

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE
COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 20 FEBRUARY 2024,
COMMENCING AT 6.31PM**

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

ACKNOWLEDGEMENT OF COUNTRY

ANNUAL PRAYER SESSION

Representatives from the Minister's Association led Council in prayer.

At this stage, 6.38pm Cr Crowe arrived.

ATTENDANCE AND APOLOGIES FOR NON-ATTENDANCE

Attendance

Crs B Monaghan (Mayor), M Clark, R Crowe, J Funnell, K Keatley, T Lord, L McGlynn, R Moore
General Manager (G Baker), Director Corporate & Community Services (A Balind) (remote
attendance), Acting Director Technical Services (Z Wrobel) and Executive Assistant (J Sharpe)

Apologies

Nil

DISCLOSURES OF INTERESTS

Nil

CONFIRMATION OF MINUTES

Ordinary Meeting held on 19 December 2023

01022024 RESOLVED that the minutes of the Ordinary Council meeting held on 19
December 2023 be confirmed as a correct record of proceedings.

Funnell/Clark
CARRIED

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

MAYORAL MINUTE

Mayoral Minute - Passing of Councillor Bruce William Baker

02022024 RESOLVED that Council observe one minute's silence in remembrance and
reflection of Councillor Bruce William Baker.

Monaghan/McGlynn
CARRIED

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

Mayoral Minute – Cost Shifting onto Local Government

03022024 RESOLVED: that Council:

1. receive and note the findings of the LGNSW Cost Shifting report for the 2021/2022 financial year; and
2. a copy of the cost shifting report be placed on Council's website so that our communities can access it; and
3. write to the NSW Premier, the NSW Treasurer and the NSW Minister for Local Government requesting that they urgently seek to address these costs through a combination of regulatory reform, budgetary provision and appropriate funding.

Monaghan/Moore
CARRIED

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

REPORTS FROM STAFF

Monthly Status Report – Council Meeting Actions: February 2024

04022024 RESOLVED that Council receive and note the Monthly Status Report - Council Meeting Actions: February 2024.

Keatley/Clark
CARRIED

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

Disclosure of Interest Returns

05022024 RESOLVED that Councillors note the updated and new staff Disclosure of Interest returns and accept the documents as tabled for inclusion into the Disclosure of Interest Register.

Keatley/Moore
CARRIED

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

Bland Shire By-election and representation

06022024 RESOLVED that Council:

1. Write to the Deputy Secretary, Local Government seeking approval of the Minister for Local Government to dispense with requirements to hold a by-election to fill the vacancy left by the passing of Councillor Baker.
2. Nominate Cr Crowe as Bland Shire Council's representative on the Bland-Temora Rural Fire District Zone Liaison Committee.

Lord/McGlynn
CARRIED

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

Risk, Work Health and Safety Quarterly Report

07022024 RESOLVED that Council receive and note the Risk, Work Health and Safety Report for the quarter ending December 2023.

McGlynn/Funnell
CARRIED

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

Hearts of Gold Festival 2023

08022024 RESOLVED that Council receive and note the final report on the 2023 Hearts of Gold Festival.

McGlynn/Moore
CARRIED

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

Finance and Investment Report for December 2023

09022024 RESOLVED:

1. That Council receive and note the information contained within the Finance and Investment Report for the month of December 2023
2. That Council confirms the payment of accounts, for the period 01 December to 31 December 2023, summarised in the accounts summary totalling \$4,582,807.84

Crowe/Lord
CARRIED

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

Finance and Investment Report for January 2024

10022024 RESOLVED:

1. That Council receive and note the information contained within the Finance and Investment Report for the month of January 2024
2. That Council confirms the payment of accounts, for the period 01 January to 31 January 2024, summarised in the accounts' summary totalling \$2,626,775.42

Moore/Funnell

CARRIED

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

Budget Review – December 2023 Quarter

11022024 RESOLVED:

1. That the Quarterly Budget Review Report for the quarter ending December 2023 be received and noted.
2. That the Council endorses the Statement acknowledging the financial position is considered satisfactory.

Keatley/Moore

CARRIED

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

Progress Report on the Combined Delivery Program and Operational Plan 2019-2023

12022024 RESOLVED that Council receive and note the report on the progress of the Combined Delivery Program and Operational Plan for the period 1 July 2023 to 31 December 2023.

Funnell/Crowe

CARRIED

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

New requirements for Risk Management and Internal Audit process

13022024 RESOLVED that Council:

- a) Confirms its commitment to the Internal Audit Alliance consisting of the Councils of Bland, Coolamon, Cootamundra-Gundagai, Junee, Lockhart and Temora.
- b) Endorses, in principle, the Draft Terms of Reference for Bland Shire Council's Audit, Risk and Improvement Committee including the Internal Audit Charter and place the document on public exhibition for a period of 28 days from 22 February 2024 for the purpose of consultation and feedback with a further report to be brought back to Council at the conclusion of the consultation.
- c) Seeks expressions of interest from suitably qualified persons, in conjunction with the Alliance Councils, to act as the Chair of the Audit, Risk and Improvement Committees of each of those Councils.
- d) Seeks expressions of interest from suitably qualified persons to act as independent members of the Bland Shire Council Audit, Risk and Improvement Committee.

