

BOGAN SHIRE COUNCIL

Business Paper

24 May 2018

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17 May 2018

COUNCIL MEETING NOTICE

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 24 May 2018 at 9.30am.

At 10.30am morning tea will be held at the Library to support the Biggest Morning Tea Cancer Council Fund.

Lunch will be held at the Nyngan High School.

AGENDA

- 1. Opening Prayer
- 2. Remembrances
- 3. Apologies
- 4. Declarations of Interest
- 5. Confirmation of the Closed and Confidential Minutes of the Council Meeting held on 26 April 2018.
- 6. Finance and Corporate Services Closed and Confidential Report
 - 1. Section 713 Sale of Land for Unpaid Rates

In accordance with the provision of Section 10A (2) (g) of the Local Government Act 1993, the General Manager is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: because it contains information regarding advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

- 7. Confirmation of the Ordinary Minutes of the Council Meeting held on 26 April 2018
- 8. Confirmation of the Extraordinary Minutes of Council Meeting held on 8 May 2018
- 9. General Manager's Report incorporating reports from:-
 - People and Community Services
 - Finance and Corporate Services
 - Engineering Services
 - Development and Environmental Services
- 10. Correspondence

Your attendance at this meeting would be appreciated.

Yours sincerely

Cathy Ellison Executive Assistant





COMMITTEE MEETING MINUTES

1 NYNGAN MUSEUM MEETINGS

Attached are the Minutes of the Nyngan Museum Meetings held on 7 March 2018 and 4 April 2018.

1.1 Recommendation

That the Minutes of the Nyngan Museum Meetings held on 7 March 2018 and 4 April 2018 be received.



Nyngan Museum Meeting	<u>Date:</u>	7 th March 2018	Venue:	Nyngan Museum
Present: Glad Eldridge, Leonie Mon	tgomery, Anna	Corby, Collin Pa	ardy, Yvonne P	ardy
Val Keighran Bav Lovett Apologies:				
Hugh Sibbald, Margaret Sil	bbald, Peter Ke	eighran		
Guests:				
Abigail, Veneta				
Minutes last meeting:	<u>Move:</u> Anna	second	Glad	
Treasurers Report attac	:hed: read	and moved: C	ollin 2nd:	Glad
A column will be added to the just put it in a column with "co		,	,	ne. If you are worried,
Correspondence In:				

Information pamphlet for grants for staff training.

Correspondence Out:

e

Abigail's Report:

Flag arrived. Lights ordered

Maintenance Report:

Permanent lights don't work in mines room. Temporary ones are doing a good job. Light situation in main museum is still ongoing.

Shelves have bee purchased, painted and installed in the sewing room and the kitchen display. Thanks to Leonie and helpers.



Leonie's Report

Cream printed plaques throughout the museum are damaged because of heat and age on the glues. The options for repair are

- o 3mm edge strips
- o buy replacements
- o look for other options on line and in stores
- o print and laminate our own on A3 cream paper.

Leonie will purchase a steam mop for use on museum floors and kitchen.

Need new bulbs for cupboards and ceilings, they have been ordered.

General business and business arising from previous minutes:

Val did the foyer night at the RSL with Denice Simpson. Thanks Val

New open sign has arrived and is put out each morning. Thanks Kate

Wheels have been added to Maud's cake stand. Materials and labour donated by Montgomery family.

Date for AGM to be discussed at April meeting.

Progress with SES project? Nil

Still looking for TV for mines room. Mines would like solar information to be moved away from their display. Mines will update their display. Will they fix lights? Counter top? Will mines display stay where it is?

If someone takes a monetary donation just note it down in the sales book.

An A3 laminator and pouches have been purchased.

Reading room to be moved to ensuite office. This will free up the present room to display railway items in a bigger space.

Friday 16th March, Early learning centre will visit with a small group of 4 - 5 year olds.

Wednesday 14th March is Church Rally. Visitors may visit Museum. Visits will be free and will be re reimbursed by church later.

Meeting Closed: 10.10

Next meeting 4th April



Ah April

Nyngan Museum Meeting Date: 7th March

Venue: Nyngan Museum

Present:

Glad Eldridge, Leonie Montgomery, Anna Corby, Collin Pardy, Yvonne Pardy

Bav Lovett, Hugh Sibbald, Margaret Sibbald, Anne Ouarmbv, Leonie Montgomerv Apologies:

Val Keighran, Peter Keighran

Guests:

Veneta, Abigail

Minutes last meeting: <u>Move:</u> Anna <u>second:</u> Anne Q

Treasurers Report attached: read and moved: Collin 2nd: Anna

New sales sheets have been printed to include efpos sales. These sheets are double sided.

Correspondence In:

Thank you from the church for Museum sample bags.

Correspondence Out:

.E mail to begin grant process for training of volunteers.

Abigail's Report:

Efpos machine is here. Kate is able to provide lessons in its use. To celebrate Seniors Week, a museum open day will be held on Friday 13^{th} April. All entries for the day are free. Keep a note of numbers and fees will be reimbursed by Shire.

We will lend our WW1 saddle to the Shire for use in ANZAC parade.

Maintenance Report:

No effort has been made to acknowledge or complete maintenance jobs. All are on going.

Lights, Air conditioners, floors, powerpoint in office. Some of these problems have been ongoing since June 2016 and earlier.



Leonie's Report

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Steam mop has been purchased. Leonie has applied for training grants. Green cupboard from sewing room has been moved to barber shop. New museum pamphlet has been updated. Abigail will print some off.

General business and business arising from previous minutes:

Collin moved that the AGM be held at the next meeting on 2^{nd} May. 2^{nd} Anne Q Passed

VIC inspection tomorrow with Mark and Abigail.

There is some new merchandise from Innovations. It has orange price tickets.

Open day Friday 13th April for seniors week. No entry charge.

Mines are doing up the mines display room. They will discus their plans with Leonie one day. The solar display has been moved from the mines room as was asked by the mines.

Reading room will be temporarily housed in the ensuite room once work on railway room is ready to begin. It has been emptied and cleaned but floor is rotting out again.

