



# **BOGAN SHIRE COUNCIL**

## Minutes

**26 April 2018**



**Minutes of the Ordinary Meeting of Bogan Shire Council  
held in the Council Chambers on 26 April 2018 at 9.30am**

**PRESENT:** Councillors RL Donald OAM, (in the Chair), WG Deacon, VJ Dutton, JL Douglas, AJ Elias, GN Jackson, GRJ Neill and KM Ryan.

Also present were Mr Derek Francis (General Manager), Mr Graeme Bourke (Manager Engineering Services), Ms Kayla Volker (Acting Manager Development and Environmental Services), Ms Louise Gee (Contractor, Development and Environmental Services), Mrs Debb Wood (Manager People and Community Services), Mrs Stephanie Waterhouse (Manager Finance and Corporate) and Mrs Melissa Salter (Acting Executive Assistant).

**099/2018 RESOLVED** that the Minutes of the Ordinary Meeting of Council held of 22 March 2018, copies of which have been circularised to Councillors be taken as read and confirmed. **(Elias/Jackson)**

The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 26 April 2018.

**092/2018 APOLOGY: RESOLVED** that the apology received from Mrs Victoria Boag be received and she be granted leave of absence from both meetings. **(Neill/Elias)**

**093/2018 RESOLVED** that the Minutes of the Closed and Confidential Section of the Ordinary Meeting of Council held on 22 March, copies of which have been circularised to Councillors be taken as read and confirmed. **(Ryan/Deacon)**

**094/2018 EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act 1993, Clause 10A (2) (a) because information provided and discussed involves personnel matters concerning particular individuals (other than Councillors). **(Douglas/Dutton)**

**095/2018 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting moved into Open Council. **(Neill/Dutton)**

**096/2018 EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act 1993, Clause 10A (2) (a) because information provided and discussed involves personnel matters concerning particular individuals (other than Councillors). **(Neill/Dutton)**

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**097/2018 RESOLVED that**

1. The correspondence from both Elwyn Trothe and Anthony Trothe be received and noted.
2. The General Manager review this matter and report back to Council.

**(Ryan/Neill)**

**098/2018 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting moved into Open Council. **(Deacon/Elias)**

Mayor expressed thanks to Council on the excellent state of Council facilities provided for Anzac Day, Race Course Facilities, in addition to facilities used for the Nyngan Football Challenge.

At 10.00am the Mayor conducted the Australian Citizenship Ceremony for Mr Jagdeep Singh.

At 12noon Mr Ian Scott, NBN addressed Council on NBN concerns in Nyngan.

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REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER’S REPORT

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	26/09/2014	363/2014	<b>Fire Safety Audit Program</b>	Further report on progress of compliance with Program.	<b>MDES</b>	Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners / Boards. Agreement on required works achieved with several owners / Boards.
	26/02/2015	033/2015		Legal proceedings including the issuing of Notices and Orders to commence against the owner/occupier of any premises who fails to confirm their agreement to comply with the findings of the FSAR.		Efforts still being made to have owners upgrade building voluntary.

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2	24/03/2016 15/12/2016	078/2016 485/2016	<b>Bicentennial Wall &amp; Ceramic Mural</b>	The General Manager work with Peter Zanetti to undertake the necessary work to complete the reinstatement of the wall & mural.	<b>GM</b>	<p>Wall has been reconstructed with only minor works outstanding.</p> <p>Meeting held 5 December 2017 with Peter Zanetti. All tiles have been remade, glazing underway.</p> <p>Delays encountered with production of tile firing. This will now be completed within six weeks, and tiles will be in place on wall in June 2018.</p>
3	27/10/2016	423/2016	<b>Seniors Living Rental Units –</b>	Consult with community to gauge interest in the project before making a decision on which location & how many units to build.	<b>GM</b>	<p>Public Information Meeting 14 December 2016. Community expressed a preference for the Cobar/Dandaloo Streets site.</p> <p>Building Better Regions Grant Program identified as a match for this project. Application submitted.</p> <p>Application also submitted under Stronger Country Communities Grant.</p>

