



# **BOGAN SHIRE COUNCIL**

## **Minutes**

**27 July 2017**





**Minutes of the Ordinary Meeting of Bogan Shire Council  
held in the Council Chambers on 27 July 2017 at 9.30am**

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

Also present were Mr Derek Francis (General Manager), Mr Graeme Bourke (Manager of Engineering Services), Mr Ty Robson (Manager Development and Environmental Services), Mrs Debb Wood (Manager People and Culture), Mrs Stephanie Waterhouse (Finance Manager), and Mrs Cathy Ellison.

At 10.15am Michelle Hall and Alicia Leggatt from Create NSW addressed Council regarding the proposal to develop an Exhibition Space and Gallery in the former Nyngan Fire Station.

At 10.20am Mr Greg Lamont, Executive Officer, Association of Mining Related Councils addressed Council regarding Council considering joining the Association of Mining Related Councils.

Council adjourned for morning tea at 10.40am and resumed at 11.00am.

**214/2017 RESOLVED** that the Minutes of the Meeting of Council held on 22 June 2017, copies of which have been circularised to Councillors be taken as read and confirmed. **(Deacon/Jackson)**

**Business Arising:**

Road Shoulder Garden – 76A and 76B Pangee Street.

Parking sections – three front to kerb parking areas in front of the Medical Centre.

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The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 27 July 2017.

**206/2017 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, Section 10A (2) (a) because discussion involves personnel matters concerning particular individuals (other than Councillors). **(Ryan/Neill)**

**207/2017 RESOLVED** that Council rates the General Manager's performance over the last 12 months as a five out of five, which is outstanding as his performance consistently exceeds requirement. **(Neill/Ryan)**  
**Unanimous**

**208/2017 RESOLVED** that the Minutes of the Closed and Confidential Meeting of Council held on 22 June 2017, copies of which have been circularised to Councillors be taken as read and confirmed. **(Neill/Boag)**

**209/2017 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting moved into Open Council. **(Boag/Ryan)**

**210/2017 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, Section 10A (2) (c) because information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. **(Neill/Jackson)**

**211/2017 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting moved into Open Council. **(Douglas/Boag)**

**212/2017 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, Section 10A (2) (e) because information that would, if disclosed, prejudice the maintenance of law. **(Ryan/Boag)**

**213/2017 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting moved into Open Council. **(Dutton/Ryan)**



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**COMMITTEE MEETING MINUTES**

**1 MUSEUM MEETINGS**

**215/2017 RESOLVED** that the Minutes of the Nyngan Museum Meetings held on 1 March 2017 and 3 May 2017 be received and noted. **(Neill/Ryan)**

**MAYORAL MINUTE**

**1 QUARTERLY ROADS AND COMMUNITY REPORTS**

**216/2017 RESOLVED** that a quarterly newsletter be made available to ratepayers. **(Ryan/Neill)**



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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	13/12/2012 28/03/2013	418/2012 098/2013	<b>Davidson Park Revitalisation Program</b>	Establish paving pathways to the mural.	<b>MDES</b>	Work commenced.
2	22/06/2014	209/2014	<b>Tourist Information Bay</b>	<p>On commencement of project, Council advise owners/apparent owners of existing highway signage that existing signs to be removed.</p> <p>Or maybe replaced by signs on the Information Bays.</p> <p>Council charge an annual fee and an initial fee.</p>	<b>GM</b>	<p>Affected business owners identified and engagement process commenced.</p> <p>Contact made with affected business owners.</p>

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3	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.  Status report to be provided to August Council meeting.

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4	25/02/2016	022/2016	<b>Bogan Bush Mobile</b>	Delegation is planned to meet with Minister.	<b>GM</b>	Meeting held 1 December 2016.
	15/12/2016	481/2016		Council works together with MCSA & other Councils in Parkes Electorate to formulate a combined response to the proposed BBF funding changes, expressing grave concerns that a valuable service to our rural families will be lost.		<p>Council's response report sent to PwC, with a copy to Mark Coulton on 27 Jan 2017.</p> <p>Submission has been made to Senate Enquiry.</p> <p>BBM has been assured of ongoing funding but it is uncertain what form this will take. Awaiting follow up visit from consultants, PwC.</p> <p>General Manager and staff attending workshop with Department and PwC on 3 &amp; 4 August 2017.</p>