MeetClodeing Closed: 10.20

Next meeting 2nd May



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

Mayor and Councillors

The following report is submitted for consideration:-

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	26/09/2014	363/2014	Fire Safety Audit Program	Further report on progress of compliance with Program.	MDES	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. COMPLETED



	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. <u>UPDATE:</u> Report included in 24 May 2018 Council Business Paper outlying Council's legislative requirements regarding fire safety. COMPLETED
2	24/03/2016 15/12/2016	078/2016 485/2016	Bicentennial Wall & Ceramic Mural	The General Manager work with Peter Zanetti to undertake the necessary work to complete the reinstatement of the wall & mural.	GM	 Wall has been reconstructed with only minor works outstanding. Meeting held 5 December 2017 with Peter Zanetti. All tiles have been remade, glazing underway. 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.



3	27/10/2016	423/2016	Seniors Living – Rental Units	Consult with community to gauge interest in the project before making a decision on which location & how many units to build.	GM	 Public Information Meeting 14 December 2016. Community expressed a preference for the Cobar/Dandaloo Streets site. Building Better Regions Grant Program identified as a match for this project. Application submitted. Application also submitted under Stronger Country Communities Grant.
4	27/072017	236/2017	National Broadband & Network Design	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.	MDES	It has become apparent that NBN is not installing fixed wireless around Nyngan but intends providing a satellite service. COMPLETED



	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.	GM	Letter sent. Response from Mark Coulton indicating he has made representation to Minister for Regional Communications. COMPLETED
	22/02/2018	015/2018		Invite a NBN representative to Council Meeting.		Invitation extended, NBN representative unable to attend March Meeting. COMPLETED NBN Manager to attend April 2018 Council Meeting. COMPLETED
5	28/09/2017	301/2017	Neeroc Road Extension	Council seek clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.	MDES	Letter to Crown Lands Office sent. No response to date. <u>UPDATE:</u> Report refers – 24 May 2018. COMPLETED



6	28/09/2017	283/2017	Medical Centre	The General Manager in consultation with PHN proceeds to recruit & engage a second doctor for the BSMC.	GM	PHN engaged to undertake GP recruitment. Adverts for GP/VMO placed with Rural Doctors Network (RDN), PHN, Seek (online) and Medical Jobs (online).
	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.		Discussions commenced.
	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.



7	21/12/2017	392/2017	Increase of train speed through Nyngan	Strong letter of concern & a request to address Council be send to the relevant rail authorities & a copy to local member.	GM	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.
8	21/12/2017	393/2017	Preservation of Goods Ramp	Report on a way to preserve the goods ramp be considered at the estimates Meeting.	MD&ES	Report to be considered at the Estimates Meeting in May 2018. COMPLETED
10	21/12/2017	418/2017	Council Electricity Contracts	GM to proceed with obtaining quotations for the installation of solar electricity infrastructure for the three administration offices, BS Medical Centre & ELC.	GM	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.



						UPDATE:The Engineering Office andWorks Depot have beenadded to the list of sites.Quotation documents to becompleted by 18 May 2018.
11	21/12/2017	421/2017	New Cemetery Entrance Design	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.	MDES	Quotes obtained. Old structure removed in preparation for works to be commenced shortly.
12	22/02/2018	012/2018	Bogan Street Jacaranda Trees	Further report to Council for suggested name and wording on plaque.	Mayor	In progress. Report refers. COMPLETED



13	22/02/2018	039/2018	Big Bogan Signage	Council erect directional signage to the Big Bogan	MES	Signs Ordered COMPLETED
		040/2018		Suggested wording for a plaque for the Big Bogan be further discussed at March 2018 Council Meeting.		Report to Council refers.
		041/2018		Signage to be placed on back of the Big Bogan to be visible from Nymagee Street.		Report to Council refers.
14	26/04/2018	102/2018	Nyngan/Cobar Water Security Project	Council request a meeting with Local Member Kevin Humphries & DP & C representative Don Murray to discuss report & concerns about projects.	GM	UPDATE: Ongoing discussion between Mayor and local member Kevin Humphries. Verbal report at Council Meeting.



15	26/04/2018	120/2018	Live Better Community Services	renovations be undertaken, Council would need to increase the rent on the premises. External maintenance is the responsibility of Live	MDES	UPDATE: Letter sent to Live Better Community Services – 9 May 2018. COMPLETED
				Better.		



1.1 Recommendation

That the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.

2 DUCK CREEK PICNIC RACES 2018

Summary:-

This report is to present a recommendation to Council in regard to an alcohol free zone for consideration for the Duck Creek Picnic Races.

2.1 Introduction

The purpose of this report is to present a recommendation to Council in regard to an alcohol free zone for consideration.

2.2 Background

The Duck Creek Picnic Races are to take place on Saturday 7 July 2018. The Mayor, Deputy Mayor and General Manager have been meeting with Race Organisers and the NSW Police to help ensure an enjoyable and safe event.

2.3 Discussion

Council has previously declared an alcohol free zone for the areas of the Showground and Racecourse that are not contained by the security fencing erected by Duck Creek Organisers. Consultation with the organisers and the NSW Police indicates that this considerably reduces the incidence of patrons drinking in the car parks which is a major risk for the event in relation to the potential for violence, antisocial behavior and alcohol related medical emergencies.

2.4 Recommendation

- 1. That this report be received and noted.
 - 2. That Council declare an Alcohol Free Zone for forty-eight (48) hours from 6.00am on Saturday 7 July 2018 in the areas of the Nyngan Showground and Nyngan Racecourse that are not contained by the fencing erected by the organisers of the Duck Creek Picnic Races.



3 JOINT ORGANISATION OF COUNCILS

Summary:-

This report is to recommend that Bogan Shire Council joins the proposed Joint Organisation of Councils to be formed in this region.

3.1 Introduction

The purpose of this report is to recommend that Bogan Shire Council joins the proposed Joint Organisation of Councils to be formed in this region.

3.2 Background

The General Manager's reports to Council in September 2015, June 2016, November 2017 and February 2018 refer as well as the Mayor's Minute in December 2017.

In November and December 2017 the NSW Government released information concerning the establishment of Joint Organisations (JOs).

At its meeting held on 21 December 2017, Council resolved in principle to become part of an Orana Joint Organisation, subject to further discussions with other Councils in the region.