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4	27/072017	236/2017	<b>National Broadband &amp; Network Design</b>	Council raises it concern with the current footprint with the Minister for Communications & Arts & member for Parkes to ensure that our community is able to fully benefit from the fixed line NBN delivery.	<b>MDES</b>	It has become apparent that NBN is not installing fixed wireless around Nyngan but intends providing a satellite service.
	26/10/2017	334/2017		Council write to local Federal Member, Mark Coulton MP regarding Council's ongoing concern with the NBN roll out to Nyngan.	<b>GM</b>	Letter sent.  Response from Mark Coulton indicating he has made representation to Minister for Regional Communications.
	22/02/2018	015/2018		Invite a NBN representative to Council Meeting		Invitation extended, NBN representative unable to attend March meeting.  NBN Manager to attend April Council Meeting.

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5	28/09/2017	301/2017	<b>Neeroc Road Extension</b>	Council seek clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.	<b>MDES</b>	Letter to Crown Lands Office sent.  No response to date.
6	28/09/2017	283/2017	<b>Medical Centre</b>	The General Manager in consultation with PHN proceeds to recruit & engage a second doctor for the BSMC.	<b>GM</b>	PHN engaged to undertake GP recruitment.  Adverts for GP/VMO placed with Rural Doctors Network (RDN), PHN, Seek (online) and Medical Jobs (online).  Discussions commenced.
	26/10/2017	312/2017		Council investigate alternatives to having VMO rights that would allow a doctor to visit patients and / or attend emergency services at the hospital.		In progress.



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	22/02/2018	016/2018		Council at an appropriate time, invite the current doctors at the BSMC to address Council on their experiences at Rural/Regional Medical Centres.		In progress.
8	21/12/2017	392/2017	<b>Increase of train speed through Nyngan</b>	Strong letter of concern & a request to address Council be sent to the relevant rail authorities & a copy to local member.	<b>GM</b>	Letter sent to Minister for Transport & Infrastructure, with copy to Kevin Humphries. Minister has now forwarded the letter onto the Minister for Roads, Maritime and Freight, the Hon Melinda Pavey MP. Precis February Council Meeting 2018 refers.
9	21/12/2017	393/2017	<b>Preservation of Goods Ramp</b>	Report on a way to preserve the goods ramp be considered at the estimates Meeting.	<b>MDES</b>	Report to be considered at the Estimates Meeting in May 2018.

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10	21/12/2017	418/2017	<b>Council Electricity Contracts</b>	GM to proceed with obtaining quotations for the installation of solar electricity infrastructure for the three administration offices, BS Medical Centre&ELC.	<b>MES</b>	Report on viability of solar power at these three sites has been received, indicating positive paybacks. Staff will now progress tender arrangements for all Council sites.  Emergency Management Systems have prepared a technical specification for Council. Quotation documents being prepared.
11	21/12/2017	421/2017	<b>New Cemetery Entrance Design</b>	Council approve the design presented with changes to the steel column on the right hand side to delete the wheat sheaf & replace with a cow's head and sheep's head.	<b>MDES</b>	Quotes obtained.  Old structure removed in preparation for works to be commenced shortly.

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12	22/02/2018	012/2018	<b>Bogan Street Jacaranda Trees</b>	Further report to Council for suggested name and wording on plaque.	<b>Mayor</b>	In progress.  Report refers.
13	22/02/2018	039/2018 <hr/> 040/2018 <hr/> 041/2018	<b>Big Bogan Signage</b>	<p>Council erect directional signage to the Big Bogan</p> <hr/> <p>Suggested wording for a plaque for the Big Bogan be further discussed at March 2018 Council Meeting.</p> <hr/> <p>Signage to be placed on back of the Big Bogan to be visible from Nymagee Street.</p>	<b>MES</b>	<p>Signs Ordered</p> <hr/> <p>Report to Council refers.</p> <hr/> <p>Report to Council refers.</p>

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**100/2018 RESOLVED** that Council adopt the following wording for a plaque erected at an angle on a stand at the gate into St Josephs School, between the Hall and corner, facing intersection, to read:

*Roy Davis*

*1920-2017*

*In appreciation for his dedication in establishing and nuturing this Jacaranda Corridor*