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5	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>Broken tiles have been put together &amp; now to be catalogued. Manufacture of blank tiles commenced.</p> <p>Community workshop dates confirmed for Saturday 12 and Sunday 13 August 2017.</p> <p>List of tile owners has been publicised to the community.</p>
6	28/04/2016	107/2016	<b>Village Tour</b>	Entrance Signs into villages be pursued in conjunction with the villages' communities. Costing to be part funded from village allocation & part funded by Council.	<b>MES</b>	<p>Construction of signs still in progress.</p> <p>Delay in supply of steel name cut outs.</p> <p>Signs to be installed first week of August.</p>

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7	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 & advise prospective tenants of what the highest rental payment will be & what they would receive for their payment.	<b>GM</b>	Public Information Meeting 14 December 2016.
	27/04/2017	109/2017		Council approve \$7,000 in the current year's budget to have the construction plans complied.		A report be presented to Council detailing the estimated cost of the development once the construction plans have been received and quantified.

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8	27/04/2017	090/2017	<b>Flood Memorial Carpark</b>	Signage be erected in the carpark advising campers free camping is permitted within the area for 24 hours and that no access to power is available, however, power is available at the two Caravan Parks.	<b>MPC</b>	Signage ordered – waiting on receipt.  Signage received. Some amendments are required to the information sign, which will be installed as soon as the new sign is received.
9	22/06/2017	181/2017	<b>Orana Arts – Proposal to develop exhibition space and gallery in the former Fire Station.</b>	A detailed proposal to be submitted to Council with costings of planned building works.  Council be provide with full details of how the exhibition space will be managed & operated setting out Council's & Orana Arts responsibilities at the start & in the medium term for further consideration.	<b>MPC</b>	Report refers.

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10	22/06/2017	196/2017	<b>Pedestrian Access to Early Learning Centre</b>	Manager Engineering Services presents a report to Council in October 2017 with estimates for a footpath & stormwater drain crossing.	<b>MES</b>	Not yet commenced.
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**217/2017 RESOLVED** that Council advise Sporting Organisations in town by letter of the many requests that Council has undertaken to have clarified what local sports insurance fees are spent on and that this request is still being pursued by the Country Rugby League. Also that the individual governing bodies of each organisation could request the same information. **(Neill/Ryan)**

**218/2017 RESOLVED** that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the checklist.  
**(Boag/Deacon)**

## **2 ORGANISATIONAL STRUCTURE**

***Summary:-***

*The purpose of this report is for consultation between the General Manager and Council on the Organisational Structure of Bogan Shire Council.*

**219/2017 RESOLVED** that Council supports the Organisational Structure as presented to Council. **(Ryan/Neill) Unanimous**

## REPORT TO THE ORDINARY MEETING OF COUNCIL – COMMUNITY SERVICES

### 1 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.*

**220/2017 RESOLVED** that the Library Report for the reporting period 1 April 2017 to 30 June 2017 be received and noted. **(Elias/Boag)**

### 2 ORANA ARTS – PROPOSAL TO DEVELOP EXHIBITION SPACE AND GALLERY IN THE FORMER NYNGAN FIRE STATION

**Summary:-**

*The purpose of this report is for Council to consider a proposal from Orana Arts to convert the former Fire Station into a professional standard Exhibition Space.*

Council moved into the Closed and Confidential Section of the Meeting.

**221/2017 RESOLVED** that Council offer to Orana Arts 76b Pangee Street as the location for the Exhibition Space and Gallery, 12 months rent free. **(Douglas/Boag)**

It was **MOVED** that the Fire Station not be considered as the location for the Exhibition Space and Gallery, and be the location for the Garford Engine and Fire Brigade Memorabilia. **(Neill/Ryan)**

An **AMENDMENT** was **MOVED** that the Garford Engine be housed in the original brick building of the Fire Station and the second building at the back of the Station be used for the Exhibition Space and Gallery. **(Douglas/Jackson)**

The **AMENDMENT** was **PUT** to Council and **LOST**.

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**222/2017 RESOLVED** that the Fire Station not be considered as the location for the Exhibition Space and Gallery, and be the location for the Garford Engine and Fire Brigade Memorabilia. **(Neill/Ryan)**

Draft Budgets submitted by Create NSW:-

Allocation of Funding under Category B, Infrastructure, to assist with Create NSW's application, be at the discretion of the Mayor, Deputy Mayor and General Manager.