3.3 Discussion

At the February meeting Council resolved to join the proposed JO covering all of the Council areas currently within the Orana Regional Organisation of Councils (OROC). As some Councils including Dubbo Regional Council opted not to join the JO, this resolution had the effect of excluding Bogan Shire Council from joining.



Council's concerns were addressed in a letter to the Minister for Local Government dated 29 March 2018:-

- 1. To be effective the JO needs to be based on the existing OROC membership, including Dubbo Regional Council.
- 2. Onerous provisions for exiting the JO.
- 3. Increased cost of operations for a JO compared to OROC.

Whilst point 1 above still holds true, this is a matter that each Council needs to work thorough for themselves over a period of time. In the meantime it is believed to be in the best interests of this Council that we join the JO.

Point 2 appears to have been resolved with the publication of further information including a draft Charter for the JO which makes provision for changes in membership.

Whilst point 3 is still of concern, the Regulations and draft Charter clearly indicate that each JO is to determine the amount of annual contributions by its members.

3.4 Recommendation

Notwithstanding the content of Resolution 026/2018 taken on 22 February 2018, it is recommended as follows:-

- 1. That Bogan Shire Council inform the Minister for Local Government (Minister) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation (Joint Organisation) in accordance with this Resolution.
- 2.To approve the inclusion of the Council's area in the Joint Organisation's area.
- 3. That the Joint Organisation be established to cover the Council's area and any one or more of the following Council areas:
- a) Bogan, Bourke, Brewarrina, Coonamble, Cobar, Dubbo Regional, Gilgandra, Mid-Western Regional, Narromine, Walgett, Warren and Warrumbungle.



- *4.* That, on the expiry of a period of 28 days from the making of this Resolution, the General Manager provide the Minister:
 - a) with a copy of this Resolution including the date on which Council made this resolution; and
 - b) inform the Minister that this Resolution has not been rescinded, for the purpose of the Minister issuing a certificate under section 400P of the Act.

Derek Francis General Manager



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

Mayor and Councillors

The following report is submitted for consideration:-

1 VISITOR INFORMATION CENTRE CHANGE OF OPENING HOURS

Summary:-

The purpose of this report is to for Council to consider a change to the opening hours of the Visitor Information Centre (VIC) to 9:30am to 4:00pm Monday to Friday and 10:00am to 2:00pm Saturday and Sunday.

1.1 Introduction

The purpose of this report is for Council to consider a change to the opening hours of the Visitor Information Centre (VIC) to 9:30am to 4:00pm Monday to Friday and 10:00am to 2:00pm Saturday and Sunday.

1.2 Background

The VIC is located at Railway Square on Pangee Street, sharing the space with the Museum. The VIC is currently staffed by Council and/or Volunteers with opening hours 9:00am to 4:00pm Monday to Friday and 9:00am to 4:30pm Saturday and Sunday. The Museum Volunteers open the VIC and Museum on weekdays at 9:00am, with Council VIC staff commencing at 12:00pm and closing at 4:00pm.

1.3 Discussion

The current Museum Coordinator is not available to open the building three (3) days of the week. The Museum Committee recently passed a motion to approach Council about an alternative to Volunteers opening the Museum/VIC building every morning which was seen as a short term arrangement when the previous Museum Coordinator resigned. The Volunteers are unable to commit to continue to opening the building long term.



Recent changes to accreditation requirements now mean that the VIC only needs to be open a minimum of four (4) hours on weekends, compared to the seven (7) hours it is currently open.

In order to address the Volunteer's request and manage the required staffing of the VIC, it is proposed that the opening hours of the VIC be changed to 9:30am to 4:00pm Monday to Friday and 10:00am to 2:00pm Saturday and Sunday, with these opening hours being completely staffed by Council and the Museum Volunteers being able to continue with their volunteering work without the responsibility of opening the building.

The changed hours will allow the VIC to be opened in line with the new Level 2 Accreditation operating hour's requirements. The reduced hours on the weekend will allow the staffing budget to include the increased hours during the week. The change in hours will increase the total annual staff cost from \$52,889.74 to \$55,428.33.

1.4 Recommendation

That the opening hours of the Visitor Information Centre (VIC) be changed to 9:30am to 4:00pm Monday to Friday and 10:00am to 2:00pm Saturday and Sunday and to be fully staffed by Council staff.



2 BOGAN SHIRE EARLY LEARNING CENTRE

Summary:-

The purpose of this report is to advise Council of the activities and statistics of the operation of the Bogan Shire Early Learning Centre.

2.1 Introduction

The purpose of this report is to advise Council of the activities and statistics of the operation of the Bogan Shire Early Learning Centre.

2.2 Discussion

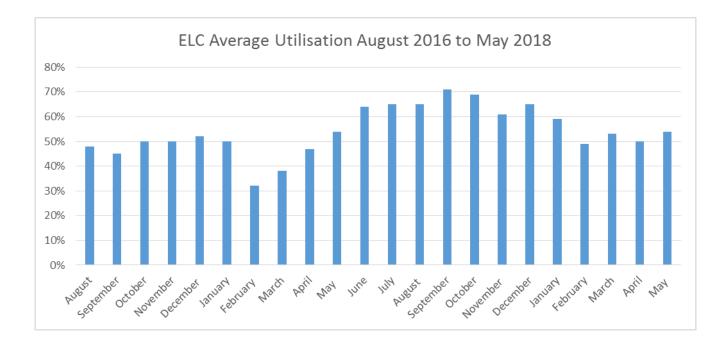
Statistics

- Total children enrolled as at 6/02/2017: 79
- Total Children enrolled as at 14/05/2018: 83
- Total children scheduled to attend for the week ending 10/02/2017: 74
- Total children scheduled to attend for the week ending 14/05/2018: 115



Usage Capacity

	Monday	Tuesday	Wednesday	Thursday	Friday	Ave.
July	64%	69%	68%	62%	62%	65%
August	69%	77%	74%	65%	67%	71%
September	68%	77%	72%	63%	67%	69%
October	52%	69%	68%	66%	49%	61%
November	60%	78%	74%	60%	54%	65%
December	52%	68%	71%	53%	48%	59%
January	51%	53%	58%	45%	38%	49%
February	49%	68%	53%	49%	47%	53%
March	45%	62%	57%	48%	42%	50%
April	43%	51%	51%	38%	45%	46%
May as at 24.05.2018	37%	63%	58%	48%	42%	54%





The Early Learning Centre is continuing to run smoothly, with a number of new enrolments and our numbers beginning to increase.

