Council of Bland where a domestic waste management services is available, as follows:

(a) Land, which is occupied and/or built upon-

Standard 240L domestic service:

Barmedman	\$412.00
Ungarie	\$412.00
West Wyalong/Wyalong	\$412.00
Weethalle	\$412.00
plus \$412.00 per extra collection.	

Standard 120L Domestic Service

West Wyalong/Wyalong	\$325.00
Ungarie	\$325.00
Barmedman	\$325.00
Weethalle	\$325.00
plus \$325.00 per extra collection.	

(b) Vacant Land able to be built upon

\$35.00

CARRIED

Recommendation:

18042019 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas:

TRADE WASTE SERVICE CHARGE

That an annual charge be made on land categorised as Business Land within the area of the Council of Bland and which is provided by Council with a trade waste removal service as follows:

Standard 240L Collections:

West Wyalong/Wyalong	\$430.00
Ungarie	\$430.00
Barmedman	\$430.00
Weethalle	\$430.00
plus \$430.00 per extra collection	

Standard 120L Collections:

West Wyalong/Wyalong	\$345.00
Ungarie	\$345.00
Barmedman	\$345.00
Weethalle	\$345.00
plus \$345.00 per extra collection.	

Annual Waste Management Charge

A charge of \$35.00 per property will apply to all properties not within a serviced area for the DWMS, under Section 501 of the Local Government Act. **CARRIED**

Recommendation:

19042019 RESOLVED on the motion of Cr Keatley seconded Cr McGlynn that the Council makes the Waste Management charges for the year 2019/2020 for inclusion in the 2019/2020 budget preparation. **CARRIED**

9.14 Making of the Rates 2019/2020

Recommendation:

20042019 RESOLVED on the motion of Cr McGlynn seconded Cr Thomas that the Council makes the rates for the 2019/2020 year to allow for inclusion in the 2019/2020 budget preparation. **CARRIED**

RECOMMENDATION 1

Recommendation:

21042019 RESOLVED on the motion of Cr Thomas seconded Cr Keatley:

ORDINARY RATE

A. That it is hereby RECOMMENDED that Ordinary Rates be made for the year commencing on 1 July 2019 on all rateable land within the area of the Council of Bland as follows:

(a) Farmland Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero four five one five cents (0.004515c) in the dollar on the land value of all rateable land categorised as farmland, the base amount to yield two point nine one percent (2.91%) of the total amount payable by the levying of the Farmland rate.

(b) Mining Rate

A base amount of one hundred and eighty two dollars (\$182.00) plus an ad-valorem amount of point zero zero six seven four eight cents (0.006748c) in the dollar on the land value of all land categorised as mining land, the base amount to yield fourteen point four seven percent (14.47%) of the total amount payable by the levying of the mining rate.

(c) Gold Mining Rate

A base amount of one hundred and eighty two dollars (\$182.00) plus an ad-valorem amount of point zero three six two one nine cents (0.036219c) in the dollar on the land value that is categorised as gold mining land, the base amount to yield zero point zero two percent (\$0.02%) of the total amount payable by the levying of the mining rate.

CARRIED

RECOMMENDATION 2

Recommendation:

22042019 RESOLVED on the motion of Cr Thomas seconded Cr Crowe:

B. That it is hereby RECOMMENDED that Ordinary Rates be now made for the year commencing on 1 July 2019 on all rateable land within the area of the Council of Bland as follows:

(a) Residential Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero zero six three seven seven cents (0.006377c) in the dollar on the land value of all rateable land categorised as residential, the base amount to yield twenty nine point four five percent (29.45%) of the total amount payable by the levying of the Residential rate.

(b) Business Rate

A base amount of one hundred and fifty seven dollars (\$157.00) plus an ad-valorem amount of point zero one one nine nine six cents (0.011996c) in the dollar on the land value of all land categorised as business land, the base amount to yield twenty six point seven four percent (26.74%) of the total amount payable by the levying of the Business Rate.

But excepting there-from any land within the following areas of the Council of Bland which are hereby taken to be separate centres of population for the purposes of Section 529 (2) (b) of the Local Government Act 1993; and centres of activity for the Purposes of Section 529 (2) (d) of that Act:

- * Land within the West/Wyalong Differential General Rating District as defined in the minutes of the meeting of the Council held on the 8 December 1992
- * Land within the Town Improvement District of Barmedman as defined in the minutes of the meeting of the Council held on 8 November 1940 and notified in the NSW Government Gazette of 15 November 1940.
- * Land within the Town Improvement District of Ungarie as defined in the minutes of the Meeting of the Council held on 10 December 1926 and notified in the NSW Government Gazette of 24 December 1926. **CARRIED**

RECOMMENDATION 3

Recommendation:

23042019 RESOLVED on the motion of Cr Keatley seconded Cr Baker:

WEST WYALONG - WYALONG

THAT Ordinary Rates be now made on all rateable land within that part of the area of the Council of Bland within the West Wyalong/Wyalong Differential General Rating District as defined in the Minutes of the Council held on 8 December 1992, as follows:

(a) Residential (West Wyalong/Wyalong) Rate

A base amount of one hundred and fifty seven dollars (\$157.00) per assessment plus an ad-valorem amount of point zero one three four eight eight cents (0.013488c) in the dollar on the land value of all rateable land, the base amount to yield twenty two point three six percent (22.36%) of the total amount payable by the levying of the Residential (West Wyalong/Wyalong) rate.