**(Douglas/Neill)**

**101/2018 RESOLVED** that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the Checklist.

**(Ryan/Deacon)**

## **2 NYNGAN / COBAR WATER SECURITY PROJECT**

**Summary:-**

*The purpose of this report is to brief Council on the current status of the Nyngan Cobar Water Security Project and to seek direction on certain key matters to progress the project.*

**102/2018 RESOLVED** that:-

1. Council notes the conclusion in the report from Forsyth’s which indicates that information provided to Council to date, does not adequately address or explain how the impact of depreciation on the accounting financial results supports or explains the viability of the proposed Nyngan and Cobar Water Security Project.
2. Council requests a meeting with Local Member Kevin Humphries and the Department of Premier and Cabinet representative, Don Murray to discuss this report and the concerns about the project. **(Neill/Ryan)**

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### **3 VILLAGE MEETINGS**

**Summary:-**

*The purpose of this report is to record matters raised during the 2018 Village Tour as well as progress made with items raised in previous meetings with community representatives.*

**103/2018 RESOLVED** that the Village Meeting Report be received and noted by Council. **(Ryan/Douglas)**

### **REPORT TO THE ORDINARY MEETING OF COUNCIL – PEOPLE AND COMMUNITY SERVICES**

#### **BOGAN BUSH MOBILE – TERM 1 REPORT**

**Summary:-**

*The purpose of this report is to advise Council on the Term 1 activities of the Bogan Bush Mobile Service.*

**104/2018 RESOLVED** that the Bogan Bush Mobile report be received and noted. **(Douglas/Jackson)**

### **2 LIBRARY REPORT**

**Summary:-**

*The purpose of this report is to provide Council with information both statistical and informative in regards to the Library's function.*

**105/2018 RESOLVED** that the Library report be received and noted and appreciation be extended to the funding body, State Libraries. **(Jackson/Neill)**

Council adjourned for morning tea at 10.30am and resumed at 10.45am.

## REPORT TO THE ORDINARY MEETING OF COUNCIL – MANAGER OF FINANCE AND CORPORATE SERVICES

### 1 BANK RECONCILIATION

*Summary*

*The report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 31st March 2018.*

**106/2018 RESOLVED** that the Bank Reconciliation Report be received and noted  
(Jackson/Ryan)

### 2 INVESTMENTS MARCH 2018

*Summary*

*The report is to outline the performance of Council's Investment Portfolio for the month of March 2018.*

*At the 31st March 2018 Council had \$9.5 million invested. There has been a decrease of \$1,296,000 due to a number of capital plant purchases. A number of payments made to contractors for R2R jobs and the first installment payment for the golf club irrigation system being paid and grant money not yet received. In addition to this is a payment to the contractors for the Turkeys Nest and due to timing funding has not been received.*

**107/2018 RESOLVED** that the Investments Report be received and noted.  
(Jackson/Deacon)

### 3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

*The report is to provide a comparison of rate collections as a 29<sup>th</sup> March 2018, with the same period last year.*

*Total arrears have decreased from \$554,878 at the 29<sup>th</sup> March 2017 to \$551,116 as at 28<sup>th</sup> March this year.*

**108/2018 RESOLVED** that the Rates and Annual Charges Collection Report be received and noted. (Neill/Ryan)

#### 4 THIRD QUARTER 2017/18 BUDGET REVIEW

##### **Summary**

*Council remains in a sound financial position and is broadly on budget.*

*Cash Balance is strong although decreasing as expected due to advance payments being expended.*

*Third quarter adjustments to the year-end position are a deficit of \$22,179 this is the carry-forward balance from RFS services for 2016/17. Council agreed to take this from the prior years unrestricted cash.*

Councillor Neill declared an interest in the SES building budget review item and left the room.

##### **109/2018 RESOLVED** that:

1. This report be received and noted.
2. Council adopts the budget amendments shown on the Budget Review Statement (Appendix A) for the 2017/2018 Operating and Capital Budgets.
3. The Capital Budget be further amended so that the item shown as "TRIM Software Integration" be changed to "Asset Management Software".

##### **(Ryan/Neill)**

Councillor Neill returned to the room.