ELC Accreditation

An officer of the Department of Education visited the ELC on 23 and 24 April 2018 to conduct our assessment and rating visit. This was an incredibly informative process with this officer commenting that she found the ELC to be incredibly friendly and a very professional Centre.

On 15 May, 2018, the ELC received *Rating Outcome Summary* which records how the ELC's practices have been assessed and rated against the National Quality Standards. The report indicates that the ELC will receive a "MEETING" rating in all of the 7 Quality Areas. This result as it indicates that all quality areas are being met with the report containing a lot of positive reflection of our service. Moving forward the service will take the feedback on board when reviewing our Quality Improvement Plan, and create goals towards the ongoing improvement of the quality of the ELC.

ELC Playground Stage 2

We have received three quotes for the playground works to be undertaken with funds from the Frank Johnston Foundation Grant we received earlier this year. After review of these quotes we hope to have the playground work completed before August which will be fabulous for the ELC children and Educators.

Marketing Plans for ELC

Due to changes to the Child Care System coming into play in July, the ELC team will be embarking on an advertising campaign in line with the Federal Government marketing, whereby we plan on completing a mail box drop, promoting the ELC, face book advertisements and a Parent Information Evening. It is hoped that this will promote the service and assist the community to better understand the ELC, what we offer and importance of quality early years education before school and preschool.

2.3 Recommendation

That the Early Learning Centre Report be received and noted.

Debb Wood

Manager People and Community



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

Mayor and Councillors

The following reports are submitted for consideration:-

1 BANK RECONCILIATION

Summary:-

The report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 30 April 2018.

1.1 Introduction

The purpose of this report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 30 April 2018.

1.2 Background

The presentation of the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Accounts is not a requirement of any Act, however historically it has been provided for the information of Councillors.

Bank Reconciliation for April 2018					
Bank Statement Balance	\$ 100,000.00cr				
Add Deposits not yet receipted	\$ 37,371.92cr				
Less Unpresented Payments	\$ 11,575.37dr				
Balance as per Council	\$ 125,796.55cr				
Represented by the following in Council Ledgers					
Account					
19001.8000.8000	\$ 125,796.55cr				
Difference	\$ 0.00				

1.3 Recommendation

That the Bank Reconciliation Report as at 30 April 2018 be received and noted.



2 INVESTMENTS APRIL 2018

Summary:-

This report is to outline the performance of Council's Investment Portfolio for the month of April 2018.

At 30 April 2018 Council had \$8.8 million invested. There has been a decrease of \$732,000 due to a large number of RMS ordered works being completed. The claim has been submitted for \$1.317 million and Council is yet to receive the funds. An outstanding claim for consultant work on the Albert Priest Channel of \$473,000 and an oustanding claim to Restart NSW for the Water Storage Project for approximately \$320,000.

2.1 Introduction

The purpose of this report is to outline the performance of Council's Investment Portfolio for the month of April 2018.

2.2 Background

In accordance with Clause 212 of the Local Government (General) Regulation 2005 a report must be presented to the Council setting out details of all the money that the Council has invested under Section 625 of the Act.

2.3 Discussion

The Investment Report for April 2018 is shown below. At 30 April 2018 Council had \$8.8 million invested. There has been a decrease of \$732,000 to Council's investments due to a large number of RMS ordered works being completed. The claim has been submitted for \$1.317 million and Council is yet to receive the funds. An outstanding claim for consultant work on the Albert Priest Channel of \$473,000 and an oustanding claim to Restart NSW for the Water Storage Project for approximately \$320,000.

All money has been invested in accordance with Council's Investment Policy.

Consideration of this report means that Council is complying with the Local Government (General) Regulation 2005.



Investment Movements for April 2018

It is hereby certified that these investments have been made in accordance with the Local Government Act 1993 and the Regulations thereto.

Bogan Shire - Investment movements							
REF	Source	Taken up	Maturity	Days	% rate	Bal Mar 18	Bal Apr 18
3204	NAB	11/06/2017	11/06/2018	365	2.580%	1,000,000.00	1,000,000.00
4608	NAB	1/09/2017	1/07/2018	303	2.570%	2,000,000.00	2,000,000.00
300023	Commonwealth	10/08/2017	6/06/2018	300	2.530%	2,800,000.00	2,800,000.00
516	NAB	29/08/2017	29/06/2018	304	2.550%	1,000,000.00	1,000,000.00
6894	NAB - Professional Funds	4/05/2016	At Call		1.900%	2,749,173.14	2,016,610.93
	Balance securities held					9,549,173.14	8,816,610.93
	Balance Ledger						
	19010.8200.8200					9,549,173.14	8,816,610.93
	Summary by institution						
	Commonwealth					2,800,000.00	2,800,000.00
	NAB					6,749,173.14	6,016,610.93
						9,549,173.14	8,816,610.93

2.4 Recommendation

That the Investments Report for April 2018 be received and noted.



3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary:-

- This report is to provide a comparison of rate collections as at 30 April 2018 with the same period last year.
- Total arrears have decreased from \$376,912 at 30 April 2017 to \$365.481 as at 30 April 2018.

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at 30 April 2018 with the same period last year.

3.2 Discussion

This report is provided for the information of Councillors.

Rate Collections	2017-2018	2016-2017
Arrears Prior to 01/07/2017	224,246	222,822
First Instalment in arrears as at 30/04/2018	33,117	36,490
Second Instalment in arrears as at 30/04/2018	40,586	47,426
Third Instalment Outstanding as at 30/04/2018	67,532	70,174
Fourth Instalment Outstanding as at 30/04/2018	886,324	847,354
Total Arrears	365,481	376,912
Total Outstanding	1,251,805	1,224,266
Monthly Transactions		
Amount Levied & B/Fwd	5,244,947	5,002,959
Add: Adjustments	31,958	19,809
Less: Payments to end of November	-3,944,157	-3,721,159
Less: Rebates	-83,873	-80,311
Add: Postponed	2,930	2,968
Gross Total Balance	1,251,805	1,224,266
Arrears of total amount levied %	7%	7.5%



Total arrears have decreased from \$376,912 at 30 April 2017 to \$365,481 at 30 April this year.