Lord/McGlynn

CARRIED

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

Strengthening Communities Application – Wyalong Public School P&C Committee

14022024 RESOLVED that Council approve the application for funding of the Wyalong Public School P&C Committee under the Strengthening Communities Fund in the amount of \$533.

McGlynn/Crowe

CARRIED

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

RFT Tender Reseal Programme 2024

15022024 **RESOLVED** that the report in relation to RFT Tender Reseal Programme 2024 be considered in the confidential section due to the commercial nature of the matter.

McGlynn/Lord

CARRIED

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

RFT Tender Evaluation– Heavy Patch Programme – 2024

16022024 **RESOLVED** that Council award the Tender: VP393813 for the delivery of Heavy Patching Works, across the sealed network within the Bland Shire LGA to Fulton Hogan Industries Pty Ltd to the value of \$3,108,802.00 (Excl. GST) subject to variations.

Funnell/Keatley

CARRIED

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

REPORTS FOR INFORMATION

17022024 **RESOLVED** that the following reports, provided for information only, be received and noted:

- 8.14 - Community Development Report
- 8.15 - Bland Shire Library December-January Update
- 8.16 - Children Services December Update
- 8.17 - Bland Community Care Services Update
- 8.18 - Bland Shire Museum Advisor End of Year Report 2023
- 8.19 - Technical Services Report
- 8.20 - Development Services Activity Report – January 2024

Moore/Funnell

CARRIED

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

REPORTS OF COMMITTEES

18022024 **RESOLVED** that Council endorse the Committee meeting minutes as presented.

Clark/McGlynn

CARRIED

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

CONFIDENTIAL REPORTS

19022024 **RESOLVED** that Council close the Ordinary meeting of Council to discuss the following matters:

1. West Wyalong Industrial Park

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

2. Request – Sealing Boundary Road

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

3. Bland/Temora Family Day Care

Local Government Act 1993 (Section 10A(2))

The matters and information are the following:

a) personnel matters concerning particular individuals (other than councillors)

4. RFT Tender Reseal Programme 2024

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

Moore/Crowe

CARRIED

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

The meeting then closed to the public at 7.55pm.

West Wyalong Industrial Park

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

20022024 **RESOLVED** that Council adopt the recommended pricing schedule for proposed Lots 1 – 6 in the Central Road Business Park as contained within the report.

Lord/Crowe

CARRIED

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

Request – Sealing Boundary Road

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

21022024 **RESOLVED** that Council provide in principal support for the sealing of Boundary Road from the Southern boundary of Lot 1235 DP 753135 to Compton Road subject to the future approval of a suitable Development Application for subdivision relating to Lot 1235 DP 753135 and be the subject of a future report to Council to commit the appropriate funding.

Lord/Keatley

CARRIED

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

Bland/Temora Family Day Care

Local Government Act 1993 (Section 10A(2))

The matters and information are the following:

a) *personnel matters concerning particular individuals (other than councillors)*

22022024 RESOLVED that Council explore options for the Bland/Temora Family Day Care scheme to transition the provision of support services by 31 December 2024.

McGlynn/Funnell

CARRIED

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

RFT Tender Reseal Programme 2024

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*

23022024 RESOLVED that Council withdraw the current report pursuant to Tender: VP365128 for delivery of Council's 2024 Road Resealing Programme, for the sealed road network; and move to:

- 1) Reject current offers based on the significant change to the scope in order to maximize value to Council; and to complete the programme of works within the time constraints associated with the budget relating to this tender. This action will mitigate commercial risk to Council.
- 2) Not invite fresh tenders as this would represent an unacceptable delay in the project, risking non-completion of the programme.
- 3) Pursuant to Clause 178 (3) (e) of the Local Government (General) Regulation 2021, enter into negotiations with suitable contractors for the BSC - 2024 Reseal Programme. Overall value to Council is to be achieved by inviting the current tenderers, the opportunity to resubmit prices based on the modified programme.
- 4) Authorises the General Manager to award the contract after the completion of the negotiation process, to expedite procurement time.

McGlynn/Moore

CARRIED

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

24022024 RESOLVED that Council move out of closed Council and into open Council.

Crowe/Moore

CARRIED

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

The meeting then resumed at 8.23pm.

At the reopening of the meeting to the public the Chair announced the outcome of resolution numbers **20022024**, **21022024**, **22022024** and **23022024**.

There being no further business the meeting then closed at 8.27pm.

.....
Chairperson
Mayor Brian Monaghan