

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE
COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 19 SEPTEMBER 2023,
COMMENCING AT 6.45PM**

An audio recording of the proceedings of this meeting is publicly available on Council's website.

ACKNOWLEDGEMENT OF COUNTRY

ATTENDANCE AND APOLOGIES FOR NON-ATTENDANCE

Attendance

Crs B Monaghan (Mayor), B Baker, M Clark, R Crowe, J Funnell, K Keatley, T Lord, L McGlynn, R Moore

General Manager (G Baker), Director Technical Services (R Graham) and Acting Executive Assistant (M Uys)

Apologies

Director Corporate & Community Services (A Balind) and Executive Assistant (J Sharpe)

DISCLOSURES OF INTERESTS

Nil

CONFIRMATION OF MINUTES

Ordinary Meeting held on 15 August 2023

01092023 **RESOLVED** that the minutes of the Ordinary Council meeting held on 15 August 2023 be confirmed as a correct record of proceedings.

Funnell/Keatley

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

REPORTS FROM STAFF

The Mayor vacated the Chair and the General Manager as the Returning Officer conducted the election of Mayor and Deputy Mayor.

Election of Mayor

The General Manager announced that one nomination had been received for the position of Mayor, from Cr Monaghan, nominated by Cr Funnell and Cr Moore and called for any further nominations.

With no further nominations, the General Manager declared Cr Monaghan as Mayor.

Election of Deputy Mayor

The General Manager announced that one nomination had been received for the position of Deputy Mayor, from Cr Lord, nominated by Cr McGlynn and Cr Clarke and called for any further nominations.

With no further nominations, the General Manager declared Cr Lord as Deputy Mayor.

The Mayor resumed the Chair.

Monthly Status Report

02092023 RESOLVED that Council receive and note the Monthly Status Report – Council Meeting Actions: September 2023

Moore/Keatley
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Disclosure of Interest Returns

03092023 RESOLVED the Disclosure of Interest return requirements and accept the Disclosure of Interest Register as tabled.

Baker/Lord
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

LGNSW Conference Outcomes Report – Advocacy Actions

04092023 RESOLVED that Council receive and note the update on past Bland Shire Council Notices of Motion to the Local Government NSW Annual Conference and the subsequent advocacy activities.

McGlynn/Moore
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Bland Shire Australia Day Awards Committee

05092023 RESOLVED that Council confirm the Bland Shire Australia Day Awards Committee:-

- a. as a Committee of Council to exercise its functions on Council's behalf in accordance with s355(b) of the NSW Local Government Act (1993);
- b. delegate the role to assess nominations and select the award recipients in each category for the Australia Day Awards for Bland Shire;
- c. confirm the quorum of which will be 6; and
- d. appoint the following members:
 - i. Bland Shire Councillors (9)
 - ii. The current year's Bland Shire Citizen of the Year recipient
 - iii. Bland Shire Council General Manager

Funnell/Baker
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Finance and Investment Report for August 2023

06092023 RESOLVED that:

1. Receive and note the information contained within the Finance and Investment Report for the month of August 2023
2. Confirms the payment of accounts, for the period 01 August to 31 August 2023, summarised in the accounts summary totalling \$5,139,499.46.

Baker/Moore
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Draft Council Financial Statements 2022/23 – Referral for Audit

07092023 RESOLVED that Council:

1. That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that it has prepared the General Purpose Financial Statements for the 2022/23 financial year ending 30 June 2023 and has formed an opinion, based on the advice of Council officers, that these reports;
 - (a) Have been prepared in accordance with:
 - (i) The Local Government Act 1993 (as amended) and the Regulations made thereunder;
 - (ii) The Australian Accounting Standards and professional pronouncements; and
 - (iii) The Local Government Code of Accounting Practice and Financial Reporting.
 - (b) Present fairly the operating result and financial position of the Bland Shire Council for the year ended 30 June 2023; and
 - (c) Accords with Council's accounting and other records and policies.
2. That the Special Purpose Financial Statements have been drawn up in accordance with the Local Government Code of Accounting Practice and Financial Reporting.
3. That the General and Special Purpose Financial Statements be certified by the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer, in accordance with Section 413(2)(c) of the Local Government Act.
4. That pursuant to the provisions of Section 413 of the Local Government Act 1993, Council hereby declares that the Financial Statements (including General Purpose and Special Purpose Reports) for the year ending 30 June 2023 be referred for audit.

Baker/Keatley
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Endorsement of Motions for LGNSW Conference

08092023 **RESOLVED** that Bland Shire Council submits the following Notices of Motions for consideration at the LGNSW Conference scheduled for 12-14 November 2023:

Emergency Services Levy – Recognition on Council Rate Notices

That should the NSW Government fail to restore the Emergency Services Levy subsidy for 2023:

1. Local Government NSW seeks the State Government's agreement for Councils within NSW to recognise the Levy as a separate and additional cost on rates notices.
2. The amount Councils are required to pay to meet the ESL charges imposed by the State Government not be included in the overall general rate incomes but as a standalone levy, similar to Water and Sewer fees.