Each instalment amounts to approximately \$1,311,000.

(Total Rates, Waste, Water & Sewer Access Charges)

Council has collected \$222,998 more than at the same time last year.

- 2.5% of rates were unpaid on the first instalment.
- 3 % of rates were unpaid on the second instalment.

5 % of rates were unpaid on the third instalment.

3.3 Recommendation

That the Rates and Annual Charges Collection Report as at 30 April 2018 be received and noted.

Stephanie Waterhouse Manager Finance and Corporate Services



Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council held on 24 May 2018

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

Mayor and Councillors

I submit the following report for consideration:-

1 OPERATIONAL REPORT

1.1 Civil Works

Work undertaken during this reporting period from the 16 April, 2018 to 11 May, 2018 consisted of the following:-

- Installing gate keeper shelters at the Showground.
- Continuing construction of a new footpath leading to the Early Learning Centre in Dandaloo Street.
- Cleaning up Council Depot in Pangee Street.
- Assisting with the pouring of a driveway, and the slabs for air conditioners at the SES Building in Lawlor Street.
- Preparing the shearing stand for the annual Nyngan Show.
- Installing soccer goal posts at Frank Smith Oval.
- Commencing the pouring of pedestrian refuges in Dandaloo Street outside the Nyngan Public School.
- Assisting with the installation of new street signage.
- Assisting Council's Carpentry Gang with the erection of a permanent shade shelter at the Girilambone Park.

1.2 Community Facilities

Work undertaken by Council's Community Facilities during this reporting period consisted of the following:-

- Preparation and clean-up for Anzac Day Ceremonies.
- Preparation and clean-up of Nyngan Racecourse and Showground for Anzac Day Races.
- Preparation and clean-up of the Nyngan Showground and Racecourse annual Nyngan Show.
- Preparation and clean-up of facilities for the annual Nyngan Rugby League Challenge.
- Preparation and clean-up of facilities for StormCo.
- Mowing and maintenance of ovals and reserves.
- Cleaning of town facilities.



Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council held on 24 May 2018

- Cleaning and sweeping of the Nyngan CBD.
- Preparing for private functions.
- Cleaning and maintenance of town streets and nature strips.
- Cleaning of town streets gutters and culverts.
- Digging and backfilling of graves.

1.3 Roads

The work undertaken during this reporting period by Rural Works Crews consisted of the following:-

No.	Name	Comments
69	Johnsons Road	Maintenance grading completed.
17	Booramugga Road	Maintenance grading completed. Resheeting completed.
5	Piesley Road	Maintenance grading commenced. Resheeting completed.
3	Buddabadah Road	Resheeting commenced.
15	Kallara Road	Maintenance grading commenced.
MR228	Hermidale Nymagee Road	Upgrade of unsealed section continuing.
7514	Cockies Road	1km of construction commenced.
39	Hickeys Road	Maintenance completed.
228	Hermidale Nymagee Road	Resealing of 2km completed.

The Jet Patcher completed maintenance on the following roads:-

- Cannobar Road
- Colane Road
- HW7 & HW8
- Hermidale Nymagee Road
- Hermidale Town Streets
- Nyngan Town Streets.



The works program for the remainder of May and June includes but is not limited to the following works:-

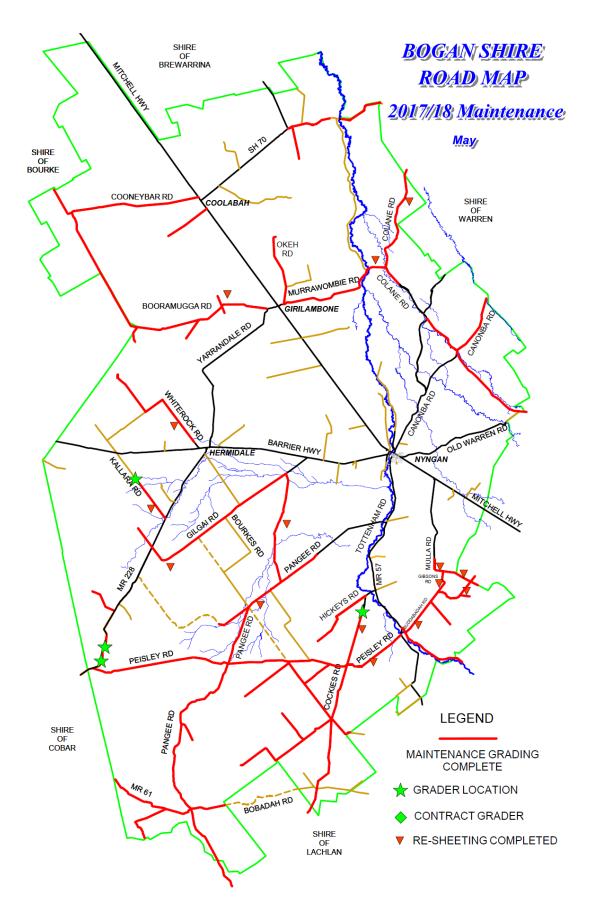
- Completing 1km of construction and sealing of Cockies Road.
- Commencing or continuing re-sheeting under R2R on Gilgai Road, and Buddabadah Road.
- Digging/cleaning of ground tanks on Mulla Road for future road works.
- Completing the Installation of 450 m of safety barrier on the Barrier Highway west of Hermidale.
- Commencing or continuing maintenance grading of the following roads, Kallara Road, Honeybugle Road, Bourke's Road and Trethowans Road.

Commencing construction of new concrete footpath in Nymagee Street heading west past the Australian Hotel.

1.4 Recommendation

That the Operational Report, including Civil Works, Community Facilities and Roads for the reporting period 16 April 2018 to 11 May 2018 be received and noted.







2 RACECOURSE SWABBING SHED

Summary:-

This report is to advise Council of improvement works required by Race Stewards at the Nyngan Racecourse.

2.1 Introduction

The purpose of this report is to advise Council of improvement works required by Race Stewards at the Nyngan Racecourse.

2.2 Background

Council has received a verbal request from the Secretary of the Nyngan Jockey Club to carry out improvements at the Nyngan Racecourse as recommended by the Race Steward at the recent ANZAC Day Races.