#### 5. PROPOSED LOAN BORROWINGS 2017/2018

##### **Summary**

*The purpose of this report is to seek a resolution from Council on how it wishes to borrow it's proposed borrowings for 2017/2018.*

*Council will need to borrow the above funds prior to the 30th June 2018 according to its budget. Council has options of going to a Bank to borrow the funds or to borrow the funds internally from our Sewer Fund that has significant cash reserves.*

**110/2018 RESOLVED** that Council agree to fund the above loan internally subject to Ministers Consent. **(Ryan/Neill)**

## REPORT TO THE ORDINARY MEETING OF COUNCIL – MANAGER OF ENGINEERING SERVICES REPORT

**111/2018 RESOLVED** that the Operational Report for the reporting period 12 March 2018 to 13 April 2018 be received and noted. **(Neill/Dutton)**

### **BIG BOGAN SIGNAGE**

**112/2018 RESOLVED** that Council erect the signage at The Big Bogan with the following agreed wording. **(Deacon/Neill)**

### **THE BIG BOGAN**

*“Bogan Shire Council, after being approached by The Reverend Graham McLeod, St. Mark’s Anglican Church Minister, agreed to construct a Big Bogan structure as a tourist attraction in Nyngan.*

*Nyngan became well known in April 1990 when the big Bogan River flooded and completely inundated the town. The population was evacuated when the existing levee bank was breached and Nyngan went under the Bogan River in a flood that broke all previous records.*

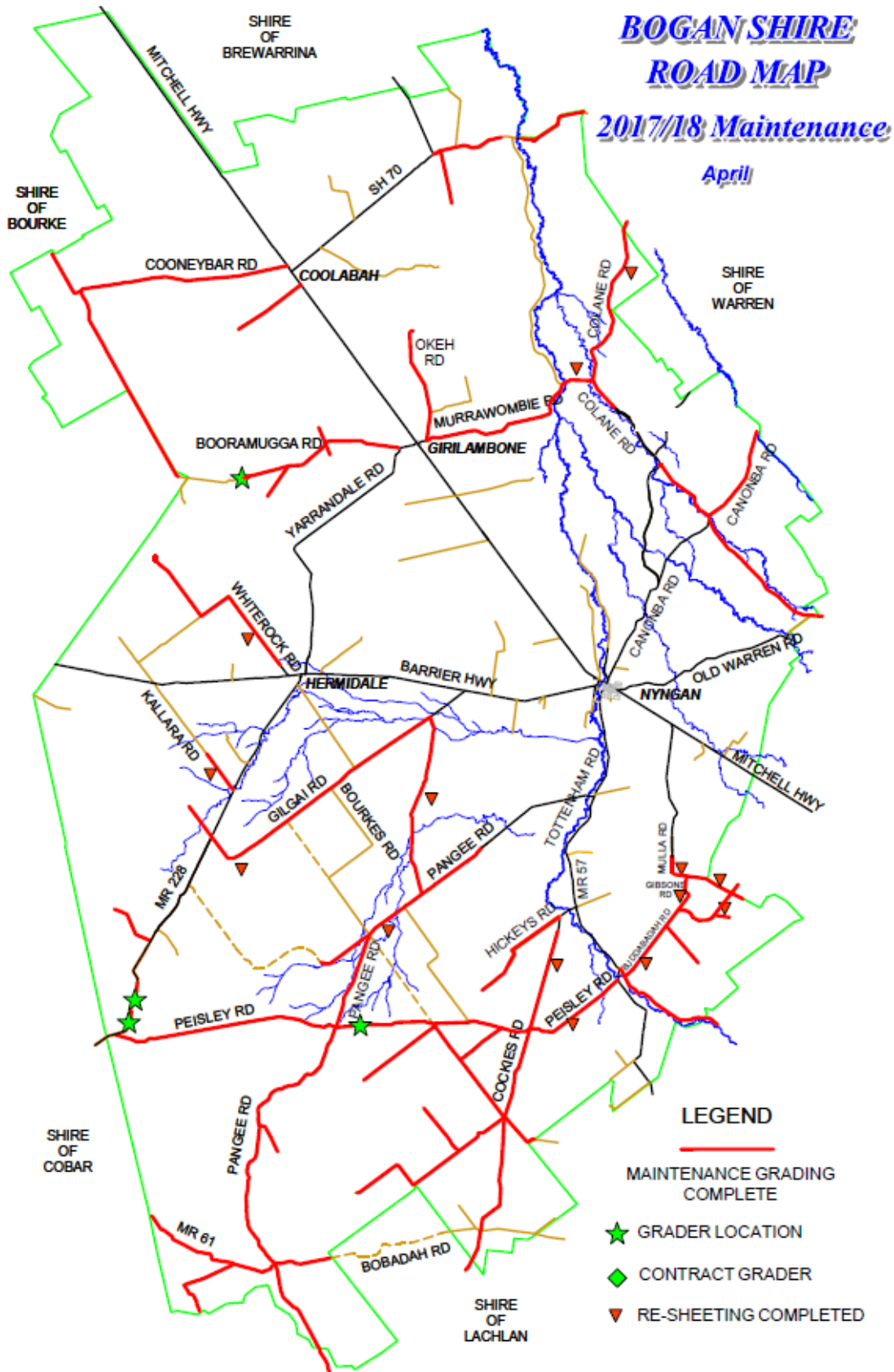
*In Australian slang, the term “Bogan” originated from the Aussie larrikin and ocker. Council recognised a “Big Bogan” as an opportunity to promote Nyngan and the Shire. Where better to have a Big Bogan than on the banks of the Bogan River, in Bogan Shire.*