Council Co-Contributions to Disaster Grant Funding to Improve Assets

That Local Government NSW:

1. Applauds the actions of the Government in permitting the use of Council own sourced funding towards the increased scope for adaptation works to upgrade asset capacity as part of the most recent flood emergency.
2. Seeks a commitment from State and Federal Government agencies to review Disaster and Emergency funding criteria to allow Council co-contributions to be used in partnership with state and federal funding to upgrade asset capacity where they have been damaged during critical events.

Lord/McGlynn

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Mornings, Melodies & Memories Update

09092023 **RESOLVED** that Council receive and note the information contained within the Mornings, Melodies and Memories update.

Baker/Funnell

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Tender – Civil Construction Works – Six (6) lot Industrial Subdivision in West Wyalong (ENG0001/23-24)

10092023 **RESOLVED** that Council award the Tender ENG0001/23-24 for the Civil Construction Works for the six (6) lot industrial subdivision in West Wyalong to Rod's Earthmoving and Excavation to the value of \$937,102.00 (Exc. GST)

Lord/McGlynn

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Local Roads and Community Infrastructure Program Phase 4

11092023 RESOLVED that Council endorse and submit applications to the Federal Government Local Roads and Community Infrastructure Program Phase 4 for the following projects:

1. Under Part A of the Program Totalling \$1,878,827

| Project | Budget (\$) |
|---|-------------|
| Pound Replacement | 640,000 |
| RSL Walk - completion | 220,000 |
| West Wyalong Pool works | 245,000 |
| Rugby Union / Camp Draft precinct recycled water supply | 410,000 |
| Rose Garden | 157,000 |
| Building works | 186,827 |

2. Under Part B of the program Totalling \$1,067,021

| Road | Location | Cost Estimate (\$) |
|-------------|---------------------------|--------------------|
| Quandialla | 42km from Newell Hwy | 100,000 |
| Quandialla | 46km from Newell Hwy | 320,000 |
| Quandialla | 57km from Newell Hwy | 200,000 |
| Bartels | 5.7km from Newell Hwy | 210,000 |
| Morangarell | 14.8km from Quandialla Rd | 237,021 |

McGlynn/Lord
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Refund of Development Application – Bland District Historical Society Inc.

12092023 RESOLVED that council approve the refund of development application fees of \$129.00 to Bland District Historical Society Inc., in relation to DA2024/0002 Community Facility - Re-Installation of Historic Static Windmill at 69 Neeld Street, Wyalong – Wyalong Museum.

Lord/Moore
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

Access Incentive Scheme Grant – 57 Main Street, West Wyalong

13092023 RESOLVED that Council approve the Access Incentive Scheme Grant application from Davies Motorcycles & Power Equipment at 57 Main Street, West Wyalong for \$5,000 to install an Automatic Sliding Door to increase accessibility to the premises.

McGlynn/Funnell
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

REPORTS FOR INFORMATION

14092023 RESOLVED that the following reports, provided for information only, be received and noted:

- 7.15 - Community Development Report
- 7.16 - Bland Shire Library Monthly Update
- 7.17 - Children Services August Update
- 7.18 - Technical Services Report
- 7.19 - Development Services Activity Report – August 2023

Clark/McGlynn
CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

REPORTS OF COMMITTEES

15092023 RESOLVED that Council endorse the Committee meeting minutes as presented.

Moore/Baker

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

CONFIDENTIAL MATTERS

16092023 RESOLVED that Council close the Ordinary meeting of Council to discuss the following matters:

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 council is conducting (or proposes to conduct) business

Funnell/Keatley

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

The meeting then closed at 7.40pm

Property Purchase 205-211 Main St West Wyalong

17092023 RESOLVED that Council:

1. Accept the negotiated price for the purchase of Lot 1 DP 1064715 and Lot 1 DP 1078262 being 205-211 Main St West Wyalong for the agreed price of \$390,000
2. Delegate the General Manager and the Mayor to enter into a contract to purchase Lot 1 DP 1064715 and Lot 1 DP 1078262 being 205-211 Main St West Wyalong
3. Fund the costs associated with the purchase from the Economic Development Reserve
4. That upon settlement the land be classified as Operational Land

Funnell/Moore

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

18092023 RESOLVED that Council move out of closed Council and into open Council.

Keatley/Moore

CARRIED

(Unanimously: Crs Baker, Clark, Crowe, Funnell, Keatley, Lord, McGlynn, Monaghan and Moore voting for)

The meeting then resumed at 7.50pm.

At the reopening of the meeting to the public the Chair announced the outcome of resolution number **17092023**.

There being no further business the meeting then closed at 7.52pm.

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Chairperson
Mayor Brian Monaghan