In regard to Category D of the budget:-

**223/2017 RESOLVED** that Council's contribution to operational costs only be to provide the premises free of charge for the first three years. **(Ryan/Neill)**

Council adjourned for lunch at 12.30pm and resumed at 1.30pm.

### **3 REGIONAL GROWTH FUND**

**Summary:-**

*The purpose of this report is to provide Council with information in regards to the funding available through the Regional Growth Fund.*

Supplementary Information.

**Summary:-**

*The purpose of this supplementary report is to provide information to Council on the Stronger Country Communities Fund which closes on 9 August 2017, under which Bogan Shire Council is eligible to apply for \$1,536,000 over two years*

Both the Regional Growth Fund Report and Supplementary Information were discussed together.

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**224/2017 RESOLVED** that Council prioritises projects to submit for Round 1 funding under the Stronger Country Communities Fund in the following order:-

1. Larkin Oval Lights Project only, \$500,000.
2. Nyngan Golf Club Irrigation System \$160,000.
3. Heritage Park Stage 2 and Moonagee Street Park, \$108,000.  
**(Jackson/Neill) Unanimous**

**REPORT TO THE ORDINARY MEETING OF COUNCIL – 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 30 June 2017.*

**225/2017 RESOLVED** that the Bank Reconciliation Report as at 30 June 2017 be received and noted. **(Boag/Elias)**

**2 INVESTMENTS JUNE 2017**

***Summary:-***

- *The report is to outline the performance of Council's Investment Portfolio for the month of June 2017.*
- *At the 30 of June 2017 Council had \$11.1 million invested. There has been an increase of \$370,490 to Council's investments since the May 2017 report due to an advanced payment of the 2017/2018 Financial Assistance Grant (FAG) being received amounting to almost \$1.9 million.*

**226/2017 RESOLVED** that the Investments Report for June 2017 be received and noted. **(Deacon/Ryan)**



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## **2 SUMMARY OF RATES & ANNUAL CHARGES COLLECTION**

**Summary:-**

- *The report is to provide a comparison of rate collections as at 30 June 2017 with the same period last year.*
- *Total arrears have increased from \$305,901 at the 30 June 2016 to \$405,995 as at 30 June this year.*
- *Council has some of its long term debts for rates in the hands of our Debt Collection Agency in order to try and reduce these arrears. This is in line with Council's Debt Collection Policy. If these long term debts remain outstanding Council will need to proceed to Sale of Land for rates.*

**227/2017 RESOLVED** that:-

1. The Rates and Annual Charges Collection Report as at 30 June 2017 be received and noted.
2. Council restrict \$20,000 from 2016/2017 rates surplus to offset unrecoverable debt from Sale of Land for rates. **(Neill/Boag)**