2.3 Discussion

The Secretary advised that the Steward requested the existing swabbing shed be enlarged to twice the depth and the roof height be increased. This work cannot be carried out on the existing structure and will require demolishing the existing shed, extending the concrete slab, and building a new shed.



Existing Swabbing Shed



The existing fence from the swabbing shed across to the Hoskins Street boundary fence is also in disrepair and requires replacement to prevent horses from escaping into public areas. The estimated cost to replace the fence is \$1,000.

An estimate has been prepared to manufacture and construct the shed by Council staff, based on the requirements provided by the Nyngan Jockey Club. The estimated cost to replace the swabbing shed is \$14,000.

A company that manufactures and erects pre-fabricated swabbing sheds has suggested that a testing room should be part of the new shed to get Racing NSW approval and that a 6.2m x 4.4m shed to the appropriate standards will cost \$24,000 including demolishing the existing shed and pouring a concrete slab.

If Council decided to approve funds for the new shed, we would need to confirm the design and standards with the Nyngan Jockey Club and Racing NSW as the estimated cost is between \$14,000 and \$24,000 depending the required finished product.



Example of a pre-fabricated swabbing shed

2.4 Recommendation

For Council's Consideration.

Graeme Bourke MANAGER ENGINEERING SERVICES



REPORT TO THE ORDINARY MEETING OF COUNCIL – DEVELOPMENT AND ENVIRONMENTAL SERVICES

Mayor and Councillors

I submit the following reports for consideration:-

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Five (5) Applications have been approved since Council's April 2018 Meeting.

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2014/001	Dr Ryan Heggie	Canonba Road, NYNGAN	Hangar	64,000	Applicant advises that the DA will continue subject to lease negotiations.
2018/004	Mr G Pack	22 Bourke Street, Girilambone	Use of Existing Building as a Dwelling	15,000	Additional information required, letter issued to applicant.
2018/005	Mr D Read	13 Collins Street, Nyngan	Extension to Existing Dwelling	50,000	Approved
2018/006	Mr T Gole	28-30 Lawlor Street, Nyngan	New Carport	9,900	Approved
2018/009	Mr D Jeffery	1 Wambiana Street, Nyngan	New Private Shed	9,000	Approved
2018/010	Mrs L Hawley	50 Nymagee Street, Nyngan	New Double Garage	5,000	Approved
2018/011	Mr S Steer	22-32 Hospital Road, Nyngan	New Private Shed	9,000	Approved

1.2 Recommendation

That the Development Applications Report since the April 2018 Council Meeting be received and noted.



2 OPERATIONAL REPORTS

2.1 Introduction

The purpose of this report is to outline the key works undertaken since Council's April 2018 Meeting by the Parks and Gardens Team and the Weeds Officer.

2.2 Discussion

Key works that have been undertaken by the Parks and Gardens Team consisted of the following:-

- Routine maintenance duties including manual watering (where required), whipper snipping, mowing, weed removal of Heritage Park, Nyngan Cemetery, Davidson Park, Vanges Park, Medical Centre, Teamsters Rest, Town Hall and Senior Citizens Area, Flood Memorial Rest Area, Council Administration Building, Moonagee Street Park, Early Learning Centre, former Fire and Rescue Building, Rotary Park, Pioneer Park, Lions Park and Centenary Park.
- Planting and completion of garden beds in Davidson Park.
- Replacing of damaged playground equipment in O'Reilly Park.
- Replanting completed at Centenary Fountain.
- Installation of irrigation and laying of new turf at Davidson Park.

Key works that have been undertaken by the Weeds Officer consisted of:-

- Vegetation control on bitumen edges at Barrier Highway, Colane Road, Tottenham Road, Cockies Road and Pangee Road.
- Vegetation control on bitumen edges at Mitchell Highway prior to re-sealing of road.
- Spraying of Woody Weeds on Cockies Road, Pangee Road and Highway 70.
- Three (3) property re-inspections completed.
- Routine Roadside Inspections.

2.3 Recommendation

That the Operational Report including Parks and Garden Team and Weeds Officer be received and noted.



3 NEEROC ROAD NYNGAN EXTENSION – VEGETATION MANAGEMENT EXEMPTIONS

Summary:-

The Department of Industry – Lands has advised that Crown Lands offer no exemptions in regards to clearing vegetation for the construction of a public road.

3.1 Introduction

The purpose of this report is to provide Council with a copy of the letter received from the Department of Industry – Lands clarifying whether exemptions are available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.

3.2 Discussion

Council resolved at the 28 September 2017 Ordinary Council Meeting to "seek clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads" (Minute No. 302/2017).

On 16 October 2017 a letter was forwarded to NSW Crown Land (please refer Attachment 1), with a response received to this correspondence on 26 April 2018 (please refer to Attachment 2). The Department of Industry – Lands have advised that "Crown Lands offer no exemptions in regards to clearing corridor for construction of public road".

3.4 Attachments

- 1. Letter from Bogan Shire Council to NSW Crown Lands
- 2. Letter from Department of Industry Lands

3.5 Recommendation

That the response received from the Department of Industry – Lands regarding Vegetation Management Exemptions be received and noted.





"Comfortable Country Living"

16 October 2017

Margaret Attwater NSW Crown Land PO Box 2155 DANGAR NSW 2309

Also via email: Margaret.attwater@crownland.nsw.gov.au

Dear Margaret

l refer to the matter regarding the proposed crown road closure - NEEROC ROAD, Nyngan (File 16/00715 CL563434).

In accordance with Council's resolution 302/2017 of 28 September 2017, Council wishes to seek clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.

It is my understanding that clearing of native vegetation for the construction of public roads under Part 5 of the Environmental Planning and Assessment Act requires a Review of Environmental Factors and would include an ecological assessment in the first instance to determine if threatened or endangered species exist within the site.

Should you or your colleagues be able to further clarify the question contained within the resolution made by Council, it would be most appreciated.

I can be contacted on 02 6835 9017 should you wish to discuss the above matter further.

