

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF BLAND HELD IN THE
COUNCIL CHAMBERS WEST WYALONG ON TUESDAY 15 APRIL 2025, COMMENCING
AT 6.35PM**

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), H Brooks, M Carnegie, J Funnell, E Henderson, T Lord (arrived 7.23pm), L McGlynn, L Minogue

General Manager (G Baker), Director Corporate & Community Services (A Balind), Director Technical Services (R Sexton) and Executive Assistant (J Sharpe)

Apologies

R Crowe (Leave of Absence granted March meeting), T Lord

01042025 RESOLVED that the apologies submitted by Cr Lord be accepted and leave of absence granted.

McGlynn/Carnegie
CARRIED

(5/2: Crs Carnegie, Funnell, McGlynn, Minogue, Monaghan voting for and Crs Brooks and Henderson voting against)

DISCLOSURES OF INTERESTS

Councillor/ Officer	Item	Type of Conflict
Cr H Brooks	6.16 – Children Services Update March 2025	Standing Disclosure Non-Pecuniary Interest (Less than significant) the nature of the interest being Cr Brooks is a member of the Children's Services Unit Parent Committee. Cr Brooks elected to remain in the meeting and take no part in discussions or voting.
Cr E Henderson	8.2 – Sale of Land for Unpaid Rates	Pecuniary Interest the nature of the interest being Cr Henderson is the sales agent of one of the properties listed in the sale. Cr Henderson elected to leave the meeting and take no part in discussions or voting.
Cr L Minogue	6.8 – Barmedman Community Centre Incorporated	Non-Pecuniary Interest (Less than significant) the nature of the interest being Cr Minogue's husband is Chair of the Barmedman Community Centre Committee Incorporated. Cr Minogue plays no part in the committee. Cr Minogue elected to remain in the meeting and partake in discussions or voting.
Mrs A Balind	8.2 Sale of Land for Unpaid Rates	Significant Non-Pecuniary Interest the nature of the interest being Mrs Balind's family member is employed by a local Real Estate agency which may be appointed to undertake the Sale. Mrs Balind elected to leave the meeting.

CONFIRMATION OF MINUTES

Ordinary Council Meeting held on 18 March 2025

02042025 **RESOLVED** that the minutes of the Ordinary Council meeting held on 18 March 2025 be confirmed as a correct record of proceedings.

Funnell/Minogue
CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

REPORTS FROM STAFF

Monthly Status Report – Council Meeting Actions: April 2025

03042025 **RESOLVED** that Council receive and note the Monthly Status Report - Council Meeting Actions: April 2025.

Minogue/Brooks
CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Risk, Work Health and Safety Quarterly Report

04042025 **RESOLVED** that Council receive and note the Risk, Work Health and Safety Report for the quarter ending March 2025.

Henderson/Brooks
CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Public Exhibition – Draft Main Street Revitalisation Plan

05042025 **RESOLVED:**

1. That Council endorse the draft Main Street Revitalisation Plan and place it on public exhibition for a period of 28 days.
2. Following the period of exhibition and submission period to allow for written submissions to be made, any suggested amendments to the plan be made and a further report be presented to Council prior to its formal adoption.

Henderson/Funnell
CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Finance and Investment Report for February 2025

06042025 **RESOLVED:**

1. That Council receive and note the information contained within the Finance and Investment Report for the month of March 2025.
2. That Council confirms the payment of accounts, for the period 01 March to 31 March 2025, totalling \$4,738,118.07.

Minogue/Carnegie
CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Review of Delegations 2025

PROPOSED on the motion of Cr Minogue seconded Cr Funnell:

1. That, in accordance with Section 377 of the Local Government Act 1993, the Bland Shire Council delegates its powers, authorities, duties and functions as set in the attachment to this report, to the Mayor, Brian Monaghan.
2. That, in accordance with Section 377 of the Local Government Act 1993 the Bland Shire Council delegates its powers, authorities, duties and functions as set in the attachment to this report to the General Manager, Grant Baker.
3. That the delegation to the Mayor, Brian Monaghan and the General Manager, Grant Baker, be subject to the following limitations:
 - a. The delegated power, authority, duty or function being performed in accordance with Council policy; and
 - b. The delegated power, authority, duty or function being performed in accordance with the Law.
4. That the delegations of Council will remain in force until they are revoked or amended by a resolution of Council or the persons no longer hold their position.
5. Council notes that the General Manager may delegate their powers, authorities, duties and functions at their discretion for the purposes of fulfilling the role of General Manager.