## **4 LONG TERM FINANCIAL PLAN**

**Summary :-**

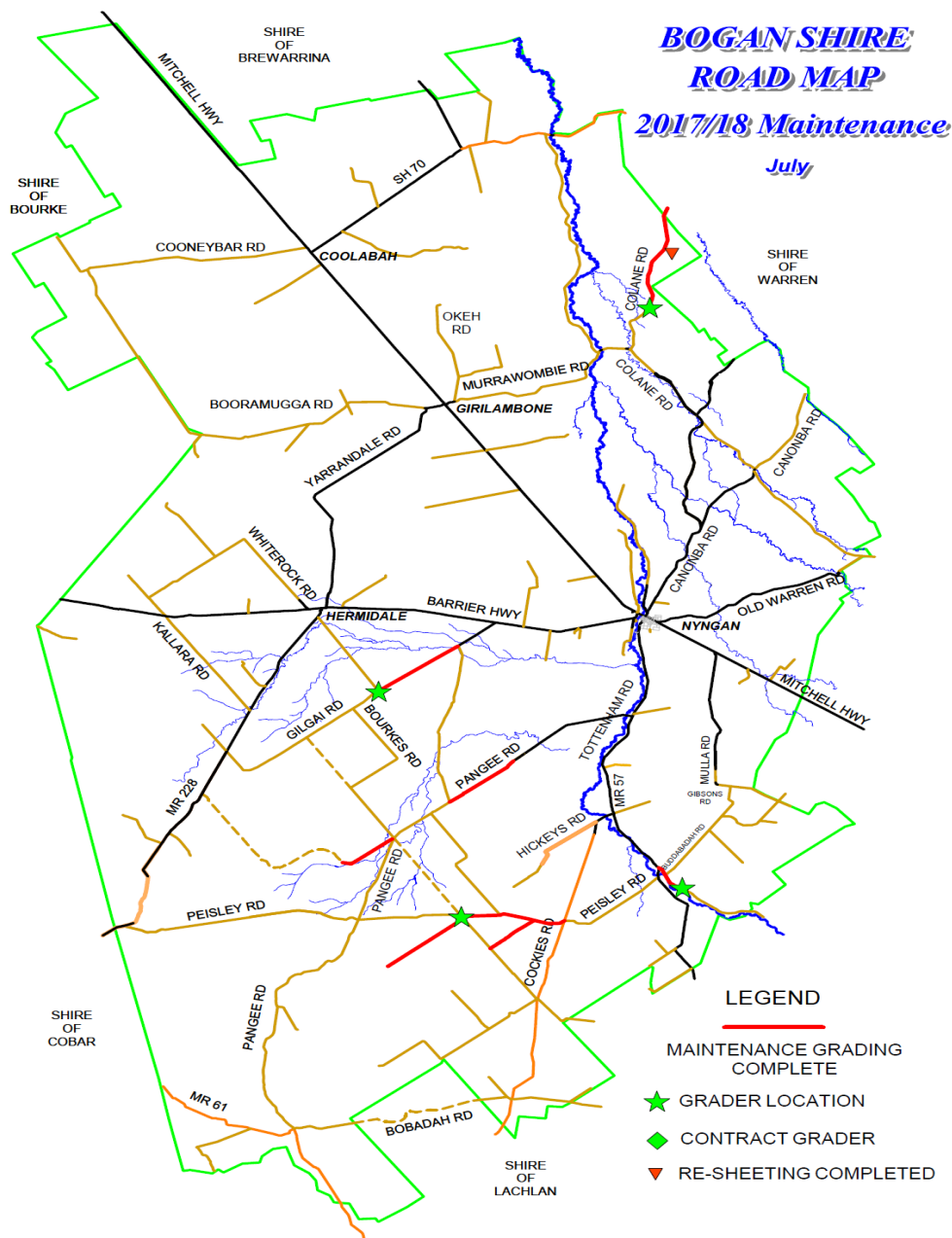
*The report is to present to Council a Long Term Financial Plan, projected for 10 years, and updated annually as part of the development of the Operational Plan. A Long Term Financial Plan was presented to Council in April 2017 in line with Council's integrated planning and reporting. This current plan has updated budget figures for 2017/2018 and will be sent to T-Corp as part of our loan funding requirements.*

**228/2017 RESOLVED** that Council adopt the Long Term Financial Plan with updated budget figures for 2017/2018. **(Neill/Ryan)**

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

**1 OPERATIONAL REPORT**

**229/2017** RESOLVED that the Operational Report for the reporting period 12 June 2017 to 14 July 2017 be received and noted. **(Jackson/Dutton)**



## 2 2017/18 ROAD WORKS PROGRAM

**Summary:-**

*This report is to advise Council of the proposed road works program and budget for the 2017/18 financial year.*

**230/2017 RESOLVED** that the 2017/2018 Road Works Program be received and noted, with appreciation. **(Donald/Dutton)**

## 3 PURCHASE OF ROAD CONSTRUCTION MATERIALS

**Summary:-**

The purpose of this report is to seek Council's approval for the purchase of various road construction materials from WT & TS Roach of Nyngan without seeking alternate quotations.

**231/2017 RESOLVED** that Council notes and approves the departure from the Purchasing Policy in respect of purchases from WT & TS Roach as a single source supplier. **(Elias/Jackson)**

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

### 1 DEVELOPMENT APPLICATIONS

**232/2017 RESOLVED** that the Development Applications Report since the June 2017 Council Meeting be received and noted. **(Deacon/Ryan)**

### 2 OPERATIONAL REPORTS

**233/2017 RESOLVED** that the Operational Report, including Parks and Gardens and Noxious Weeds since the June 2017 Council Meeting be received and noted. **(Neill/Dutton)**

### 3 DEVELOPMENT APPLICATION 2017/007 FOR UPGRADED BUSINESS SIGNAGE – CALTEX SERVICE STATION

**Summary:-**

This report is presented to Council to seek determination of a Development Application for upgraded Business Signage.