Regards

Kayla Volker Snr Development and Environment Officer

Telephone: (02) 6835 9000 Facsimile: (02) 6835 9011 Email: <u>admin@bogan.nsw.gov.au</u> <u>www.bogan.nsw.gov.au</u> ABN: 68 886 242 083

Address all communications to: The General Manager PO Box 221 Nyngan NSW 2825 Council Chambers 81 Cobar Street Nyngan New South Wales Australia





File Ref: Account No:

16/09307 & 16/00715 575010 & 563434 Contact: Margaret Attwater Phone: 02 6640 3935 Email: Margaret.attwater@crownland.nsw.gov.au

Attn: Louise Gee Bogan Shire Council PO Box 221 NYNGAN NSW 2825

Dear Louise,

Proposed Road Closing - Exemptions - Clearing for construction

I refer to your letter dated 16 October regarding clarification from Crown Lands for any exemptions available regarding vegetation management when transferring Crown Land for the purpose of constructing access roads.

Crown Lands offer no exemptions in regards to clearing corridor for construction of public road.

With regard to Council's ordinary meeting on 28 September 2017, regarding Council's resolution to withdraw its objection to proposed Crown road closures and sales to William Carter and Katherine Carter. If road is approved to be closed the transfer to Mr Carter road will then become freehold.

The proposed road closure has not been approved by the minister's delegate. Until that determination is made and the road formally closed the land remains Crown road and any unauthorised clearing on the road corridor is not permitted.

If the road is closed and sold to W Carter, any clearing of the land would be subject to the conditions of the easement.

If you have any enquires please contact me on 6640 3935 or by email margaret.attwater@crownland.nsw.gov.au.

Yours sincerely

matter

Margaret Attwater Land Business Centre – Roads - Grafton 26 April 2018

144 Fitzroy Street GRAFTON NSW 2460, PC Box 2215, DANGAR NSW 2309 Tetephone: (02) 6640 3921 Facsimile: (02) 4925 3517 rown Lands is a division of NSW Trade & Investment | ABN 42 580 578 701 1 www.crownland.nsw.gov.au

DSREW801



4 FIRE SAFETY AUDIT – PROGRESS REPORT

Summary:-

The purpose of this report is to outline Fire Safety Legislative responsibilities in respect of owners of affected buildings.

4.1 Introduction

Council resolved (Minute No. 269/2014) at its July Ordinary Council Meeting 2014 "for a fire safety audit to be undertaken on all high risk premises where life and limb may be at risk as to ensure public safety and to present to the owners with a strategy to bring existing buildings into general compliance with the provisions of the Building Code of Australia".

A progress report on the fire safety audit was included in the 24 August 2017 Council Business Papers where Council resolved as follows:-

- "1. The report be received and noted.
- 2. Council reconfirmed its position with respect to instituting legal proceedings where business owners are not meeting their obligation for fire safety (Minute No. 266/2017)".

4.2 Discussion

The *Environmental Planning and Assessment Regulation 2000* places an overriding responsibility on owners of affected buildings (all buildings except Class 1a and 10) to keep their essential fire safety measures in place and in working order throughout the year.

At least once each year building owners or their agent must provide evidence they are meeting statutory obligations by submitting AFSS (Annual Fire Safety Statement/s) to the relevant council and Fire and Rescue NSW. A copy must also be displayed in a prominent location in the building that it applies to, with a copy of the fire safety schedule.

The essential fire safety measures for a building are listed in the fire safety schedule. The fire safety schedule also specifies the required standard of performance for each measure listed.



On 1 October 2017 changes to the *Environmental Planning and Assessment Regulation 2000* came into effect stipulating that building owners will need to select a *competent fire safety practitioner* to undertake the necessary assessments and inspections before an AFSS is issued. Previous to this, assessments and inspections were only required to be completed by *properly qualified persons*, as chosen by the building owner.

The NSW Government will eventually recognise industry schemes that will accredit *competent fire safety practitioners*. Until then, building owners need to be satisfied that practitioner(s) engaged or relied upon are competent.

An existing building is required to comply with current fire safety standards if it is subject to a rebuild, alteration, enlargement or extension or as a result of a change of building use.

Section 177 of the *Environmental Planning and Assessment Regulation 2000* requires the owner of a building to which an essential fire safety measure is applicable to provide Council with an AFSS. Failure to provide an AFSS to Council is an offence. There is no legislative obligation or requirement for Council to undertake fire safety audits.

The *Environmental Planning and Assessment Regulation 2000* places an overriding responsibility on owners of existing and new affected buildings to keep their essential fire safety measures in place and in working order throughout the year.

4.3 Recommendation

That the Fire Safety Progress Report be received and noted.

Louise Gee

ACTING MANAGER OF DEVELOPMENT & ENVIRONMENTAL SERVICE



PRECIS OF CORRESPONDENCE

1 NSW DEPARTMENT OF INDUSTRY – LANDS

Attached is a copy of correspondence received from the NSW Department of Industry – Lands referring to Council's letter of 27 October 2017 and Minutes from Council Meeting 28 September 2017 regarding Council's resolution to withdraw its object to the proposed Crown Road closures and sales to William and Katherine Carter. Council requested a copy of the conditions for proposed easements to maintain access to properties held by Ray Donald and Michael Carter. Attached to this correspondence is the proposed easements to be created according to the standard terms in Schedule 8 of the NSW Conveyancing Act 1919.

1.1 Recommendation: That the correspondence received from NSW Department of Industry – Lands referring to Council's letter of 27 October 2017 and Minutes from Council Meeting 28 September 2017 regarding Council's resolution to withdraw its object to the proposed Crown Road closures and sales to William and Katherine Carter be received and noted.

2 COBAR SHIRE COUNCIL

Attached is a copy of correspondence received from Cobar Shire Council seeking a letter of support regarding their representation to the Government on the apparent lack of incentives and or support provided to encourage and attract health services to their Shire and in particular to the western area of NSW.

2.1 Recommendation: For Council's Consideration.

3 WEEKLY CIRCULARS

Weekly Circulars 20 April 2018, 27 April 2018, 4 May 2018 and 11 May 2018 have been emailed to Councillors for information.

3.1 Recommendation: That the Local Government Weekly Circulars be noted.





File Ref: Account No:

16/00715 563434 & 575010 Contact: Margaret Attwater Phone: 02 6640 3935 Email: Margaret.attwater@crownland.nsw.gov.au

Mr Derek Francis General Manager Bogan Shire Council PO Box 221 NYNGAN NSW 2825

Dear Derek

Proposed Closure and Sale of Crown roads - W Carter

I refer to your letter of 27 October 2017 and to Minutes from Ordinary Council Meeting of 28 September 2017, regarding Council's resolution to withdraw its objection to the proposed Crown road closures and sales to William Carter and Katherine Carter.