*This Big Bogan represents the relaxed life style on the river. Designed by Manager of Engineering Services Graeme Bourke then constructed and erected by Council in September 2015. We invite you to upload your photo to the Big Bogan Facebook page and tell the world you were here and where you are from. Thanks for visiting”.*

It is also suggested that the sign contains some information on the Shire and town as shown in the attachment.



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**REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF  
DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT**

**1 DEVELOPMENT APPLICATIONS**

**113/2018 RESOLVED** that Development Applications report since the March 2018 Council Meeting be received and noted. **(Ryan/Elias)**

**2 OPERATIONAL REPORTS**

**114/2018 RESOLVED** that the Operational Reports, including Parks and Gardens Team and Weeds Officer be received and noted. **(Ryan/Douglas)**

**PRECIS OF CORRESPONDENCE**

**1 LAWLAB**

**115/2018 RESOLVED** that the correspondence received from Lawlab be noted.

**2 ELWYN TROTHER**

This item was dealt with in Confidential Section of Meeting.

**3 COUNTRY WOMENS ASSOCIATION – NSW FAR WESTERN GROUP PUBLIC  
SPEAKING COMMITTEE**

**116/2018 RESOLVED** that General Manager discuss the matter with the CWA and seek further information on the Speaking Event, with Council contribution up to \$250. A decision to be taken by the General Manager, Mayor and Deputy Mayor on receipt of information. **(Ryan/Neill)**

**4 OROC BOARD MEETING 16 MARCH 2018**

**117/2018 RESOLVED** that the minutes from the OROC Board meeting held at Dubbo Regional Council on 16 March 2018, be received and noted. **(Dutton/Douglas)**

**5 ORANA ARTS INC**

**118/2018 RESOLVED** that the correspondence received from Orana Arts Inc be noted. **(Neill/Dutton)**



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**6. NYNGAN SHOWGROUND USERS ADVISORY GROUP**

**119/2018 RESOLVED** that minutes from the Nyngan Showground Users Advisory Group Meeting, held 20 March 2018, be received and noted. **(Ryan/Douglas)**

**7. LIVE BETTER COMMUNITY SERVICES, NYNGAN**

**120/2018 RESOLVED** that Live Better be advised, that should significant renovations be undertaken, Council would have to increase rental on these premises. Further, that external maintenance is the responsibility of Live Better. **(Ryan/Douglas)**

**8. LOCAL GOVERNMENT NSW**

**121/2018 RESOLVED** that correspondence from Local Government NSW, be noted. **(Neill/Dutton)**

**9 WEEKLY CIRCULARS – UPDATE DATES**

**122/2018 RESOLVED** that the Local Government Weekly Circulars be noted. **(Ryan/Elias)**

There being no further business the Meeting closed at 12.45pm.

These minutes were confirmed by resolution at a meeting held on ..... and were signed as a true record.

.....  
**GENERAL MANAGER**

.....  
**MAYOR**