**234/2017 RESOLVED** that Council approve DA 2017/007 for new business signage subject to Council's standard conditions of consent and an additional operational condition comprising the following:-

- that the illuminated sign is turned off during close of the Service Station (between 10.00pm and 5.00am Monday to Friday and 10.00pm and 7.00am Saturday and Sunday). **(Ryan/Neill)**

Councillor Jackson wished his dissent be recorded.

### 4 CENTRAL WEST AND ORANA REGIONAL PLAN 2036

**Summary:-**

*The report is provided to Council to detail information on the recently published Central West and Orana Regional Plan to 2036.*

**235/2017 RESOLVED** that the Central West and Orana Regional Plan 2036 Report be received and noted. **(Neill/Deacon)**

## 5 NATIONAL BROADBAND AND NETWORK DESIGN

### **Summary:-**

*The report is provided to Council to detail the NBN roll out currently in the design phase and details those areas to be serviced within Nyngan.*

**236/2017 RESOLVED** that Council raises its concerns with the current footprint with the Minister for Communications and the Arts and member for Parkes to ensure that our community is able to fully benefit from the fixed line NBN delivery. **(Jackson/Douglas)**

### PRECIS OF CORRESPONDENCE

#### 1 SERVICE NSW

**237/2017 RESOLVED** that the correspondence received from Service NSW advising of a new access over the counter services and transactions with a new Service NSW Centre to open in Nyngan at the Nyngan Motor Registry be received and noted. **(Deacon/Elias)**

#### 2 NYNGAN SHOW SOCIETY

**238/2017 RESOLVED** that the *thank you* letter received from the Nyngan Show Society thanking Council and staff for providing such a beautiful venue for the Nyngan Show be received and noted. **(Boag/Elias)**

#### 3 LOCAL GOVERNMENT NSW

**239/2017 RESOLVED** that the Mayor, Deputy Mayor, General Manager and two new Councillors attend the Local Government NSW Annual Conference 2017 in December, and the other two new Councillors attend the 2018 Conference. **(Ryan/Douglas)**

#### 4 ASSOCIATION OF MINING RELATED COUNCILS

**240/2017 RESOLVED** that Council not join the Association of Mining Related Councils. **(Ryan/Dutton)**

## 5 WESTERN SLOPES PIPELINE COMMUNITY CONSULTATIVE COMMITTEE

**241/2017** RESOLVED that the Mayor be Council's representative on the Western Slopes Pipeline Community Consultative Committee (CCC). **(Neill/Dutton)**

## 6 KEITH WHITE

**242/2017** RESOLVED that the three letters received from Mr Keith White be noted and appropriate responses provided, including requesting advice as to what additional funding is required for the restoration of the Garford Engine. **(Boag/Douglas)**

## 7 TOYOTA TOUR de OROC

**243/2017** RESOLVED that the correspondence received from Mathew Dickerson advising that the Rotary Club of Dubbo South is running the third biennial Toyota Tour de OROC in 2017 be noted and Council support the event when in Nyngan. **(Neill/Deacon)**

## 8 WEEKLY CIRCULARS

**244/2017** RESOLVED that the Local Government Weekly Circulars be noted. **(Jackson/Neill)**

**245/2017** RESOLVED that Council deal with the late correspondence received from the Nyngan High School requesting assistance to help with the cost of hiring the stage for the *Arts in the Dark* event. **(Ryan/Boag)**

**246/2017** RESOLVED that Council provide assistance of \$1410 to the Nyngan High School to help with the cost of hiring the stage for the *Arts in the Dark* event, subject to the Nyngan High School providing a Financial Statement. **(Neill/Dutton)**



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The Mayor tabled a letter received from the Premier in response to Council's correspondence of suggestions to improve the relationship between State and Local Government, particularly smaller rural Councils such as ours. The matter has been referred to the Minister for Local Government.

There being no further business the meeting closed at 3.00pm.

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

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**GENERAL MANAGER**

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**MAYOR**