(b) Business (West Wyalong/Wyalong) Rate

A base amount of one hundred and eighty two dollars (\$182.00) per assessment plus an ad-valorem amount of point zero two two four seven eight cents (0.022478) in the dollar on the land value of all rateable land categorised as business land, the base amount to yield eleven point two zero percent (11.20%) of the total amount payable by the levying of the Business (West Wyalong/Wyalong) rate. **CARRIED**

RECOMMENDATION 4

Recommendation

24042019 RESOLVED on the motion of Cr McGlynn seconded Cr English:

BARMEDMAN

THAT Ordinary Rates be now made on all rateable land within that part of the area of the Council of Bland within the Town Improvement District of Barmedman as defined in the Minutes of the Council held on 8 November 1940 and notified in the NSW Government Gazette on the 15 November 1940, as follows:

(a) Residential (Barmedman) Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero one one eight five nine cents (0.011859c) in the dollar on the land value of rateable land, that is categorised as residential land, the base amount to yield thirty seven point eight five percent (37.85%) of the total amount payable by the levying of the Residential (Barmedman) rate.

(b) Business (Barmedman) Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero one one eight nine four cents (0.011894c) in the dollar on the land value of all rateable land categorised as business land, the base amount to yield thirty four point zero nine percent (34.09%) of the total amount payable by the levying of the Business (Barmedman) rate. **CARRIED**

RECOMMENDATION 5

Recommendation:

25042019 RESOLVED on the motion of Cr McGlynn seconded Cr English:

UNGARIE

THAT Ordinary Rates be now made on all rateable land within that part of the area of the Council of Bland within the Town Improvement District of Ungarie as defined in the Minutes of the meeting of the Council held on 10 December 1926 and notified in the NSW Government Gazette of the 24 December 1926, as follows:

(a) Residential (Ungarie) Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero four three one one three cents (0.043113c) in the dollar on the land value of all rateable land, the base amount to yield thirty six point zero seven percent (36.07%) of the total amount payable by the levying of the Residential (Ungarie) rate.

(b) Business (Ungarie) Rate

A base amount of eighty six dollars (\$86.00) per assessment plus an ad-valorem amount of point zero four six eight one three cents (0.046813c) in the dollar on the land value of all rateable land categorised as business land the base amount to yield twenty five point one nine percent (25.19%) of the total amount payable by the levying of the Business (Ungarie) rate. **CARRIED**

9.15 Communication Policy

Recommendation:

26042019 RESOLVED on the motion of Cr Crowe seconded Cr Keatley that Council adopts the Communication Policy as presented. **CARRIED**

SECTION 4 – REPORTS FOR INFORMATION

Recommendation:

27042019 RESOLVED on the motion of Cr Keatley seconded Cr McGlynn that the following reports, provided for information only, be received and noted:

- **9.16 - Economic Development & Tourism Report – March 2019**
- **9.17 - Community Services Report**
- **9.18 - Bland Shire Library Monthly Update**
- **9.19 - Children's Services Monthly Update**
- **9.20 - Development Services Activity Report – December 2018**
- **9.21 - Assets & Engineering Services Report. CARRIED**

10.0 URGENT BUSINESS WITHOUT NOTICE

Nil

11.0 QUESTIONS AND STATEMENTS

Cr McGlynn

- Expressed concerns with the misinformation in relation to applications for grant funding.
GM advised that a media release has been prepared and will be issued over the coming days
- Stated that the 125 year celebrations were fantastic and thanked all staff involved

Cr Thomas

- Stated that the 125 year celebrations were good
- Advised that a submission has been made in response to the draft Code of Meeting Practice to retain the Questions and Statements section
GM advised that questions without notice are not permitted under the mandatory provisions of the Code
- Queried progress with the works at the hospital frontage
GM advised that a plan and grant application has been prepared, information will be provided to Councillors at the next Workshop
- Requested a report on the Internal Audit status and charter
GM advised that the guidelines are yet to be released however Council is participating in a regional alliance and audits are underway with results to be reported to Council
- Queried the status and provision of coloured lighting in Main Street
GM advised that the matter is taken on notice

Cr Keatley

- Stated that he has experienced difficulty operating the Tourism Touchscreen
GM advised that a demonstration will be provided

Cr Baker

- Queried planning for any application of the Otto Seal trial this year
GM advised that the matter is taken on notice
- Stated that feedback has been very pleasing with the current road works

Cr Lord

- Conveyed congratulations to all involved in the 125 years celebrations
- Queried newspaper reports in relation to Wagga Council's withdrawal from REROC
Mayor confirmed that Wagga have withdrawn from REROC and member fees will increase as a result. He further advised that the RIVJO have offered Ms Julie Briggs a twelve month contract for the CEO position and there will be some adjustments to the operations.
GM advised that details on the financial implications will be made available to Council prior to the adoption of the 2019/20 budget.

Mayor Monaghan

- Advised of a recent meeting with the Evolution Mining Board and discussions concerning projects, funding opportunities, procurement and event/community organisation support.

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 7.38pm.

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Chairperson