AMENDMENT proposed on the motion of Cr McGlynn seconded Cr Minogue that the delegations be referred to an upcoming Council Workshop.

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

07042025 **RESOLVED** that the delegations be referred to an upcoming Council Workshop.
Minogue/Henderson

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Policy Review – Fraud Control Policy

08042025 **RESOLVED** that Council adopts the revised Fraud Control Policy.

Minogue/Henderson

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Policy Review - Public Interest Disclosures

09042025 **RESOLVED:**

1. That, Council endorses the revised Public Interest Disclosure Policy and places the Policy on public exhibition for a period of 28 days commencing 17 April 2025.
2. Should there be comments received from the community on the proposed amendments to the revised Public Interest Disclosure Policy, a further report be prepared and presented to Council.
3. That should no submissions on the Policy be received during the Public Exhibition Period, that Council adopts the revised Public Interest Disclosure Policy.

Brooks/Minogue

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Barmedman Community Centre Incorporated

10042025

RESOLVED that Council:

- a) Endorse the negotiations with the Barmedman Community Centre Incorporated and the signing of a Memorandum of Understanding with Council.
- b) Funds remaining within the Barmedman Community Committee account be utilised to undertake improvement works within the village of Barmedman.
- c) Allocate an amount of \$5,000 per annum to the Barmedman Community Centre Incorporated to assist it in undertaking the requirements of the Memorandum of Understanding.
- d) Advertise its intention to provide the funding allocation for a period of 28 days from Thursday, 17 April 2025 and, should there be no objections received, distribute the funds accordingly.
- e) Following the September 2028 Local Government Election, review the Memorandum of Understanding and the financial arrangements prior to entering a new agreement with the Barmedman Community Centre Incorporated.

Funnell/McGlynn

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 lots into 1 lot

PROPOSED on the motion of Cr Henderson seconded Cr McGlynn that Council request a peer review of DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 into 1 lots, by an independent senior town planner.

AMENDMENT proposed Cr Henderson seconded Cr Funnell that the report for DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 into 1 lots be considered in the closed session.

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

11042025

RESOLVED that the report for DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 into 1 lots be considered in the closed session.

Henderson/Funnell

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

DA2025/0023 – Dual Occupancy (Detached) under State Environmental Planning Policy (Housing) 2021, Division 1 In-fill affordable housing

12042025 **RESOLVED** that Council approves DA2025/0023 – Dual Occupancy (detached) subject to the conditions of consent.

McGlynn/Brooks

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Girral Road Project

13042025 **RESOLVED** that Council allocate \$350,000 as part of the March Quarterly Budget Review process to address the identified design issues for the Girral Road project.

Henderson/Brooks

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

Bland Shire Council Managing its Wastewater Assets

1404205 RESOLVED that an allocation of \$300,000 be made in the 2025/2026 Budget to undertake preliminary scoping and design of an upgraded Waste Water Treatment system to service the West Wyalong and Wyalong townships.

McGlynn/Funnell

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, McGlynn, Minogue and Monaghan voting for)

REPORTS FOR INFORMATION

At this stage 7.23pm, Cr Lord arrived

1504205 RESOLVED that the following reports, provided for information only, be received and noted:

- 6.13 Community Development Report
- 6.14 Youth Services Report
- 6.15 Bland Shire Library Monthly Update - March 2025
- 6.16 Children Services Update March 2025
- 6.17 Bland Community Care Services Update March '25
- 6.18 Bland Shire Council Museum Advisor Report March 2025
- 6.19 Technical Services Report
- 6.20 Development Services Activity Report – March 2025