Council requested a copy of the conditions for proposed easements to maintain access to properties held by Ray Donald (Lot 12 DP752891) and Michael Carter (Lot 18 DP752897).

The proposed easements, to be created according to the standard terms in Schedule 8 of the NSW Conveyancing Act 1919 (extract attached), are:

- Right of Access to be created upon closure of road within Lot 36 DP752891 to benefit Lots 12 & 41 DP752891.
- Right of Carriageway to be created upon closure of road west of Lot 38 DP752891 to benefit Lots 31 DP752879, Lot 36 DP752891 & Lot 18 DP752897.

If you have any enquires please contact me on 6640 3935 or by email margaret.attwater@crownland.nsw.gov.au.

Yours sincerely

mad

Margaret Attwater Land Business Centre – Roads - Grafton 21 March 2018

> 144 Fitzroy Street GRAFTON NSW 2460. PO Box 2215, DANGAR NSW 2309 Telephone: (02) 6640 3921 Facsimile: (02) 4925 3517 Crown Lands is a division of NSW Trade & Investment | ABN 42 860 678 701 | www.crownland.nsw.gov.au

DSREMB01



CONVEYANCING ACT 1919 - SCHEDULE 8

SCHEDULE 8 - Construction of certain expressions

(Section 181A)

Part 1 - Right of carriage way

Full and free right for every person who is at any time entitled to an estate or interest in <u>possession</u> in the <u>land</u> herein indicated as the dominant tenement or any part thereof with which the right shall be capable of enjoyment, and every person authorised by that person, to go, pass and repass at all times and for all purposes with or without animals or vehicles or both to and from the said dominant tenement or any such part thereof.

Part 2 - Right of foot way

Full and free right for every person who is at any time entitled to an estate or interest in <u>possession</u> in the <u>land</u> herein indicated as the dominant tenement or any part thereof with which the right shall be capable of enjoyment, and every person authorised by that person, to go, pass and repass on foot at all times and for all purposes, without animals or vehicles to and from the said dominant tenement or any such part thereof.

Part 14 - Right of access

1

The owner of the lot benefited may:

(a) by any reasonable means pass across each lot burdened, but only within the site of this easement, to get to or from the lot benefited, and

(b) do anything reasonably necessary for that purpose, including:

- · entering the lot burdened, and
- taking anything on to the lot burdened, and

• carrying out work within the site of this easement, such as constructing, placing, repairing or maintaining trafficable surfaces, driveways or structures.

2

In exercising those powers, the owner of the lot benefited must:

(a) ensure all work is done properly, and

(b) cause as little inconvenience as is practicable to the owner and any occupier of the lot burdened, and

(c) cause as little damage as is practicable to the lot burdened and any improvement on it, and

(d) restore the lot burdened as nearly as is practicable to its former condition, and

(e) make good any collateral damage.

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PO Box 223 COBAR NSW 2835

Telephone: (02) 6836 5888 Facsimile: (02) 6836 3964

Email: mail@cobar.nsw.gov.au Website: www.cobar.nsw.gov.au

In your reply please quote: Ref: H1-1 PV:PV OBAR SAire OUTBACK NSW

"Regional Centre in Western NSW"

Monday, 16 April 2018

Bogan Shire Council Mayor, Clr Ray Donald PO Box 221 NYNGAN NSW 2825

BOGA	N SHIRE CO	UNCIL			
FILE	0 S MAY 2018	R/N			
ASSIGNEE					

Cobar Shire Council Offices 36 Linsley Street COBAR NSW 2835

ABN: 71 579 717 155

Dear Mayor Donald,

RE: LETTER OF SUPPORT

Cobar Shire Council on behalf of our community is concerned with the apparent lack of incentives and or support provided to encourage and attract health services to our Shire and in particular to the Western Area of NSW.

The pressure on Councils to compete and provide incentives, that we can afford, to ensure that Doctors, Specialists and other health services are willing to come to Cobar and the region is becoming more difficult to sustain. This should be an issue for the State Government and the Minister to understand and provide appropriate actions that ensures our communities enjoy the services that others take for granted.

The Council at its March Ordinary Council Meeting resolved as follows:

"That Council seek an urgent meeting with the Deputy Premier and the Minister for Health to seek a commitment from the NSW Government to establish and provide incentives and programs for the attraction and delivering Doctors, Specialists and other staff to rural communities such as Cobar and in particular the Western Area of NSW.

That Council seek a Letter of Support from our neighbouring Councils representatives of OROC, RDA, the President of the LGNSW to support our representation to the Government on the matter".

I will be arranging the above fore mentioned meeting soon and respectfully seek a Letter of Support from Council/s, Regional Development Australia (RDA) and the Local Government Association.

It is important that we continue to remind the Government that the future trends, especially in the delivery of Health Services in our regions, does not treat our communities with equal consideration.

Cobar – On the crossroads of the Kidman Way and the Barrier Highway



Councils such as Cobar should not be expected to subsidise the delivery of health services when there are so many other competing needs on our limited rates base. Current government incentives appear to be very effective at attracting doctors and health specialists to the cities and large centres, leaving our area struggling to attract such services. This then forces our community to travel long distances for treatment which is not only placing additional pressure on their health and financial situations, but invariably leads to a leakage of cash from our local economies to large centres.

Our elderly often cannot drive the long distances, resulting in pressure on family and friends to take time off work to accompany them.

Well-resourced local governments are not forced to put time, effort and rates income into securing health professionals for their communities and neither should we. With over 170 vacancies for doctors in rural areas the pressure for large assistance packages falls on Councils in a bid to make our vacancies stand out and attractive.

I encourage your Council to join with us in our endeavours to have the state government understand the need for incentives to improve the access to doctors and health specialists in our region and to highlight the need for the state to take a leadership role in this. This will allow us to focus on providing quality infrastructure and services to our communities – which is our area of expertise

Yours faithfully,

· /

,

Peter Vlatko GENERAL MANAGER



NOTES