Brooks/Henderson

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

REPORTS OF COMMITTEES

1604205 RESOLVED that Council endorse the Committee meeting minutes as presented.

Funnell/Minogue

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

CONFIDENTIAL REPORTS

1704205 RESOLVED that Council close the Ordinary meeting of Council to discuss the following matters:

1. Sale of Land – 23 – 27 Central Road Wyalong
Local Government Act 1993 (Section 10A(2))
This matter is considered to be confidential, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
2. Sale of Land for Unpaid Rates
Local Government Act 1993 (Section 10A (2))
The matters and information are the following:
(b) the personal hardship of any resident or ratepayer,
3. Aboriginal Land Claim 35588, 35570 & 35829
Local Government Act 1993 (Section 10A(2))
This matter is considered to be confidential, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
4. DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 into 1 lots
Local Government Act 1993 (Section 10A (2))
The matters and information are the following:
(e) information that would, if disclosed, prejudice the maintenance of law,

Funnell/Brooks

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

The meeting then closed to the public at 7.31pm.

18042025 **RESOLVED** that the Confidential Reports are matters for the Council and executive staff therefore all other staff are to leave the meeting.

Henderson/McGlynn

CARRIED

(5/3: Crs Henderson, Lord, McGlynn, Minogue, Monaghan voting for and Crs Brooks, Carnegie and Funnell voting against)

Sale of Land – 23 – 27 Central Road Wyalong

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

This matter is considered to be confidential, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

19042025 **RESOLVED** that Council confirm the correct pricing for Lot 5 as recommended in the General Managers report, and withdraw the current contract of sale.

McGlynn/Carnegie

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

At this stage 7.49pm, Cr Henderson and Mrs Balind left the meeting.

Sale of Land for Unpaid Rates

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

The matters and information are the following:

(b) the personal hardship of any resident or ratepayer,

20042025 **RESOLVED** that Council agrees to:

1. Sell the 10 properties as listed in the Sale of Land for Unpaid Rates report and detailed in the General Manager's certificates for the sale of land for unpaid rates in accordance with Section 713 of the Local Government Act 1993.
2. Authorise the public auction to be held, at a date to be decided, in the Council Chambers.
3. Authorise the General Manager to determine and appoint an auctioneer in line with Council's procurement policy.
4. Utilise the services of GP Evans & Englert for the provision of contracts for the sale.
5. The preparation of a schedule nominating a reserve price for each parcel (having regard to each parcel's valuation, the amount of debt outstanding to Council and the prevailing market prices) to be presented at the May 2025 Council meeting.
6. Authorise the General Manager, or the Director Corporate and Community Services, delegation to accept any reasonable offer on the day of the auction and to complete the contract of sale on behalf of Council.

McGlynn/Lord

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Lord, McGlynn, Minogue and Monaghan voting for)

At this stage 7.52pm, Cr Henderson and Mrs Balind returned to the meeting.

Aboriginal Land Claim 35588, 35570 & 35829

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

This matter is considered to be confidential, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

21042025 **RESOLVED** that Council object to the Aboriginal Land Claim 35570, 35588 and 35829.

McGlynn/Minogue

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

DA2024/0058 - Multi Dwelling Housing (9 dwellings) and Consolidation of 2 into 1 lots

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

The matters and information are the following:

(e) information that would, if disclosed, prejudice the maintenance of law,

22042025 **RESOLVED** that DA2024/0058 be deferred and an independent peer review be undertaken.

Henderson/McGlynn

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

23042025 **RESOLVED** that Council move out of the closed session.

Henderson/Minogue

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

The meeting then resumed at 8.45pm.

At the reopening of the meeting to the public the Chair announced the outcome of resolution numbers **19042025**, **20042025**, **21042025** and **22042025**.

Urgent Business

Cr Henderson requested consideration of an item of urgent business related to the protection of active street frontages.

24042025 **RESOLVED** that Council consider the protection of active street frontages in Main Street West Wyalong at this meeting.

Henderson/Lord

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

DCP Amendment

25042025 **RESOLVED** that Council add a clause to the DCP to preserve active street frontages in Main Street West Wyalong, subject to a 28 day public exhibition period.

Henderson/McGlynn

CARRIED

(Unanimously: Crs Brooks, Carnegie, Funnell, Henderson, Lord, McGlynn, Minogue and Monaghan voting for)

There being no further business the meeting then closed at 8.49pm.

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Chairperson
Mayor Brian Monaghan